

Jon Niermann, *Chairman*
Emily Lindley, *Commissioner*
Bobby Janecka, *Commissioner*
Erin E. Chancellor, *Interim Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

April 19, 2023

The Honorable Dan Patrick
Lieutenant Governor of Texas
Capitol Station
PO Box 12068
Austin, Texas 78711

Re: Responsibility of the Texas Commission on Environmental Quality (TCEQ) Pursuant to Article XVI, Section 59(d), Texas Constitution.

Senate Bill (SB) 2582, as Filed by Senator Nathan Johnson-relating to the San Antonio River Authority, following recommendations of the Sunset Advisory Commission; altering the terms of office of the members of the board of directors of the authority.

Dear Governor Patrick:

The following comments are provided pursuant to the Constitutional requirements referenced above. Under those requirements, the TCEQ must submit, to the Governor, Lieutenant Governor, and Speaker of the House of Representatives, the TCEQ's recommendations on specific legislation affecting water districts. We recommend that these comments be considered in the evaluation of the proposed legislation.

Senate Bill 2582 provides changes to the San Antonio River Authority (District) by amending Chapter 276, Acts of the 45th Legislature, Regular Session, 1937, amending Sections 1-a(a), Section 3 by adding a Section 5, Section 5 amending sections 13-a, 13-b, 13-c, 13-d, 14-b, Section 7 amending section 15-a, and amending Section 9. The bill repeals Section 8, Sections 4-a and 14-a. The bill addresses subsequent Sunset Advisory reviews, powers of the District, partnerships with nonprofit organizations, board members qualifications, members terms of office, member vacancies, member training, making policy, board meetings and public testimony, complaint requirements, fiscal year dates, and taxation. The bill provides that a board director may vote, deliberate, and be counted as a director in attendance at a meeting of the board until December 1, 2023.

Sincerely,

A handwritten signature in blue ink, appearing to read "Kim Nygren".

Kim Nygren, Deputy Director
Water Availability Division

cc: The Honorable Charles Perry, Chairman, Senate Committee on Water, Agriculture, and Rural Affairs
Senator Nathan Johnson, Texas Senate
Senator Angela Paxton, Texas Senate
Senator Charles Perry, Texas Senate
Senator , Charles Schwertner, Texas Senate
Senator Drew Springer, Texas Senate

LETTER OF TRANSMITTAL
TEXAS SENATE
STATE OF TEXAS

SB 2582

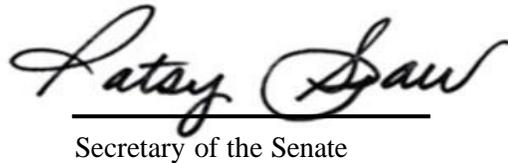
Bill Number

TO: The Honorable Governor of Texas
SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to transmit to you and the Texas Commission on Environmental Quality copies of a bill relating to a conservation and reclamation district and copies of the notice of intention to introduce the bill. One copy is for your files and one for you to forward to the Texas Commission on Environmental Quality, under Section 59(d), Article XVI, Constitution of the State of Texas.

3/24/2023

Date transmitted to
Governor's Office



Secretary of the Senate

TO: Texas Commission on Environmental Quality
SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to forward to you a copy of a bill relating to conservation and reclamation district and a copy of the notice of intention to introduce the bill.

March 31, 2023

Date transmitted to
Texas Commission on Environmental Quality



Governor

TO: The Honorable President of the Senate
The Honorable Speaker of the House of Representatives
The Honorable Governor of Texas
SUBJECT: A Bill Relating to a Conservation and Reclamation District

Attached are recommendations of the Texas Commission on Environmental Quality in compliance with Section 59(d), Article XVI, Constitution of the State of Texas.



Texas Commission on Environmental Quality

By: Johnson, et al.

S.B. No. 2582

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the San Antonio River Authority, following
3 recommendations of the Sunset Advisory Commission; altering the
4 terms of office of the members of the board of directors of the
5 authority.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Section 1-a(a), Chapter 276, Acts of the 45th
8 Legislature, Regular Session, 1937, is amended to read as follows:

9 (a) The District is subject to review under Chapter 325,
10 Government Code (Texas Sunset Act), but may not be abolished under
11 that chapter. The review shall be conducted under Section 325.025,
12 Government Code, as if the District were a state agency scheduled to
13 be abolished September 1, 2035 [~~2023~~], and every 12th year after
14 that year.

15 SECTION 2. Section 3, Chapter 276, Acts of the 45th
16 Legislature, Regular Session, 1937, is amended to read as follows:

17 Sec. 3. POWERS OF THE DISTRICT. The District is hereby
18 invested with all of the powers of the State of Texas under Article
19 16, Section 59, of the Constitution of the State of Texas to
20 effectuate the construction, maintenance and operation of
21 navigable canals or waterways, to effectuate flood control, to
22 effectuate the conservation and use, for all beneficial purposes,
23 of ground, storm, flood and unappropriated flow waters in the
24 District, to effectuate irrigation, to effectuate soil

1 conservation, to effectuate sewage treatment, to effectuate
2 pollution prevention, to encourage and develop parks, recreational
3 facilities and to preserve fish, to effectuate forestation and
4 reforestation, and to do all things as are required therefor,
5 subject only to: (i) declarations of policy by the Legislature of
6 the State of Texas as to the use of water; (ii) continuing
7 supervision and control by the State Board of Water Engineers and
8 any board or agency which may thereafter succeed to its duties;
9 (iii) the provisions of Section 4, page 212, Acts of the
10 Thirty-fifth Legislature, 1917, as subsequently amended (codified
11 under Article 7471, Vernon 's Civil Statutes of the State of Texas),
12 prescribing the priorities of uses for water; and (iv) the rights
13 heretofore or hereafter legally acquired in water by municipalities
14 and other users. Subject to the foregoing, it shall be the duty of
15 the District to exercise for the greatest practicable measure of
16 the conservation and beneficial utilization of all ground, storm,
17 flood and unappropriated flow waters of the District, in the manner
18 and for the particular purposes specified hereinafter in this
19 Section 3 and elsewhere in this Act the following powers, rights,
20 privileges and functions, to wit:

21 (a) Navigation:

22 (1) To promote, construct, maintain and operate, and/or to
23 make practicable, promote, aid and encourage, the construction,
24 maintenance and operation of navigable canals or waterways and all
25 navigational systems or facilities auxiliary thereto using the
26 natural bed and banks of the San Antonio River to its junction with
27 the Guadalupe River where practicable and thence traversing such

1 route as may be found by the District to be most feasible and
2 practicable to connect with the Intracoastal Canal and/or with any
3 new canal to be constructed and/or with any harbor at or near San
4 Antonio Bay or the Gulf of Mexico, and also using such new
5 correlated artificial waterways, together with all locks and other
6 works, structures and artificial facilities as may be necessary and
7 convenient for the construction, maintenance and operation of said
8 navigable canals or waterways and all navigational systems or
9 facilities auxiliary thereto. The District is empowered to
10 construct, or cause to be constructed, said system of artificial
11 waterways, canals, locks, works and other facilities so as to
12 connect the watershed area of the San Antonio River, including
13 navigation to or at a point near the City of San Antonio, with the
14 Intracoastal Canal and/or with any new canal to be constructed
15 and/or with any harbor at or near San Antonio Bay or the Gulf of
16 Mexico;

17 (2) To control, develop, store and use the natural flow and
18 floodwaters of the San Antonio River and its tributaries for the
19 purpose of operating and maintaining said navigable canals or
20 waterways and all navigational systems or facilities auxiliary
21 thereto, provided, however, that such navigational use shall be
22 subordinate to consumptive use of water, and navigation shall be
23 incidental thereto;

24 (3) In the case of the construction of said navigable canals
25 or waterways and all navigational systems or facilities auxiliary
26 thereto by the Federal Government or otherwise, the District shall
27 have the power to construct, maintain and operate lateral

1 connecting canals and turning basins to serve local needs, and
2 shall also have the power to provide, construct, acquire, purchase,
3 take over, lease from others, lease to others, and to maintain and
4 operate, develop, regulate and/or by franchise control wharves,
5 docks, warehouses, grain elevators, bunkering facilities, belt or
6 terminal railroads, floating plants, lighterage, towing
7 facilities, and all other facilities incident to or in aid of the
8 efficient operation and development of said canals or waterways and
9 all navigational systems or facilities auxiliary thereto, and any
10 ports incident thereto, whether the same be upon land or upon water;

11 (4) In the event the construction and/or maintenance and
12 operation of said navigable canals or waterways and all
13 navigational systems or facilities auxiliary thereto is taken over
14 by the Federal Government or any agency of the Federal Government,
15 then and in such event the District shall be fully authorized to
16 make and enter into any such contracts as may be lawfully required
17 by the Federal Government, including such assignments and transfers
18 of property and rights of property and easements and privileges and
19 any and all other lawful things and acts may be necessary and
20 required in order to meet the requirements of the Federal
21 Government or any agency of the Federal Government in taking over
22 the construction and/or maintenance and operation of said navigable
23 canals or waterways and all navigational systems or facilities
24 auxiliary thereto;

25 (5) The District may grant a franchise or right to any
26 person or body politic or corporate for the use of said navigable
27 canals or waterways and all navigational systems or facilities

1 auxiliary thereto or any facility thereof in aiding navigation and
2 no person or body politic or corporate may provide, maintain or
3 operate any facility of aid of navigation in any way connected with
4 said navigable canals or waterways and all navigational systems or
5 facilities auxiliary thereto and intended for use by the public
6 within the meaning and intent of this Act, except by and under the
7 franchise granted by this District, in the form of an ordinance as
8 provided by this Act, which franchise may be for any term not to
9 exceed fifty (50) years. Such ordinance granting franchise may
10 contain provisions for the payment of reasonable fees, and/or other
11 charges to be paid to the District, and shall contain provisions
12 adequate to regulate the fees, tolls, rates or exactions to be
13 demanded for the use of, or service to be rendered by any means or
14 facility to be provided or operated under any such franchise, to the
15 end that the same will be uniform, reasonable, and without
16 discrimination against any person, both as to charges and the
17 conditions of use or service, and such ordinance shall contain all
18 provisions reasonably required to procure service adequate to serve
19 the public necessity and convenience. The District may grant a
20 franchise for the design, construction, repair, enlargement,
21 alteration, maintenance, operation of, and service from, or use of
22 any facility to be provided for use in aid of navigation on said
23 navigable canals or water ways and all navigational systems or
24 facilities auxiliary thereto, whether upon land, or in or upon
25 water. The right hereby granted shall include the right to require
26 uniform and adequate analytic accounting systems and forms,
27 periodic verified reports based thereon, and the right of audit by

1 the District, and other reasonable regulations designed to protect
2 the public. In order to procure observance of the conditions of a
3 franchise granted hereunder, and/or compliance with the rules and
4 regulations established by ordinance of the District (to be adopted
5 and promulgated as elsewhere is provided in this Act) hereunder,
6 such ordinance may provide reasonable and commensurate penalties
7 fixed by General Law in Texas, and not to exceed the limit for
8 penalties as fixed elsewhere in this Act. The forfeiture or
9 suspension of a franchise granted under this Act, where not
10 otherwise provided in any such franchise, may be only because of
11 discrimination in rendering service, affording use, or in taking or
12 demanding a toll, rate or charge. Forfeiture or suspension of a
13 franchise granted hereunder, unless otherwise provided therein,
14 shall be upon a decree of a District Court within the County in
15 which this District may maintain its general office. The District
16 may likewise by ordinance establish rules necessary or designed to
17 protect the physical property owned by it, or physical property
18 owned or operated by another under a franchise hereunder granted,
19 and/or to effect the safety or efficient use of the same, and in
20 such ordinance may provide reasonable and commensurate penalties
21 for the violation thereof, which penalties shall be cumulative of
22 other penalties provided by the General Law of Texas, and not to
23 exceed the limit for penalties as fixed elsewhere in this Act;

24 (b) Flood Control and Flood Plain Management. To prevent
25 and aid in the prevention of damage to persons and property by the
26 overflow of any and all rivers, streams or tributaries thereof
27 within the District including the study and designation of flood

1 plains and the regulation thereof;

2 (c) Water Conservation, Storage, Procurement, Distribution
3 and Supply:

4 (1) To store and conserve to the greatest beneficial use
5 that of standby service as well as for the actual delivery of water;

6 (6) To provide water for the development of commercial and
7 industrial enterprises within or without the District;

8 (7) To bring water into the boundaries of the District;

9 (8) To construct, acquire, equip, to acquire storage rights
10 at, and operate and maintain dams and reservoirs, either within or
11 without the District, had in carrying out the powers conferred upon
12 the District, or to exercise such powers in conjunction with
13 others;

14 (9) To contract, operate and maintain or otherwise provide
15 water supply lines, water purification and water pumping systems
16 and facilities either within or without the District;

17 (10) Power to execute contracts with municipalities and
18 others involving the construction of reservoirs, dams, water supply
19 lines, water purification and pumping facilities, and the
20 furnishing of water supply service substantially in the manner
21 prescribed by Chapter 342, Acts of the Regular Session of the
22 Fifty-first Legislature, for Districts organized and created
23 pursuant to Article 16, Section 59, of the Constitution, extended
24 so as to permit such contracts with individuals, partnerships, and
25 all classes of corporations, and to permit the inclusion of
26 provisions for the operation, maintenance and ownership of such
27 properties, but the powers granted the District in this Subsection

1 are not to be considered a limitation on the powers, rights,
2 privileges and functions otherwise granted herein;

3 (11) To acquire from the United States Government, through
4 the Secretary of the Army or the Secretary of the Interior or any
5 other of its officials authorized to make such contracts, or from
6 the State of Texas or any agency thereof, or from any privately
7 financed reservoirs, unsold conservation storage capacity at any
8 dam within or without the District now constructed or to be
9 constructed either by or with the assistance of the United States
10 Government or the State of Texas, or by both. It may acquire
11 additional conservation storage capacity which may be provided at
12 any such dam;

13 (d) Irrigation: To provide water for irrigation of lands
14 within and without the District, and incident thereto, to
15 construct, operate and maintain supply lines and pumping systems
16 and facilities either within or without the District;

17 (e) Soil Conservation: For the conservation of soils and
18 other surface resources within the District against destructive
19 erosion, thereby preventing the increased flood menace incident
20 thereto, and for the prevention of sedimentation and siltation of
21 lands, channels and reservoirs, including the right either to act
22 as local sponsoring agent of upstream soil and water conservation
23 and flood prevention projects authorized by State or Federal
24 Agencies in conjunction with Soil Conservation Districts or to aid
25 and supplement the work of such upstream soil and water
26 conservation and flood prevention projects, all in furtherance of
27 the purposes of the District as provided by this Act [~~Master Plan~~]

1 ~~as defined in Section 4 a].~~ In connection therewith, the District
2 is authorized to make arrangements satisfactory to the Secretary of
3 Agriculture of the United States for defraying costs of operating
4 and maintaining such projects, in accordance with regulations
5 presented by the Secretary of Agriculture; provided, however, that
6 any portion of the total construction cost of any such project which
7 is allocable to flood control and/or soil conservation shall be
8 paid for or financed by funds which have their source in the county
9 in which each particular project is situated and which funds may be
10 of any kind or character, except taxes collected in accordance with
11 the provisions of Sections 15-a and 15-b of this Act;

12 (f) Sewage Treatment and Solid Waste Disposal. As a
13 necessary aid to the conservation, control, preservation,
14 purification and distribution of surface and ground waters within
15 the District, the District shall have the power to construct, own,
16 operate, maintain or otherwise provide, within the San Antonio
17 River Basin, sewage gathering, treatment and/or disposal services,
18 including solid waste disposal services, to charge for such
19 services, and to make contracts in reference thereto with counties,
20 municipalities and others. Provided, however, that the District
21 shall not exercise the powers hereinabove granted by this Section
22 3(f) within the boundaries of Kerr, Real, or Bandera Counties
23 unless the Commissioners Court of such county or counties shall
24 first have consented by a majority vote thereof to the exercise of
25 such power within such county or counties;

26 (g) Pollution Prevention. To provide for the study,
27 correcting and control of both artificial and natural pollution

1 including organic, inorganic and thermal, of all ground or surface
2 water within the San Antonio River Basin. In this connection, the
3 District is given the power by ordinance to promulgate rules and
4 regulations with regard to such pollution, both artificial and
5 natural, with the right of policing by said District to enforce such
6 rules and regulations and of providing reasonable and commensurate
7 penalties for the violation of any rules and regulations, which
8 penalties shall be cumulative of any penalties fixed by General Law
9 in Texas, and not to exceed the limit for penalties as fixed
10 elsewhere in this Act. Provided, however, that no ordinance
11 enacted pursuant to the powers hereinabove given the District by
12 this Section 3(g) shall be promulgated in any county or counties
13 outside the existing boundaries of the District;

14 (h) Parks, Recreational Facilities and Preservation of
15 Fish: For the encouragement and development of parks, recreational
16 facilities and the preservation of fish, the District shall have
17 the power to acquire additional land adjoining any permanent work
18 of improvement constructed within the District for the purpose of
19 developing parks, or recreational facilities. The District may
20 negotiate contracts with any county, municipality, municipal
21 corporation, person, firm, corporation, non-profit organization,
22 or State or Federal agency for the operation and/or maintenance of
23 any such park, or recreational facility. The preservation of fish
24 shall be in accordance with rules and regulations, if any,
25 prescribed by the Game and Fish Commission of the State of Texas;

26 (i) Forestation and Reforestation: To forest and reforest
27 and to aid in foresting and reforesting of all areas within the

1 District;

2 (j) Contractual: To make contracts and to execute
3 instruments necessary or convenient to the exercise of the powers,
4 rights, privileges and functions conferred upon it by this Act,
5 with the United States, its agencies, counties, cities, all
6 municipal corporations, political subdivisions and districts, and
7 with private persons, partnerships, associations, nonprofit
8 organizations, and corporations. The District shall make and
9 execute such contracts and instruments in accordance with the
10 following procedures:

11 (1) Concerning any wholesale contract for the sale,
12 purchase, procurement, distribution and/or supply of water or
13 conservation storage capacity, or for the construction of a
14 navigable canal or waterway, or any contract authorized by Section
15 1, Chapter 84, page 140, Acts of the 52nd Legislature, 1951, as
16 subsequently amended (codified under Article 7048b, Vernon 's Civil
17 Statutes of Texas), the Manager shall cause a notice describing the
18 general nature of such contract to be published once each week for
19 three (3) consecutive weeks in a newspaper of general circulation
20 in each county in the District within which such contract is to have
21 effect. Such contract may be considered and acted upon at the
22 regular meeting of the Board next following the last date of
23 publication or, without further notice, at any meeting thereafter.
24 The affirmative vote of at least seven (7) members of the Board
25 shall be required for the approval of confirmation or ratification
26 of any such contract. Of those seven (7) affirmative votes, at
27 least three (3) affirmative votes shall be cast by Board members

1 from Bexar County, at least one (1) affirmative vote shall be cast
2 by a Board member from Wilson County, at least one (1) affirmative
3 vote shall be cast by a Board member from Karnes County, and at
4 least one (1) affirmative vote shall be cast by a Board member from
5 Goliad County. The District may use any such contract as the sole
6 basis, or as a supplement to the basis, for securing its bonds;

7 (2) Concerning any construction, maintenance, operation or
8 repair contract, contract for the purchase of material, equipment
9 or supplies or any contract for services other than professional
10 services, if the contract will require an estimated expenditure of
11 more than the maximum amount for which competitive bidding is
12 required by statute for any political subdivision of the state or if
13 the contract is for a term of two (2) years or more, the Board, upon
14 the affirmative vote of a majority of a quorum present at any
15 regular or special meeting, shall award such contract to the lowest
16 and best bidder after publication of a notice to bidders once each
17 week for three (3) consecutive weeks. The Board by bylaw shall
18 promulgate the procedures for the publication of notice to bidders
19 and related procedures and may, within the limitations set forth in
20 this section, from time to time prescribe the amount of estimated
21 expenditures to be subjected to competitive bidding. In the event
22 of an emergency, the authority may let such contracts as are
23 necessary to protect and preserve the public health and welfare or
24 the properties of the authority, without such bidding procedures.
25 Members of the Board of Directors shall be ineligible to submit such
26 bids. Any provision of this Subsection to the contrary
27 notwithstanding, the District may purchase surplus property from

1 the United States by negotiated contract and without the necessity
2 of advertising for bids.

3 (k) General:

4 (1) This District hereby is vested with such title and right
5 of control as the State has, or may have, in, to and concerning the
6 natural bed and banks of the San Antonio River in its entire length,
7 and all of its tributaries as are within the District, as said
8 District is defined in Section 2-a of this Act, and the District
9 hereby is further vested with such title and right of control as the
10 State has, or may have, in, to and concerning the natural bed and
11 banks of any other navigable stream or tributary thereof as may be
12 situated within the District, as said District is defined in
13 Section 2-a of this Act; which investment, however, shall be in
14 trust, and to authorize said District to make such uses, and/or
15 disposition of such lands and rights (and the proceeds, income,
16 revenues, or trading values thereof) as in actual experience may
17 prove to be reasonably required for, or in aid of, the
18 accomplishment of the purposes of this Act;

19 (2) To make preliminary investigations and surveys in the
20 manner and for the purposes specified in said Chapter 25 (either
21 independently at its own cost, or jointly with others, or to
22 contribute to the cost thereof when done by another), whereby to
23 procure cooperation by the Government of the United States of
24 America, to the end that any project lawfully within the purposes of
25 this Act may be approved for construction as a Federal project under
26 such contractual terms and conditions as may be demanded by the
27 Federal Congress;

1 (3) To expend all sums reasonably deemed to be necessary or
2 expedient for seeking cooperation in accomplishing the objects of
3 this Act from the Federal Government, and/or any and all other
4 persons, creatures, or entities, whether natural, or creatures of
5 law or contract;

6 (4) Subject to the provisions of this Act from time to time
7 to sell or otherwise dispose of any property of any kind, real,
8 personal, or mixed, or any interest therein, which shall not be
9 necessary to the carrying on of the business of the District;

10 (5) To overflow and inundate any public lands and public
11 property and to require the relocation of roads and highways in
12 manner and to the extent permitted to districts organized under
13 General Laws pursuant to Section 59 of Article 16 of the
14 Constitution of the State of Texas. In the event that the District,
15 in the exercise of the power of eminent domain or power of
16 relocation, or any other power granted hereunder, makes necessary
17 the relocation, raising, rerouting or changing the grade of, or
18 altering the construction of any railroad, or street railway, all
19 such necessary relocation, raising, rerouting, changing of grade or
20 alteration of construction shall be accomplished at the sole
21 expense of the District;

22 (6) To construct, extend, improve, maintain and
23 reconstruct, to cause to be constructed, extended, improved,
24 maintained, and reconstructed, and to use and operate, any and all
25 facilities of any kind necessary or convenient to the exercise of
26 such powers, rights, privileges, and functions;

27 (7) To sue and to be sued in its corporate name;

1 (8) To adopt, use, and alter a corporate seal;

2 (9) To adopt and to amend its bylaws for the management of
3 its affairs;

4 (10) To appoint officers, agents, employees and
5 professional consultants, none of whom shall have any interest,
6 direct or indirect, in any contracts awarded by the District;

7 (11) To prescribe the duties and fix the compensation of all
8 officers, agents, employees and professional consultants;

9 (12) To acquire by purchase, lease, gift, or in any other
10 lawful manner and to maintain, use, and operate any and all property
11 of any kind, real, personal or mixed, or any interest therein,
12 within and without the boundaries of the District, necessary or
13 convenient to the exercise of the powers, rights, privileges and
14 functions conferred upon it by this Act, in the manner provided by
15 general law with respect to condemnation or, at the option of the
16 District, in the manner provided by the statutes relative to
17 condemnation by Districts organized under general law pursuant to
18 Section 59 of Article 16 of the Constitution of the State of Texas;

19 (13) To condemn lands used or dedicated for cemetery
20 purposes in the manner provided by the General Law of Texas where
21 reasonably necessary to effectuate the powers, rights, privileges
22 and functions of the District, provided, however, that, when such
23 power of condemnation is sought to be exercised with respect to any
24 Perpetual Care cemetery, as defined in Article 912a, Vernon 's Civil
25 Statutes of the State of Texas, as to the condemnation of any such
26 Perpetual Care cemetery or portion thereof, jurisdiction is hereby
27 conferred for such purpose on the District Court or Courts of the

1 county in which such cemetery land or any part thereof may be
2 located, and such condemnation action shall likewise involve the
3 issue of the removal of the dedication thereof as such Perpetual
4 Care cemetery and the issue of the necessity for such taking;

5 (14) To borrow money for its corporate purposes and to
6 execute proper notes or other evidences of indebtedness, and
7 without limitation of the generality of the foregoing, to borrow
8 money and accept grants from the United States of America, and in
9 connection with any such loan or grant, to enter into such
10 agreements as the United States of America or such corporation or
11 agency may require; and to make and issue its negotiable bonds for
12 moneys borrowed in the manner and to the extent provided in Section
13 16. Nothing in this Act shall authorize the issuance of any bonds,
14 notes, or other evidences of indebtedness of the District, except
15 as specifically provided in this Act, and no issuance of bonds,
16 notes, or other evidences of indebtedness, except as specifically
17 provided in this Act, shall ever be authorized except by an Act of
18 the Legislature;

19 (15) To obtain loans from and accept grants from the United
20 States and its agencies, and from the State of Texas, and its
21 agencies, and it shall have the right to participate in and be the
22 beneficiary of any plan which may be evolved by the State or Federal
23 Government for guaranteeing or otherwise subsidizing the
24 obligations of the District;

25 (16) The District shall have the power to adopt and
26 promulgate by ordinance all reasonable rules and regulations for
27 purposes elsewhere provided in this Act and generally to secure and

1 protect any and all of its property and any and all of its works of
2 improvement, and to regulate residence, hunting, fishing, boating
3 and camping, and all recreational and business privileges on any
4 navigable river of the District, or any reservoir of the District,
5 or upon any land owned by the District. The District may prescribe
6 reasonable and commensurate penalties for the violation of any and
7 all such rules and regulations of the District, which penalties
8 shall be cumulative of any penalties fixed by the General Law in
9 Texas and shall not exceed fines of more than Two Hundred Dollars
10 (\$200), or imprisonment for not more than one hundred eighty (180)
11 days, or may provide for both such fine and imprisonment. No rule
12 or regulation which provides a penalty for the violation thereof
13 shall be in effect, as to enforcement of the penalty, until five (5)
14 days next after the District may have caused a substantive
15 statement of the particular rule or regulation and the penalty for
16 the violation thereof to be published once a week for three (3)
17 consecutive weeks in a newspaper of general circulation in each
18 county in which it is to be effective. The substantive statement so
19 to be published shall be as condensed as is possible to afford an
20 intelligent direction of the mind to the act forbidden by the rule
21 or regulation; one (1) notice may embrace any number of
22 regulations; there must be embraced in the notice advice that
23 breach of the particular regulation, or regulations, will subject
24 the violator to the infliction of a penalty and there also shall be
25 included in the notice advice that the full text of the regulations
26 sought to be enforced is on file in the principal office of the
27 District, where the same may be read by any interested person. Five

1 (5) days after the third publication of the notice hereby required,
2 the advertised regulation shall be in effect, and ignorance of any
3 such regulation shall not constitute a defense to a prosecution for
4 the enforcement of a penalty and, the rules and regulations
5 authorized hereby, after the required publication, shall
6 judicially be known to the courts and shall be considered of a
7 nature like unto that of valid penal ordinance of a city of the
8 State. The District shall be primarily liable for any court costs
9 incurred hereunder, and the cost to maintain any offender committed
10 for imprisonment hereunder. Any fine imposed in any such
11 proceeding and paid in money shall be payable to this District and
12 applied as its Board may direct;

13 (17) To designate an official newspaper of the District in
14 each county in the District, each of which newspapers shall be a
15 newspaper having general circulation in the county in which it is
16 situated;

17 (18) To acquire such rights-of-way as are necessary to
18 construct, operate and maintain such roads as are necessary for
19 ingress and egress to any work of improvement or to any park,
20 recreational facility, or fish or wildlife preserve or reserve;

21 (19) To grant concessions and franchises upon the premises
22 of any works of improvement or any park, recreational facility or
23 fish or wildlife preserve or reserve to any person or corporation;

24 (20) When germane to the accomplishment and the purposes of
25 this Act, and not otherwise adequately provided by Chapter 25, or
26 provided elsewhere in this Act, the Directors of the District shall
27 have the power to adopt and promulgate ordinances, which may be done

1 by a majority (except as specifically provided elsewhere in this
2 Act) of those Directors present at any meeting held in compliance
3 with the provisions of the bylaws at which there must be present a
4 majority of the Board, constituting a quorum. No notice shall be
5 required before the passage of such ordinance, except such notices
6 of special or regular meetings of the Board as may be provided
7 elsewhere in this Act. After having adopted such ordinances, the
8 Directors shall cause the same to be filed and recorded in the
9 official records of the Authority. The Directors may, if they deem
10 necessary and proper, in addition to filing and recording same in
11 the official records of the Authority, either caused certified
12 copies of same to be forthwith filed of record in the office of the
13 County Clerk of each county situated in whole or in part within the
14 District within which such ordinance is intended to have
15 application and/or to be published once or more each week for three
16 (3) or more consecutive weeks in a newspaper or newspapers of
17 general circulation in each county within the District within which
18 ordinance is intended to have application, following either or all
19 of which methods of recording and/or publication the ordinance
20 shall be in full force and effect; and thereafter all courts and
21 persons shall be held to have knowledge thereof, just as though the
22 same had been embraced in the body of this Act and the County Clerk
23 in any county is authorized and directed to file and record all
24 certified copies of such county and to charge therefor the same fees
25 as is provided for recording deeds of conveyance. And the powers of
26 said District to adopt ordinances shall include, among other things
27 as follows: in any case in which said Chapter 25 does not provide a

1 specific power or right germane to, or appropriate, or adequate to
2 accomplish an object of this Act, and such specific power has been,
3 or hereafter may, conferred by law on Counties, Cities, Water
4 Improvement Districts, Water Control and Improvement Districts,
5 Drainage Districts, Navigation Districts, Canal Corporations,
6 Channel and Dock Corporations, Deep Water Corporations, Railway
7 Corporations, Terminal Railway Corporations, Telegraph and
8 Telephone Corporations, or other like creatures of the law, then to
9 the intent required to make adequate hereto the powers and rights of
10 this District, it may by ordinance adopt and have as part of the law
11 of its being so much of the power and right of any of the herein
12 designated creatures of the law as will enable it effectively to
13 accomplish that purpose of this Act. The adoption of a power or
14 mode of procedure hereunder shall not be held to include any
15 incidental limitation which would impede the lawful accomplishment
16 of the purposes of this Act. As to this, there shall be no limit
17 hereof save such as would violate the provisions of the
18 Constitution of the United States and the State of Texas concerning
19 the rights of others;

20 (21) This District shall have all such powers and rights,
21 and regulations for government and procedure, as are contained in
22 said Chapter 25, which shall be cumulative of those provided by this
23 Act, and those rules for procedure which may be provided by
24 ordinances adopted by the District under other provisions of this
25 Act.

26 SECTION 3. Chapter 276, Acts of the 45th Legislature,
27 Regular Session, 1937, is amended by adding Section 5 to read as

1 follows:

2 Sec. 5. PARTNERSHIP WITH NONPROFIT ORGANIZATION. (a) In
3 this section, "affiliated nonprofit organization" means a
4 nonprofit organization:

5 (1) created by the District; or

6 (2) for which the District, the Board, or the
7 District 's employees have a right to appoint one or more of the
8 members of the governing body of the nonprofit organization.

9 (b) The District may contract or otherwise coordinate with a
10 nonprofit organization, including an affiliated nonprofit
11 organization, to accomplish the purposes of the District.

12 (c) Members of the Board or employees of the District may
13 not constitute a majority of the board of directors or other
14 governing body of an affiliated nonprofit organization.

15 (d) The Board shall develop a policy regarding fund-raising
16 activities of any nonprofit organizations that enter into a
17 partnership with the District. The policy must:

18 (1) include acceptable and prohibited fund-raising
19 activities;

20 (2) specify how fund-raising is conducted and
21 supervised; and

22 (3) include criteria for seeking and selecting
23 corporate sponsors to ensure that sponsorships serve the public
24 interest and are consistent with the purposes of the District.

25 (e) A memorandum of understanding between the District and
26 an affiliated nonprofit organization entered into under this
27 section must include the policy developed by the Board under

1 Subsection (d) of this section.

2 SECTION 4. Section 9, Chapter 276, Acts of the 45th
3 Legislature, Regular Session, 1937, is amended to read as follows:

4 Sec. 9. GOVERNING BODY OF THE DISTRICT; QUALIFICATIONS OF
5 MEMBERS OF THE BOARD; VACANCIES; TERM OF OFFICE. The government and
6 control of the District shall be vested in a Board of Directors
7 consisting of 12 [~~twelve (12)~~] members, 6 [~~six (6)~~] of whom shall be
8 elected from Bexar County, 2 [~~two (2)~~] of whom shall be elected from
9 Wilson County, 2 [~~two (2)~~] of whom shall be elected from Karnes
10 County, and 2 [~~two (2)~~] of whom shall be elected from Goliad County.
11 Each director shall serve for a term of four [~~six (6)~~] years, and
12 shall hold office until the director 's [~~his~~] successor has been
13 elected and has qualified by taking the oath of office. Before
14 entering upon the duties of the member 's [~~his~~] office, each member
15 of the Board shall take the Constitutional Oath of Office and the
16 same shall be filed in written form with the Secretary of the Board.
17 Vacancies occurring on the Board from any county shall be filled by
18 appointment by the Governor of the State, with the advice and
19 consent of the Senate, for such unexpired term. Any person over the
20 age of 21 [~~twenty one (21)~~] years, residing within the District and
21 within the county from which the person [~~he~~] is elected or
22 appointed, and possessing the qualifications of a juror shall be
23 eligible to be elected or appointed and to serve as a director.

24 SECTION 5. Chapter 276, Acts of the 45th Legislature,
25 Regular Session, 1937, is amended by adding Sections 13-a, 13-b,
26 13-c, and 13-d to read as follows:

27 Sec. 13-a. TRAINING FOR BOARD MEMBERS. (a) A person who is

1 elected or appointed to and qualifies for office as a member of the
2 Board may not vote, deliberate, or be counted as a member in
3 attendance at a meeting of the Board until the person completes a
4 training program that complies with this section.

5 (b) The training program must provide the person with
6 information regarding:

7 (1) the law governing the District 's operations;

8 (2) the programs, functions, rules, and budget of the
9 District;

10 (3) the scope of and limitations on the rulemaking
11 authority of the Board;

12 (4) the results of the most recent formal audit of the
13 District;

14 (5) the requirements of:

15 (A) laws relating to open meetings, public
16 information, administrative procedure, and disclosing conflicts of
17 interest; and

18 (B) other laws applicable to members of the
19 governing body of a river authority in performing their duties; and

20 (6) any applicable ethics policies adopted by the
21 District or the Texas Ethics Commission.

22 (c) A person elected or appointed to the Board is entitled
23 to reimbursement for the travel expenses incurred in attending the
24 training program regardless of whether the attendance at the
25 program occurs before or after the person qualifies for office.

26 (d) The Manager of the District shall create a training
27 manual that includes the information required by Subsection (b) of

1 this section. The Manager of the District shall distribute a copy
2 of the training manual annually to each member of the Board. Each
3 member of the Board shall sign and submit to the Manager of the
4 District a statement acknowledging that the member received and
5 reviewed the training manual.

6 Sec. 13-b. POLICIES TO SEPARATE POLICY-MAKING AND STAFF
7 FUNCTIONS. The Board shall develop and implement policies that
8 clearly separate the policy-making responsibilities of the Board
9 and the management responsibilities of the Manager and the staff of
10 the District.

11 Sec. 13-c. PUBLIC TESTIMONY AT BOARD MEETINGS. The Board
12 shall develop and implement policies that provide the public with a
13 reasonable opportunity to appear before the Board and to speak on
14 any issue under the jurisdiction of the District.

15 Sec. 13-d. COMPLAINT INFORMATION REQUIREMENTS. (a) The
16 District shall maintain a system to promptly and efficiently act on
17 complaints filed with the District. The District shall maintain
18 information about parties to the complaint, the subject matter of
19 the complaint, a summary of the results of the review or
20 investigation of the complaint, and its disposition.

21 (b) The District shall make information available
22 describing its procedures for complaint investigation and
23 resolution.

24 (c) The District shall periodically notify the complaint
25 parties of the status of the complaint until final disposition
26 unless the notice would jeopardize an investigation.

27 SECTION 6. Chapter 276, Acts of the 45th Legislature,

1 Regular Session, 1937, is amended by adding Section 14-b to read as
2 follows:

3 Sec. 14-b. FISCAL YEAR. The District 's fiscal year ends on
4 September 30 of each year.

5 SECTION 7. Section 15-a, Chapter 276, Acts of the 45th
6 Legislature, Regular Session, 1937, is amended to read as follows:

7 Sec. 15-a. TAXATION. Subject to the limitation as to the
8 maximum rate of tax as prescribed in this Section, the District may
9 levy and collect throughout the territory of the District such ad
10 valorem taxes as are voted at an election or elections called by the
11 Board for that purpose and conducted throughout the territory of
12 the District. The maximum rate of tax which can be levied and
13 collected for any year shall be two cents (2¢) on the One Hundred
14 Dollars (\$100) of taxable property based on its assessed valuation,
15 in accordance with the following conditions and procedures:

16 (a) The Board of Directors of the District may, by
17 ordinance, call an election to submit to the voters for approval
18 such taxation; provided that a public hearing to discuss the
19 proposed tax issue shall be held in each county in the District,
20 said public hearing to be held not less than ten (10) days nor more
21 than twenty-five (25) days prior to the scheduled date of any such
22 election, and said hearings shall be called by the Board of
23 Directors of the District and notice of the time, day, date, place
24 and purpose of said meeting shall be given by publishing said notice
25 in at least one (1) newspaper of general circulation in each county
26 where the meeting is to be held at least ten (10) days prior to such
27 hearing;

1 (b) Only qualified electors, owning taxable property within
2 the boundaries of the District and who have duly rendered their
3 property for taxation shall be entitled to vote in any such
4 election. An elector otherwise qualified must vote in the county of
5 his residence and at the polling place designated for the precinct
6 of his residence. The ordinance calling the election shall specify
7 the polling place or places in each of the several counties. The
8 notice of election will be sufficient as to any county within the
9 District if it states that the election is to be held throughout the
10 territory comprising the District and if it specifies the polling
11 place or places in such county. But it shall not be necessary to
12 publish such details except in the county in which they are
13 applicable;

14 (c) Returns of the election shall be made to the Board, and
15 the Board shall canvass the returns of the election and adopt an
16 ordinance declaring the results thereof. The Board may levy taxes
17 within the maximum rate thus voted if a majority of the votes cast
18 throughout the District are in favor of the levy of the tax and if a
19 majority of the votes cast in any three (3) counties in the District
20 are in favor of the levy of the tax;

21 (d) The rate of tax shall be uniform throughout the
22 territory comprising the District, and shall be certified by the
23 Chairman and the Secretary of the Board of Directors of the District
24 to the Tax Assessor and the Tax Collector of each included county;

25 (e) After an election has resulted favorably to the levy of
26 a tax, the Board of Directors may borrow money payable therefrom and
27 may evidence such loan by a negotiable note given in the name of the

1 District;

2 (f) Any taxes thus collected shall be used for the purpose
3 of general administration[, ~~preparation of the Master Plan provided~~
4 ~~for in Section 4 a,~~] and for ~~[other]~~ planning and other services
5 with respect to any of the purposes, rights, privileges and
6 functions of the District; provided, however, that none of the
7 taxes thus collected shall be used to pay for or finance the
8 construction of any dams, reservoirs, levees, channels, pipelines
9 or other major physical works of the District, or pay for the cost
10 of any right-of-way acquisitions, or the expenses of right-of-way
11 acquisition, or damages awarded by any Court under Article 1,
12 Section 17, of the Constitution of the State of Texas. It is the
13 intent of this Act that any taxes thus collected will enable the
14 District to accomplish its purposes, including ~~[develop a Master~~
15 ~~Plan for]~~ the maximum development of the soil and water resources of
16 the District, it ~~[is]~~ being hereby found and determined that the
17 benefits to be realized from such maximum development can be
18 obtained only through area-wide participation and planning. It is
19 the intent of this Act that the construction of any dams,
20 reservoirs, levees, channels, pipelines or other major physical
21 works of the District shall be paid for or financed by revenue bonds
22 of the District to be redeemed either by the sale of services or by
23 taxes to be levied by a county or municipality and paid over to the
24 District as an independent contractor of said county or
25 municipality. It is likewise the intent of this Act that any taxes
26 thus collected may be used to pay for the operation, repair and/or
27 maintenance of any flood control, soil conservation, watershed

1 protection and/or erosion structures or works of improvement
2 constructed in cooperation with the Federal Government; provided,
3 however, that any such operation, repair and/or maintenance costs
4 shall be paid for out of taxes thus collected in the county in which
5 the particular structure or work of improvement is situated. It is
6 further the intent of this Act that the taxes authorized by this
7 Section 15-a thus collected shall not be pledged to the redemption
8 of any bonds of the District.

9 SECTION 8. Sections 4-a and 14-a, Chapter 276, Acts of the
10 45th Legislature, Regular Session, 1937, are repealed.

11 SECTION 9. (a) The change in law made by this Act to the
12 terms of the directors of the San Antonio River Authority applies
13 only to the term of a director who is appointed or elected on or
14 after the effective date of this Act.

15 (b) The directors elected at the election held on the
16 uniform election date in November 2023 shall draw lots to determine
17 which director serves a term of four years and which director serves
18 a term of two years.

19 (c) Notwithstanding Section 13-a, Chapter 276, Acts of the
20 45th Legislature, Regular Session, 1937, as added by this Act, a
21 person serving on the board of directors of the district may vote,
22 deliberate, and be counted as a director in attendance at a meeting
23 of the board until December 1, 2023.

24 SECTION 10. (a) The legal notice of the intention to
25 introduce this Act, setting forth the general substance of this
26 Act, has been published as provided by law, and the notice and a
27 copy of this Act have been furnished to all persons, agencies,

1 officials, or entities to which they are required to be furnished
2 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
3 Government Code.

4 (b) The governor, one of the required recipients, has
5 submitted the notice and Act to the Texas Commission on
6 Environmental Quality.

7 (c) The Texas Commission on Environmental Quality has filed
8 its recommendations relating to this Act with the governor, the
9 lieutenant governor, and the speaker of the house of
10 representatives within the required time.

11 (d) All requirements of the constitution and laws of this
12 state and the rules and procedures of the legislature with respect
13 to the notice, introduction, and passage of this Act are fulfilled
14 and accomplished.

15 SECTION 11. This Act takes effect immediately if it
16 receives a vote of two-thirds of all the members elected to each
17 house, as provided by Section 39, Article III, Texas Constitution.
18 If this Act does not receive the vote necessary for immediate
19 effect, this Act takes effect September 1, 2023.

HEARST

MEDIA SOLUTIONS

San Antonio Express News | ExpressNews.com | mySA.com

Legal Notice

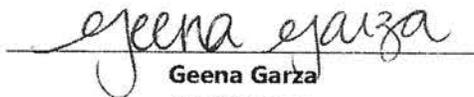
This is to give notice of intent to introduce in the 88th Legislature, Regular Session, a bill to be entitled an Act relating to the San Antonio River Authority, following recommendations of the Sunset Advisory Commission; altering the terms of office of the members of the board of directors of the authority. The costs for the publication of this notice were paid by the Sunset Advisory Commission.

SAN ANTONIO EXPRESS - NEWS AFFIDAVIT OF PUBLICATION

STATE OF TEXAS:
COUNTY OF BEXAR

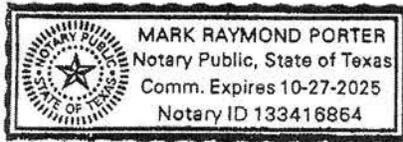
Before me, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared: Geena Garza, who after being duly sworn, says that she is the Bookkeeper of HEARST NEWSPAPERS, LLC - dba: SAN ANTONIO EXPRESS - NEWS, a newspaper published in Bexar County, Texas and that the publication, of which the annexed is a true copy, was published to wit:

Customer ID	Customer	Order ID	Publication	Pub Date
20060322	LINEBARGER	34259185	SAE Express-News	02/22/23


Geena Garza
Bookkeeper

Sworn and subscribed to before me, this 23rd day of Feb. A.D. 2023

Notary public in and for the State of Texas





Coastal Bend PUBLISHING

BEE | GOLIAD | SAN PATRICIO | REFUGIO
KARNES | LIVE OAK & McMULLEN

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KARNES
Countywide

The News of
SAN PATRICIO

REFUGIO
County Press

111 N. Washington • PO Box 10 • Beeville TX 78104
361.358.2550 office@mysoutex.com

AFFIDAVIT of PUBLICATION

THE STATE OF TEXAS

COUNTY OF BEE

Before me, the undersigned authority, on this day personally appeared Dennis Wade known to me, who, by me duly sworn, on his oath deposes and says that he is the Publisher of the Goliad Advance-Guard, having general circulation in Goliad County, who being by me duly sworn, deposes and says that the foregoing attached notice was published in said newspaper on the following date(s), to wit:

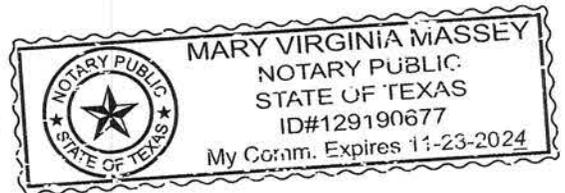
February 23, 2023



Dennis Wade, Publisher

Sworn to and subscribed before me by Dennis Wade this the 23 day of February 2023 AD to certify which witness my hand and official seal.

Mary Virginia Massey
Mary Virginia Massey,
Notary Public in and for the State of Texas



Coastal Bend PUBLISHING

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KARNES
Countywide

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111 N. Washington • PO Box 10 • Beeville TX 78104
361.358.2550 office@mysoutex.com

AFFIDAVIT of PUBLICATION

THE STATE OF TEXAS

COUNTY OF BEE

Before me, the undersigned authority, on this day personally appeared Dennis Wade known to me, who, by me duly sworn, on his oath deposes and says that he is the Publisher of the Karnes Countywide, having general circulation in Karnes County, who being by me duly sworn, deposes and says that the foregoing attached notice was published in said newspaper on the following date(s), to wit:

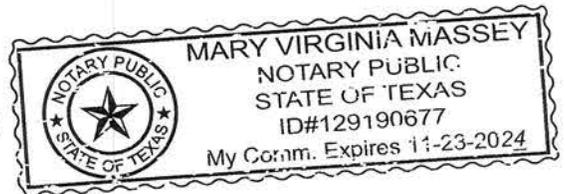
February 23, 2023



Dennis Wade, Publisher

Sworn to and subscribed before me by Dennis Wade this the 23 day of February 2023 AD to certify which witness my hand and official seal.

Mary Virginia Massey
Mary Virginia Massey,
Notary Public in and for the State of Texas



CLASSIFIEDS

Thursday, February 23, 2023 | MySouTex.com | PAGE 7B

PUBLIC NOTICE

LEGAL NOTICE

SAN ANTONIO RIVER AUTHORITY INVITATION FOR BID IFB 00281 PROJECT 29 WASTEWATER LINE CONSTRUCTION

Description: This project consists of furnishing all labor, materials, services, supervision, inspections, permits, equipment and appliances required with, or properly incidental to all construction required to complete the project above. To view this solicitation, go to purchasing.sara-tx.org

Submittal Due Date: March 23, 2023 at 11:00 AM CT

Staff Contact Person: Emily Hanson at ehanson@sarverauthority.org 2-2383-2

PUBLIC NOTICE

This is to give notice of intent to introduce in the 88th Legislature, Regular Session, a bill to be entitled an Act relating to the San Antonio River Authority, following recommendations of the Sunset Advisory Commission; altering the terms of office of the members of the board of directors of the authority. The costs for the publication of this notice were paid by the Sunset Advisory Commission. 2-23

REQUEST FOR PROPOSALS

City of Karnes City, Texas. The City of Karnes City plans to apply for Regional Mitigation Program Council of Governments Method of Distribution (COG-MOD) program(s) from the Texas General Land Office (GLO) and is soliciting proposals to provide administration and/or planning services for CDBG contract(s), if awarded. Please electronically submit your proposal in .pdf format via email to vbutter@cityofkarnes.com and submit 3 copies of your proposal to the address below and a statement of qualifications for the proposed services to the following address: **Attn: City of Karnes City - Veronica Butler, 1107 N. HWY 123, Karnes City, Texas 7818.** Proposals must be received by the City no later than Friday, March 10, 2023, at 3:30 P.M. to be considered. The City reserves the right to negotiate with any and all individuals or firms that submit proposals and may award one or more contracts to one or more service provider(s). Section 3 Residents and Business Concerns, Minority Business Enterprises, Small Business Enterprises and Women Business Enterprises, and Labor Surplus Area firms are encouraged to submit proposals. The City of Karnes City is an Affirmative Action/Equal Opportunity Employer. Servicios de traducción están disponibles por petición. 2-23

RAILROAD COMMISSION OF TEXAS OIL AND GAS DIVISION DISTRICT 02

Rule 37 Case No. 0337710
DATE OF ISSUANCE: Feb 9, 2023
Status/Permit No. 885090
NOTICE OF PROTEST DEADLINE: 5:00 PM, Mar 2, 2023
Address: Railroad Commission of Texas
ATTN: Drilling Permit Unit
P. O. Box 12967
Austin, Texas 78711-2967
Fax: (512) 463-6780
Email: SWR37@RRC.TEXAS.GOV

NOTICE IS HEREBY GIVEN that the EOG RESOURCES, INC., [RRC Operator No. 253162] has made application for a spacing exception permit under the provisions of Railroad Commission Statewide Rule 37 (16 Tex. Admin. Code section 3.37). Applicant seeks exception to the LEASE LINE requirement for the AMENDED NEW DRILL permit in Sec., Bk., DENMAN, C Survey, A-89, EAGLEVILLE (EAGLE FORD-2) Field, KARNES County, being 25 miles NW direction from GILLET, Texas.

PURSUANT TO THE TERMS of Railroad Commission rules and regulations, this application may be granted **WITHOUT A HEARING** if no protest to the application is received within the deadline. An affected person is entitled to protest this application. Affected persons include owners of record and the operator or lessees of record of adjacent tracts and tracts nearer to the proposed well than the minimum lease line spacing distance. If

you have questions which are specific to the Application or the information set forth in this Notice, please contact the Commission's Drilling Permit Unit at (512)463-6751. If a hearing is called, the applicant has the burden to prove the need for an exception. A Proponent should be prepared to establish standing as an affected person, and to appear at the hearing either in person or by qualified representative and protest the application with cross-examination or presentation of a direct case. The rules of evidence are applicable in the hearing. If you have any questions regarding the hearing procedure, please contact the Commission's Docket Services Department at (512)463-6848.

IF YOU WISH TO REQUEST A HEARING ON THIS APPLICATION, YOU MUST FILL OUT, SIGN AND MAIL, FAX, E-MAIL OR DELIVER TO THE AUSTIN OFFICE OF THE RAILROAD COMMISSION OF TEXAS THE ENCLOSED NOTICE OF INTENT TO APPEAR IN PROTEST. A COPY OF THE INTENT TO APPEAR IN PROTEST MUST ALSO BE MAILED, DELIVERED, FAXED OR E-MAILED ON THE SAME DATE TO THE APPLICANT AT THE ADDRESS SHOWN ON THE SERVICE LIST. THIS INTENT TO APPEAR IN PROTEST MUST BE RECEIVED IN THE RAILROAD COMMISSION'S AUSTIN OFFICE AT THE ADDRESS, FAX NUMBER OR E-MAIL ADDRESS SET OUT ABOVE NO LATER THAN 5:00 PM ON:

Mar 2, 2023

IMPORTANT: THE MAILBOX RULE DOES NOT APPLY. IF NO PROTEST IS RECEIVED WITHIN SUCH TIME, YOU WILL LOSE YOUR RIGHT TO FILE A PROTEST AND THE REQUESTED PERMIT MAY BE GRANTED ADMINISTRATIVELY. IT BE EFFECTIVE THE DAY FOLLOWING THE TERMINATION OF SUCH 21 DAY PERIOD.

The location and identity of the well is as shown below:
FIELD: EAGLEVILLE (EAGLE FORD-2)

Lease/Unit Name: CONCEPCION A
Lease/Unit Well No.: 1H
Lease/Unit Acres: 1790.38
Nearest Lease Line (ft): null
Nearest Well on Lease (ft): 1.0

Lease Lines:
1390.0 F nw L,
613.0 F sw L
Survey Lines:
3492.0 F nw L,
3578.0 F ne L
Wellbore Profile(s):
Horizontal
Lateral: TH1
Penetration Point Location
Lease Lines:
2651.0 F NW L
1410.0 F SW L
Terminus Location
BH COUNTY: KARNES
Section: 610
Block:
Abstract: 78
Survey: COBB, E
Lease Lines: 50.0 F S L
3583.0 F NE L
Survey Lines: 815.0 F E L
809.0 F SW L

Field Rules for ALL fields on the permit application are as follows:
EAGLEVILLE (EAGLE FORD-2):
Special Rules
330/0, 80.0 acres.
Optional Rules
330/0, 40.0 acres.

This well is to be drilled to an approximate depth of 1000 feet.

If you have questions regarding this application, please contact the Applicant's representative, Jeremy Montanez, at (210)7309432. 2-168-23pd

NOTICE OF SALE THE STATE OF TEXAS

§ § §

BY VIRTUE OF AN ORDER OF SALE COUNTY OF KARNES and issued pursuant to judgment decree(s) of the 218th District Court of Karnes County, Texas, by the Clerk of said Court on said date, in the hereinafter numbered and styled suit(s) and to me directed and delivered as Sheriff or Constable of said County, I have on January 25, 2023, seized, levied upon, and will, on the first Tuesday in March, 2023, the same being the 7th day of said month, inside the Karnes County Courthouse at 101 North Panna Maria Avenue, in the City of Karnes City, Texas, between the hours of 10 o'clock a.m. and 4 o'clock p.m., beginning at approximately 10:00 a.m., on said day, proceed to sell for cash to the highest bidder all the right, title, and interest of the defendants in such suit(s) in and to the following described real estate levied upon as the property of said

defendants, the same lying and being situated in the County of Karnes and the State of Texas, to-wit: **Cause # 19-09-00234-CVK OVATION SERVICES, LLC v. ALICE RODRIGUEZ;**
Judgment Date: September 2, 2020
Tax Act #: 107426-0000-0000
Order of Sale Issued: November 15, 2022
Legal Description: LOTS THREE (3) AND FOUR (4), BLOCK 111, ORIGINAL TOWNSITE OF KARNES CITY, KARNES COUNTY, TEXAS, ACCORDING TO MAP OR PLAT THEREOF RECORDED IN THE OFFICIAL PUBLIC RECORDS, KARNES COUNTY, TEXAS.
Commonly known as: 908 N. Esplanade St., Karnes City, Texas 78118
Judgment Amount: \$12,778.82 plus penalties and interest that has accrued from September 2, 2020 any volume and page references, unless otherwise indicated, being to the Deed Records, Karnes County, Texas, to which instruments reference may be made for a more complete description of each respective tract.) or, upon the written request of said defendants or their attorney, a sufficient portion of the property described above shall be sold to satisfy said judgment(s) interest, penalties, and cost. Said sale to be made by me to satisfy the judgment(s) rendered in the above styled and numbered cause(s), together with interest, penalties, and costs of suit, and the proceeds of said sales to be applied to the satisfaction thereof, and the remainder, if any, to be applied as the law directs.

NOTES: ALL SALES SUBJECT TO CANCELLATION WITHOUT PRIOR NOTICE. This property may have other liens, taxes due or encumbrances, which may become the responsibility of the successful bidder. Dated at Karnes City, Texas, 01/25/2023
/s/ Dwayne Villanueva #220 Sheriff Dwayne Villanueva, Karnes County, Texas 2-9,16&23pd

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN AIR PERMIT (NORI) RENEWAL

PERMIT NUMBER 17945

APPLICATION: Red Ewald LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for renewal of Air Quality Permit Number 17945, which would authorize continued operation of the Fiberglass and Metal Product Manufacturing Facility located at 2899 South Highway 181, Karnes City, Karnes County, Texas 78118. **AVISO DE IDIOMA ALTERNATIVO:** El aviso de idioma alternativo en español está disponible en <https://www.tceq.texas.gov/interfaz/ingles/ingles.aspx>. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application <http://www.tceq.texas.gov/assets/public/000512/index.html?set=28.855388&page=67.804185&zorder=1.5&paper>. The existing facility is authorized to emit the following air contaminants: hazardous air pollutants, organic compounds and particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less.

This application was submitted to the TCEQ on January 23, 2023. The application will be available for viewing and copying at the TCEQ central office, TCEQ San Antonio regional office, and the Karnes City Public Library, 302 South Panna Maria Avenue, Karnes City, Karnes County, Texas beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review in the San Antonio regional office of the TCEQ.

The executive director has determined the application is administratively complete and will conduct a technical review of the application. Information in the application indicates that this permit renewal would not result in an increase in allowable emissions and would not result in the emission of an air contaminant not previously emitted. The TCEQ may act on this application without seeking further public comment or providing an opportunity for a contested case hearing if certain criteria are met.

PUBLIC COMMENT: You may submit public comments to the Office of the Chief Clerk at the address below. The TCEQ will consider all public comments in developing a final decision on the application and the executive director will prepare a response those comments. Issues such as property values, noise, traffic safety, and zoning are outside of the TCEQ's jurisdiction to address in the permit process.

OPPORTUNITY FOR A CONTESTED CASE HEARING: You may request a contested case hearing if you are a person who may be affected by emissions of air contaminants from the facility. If requesting a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number; (2) applicant's name and permit number; (3) the statement "[I/we] request a contested case hearing"; (4) a specific description of how you would be adversely affected by the application and air emissions from the facility in a way not common to the general public; (5) the location and distance of your property relative to the facility; (6) a description of how you use the property which may be impacted by the facility; and (7) a list of all disputed issues of fact that you submit during the comment period. If the request is made by a group or association, one or more members who have standing to request a hearing must be identified by name and physical address. The interests the group or association seeks to protect must also be identified. You may also submit your proposed adjustments to the application/permit which would satisfy your concerns.

The deadline to submit a request for a contested case hearing is 15 days after newspaper notice is published. If a request is timely filed, the deadline for requesting a contested case hearing will be extended to 30 days after mailing of the response to comments.

If any requests for a contested case hearing are timely filed, the Executive Director will forward the application and any requests for a contested case hearing to the Commissioners for their consideration at a scheduled Commission meeting. Unless the application is directly referred to a contested case hearing, the executive director will mail the response to comments along with notification of Commission meeting to everyone who submitted comments or is on the mailing list for this application. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material air quality concerns submitted during the comment period. Issues such as property values, noise, traffic safety, and zoning are outside of the Commission's jurisdiction to address in this proceeding.

MAILING LIST: In addition to submitting public comments, you may ask to be placed on a mailing list for this application by writing a request to the Office of the Chief Clerk at the address below. Those on the mailing list will receive copies of future public notices (if any) mailed by the Office of the Chief Clerk for this application.

AGENCY CONTACTS AND INFORMATION: Public comments and requests must be submitted either electronically at www.tceq.texas.gov/publiccomment, or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 15087, Austin, Texas 78711-3087. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the agency's public record. For more information about this permit application or the permitting process, please call the Public Education Program toll free at 1-800-687-4040. Si desea información en Español, puede llamar al 1-800-687-4040.

Further information may also be obtained from Red Ewald LLC, P.O. Box 518, Karnes City, Texas 78118-0518 or by calling Mr. Barclay Houston, President at (830) 570-8001.

Notice Issuance Date: January 31, 2023

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CLASSIFIEDS

Thursday, February 23, 2023 | MySouTex.com | PAGE 6B

CLASSIFIED ADVERTISING
CLASSIFIED ADVERTISING accepted at the following rates:
 Minimum charge, 30 words, \$10 per insertion. (Employment ads are \$12 minimum charge, 40 words.) Classified display rate, \$9.50 per inch, employment \$12.06, (2" minimum).
 Ads will only be charged to persons or businesses with established accounts.
 Count each initial and group of figures as a word. Card of Thanks accepted at a special rate of \$30; with picture, \$35, additional \$5 per inch.
 We are responsible for only one correction insertion. If errors appear in advertisement, advertiser is requested to notify publisher at once.
Note:
Classified Deadline:
3 PM - Thursday
(To run following Thursday)

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CUSTOM GRASS PLANTING & CONSULTING: Improved Bermuda Grasses: Coastal, Jiggs and Tifton 85. Native grass, food plot and pipeline right-of-ways seeding. 30-years experience. Large round bales of coastal hay for sale.
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www.stephendnaiser.com

LIVESTOCK
REGISTERED BRANGUS BULLS: Two years-old, good disposition, low birth weight, calving ease, Brinks bloodlines. Replacement heifers also available. 361-375-1000 or 210-771-8551

NOVENA
St. Jude's Novena
 May the Sacred Heart of Jesus be adored, glorified, loved and preserved throughout the world now and forever. Sacred Heart of Jesus, pray for us. St. Jude, worker of miracles, pray for us. St. Jude, helper of the hopeless, pray for us. Say this prayer 9 times a day for 9 days. By the 8th day your prayer will be answered. It has never been known to fail. Publication must be promised. Thank you, St. Jude.
 H.G.

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 H.G.

AUCTIONS/ESTATE AND GARAGE/YARD SALES
 Goliad - MULTI-FAMILY YARD SALE: 416W. Oak, Friday, Saturday, Feb. 24&25, 8a-5p, no earlybirds. Lins, blinks, dishes, antique plates, M/W/Baby clothes, winter clothes, western boots, angel collections and much more!

AUTOMOTIVE
WANT TO BUY VEHICLES
 ALWAYS PAYING CASH for cars, trucks, RVs, farm equipment, windmills. No title, no problem! U Call, I Haul! Liability release provided! Veterans bonus! Call "Friendly Vince" for Cash! (210)771-8294!

GENERAL EMPLOYMENT
Warning: While most "By-Mail" advertisers are reputable, some are not. Unfortunately the Coastal Bend Publishing LLC, cannot guarantee the products or services of those who buy advertising space in our pages. We urge our readers to use great care, and when in doubt to contact the Corpus Christi Better Business Bureau at 1-361-887-4949. BEFORE spending money. If you feel you have been the victim of fraud, contact the Consumer Protection Office of the Attorney General at 1-512-463-2070, Austin.

GENERAL
MYR ENERGY SERVICES: is holding a Job Fair on Thursday the 24th from 12p-3p at the Best Western Plus located at 754 E Pearl St., Goliad, TX 77963.

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 NEW SIGN ON BONUSES for Full-time Employees:
 Registered Nurses \$10,000
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 Ask for **Greg or Rodney**

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HOME IMPROVEMENT SERVICES
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JERRY'S CUSTOM FENCE BUILDING: All types of fences and cattle pens. Also dozer work (brush clearing). Free estimates. Please call Jerry Alvarez, 361-550-1248 or 361-564-4706.

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REAL ESTATE SERVICES
PUBLISHER'S NOTICE
 All real estate advertised herein is subject to the Federal Fair Housing Act, which makes it illegal to advertise any preference, limitation, or discrimination based on race, color, religion, sex, handicap, familial status or national origin, or intention to make any such preference, limitation, or discrimination. We will not knowingly accept any advertising for real estate which is in violation of the law. All persons are hereby informed that all dwellings advertised are available on an equal opportunity basis. If you feel that you have encountered an act of housing discrimination, call the discrimination hotline toll-free at 1-800-669-3777 or call an Equal Opportunity Specialist at the San Antonio HUD Office at 210-229-6885. You may also write to HUD, Attn: Fair Housing Division, 800 Dolores St., San Antonio, TX. 78207.

REAL ESTATE FOR RENT
GRAZING LEASES
RANCHER LOOKING for a Grazing lease or a Hunting and Grazing lease, preferably a large ranch. This will be for a cow and calf operation. Looking for long term, can build fences and pens if need be. Call Waylon at 210-414-7084.

PUBLIC NOTICE
LEGAL NOTICE
NOTICE TO CREDITORS
 Notice is hereby given that original Letters of Administration with Will Annexed for the Estate of Roy Thomas Smith, Deceased, were issued on February 11, 2023, in Cause No. 2845, pending in the County Court, Goliad County, Texas, to: Roy Smith, Jr. All persons having claims against this Estate which is currently being administered are required to present them to the undersigned within the time and in the manner prescribed by law.
 Roy Smith, Jr.
 c/o: Briana N. Balusek
 Attorney at Law
 3004 Sam Houston Drive
 P.O. Box 3451
 Victoria, TX 77904
DATED the 14th day of February, 2023.
 Briana N. Balusek
 Attorney for
 Roy Smith, Jr.
 3004 Sam Houston Drive
 State Bar No.: 24119074
 P.O. Box 3451
 Victoria, TX 77904
 Telephone: (361) 575-5291
 Facsimile: (361) 575-5299
 E-mail: briana@krlawvictoria.com
 2-23pd

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SAN ANTONIO RIVER AUTHORITY
INVITATION FOR BID
IFB 00281 PROJECT 29 WASTEWATER LINE CONSTRUCTION
Description: This project consists of furnishing all labor, materials, services, supervision, inspections, permits, equipment and appliances required with, or properly incidental to all construction required to complete the project above. To view this solicitation, go to purchasing.sara-tx.org
Submittal Due Date: March 23, 2023 at 11:00 AM CT
Staff Contact Person: Emily Hanson at ehanson@sariverauthority.org 2-23&3-2

PUBLIC NOTICE
 This is to give notice of intent to introduce in the 88th Legislature, Regular Session, a bill to be entitled an Act relating to the San Antonio River Authority, following recommendations of the Sunset Advisory Commission; altering the terms of office of the members of the board of directors of the authority. The costs for the publication of this notice were paid by the Sunset Advisory Commission. 2-23

ADVERTISEMENT AND INVITATION FOR BIDS
 The County of Refugio will receive bids for the **Refugio County Courthouse Roof Improvements Project** until 10:00 a.m. on **March 22nd, 2023**, at **808 Commerce Street, Room 104, Refugio, TX 78377**. Bids must be addressed to: (County of Refugio-County Judge-Robert Blaschke). The bids will be publicly opened and read aloud 10:00 a.m. on **March 22nd, 2023** at **Refugio County Courthouse, 808 Commerce Street, Refugio, TX 78377**. A mandatory Pre-Bid Meeting will be held on **March 7th, 2023**, at 10:00 a.m. at Refugio County Courthouse, 808 Commerce Street, Refugio, TX 78377.
Major items of work include the following: The project consists of complete roof replacement, removing and repairing existing drains, and installing scuppers and wall panels, in accordance with the contract documents, technical specifications, and plans. Bid/Contract Documents, including Drawings and Technical Specifications are on file for review at 808 Commerce Street, Room 104, Refugio, TX 78377. Copies can be obtained from the office of Ardurra Group, Inc., 801 Navigation, Suite 300, Corpus Christi, Texas 78408, (361) 883-1984, and will be forwarded to prospective bidders or suppliers upon payment of a non-refundable fee of \$50.00 with the Engineer, Ardurra, for each set of documents obtained. If mailed, an additional separate non-refundable fee of \$20.00 will be required from all prospective bidders or suppliers to cover shipping and handling charges. **Both fees represent reproduction costs and are non-refundable.** We reserve the right to process checks electronically by transmitting the amount of the check, routing number, account number, and check serial number to your financial institution. A bid bond in the amount of 5 percent of the bid issued by an acceptable surety shall be submitted with each bid [for those

contracts that exceed \$100,000]. A certified check or bank draft payable to the County of Refugio or negotiable U.S. Government Bonds (as per value) may be submitted in lieu of the Bid Bond. The project to be constructed will be financed with assistance from the **American Rescue Plan Act of 2021 (ARPA)** program and is subject to all applicable Federal and State laws and regulations. Attention is called to the fact that not less than, the federally determined prevailing Texas Prevailing Wage and Related Acts wage rate, as issued by the Department of Labor and contained in the contract documents, must be paid on this project. In addition, the successful bidder must ensure that employees and applicants for employment are not discriminated against because of race, color, religion, sex, sexual orientation, gender identity, or national origin. Adherence to the **County of Refugio Section 3 Policy** is required for contracts and subcontracts in excess of \$100,000.00. All contractors and subcontractors must be cleared (not suspended or debarred) prior to any formal action authorizing the award of a contract to the contractor. Minority Business Enterprises, Small Business Enterprises, Women Business Enterprises, Section 3 Businesses, and labor surplus area firms are encouraged to submit bids. The County of Refugio reserves the right to reject any or all bids or to waive any informalities in the bidding. Bids may be held by the County of Refugio for a period not to exceed 90 days from the date of the bid opening for the purpose of reviewing the bids and investigating the bidder's qualifications prior to the contract award. County of Refugio **Jhila Poynter, County Judge** 02/23/2023 2-23&3-2

CITATION BY PUBLICATION
To: ROBERT LESTER SENTER JR.
 (Wherever he may be found)
NOTICE TO DEFENDANT: YOU HAVE BEEN SUED. YOU MAY EMPLOY AN ATTORNEY. IF YOU OR YOUR ATTORNEY DO NOT FILE A WRITTEN ANSWER WITH THE CLERK WHO ISSUED THIS CITATION BY 10:00 A.M. ON THE MONDAY NEXT FOLLOWING THE EXPIRATION OF TWENTY DAYS AFTER YOU WERE SERVED THIS CITATION AND PETITION, A DEFAULT JUDGMENT MAY BE TAKEN AGAINST YOU. You are hereby commanded to appear by filing a written answer to the Original Petition For Divorce of plaintiff or before 10 o'clock a.m. of the Monday next after the expiration of forty-two days after the date of service of this citation before the Honorable 135TH JUDICIAL DISTRICT, Goliad County, Texas, at the courthouse in the city of Goliad, Texas. Said petition was filed in said court, on the 27th day of December, 2022 in cause number 22-12-1318-DV on the docket of said court and styled:
IN THE MATTER OF THE MARRIAGE OF JENNIFER SENTER VS ROBERT LESTER SENTER JR.
 2-23,3-2,9&16

Construction and Invitation for Bids
 The City of Goliad will receive bids for "2021-2022 CDBG Waterline Improvements" until 11:00 a.m. on **Tuesday, March 7, 2023**. Sealed proposals will be addressed to Mayor Brenda Moses, 152 W. End Street, Goliad, TX 77963. The bids will be publicly opened and read aloud at 11:00 a.m. on **Tuesday, March 7, 2023** at Goliad City Hall, 152 W. End Street, Goliad, TX 77963. A pre-bid meeting will be held on **March 1st** at 11:00 a.m. at Goliad City Hall, 152 W. End Street, Goliad, TX 77963. Bids are invited for several items and quantities of work as follows: The project consists of water line improvements along S. Temple Street, Burns Street, and Campbell Street. The water improvements consist of approximately 1,400 linear feet of 6-inch PVC water main, gate valves, fire hydrants, services and all related appurtenances. Other associated water improvements are listed in the Bid Schedule and are shown on the plans and specifications. Bid/Contract Documents, including Drawings and Technical Specifications are on file at **ARDURRA, 8918 Tesoro Drive, Suite 401, San Antonio, Texas, 78217, Phone (210) 822-2232**. Copies of the Bid/Contract Documents may be obtained by depositing \$50.00 with **ARDURRA** for each set of documents obtained. Digital copies of all documents will be available at no charge via e-mail from **ARDURRA**. A bid bond in the amount of 5 percent of the bid issued by an acceptable surety shall be submitted with each bid. A certified check or bank draft payable to the City of Goliad or negotiable U.S. Government Bonds (as per value) may be submitted in lieu of the Bid Bond. The project to be constructed will be financed with assistance from the Texas Department of Agriculture (TDA) under the U.S. Department of Housing and Urban Development Community Development Block Grant (CDBG) program and is subject to all applicable Federal and State laws and regulations. Attention is called to the fact that not less than the federally determined prevailing (Davis-Bacon and Related Acts) wage rate, as issued by the Department of Labor and contained in the contract documents, must be paid on this project. In addition, the successful Bidder must ensure that employees and applicants for employment are not discriminated against because of race, color, religion, sex, sexual orientation, gender identity, or national origin. Adherence to the grant recipient's Section 3 Policy is required for all contracts and subcontracts. The City of Goliad reserves the right to reject any or all bids or to waive any informalities in the bidding. Bids may be held by City of Goliad for a period not to exceed 60 days from the date of the bid opening for the purpose of reviewing the bids and investigating the bidder's qualifications prior to the contract award. All contractors/subcontractors that are debarred, suspended or otherwise excluded from or ineligible for participation on federal assistance programs may not undertake any activity in part or in full under this project. City of Goliad, Texas
 Brenda Moses, Mayor
 February, 2023
 2-16&23pd