

**VICTORIA COUNTY GROUNDWATER CONSERVATION DISTRICT**

**Resolution No.: 2011-02-28-A**

**RESOLUTION REGARDING GROUNDWATER OWNERSHIP AND SUSTAINABLE  
GROUNDWATER MANAGEMENT**

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**WHEREAS**, under Section 36.002 of the Water Code, the Texas Legislature recognized the ownership and rights of landowners in groundwater except as those rights may be limited or altered by rules promulgated by a groundwater conservation district; and

**WHEREAS**, groundwater management intended to sustain availability for future generations must necessarily limit total annual production to an amount that can be sustained by the aquifer; and

**WHEREAS**, existing and historic groundwater use sustains communities, businesses and agricultural production that are integral to local economies;

**THEREFORE BE IT RESOLVED** that the Victoria County Groundwater Conservation District, does hereby affirm that, while property owners have the sole ownership interest and sole right to capture groundwater for beneficial purposes, those wells not specifically exempted from requiring a permit are, and should continue to be, subject to reasonable regulation by a groundwater conservation district as presently defined by Chapter 36 of the Water Code and each district's enabling legislation; and

**THEREFORE BE IT FURTHER RESOLVED** that we recommend strongly against the passage of legislation that would modify the nature of the landowner's ownership interest in groundwater or the power of a groundwater conservation district to protect and preserve the groundwater through its regulations.

Read and adopted this 28<sup>th</sup> day of February, 2011.

  
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President

Attest:

  
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Secretary