

of Law as follows:

FINDINGS OF FACT

1. On January 31, 2001, Joe M. Fohn and Charles H. Fohn were granted Initial Regular Permit 2001-ME00349 by the EAA in the amount of 1,450.800 acre-feet/year (“AF/yr”), being 725.400 AF/yr base irrigation groundwater rights (“BIG”) and 725.400 AF/yr unrestricted irrigation groundwater rights (“UIG”), based on the ownership of 725.400 acres irrigated during the historical period (June 1, 1972 – May 31, 1993).

2. On July 12, 2011, due to the partition of 415.029 historically irrigated acres associated with Regular Permit P100-227 (ME00349) from Joe M. Fohn and Charles H. Fohn to Joe M. Fohn and Elizabeth R. Fohn, pursuant to Partition Deed dated December 14, 2010, and recorded as Document # 2010007841, Official Public Records, Medina County, Texas, the EAA issued Regular Permit P105-122 (ME00349) in the amount of 752.800 AF/yr (419.670 BIG and 333.130 UIG) to Joe M. Fohn and Elizabeth R. Fohn.

3. On April 14, 2015, due to the sale of 415.029 historically irrigated acres associated with Regular Permit P105-122 (ME00349) from Elizabeth R. Fohn, Individually and as Independent Executrix of the Estate of Joe M. Fohn, Deceased to J&E Fohn, Ltd., pursuant to General Warranty Deed dated December 28, 2012, and recorded as Document # 2012008967, Official Public Records, Medina County, Texas, the EAA reissued Regular Permit P105-122 (ME00349) in the amount of 752.800 AF/yr (419.670 BIG and 333.130 UIG) to J&E Fohn, Ltd.

4. On July 8, 2025, due to the sale of 230.660 historically irrigated acres associated with Regular Permit P105-122 (ME00349) from J&E Fohn, Ltd. to Scott Yanta and Kimberly Cole Yanta, pursuant to Warranty Deed with Vendor’s Lien dated May 28, 2025, and recorded as Document # 2025005006, Official Public Records, Medina County, Texas, the EAA issued

Regular Permit P201-865 (ME00349) in the amount of 234.822 AF/yr (234.822 BIG) to Scott Yanta and Kimberly Cole Yanta.

5. On October 30, 2025, Applicants filed a Conversion Application with the EAA at the official business offices located at 900 E. Quincy, San Antonio, Texas. Applicants seek issuance of an order granting the Conversion Application to convert 133.335 AF/yr of BIG to UIG.

6. After receipt of the Conversion Application, the General Manager of the EAA conducted an initial review of the Application for administrative completeness.

7. By letter dated November 14, 2025, the General Manager notified Applicants that he had determined that the Application was administratively complete.

8. After determining that the Conversion Application was administratively complete, the General Manager conducted a technical review of the Application for the purpose of determining if the Application should be granted or denied, in whole or in part.

9. After completing the technical review of the Conversion Application, the General Manager concluded that he would recommend to the Board that the Application be granted in full, and a regular permit be issued to Applicants after converting 133.335 acre-feet BIG to UIG based on the installation of water savings equipment.

10. In conjunction with the proposed action, the General Manager prepared a Technical Summary.

11. On March 9, 2026, the General Manager provided written notice to Applicants by United States mail that the technical review of the Application was complete, provided the proposed action and Technical Summary in support thereof, and informed Applicants that Applicants' Conversion Application was scheduled for consideration at the regular meeting of the Board on April 14, 2026, at the official offices of the Edwards Aquifer Authority, 900 E. Quincy,

San Antonio, Texas.

12. The Docket Clerk of the EAA scheduled before the Board a presentation by the General Manager on the Conversion Application, his proposed action, and the proposed issuance of a Regular Permit in accordance therewith. The presentation occurred at the regular meeting of the Board held on April 14, 2026, at the official offices of the Edwards Aquifer Authority, 900 E. Quincy, San Antonio, Texas. Notice of public meeting for this meeting was duly and properly posted in accordance with Chapter 551, Texas Government Code. Additionally, an agenda item that is the subject of this Final Order was duly and properly listed in the notice of public meeting.

13. The Conversion Application was, contemporaneous with its receipt, affixed with a “date stamp” by the EAA to the front page of the Application indicating its date of receipt by the EAA.

14. Applicants paid the application fee of \$25 at the time the Conversion Application was filed with the EAA.

15. Applicants are not delinquent in the payment of any fee due and owing to the EAA, including but not limited to aquifer management fees.

16. Applicants have filed with the EAA all applicable reports.

17. The place of use set out in Regular Permit P201-865 (ME00349) includes irrigated land during the historical period. A description of the lands is as follows:

The tract(s) of land more fully described in Warranty Deed with Vendor's Lien dated 05/28/2025 as recorded with the County Clerk as Document #2025005006, Official Public Records, Medina County, Texas.

18. The water conservation equipment is described as 2 Zimmatic Pivots, in optimum condition, irrigating a combined 189.397 acres. The low elevation spray application system (LESA) is equipped with new hoses and nozzles/applicators, which were installed respectively in

2024 and 2025. Operation of this equipment results in a lesser amount of groundwater from the Aquifer being withdrawn for irrigation purposes at the place of use identified in the Regular Permit.

19. A map showing the location of the historically irrigated acres is attached as Exhibit A.

20. Applicants are not required to submit a groundwater conservation plan to the EAA.

21. Applicants are in compliance with the Act, the EAA's rules, other permits, and orders of the Board.

22. Applicants are the owners of the land to which the BIG that is the subject of the Conversion Application is appurtenant.

23. Applicants were not required to submit a new survey of the historically irrigated acres constituting the place of use set out in Regular Permit P201-865 (ME00349).

CONCLUSIONS OF LAW

1. Because the Conversion Application seeks to convert BIG in the IRP to UIG associated with a groundwater withdrawal permit issued by the EAA, the Board of Directors of the EAA has jurisdiction over the Application.

2. The Conversion Application meets the requirements of Sections § 711.342(5) of the EAA Rules and, therefore, conservation has occurred relative to the historically irrigated acres constituting the place of use set out in Regular Permit P201-865 (ME00349) due to the installation of the conservation equipment.

3. The Conversion Application otherwise complies with the Act and the EAA's Rules.

4. Accordingly, the Conversion Application should be granted in accordance with this Final Order, hereby converting 133.335 AF/yr of BIG to UIG associated with Regular Permit P201-865 (ME00349) and the historically irrigated acres constituting the place of use for this

Permit.

ORDERING PROVISION

IT IS THEREFORE ADJUDGED, ORDERED, AND DECREED that the above-styled and numbered Conversion Application is hereby **GRANTED** as follows:

1. the General Manager is directed to advise Applicants in writing of the issuance and effect of this Final Order;
2. when appropriate as determined by the General Manager, the General Manager is directed to prepare an amended Regular Permit to Applicants in the form of the approved Regular Permit form pursuant to § 711.324(g) of the EAA Rules, subject to the Conditions for Regular Permits as may be in effect at the time, for presentation to the Chairman of the Board of Directors of the EAA for execution; and
3. the General Manager is directed to make appropriate adjustments, changes, or modifications to the EAA's permits and water accounting database consistent with the issuance and effect of this Final Order.

PASSED AND APPROVED BY THE BOARD OF DIRECTORS OF THE EDWARDS
AQUIFER AUTHORITY THIS 14TH DAY OF APRIL 2026.

ENRIQUE VALDIVIA
Chairman, Board of Directors
Edwards Aquifer Authority

ATTEST:

RACHEL SANBORN
Secretary, Board of Directors
Edwards Aquifer Authority

APPROVED AS TO FORM:

DEBORAH TREJO
Legal Counsel