CERTIFICATE FOR ORDER

THE STATE OF TEXAS §
§
COUNTY OF BASTROP §

I, the undersigned officer of the Board of Directors of Bastrop County Municipal Utility District No. 1, hereby certify as follows:

1. The Board of Directors of Bastrop County Municipal Utility District No. 1 convened in regular session on November 6, 2026, outside the boundaries of the District, and the roll was called of the members of the Board:

William Tullis	President
Jerry B. Patterson	Vice President
Jane T. Sevier	Secretary
Krystal Mealy	Assistant Vice President
Doug Granger	Assistant Secretary

and all of said persons were present, except Director(s) Patterson, thus constituting a quorum. Whereupon, among other business, the following was transacted at the meeting: a written

ORDER ADOPTING AMENDED AND RESTATED DROUGHT CONTINGENCY PLAN; PROVIDING FOR IMPLEMENTATION AND ENFORCEMENT THEREOF; PROVIDING PENALTIES FOR VIOLATIONS; AND CONTAINING OTHER PROVISIONS RELATED TO THE SUBJECT

was introduced for the consideration of the Board. It was then duly moved and seconded that the order be adopted, and, after due discussion, the motion, carrying with it the adoption of the order, prevailed and carried unanimously.

2. A true, full, and correct copy of the aforesaid order adopted at the meeting described in the above and foregoing paragraph is attached to and follows this certificate; the action approving the order has been duly recorded in the Board's minutes of the meeting; the persons named in the above and foregoing paragraph are the duly chosen, qualified, and acting officers and members of the Board as indicated therein; each of the officers and members of the Board was duly and sufficiently notified officially and personally, in advance, of the time, place, and purpose of the aforesaid meeting, and that the order would be introduced and considered for adoption at the meeting, and each of the officers and members consented, in advance, to the holding of the meeting for such purpose; the meeting was open to the public as required by law; and public notice of the time, place, and subject of the meeting was given as required by Chapter 551, Texas Government Code, and Section 49.063, Texas Water Code.

SIGNED AND SEALED on November 6, 2026.

Jane Sevier
Secretary, Board of Directors

(SEAL)

BASTROP COUNTY MUNICIPAL UTILITY DISTRICT NO. 1
BASTROP COUNTY
TEXAS

ORDER ADOPTING AMENDED AND RESTATED DROUGHT CONTINGENCY PLAN; PROVIDING FOR IMPLEMENTATION AND ENFORCEMENT THEREOF; PROVIDING PENALTIES FOR VIOLATIONS; AND CONTAINING OTHER PROVISIONS RELATED TO THE SUBJECT

WHEREAS, the Board of Directors (the "Board") of Bastrop County Municipal Utility District No. 1 (the "District"), has carefully considered the current water conditions in the District and area-wide and has determined that the adoption of this Amended and Restated Drought Contingency Plan (the "Plan") by the District is necessary to ensure that an adequate supply of water is maintained; and

WHEREAS, the District receives water to serve its residents pursuant to a Wholesale Service Agreement Between Aqua Water Supply Corporation ("Aqua WSC") and the District (the "Agreement"); and

WHEREAS, pursuant to Aqua WSC's Tariff, the District is required to adhere to Aqua WSC's Drought Contingency Plan ("Aqua WSC Drought Contingency Plan"); and

WHEREAS, in addition to the requirements included in the Aqua WSC Drought Contingency Plan, the Board of the District also desires to provide in the Plan additional requirements for the possibility of a natural disaster or equipment failure specific to the District; and

WHEREAS, the Board of the District has previously adopted a Drought Contingency Plan (the "Prior Plan"), and wishes to rescind the Prior Plan; and

WHEREAS, the Board of the District wishes to evidence its approval of this Plan and to adopt this Plan as the official policy of the District; NOW, THEREFORE,

BE IT ORDERED BY THE BOARD OF THE DISTRICT THAT:

Section 1: Approval of the Aqua WSC Drought Contingency Plan. The Board of the District hereby approves and adopts the Aqua WSC Drought Contingency Plan attached hereto as Exhibit A, as part of the District's Drought Contingency Plan, and when and if Aqua WSC amended its Drought Continency Plan, the District will remove the plan included as Exhibit A and replace it with the amended Aqua WSC Drought Contingency Plan.

Section 2: Approval of Additional Requirements. The Board of the District hereby approves and adopts the additional requirements of this Plan specific to the District, as set forth in this Order, and the provisions of such Plan shall be implemented immediately and enforced as a rule of the District.

Section 3: Education and Information. The District hereby institutes an educational program, to be implemented immediately, to promote the Plan by the general public which may include any of the following:

A. Publishing articles in a newspaper or newsletter of general circulation in the District's service area, posting articles on the District's website, and emailing articles to District users (as defined below) to provide information regarding the Plan; and

B. Direct distributions to all District residents and other users of water within the District, and all wholesale water customers of the District, if any, ("Users") by U.S. mail, by electronic mail and/or by posting on the District's website, explaining the Plan; and

C. Direct distributions to users by U.S. mail, by electronic mail and/or by posting on the District's website, of educational and informational material regarding the Plan; and

D. Additional educational activities consisting of (i) publishing an article or articles in a local newspaper or newsletter of general circulation in the District's service area, providing tips or information on water saving techniques, or (ii) conducting an informational school program in a school attended by students within the District's service area, or (iii) conducting an educational program for Users at a public place within or accessible to residents of the District, or (iv) conducting or engaging in such other informational or educational activity designed to further the Plan as, in the discretion of the Board of Directors, may be consistent with the purposes and policies of this Plan, or (v) any combination of the foregoing.

Section 4: Coordination with Regional Water Planning Groups. The water service area of the District is located within the Region K - Lower Colorado River Authority and the District has provided a copy of the Plan to the Region K - Lower Colorado River Authority.

Section 5: The Drought Contingency Plan.

A. Public Involvement. The District shall actively inform the public and wholesale water customers, if any, and affirmatively provide opportunity for input from the public and from wholesale water customers, if any, regarding the Plan. Such provision includes, but is not limited to, notifying the public and wholesale water customers, if any, of the District's public meeting regarding the proposed Plan, notice of which will be given pursuant to the Open Meetings Act.

B. Trigger Conditions. For the purpose of this Plan, in addition to the Trigger Conditions included in the Aqua WSC Drought Contingency Plan, the District hereby adopts the trigger conditions (the "Trigger Conditions") set forth below, which are based on a study and/or statistical analysis of the vulnerability of water sources under drought of record conditions. These Trigger Conditions are for the purpose of responding to, but not limited to, the following situations: (a) reduction in available water supply up to a repeat of the drought of record; (b) water production or distribution system limitations; (c) supply source contamination; or (d) water system outage due to the failure or damage of major water system components (e.g., pumps); **strain on existing plant equipment; major water line breaks causing unprecedented loss of capability to provide water service.**

1. Mild Drought. This condition (herein, "Mild Drought Conditions") exists when demand on the District's water supply facilities reaches or exceeds **seventy-five percent** of the production capacity of such facilities for 3 consecutive days, as determined by the District's operator or when Aqua WSC declares that it is in Stage 1 – Mild Water Shortages Conditions.

2. Moderate Drought. This condition (herein, "Moderate Drought Conditions") exists when demand on the District's water supply facilities reaches or exceeds **eighty-five percent** of the production capacity of such facilities for 3 consecutive days, as determined by the District's operator or when Aqua WSC declares that it is in Stage 2 – Moderate Water Shortage Conditions.

3. Severe Drought. This condition (herein, "Severe Drought Conditions") exists when demand on the District's water supply facilities reaches or exceeds **ninety percent** of the production capacity of such facilities for 24 hours, as determined by the District's operator or when Aqua WSC declares that it is in Stage 3 – Severe Water Shortage Conditions.

4. **Emergency Conditions. This condition (herein, "Emergency Conditions") exists when demand on the District's water supply facilities reaches or exceeds one hundred percent of the production capacity of such facilities for 24 hours, as determined by the District's operator or Aqua WSC declares that it is in Stage 4 – Emergency Water Shortage Conditions.**

The above trigger conditions of the District shall be superseded by any implementation of Drought Contingency Plan provisions listed above by Aqua WSC Water Supply Corporation ("Aqua WSC"), the District's water service provider. If any

provisions of the District's Plan are more stringent than the provisions of the Aqua WSC Plan, then the stricter provisions shall apply and be in full force.

C. Notice. Once one of the above Trigger Conditions has occurred, Users will be notified that such Trigger Condition has occurred and of the Drought Response Measures (as defined below) to be taken. The process for notifying Users may include any of the following:

1. Mailing, at least 48 hours prior to the commencement of the required Drought Response Measures, a written notice to each User;

2. Posting notices on the District's website;

3. Emailing notices to Users;

4. Posting of signs at the entrances to the District;

5. Posting of notices at public places in the District;

6. Dissemination of press releases to the local news media; and

7. For wholesale water customers, if any, the District operator shall contact wholesale water customers by written notice, and/or by other means, including those means described above, prior to commencement of the required Drought Response Measure.

Any notice issued shall contain (i) the date the Drought Response Measures will begin, (ii) the date the Drought Response Measures will terminate, if known, (iii) a list of Drought Response Measures to be implemented, and (iv) an explanation of penalties for violations of such Drought Response Measures.

D. Emergency Management Program. The District hereby establishes and adopts the following measures ("Drought Response Measures") for the respective Trigger Conditions. The Drought Response Measures related to each Trigger Condition shall automatically become effective and shall be implemented by the District when such Trigger Condition occurs.

1. Mild Drought. In the event of Mild Drought Conditions, the District's targeted reduction in daily water demand shall be 10% as of the date of the Trigger Condition, and the following Drought Response Measures shall be taken:

a. Users will be asked to voluntarily reduce water use and will be informed of specific steps that can be taken to reduce water use.

b. All outdoor water usage, including, but not limited to, lawn and garden watering, car washing, and window washing, shall be limited as follows:

(1) Only District residents and other users of water within the District with even-numbered addresses may use water outdoors on Monday and Thursdays and only District residents and other users of water within the District with odd-numbered addresses may use water outdoors on Tuesdays and Fridays. In the event no street address exists, only District residents and other users of water within the District living on the north and west side of a street and property owner associations may use water outdoors on Tuesdays and Saturdays and only District residents and other users of water within the District on the south and east side of a street may use water outdoors on Wednesdays and Sundays.

(2) **Outdoor water use shall be permitted before 10:00 a.m. and after 7:00 p.m. on the appropriate watering day ("Outdoor Watering Schedule")..**

(3) Mild drought begins on May 1 of each year when not in a declared drought stage and may be rescinded on September 1 of every year or when the conditions listed as triggering events have ceased to exist for a period of seven (7) consecutive days, or at the discretion of the Board of Directors of the District or the designee of the District a period longer than seven (7) consecutive days.

2. Moderate Drought. In the event of Moderate Drought Conditions, the District's targeted reduction in daily water demand shall be 15% as of the date of the Trigger Condition, and the following Drought Response Measures shall be taken:

a. Use of water for irrigation of landscape areas is limited to the Outdoor Watering Schedule and using a hand-held hose, hand-held bucket, by drip irrigation, or with a permanently automatic sprinkler system. Watering with hose-end sprinklers is prohibited.

b. Use of water to wash any motor vehicle, boat, etc. is limited to the Outdoor Watering Schedule, except on the premises of a commercial car wash. On private premises, you may only wash vehicles using a hand-held hose, hand-held bucket or a hose equipped with a positive shutoff nozzle.

c. Use of water from hydrants is limited to the Outdoor Watering Schedule, except for firefighting or other activities necessary to maintain public health, safety and welfare.

d. Use of water to fill, refill or add to any indoor or outdoor swimming pool, wading pool, or jacuzzi-type pool is limited to the Outdoor Watering Schedule.

e. Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support aquatic life.

f. Non-essential uses of water are prohibited. Please see Section 6.2.4 of the Aqua WSC Plan, Exhibit A hereto for list of non-essential uses.

3. Severe Drought. In the event of Severe Drought Conditions, the District's targeted reduction in daily water demand shall be 20% as of the date of the Trigger Condition, and the following Drought Response Measures shall be taken:

a. The Drought Response Measures established for Mild Drought Conditions and Moderate Drought Conditions shall continue to be implemented.

b. Under threat to penalty for violation, the following water use restrictions apply to all person using water supply by Aqua WSC:

(i) All outdoor water usage is prohibited with the exception of the water use for livestock is exempt from this prohibition.

(ii) Use of water to fill, refill, or add to any indoor or outdoor swimming pool, wading pool, or jacuzzi-type pool is prohibited.

(iii) Use of water from hydrants is limited to firefighting or other activities necessary to maintain public

health, safety or welfare. Aqua WSC will shut off all fire hydrant meters utilized for non-essential water use.

(iv) **Aqua WSC will not allow or approve applications for new, additional, expanded or increased-in-size water service connections, meters, service lines, pipeline extensions, mains, or water service facilities of any kind.**

(v) **Failure to repair a controllable leak(s) within a reasonable period after receiving notice directing the repair of such leak(s) is prohibited.**

(vi) **All restaurants are prohibited from serving water to patrons except when requested.**

c. The Board of the District may utilize alternative water sources and/or alternative delivery mechanisms with the prior approval of the executive director of the Texas Commission on Environmental Quality as appropriate (e.g., interconnection with another water system, temporary use of a non-municipal water supply, use of reclaimed water for non-potable purposes, etc.).

d. The District is authorized to ration water to District residents and other users of water within the District on a pro rata basis, and to initiate allocation of water supplies to its wholesale water customers, if any, on a pro rata basis, in accordance with Texas Water Code, Section 11.039.

e. **Severe drought measures may be rescinded when all conditions listed as triggering events have ceased to exist for a period of seven consecutive days, or sooner if determined possible by Aqua WSC. Upon termination of severe drought, moderate drought measures become operative.**

4. **Emergency Shortage Conditions.** In the event of Emergency Shortage Conditions, the Drought Response Measures established for Mild Drought Conditions, Moderate Drought Conditions and Severe Drought Conditions shall continue to be implemented and the following Emergency Response Measures shall be taken:

a. All outdoor watering is prohibited with the exception that water used for livestock is exempt from this prohibition.

b. Emergency Water Shortage Restrictions shall result in pro rata curtailment of water deliveries to all customers, including wholesale water customers, as provided in Texas Water Code, Section 11.039. Aqua WSC will limit total consumption to each member using the following methods:

(i) A limit that is a fixed percentage of average use by all members of the prior month. Aqua WSC will uniformly apply the percentage on a system wide basis and notify each member of this percentage, or

(ii) A limit that is a maximum number of gallons per meter (member) per week. Aqua WSC will notify each member of this number.

c. Aqua WSC will read all meters as often as necessary to ensure compliance with this program for the benefit of all the members.

d. All restaurants are prohibited from serving water to patrons except when requested.

A surcharge equal to 200% of the applicable rate for all water used in excess of 10,000 gallons/month, shall be imposed on all District residents and other users of water within the District, but will not be imposed on wholesale water customers, if any.

c. The Board of the District may prohibit water use by certain industrial or commercial Users which uses are not essential to the health and safety of the community so that remaining water is available for essential health and safety related uses.

d. **Emergency Conditions may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of three consecutive days, or at the discretion of the Board of Directors of the District or the designee of the District. Upon termination of Emergency Conditions, severe drought measures become operative.**

E. Termination of Trigger Conditions Notification. When a Trigger Condition occurs, the District shall enforce the Drought Response Measures applicable to such Trigger Condition for a minimum of five (5) days after the last day the demand on the District's water supply facilities reaches or exceeds the limits of such Trigger Condition. After such five (5) day period,

the Board, in its discretion, may consider whether the targeted reduction in daily water demand has been met and may determine to continue any applicable Drought Response Measures regardless of whether the targeted reduction has been achieved. After the expiration of ten (10) days, and assuming no other Trigger Conditions have occurred, the Drought Response Measures prescribed shall terminate and the District shall cease implementation and enforcement of such measures. The District will notify Users of the termination of the particular Drought Response Measures and may utilize the same manner of notification used to inform Users of the occurrence of the Trigger Condition and implementation of the Drought Response Measures.

Section 6: Emergency Contingency Plan. In the event of a fire, flood, hurricane, lightning strike, tornado, windstorm, or any other act of God, riot, terrorist act, or any other act of civil disobedience, or any other similar occurrence which results in the inability of the District to provide potable water to Users (or the likelihood thereof), the Board, in its discretion, may, without prior notice, invoke all or any of the Drought Response Measures set forth in this Plan as "Emergency Response Measures". The Board may establish any of the penalties set forth in Section 8 for violations of the Emergency Response Measures.

Section 7: Implementation. Without limitation to specific actions stated in this Plan to be taken by the District's operator, the District's operator will administer and enforce this Plan, and will oversee and be responsible for the execution and implementation of all elements of this Plan (or, if the District employs its own peace officers pursuant to Texas Water Code §49.216, such peace officers will be responsible for enforcement of this Plan). The operator shall keep adequate records for plan verification. The District's operator shall report to the Board of the District, at meetings of the Board, regarding actions taken and which need to be taken under this Plan. Without limiting the foregoing, the District's operator shall advise the President of the Board (or if the President is unavailable to receive notification, another member of the Board) as soon as reasonably practicable when a particular Trigger Condition has been reached under this Plan and when a particular drought condition no longer exists.

Section 8: Penalties. The following penalties shall apply to anyone violating the terms of this Plan or the Drought Response Measures or Emergency Response Measures adopted pursuant hereto:

A. First Violation. Any person or entity who violates this Plan shall receive written notification of such violation, which notice shall set forth (i) the date of the violation, (ii) the nature of the violation, (iii) the Drought Response Measures then in effect, and (iv) the penalties applicable for any further violations of this Plan; provided, however, that if such person or entity has ever previously

violated this Plan, the penalties set forth in Section (B) below, may, in the discretion of the Board, be imposed.

B. Subsequent Violations.

1. Disconnection for Noncompliance. If any person or entity violates any provision of this Plan more than one time (which violation shall constitute an unauthorized use of District services and/or facilities), then in addition to any other remedies, penalties, sanctions and enforcement procedures provided for herein, the District shall have the right to terminate water service to such person or entity after notice and any other procedural requirements in the District's Amended Rate Order are satisfied.

2. Monetary Penalties for Noncompliance. If any person or entity violates any provision of this Plan more than one time (which violation shall constitute an unauthorized use of District services and/or facilities), then, in addition to disconnection as provided in Subsection (B.1.) of this Section, the Board of the District, after providing required notice, may impose a penalty of up to $5,000.00 for each violation of this Plan. Each day that a breach of any provision of this Plan continues shall be considered a separate violation. This penalty shall be in addition to any other legal rights and remedies of the District as may be allowed by law.

Section 9: Variances. The District may, in writing, grant a temporary variance to rationing or pro rata water allocation policies adopted pursuant to this Plan, or a temporary variance to a provision in the Plan, if it is determined that failure to grant such variance would cause an emergency condition adversely affecting the public health, welfare, or safety and if one or more of the following conditions are met:

(a) Compliance with this Plan cannot be technically accomplished during the duration of the water supply shortage or other condition for which the Plan is in effect.
(b) Alternative methods can be implemented which will achieve the same level of reduction in water use.

Persons requesting an exemption from the provisions of this Plan shall file a petition for variance with the District within 5 days after pro rata allocation has been invoked. All petitions for variances shall be reviewed by the District and shall include the following:

(a) Name and address of the petitioner(s).
(b) For District residents and other users of water within the District, a detailed statement as to how the specific provision of the Plan adversely affects the

petitioner or what damage or harm will occur to the petitioner or others if petitioner complies with this Plan or rationing of water adopted by the District pursuant to this Plan.

(c) For wholesale water customers, if any, a detailed statement with supporting data and information as to how the pro rata allocation of water under the policies and procedures established in the Plan adversely affects the petitioner or what damage or harm will occur to the petitioner or others if petitioner complies with this Plan.

(d) Description of the relief requested.

(e) Period of time for which the variance is sought.

(f) Alternative measures the petitioner is taking or proposes to take to meet the intent of this Plan and the compliance date.

(g) Other pertinent information.

Variances granted by the District shall be subject to the following conditions unless waived or modified by the District or its designee:

(a) Variances granted shall include a timetable for compliance.

(b) Variances granted shall expire when the Plan is no longer in effect, unless the petitioner has failed to meet specified requirements.

No variance shall be retroactive or otherwise justify any violation of this Plan occurring prior to the issuance of the variance.

Section 10: Receiving Water from Wholesale Public Water Supplier. In case the District receives water from another water supplier, then the District shall consult with that water supplier in order to respond appropriately to the water supplier's drought contingency plan for reductions in water supply. Also in such case, if the other water supplier implements drought response stages pursuant to its drought contingency plan, the District will evaluate implementing its drought response stages and evaluate the need to discourage excessive use of water in an effort to reduce the use of water.

Section 11: Remedies Cumulative. All rights, remedies, sanctions, penalties and enforcement procedures provided for in this Order are cumulative. In addition, the District shall have and may exercise and enforce any and all rights and remedies provided by law or in equity.

Section 12: Notice to Texas Commission on Environmental Quality. The District's operator shall notify the executive director of the Texas Commission on Environmental Quality within five (5) business days of the implementation of any mandatory provisions of this Plan.

Section 13: Wholesale Customer Contracts. If the District enters into or renews any wholesale water contracts after adoption of the Plan, said contracts shall include a

provision that in case of a shortage of water resulting from drought, the water to be distributed shall be divided in accordance with Texas Water Code, Section 11.039.

[EXECUTION PAGE FOLLOWS]

PASSED AND APPROVED this 6th day of November, 2026.

President, Board of Directors

ATTEST:

Secretary, Board of Directors

(SEAL)



EXHIBIT A

BASTROP COUNTY MUNICIPAL UTILITY DISTRICT NO. 1

AMENDED AND RESTATED DROUGHT CONTINGENCY PLAN

AQUA WATER SUPPLY CORPORATION

DROUGHT CONTINGENCY PLAN