

AFFIDAVIT TO THE PUBLIC

THE COUNTY OF **SOMERVELL**
STATE OF TEXAS

According to Texas Commission on Environmental Quality (TCEQ) Rules for On-Site Sewage Facilities (OSSFs), this document is to be filed in the Official Public Records of Somervell County, Texas.

I

The Texas Health and Safety Code, Chapter 366, authorizes the TCEQ to regulate On-Site Sewage Facilities (OSSFs). Additionally, the Texas Water Code (TWC), §5.012 and §5.013, gives TCEQ primary responsibility for implementing the laws of the State of Texas relating to water, and adopting rules necessary to carry out its powers and duties under the TWC. TCEQ, under the authority of the TWC and the Texas Health and Safety Code, requires owners to provide notice to the public that certain types of OSSFs are located on specific pieces of property. To achieve this notice, TCEQ requires a recorded affidavit. Additionally, the owner must provide proof of the recording to the OSSF permitting authority. This recorded affidavit is not a representation or warranty by TCEQ of the suitability of this OSSF, nor does it constitute any guarantee by TCEQ that the appropriate OSSF was installed.

II

An OSSF requiring a maintenance contract, according to 30 Texas Administrative Code §285.91(12), will be installed on the property described as (*instrument number or volume and page of recorded deed and legal description*):

Instrument#: _____ **or Volume:** _____ **Page:** _____

Legal Description (Subdivision, Lot# or Tract#, Abstract#, Survey, Acreage): _____

911 Address, City, State, Zip Code: _____

The property is owned by: _____
(Owner's Full Name)

This OSSF shall be covered by a continuous Maintenance Contract for the first two years. After the initial two-year Maintenance Contract, the owner of an aerobic treatment system for a single family residence shall obtain a Maintenance Contract with 30 days of expiration of the initial Contract.

Upon sale or transfer of the above-described property, the permit for the OSSF shall be transferred to the buyer or new owner. A copy of the permit materials for the OSSF may be obtained from the Somervell County Environmental Officer.

WITNESS MY HAND(S) THIS _____ DAY OF _____, _____.

Owner(s) signature(s)

Print Name(s)

SWORN TO AND SUBSCRIBED BEFORE ME THIS _____ DAY OF _____, _____.

Returned to: _____

Notary Public, State of Texas

Notary's Printed Name

My Commission Expires