

RULES AND REGULATIONS OF LAKE MURVAUL

The Panola County Fresh Water Supply District was created pursuant to *Article XVI, Section 59* of the Texas Constitution for the purpose of protecting the water-shed of the Lake, and the water impounded therein, maintaining its safe and sanitary conditions, and for the purpose insofar as possible, the lives, health and welfare of the people in the District and the safety of members of the public, the rules and regulations set out herein are hereby promulgated and published pursuant to and under the authority of Volume 2, V.T.C.A. Water Code 53; Volume 1, V.T.C.A., Parks and Wildlife, 31 and other applicable Statutes of the State of Texas.

SECTION 1

(A) Unless otherwise specifically stated, the word "Lake" shall include all lands and premises, including, but without limitation, lands covered in whole or in part by water owned by or under the control and/or supervision of the PANOLA COUNTY FRESH WATER SUPPLY DISTRICT NUMBER ONE, and shall also include the "Lake" proper and all its streams, drains, and tributaries.

(A) The word "District" as used herein shall mean the PANOLA COUNTY FRESH WATER SUPPLY DISTRICT NUMBER ONE, and shall also include the "Lake" proper and all its streams, drains and tributaries.

(B) By the use of the phrase "Lake Manager" is meant the employee of the District who is in charge of the supervision of the lake.

(C) The words "Licensee" and "Permute" are used synonymously and mean any person who holds or is required to have a license or permit from the Panola Fresh Water Supply District Number One's Board of Supervisor's of the Lake and/or the Lake Manager, authorizing the doing of any act on the Lake or the construction and maintaining of any kind or character of structure of the Lake.

(D) By the use of the phrase "Boat Landing Licensee" is meant any person who is required to hold a license or permit to construct, operate, and/or maintain any kind or character of boat landing, including all piers and/or appurtenances for use in connection with boarding or embarking from, a boat, whether permanent or temporary in nature.

(E) The masculine gender as used herein shall likewise include the feminine or neuter gender.

(F) By the use of the word "person" is meant any person, firm, association or corporation.

(G) All other words and phraseology used herein shall be construed in consonance with the ordinary and customary meaning and usage of such words and/or phraseology.

(H) For purposes of these Rules, the term License, Licensee; Lease, Lessee; Permit, Permittee; and Leasehold, Leaseholders; are terms defining a contractual relationship with the PCFWSD#1 and are interchangeable where appropriate.

SECTION 2

Anything to the contrary notwithstanding, the Panola County Fresh Water Supply District Number One, its Board of Supervisors, Lake Manager, agents, servants, and/or employees shall not be liable for injury or damage of any kind or nature to person or property, in, upon or about the lake property, as the term "Lake" is defined in paragraph (A) of the definitions section set forth above. Voluntary entry upon the Lake property by anyone for any purpose shall be at the

person's own risk and shall constitute an expressed waiver and release of all claims for any injury, damage or loss to person or property.

SECTION 3

All leaseholders are responsible for maintaining a neat appearance of their lot; mown, free of debris and junk, and junk cars. They are also responsible for instructing any visitors they may have in Lake Rules and Regulations.

SECTION 4

No stables, stock sheds, enclosures, or apartments, or any yard of any kind in which any horse, cattle, cows, swine, or fowls, or any other animals shall be kept, shall be constructed, maintained, or used on the lake.

SECTION 5

No gray water or liquid waste from any dwelling house, lodging house, manufacturer, camp, or campsite or any other house or structure of any description shall be permitted to reach the Lake, its streams, drains or tributaries. This shall include industrial wastes such as, but not limited to, waste drilling fluids, crude oil, salty formation water associated with crude oil production, runoff of bentonite clays from fields where so-called "land farming" operations are carried out and soluble deadly chemicals such as but not limited to; arsenic, barium, chromium, and proven carcinogens.

SECTION 6

No dead animals or any part thereof, decayed vegetables, food, filthy ashes, garbage, offal or filth or any kind, whether similar or dissimilar to the specific items listed herein, which by decay or putrefaction could or would become offensive, shall be placed or permitted to be placed or situated in such a manner that it will drain toward or reach the Lake, its drains, streams or tributaries.

SECTION 7

(A): No dead animals, or any part thereof, shall be disposed of in any trash container, in or upon Lake Murvaul Property.

(B): No dead fish or trimmings shall be disposed of in any trash container, unless it is first sealed in an airtight container.

SECTION 8

No slaughter houses, markets, or any shops where any hogs, beavers, or other animals are slaughtered shall be located on the Lake or where any of the refuse, discharge, or contents thereof of any nature whatsoever shall be discharged into the Lake, its drains, streams, or tributaries or in any place that it may reach the Lake, and no waste, rags, damaged merchandise,

whether broken or leaking, barrels, casks, or boxes, shall be placed in any place so that any part thereof shall reach the Lake.

SECTION 9

(A): All privies, septic tanks, cesspools and toilets shall be constructed according to the direction of the Panola County Fresh Water Supply District Number One's Board of Supervisors of the Lake and only then with a permit issued by such Panola County Fresh Water Supply District Number One's Board of Supervisors or Lake Manager; and keeping or maintaining of any privies, septic tanks, cesspools or toilets of any character whatsoever nor constructed in accordance with the rules and regulations of the Panola County Fresh Water Supply District Number One's Board of Supervisors, and for which a written permit has not been issued by the Panola County Fresh Water Supply District Number One's Board of Supervisors or the Lake Manager, shall be in violation of these rules and regulations, and particularly this rule and regulation.

(B): The method of cleaning of privies, toilets, septic tanks and cesspools shall be at the direction of and in accordance with the rules and regulations of the Panola County Fresh Water Supply District Number One's Board of Supervisors, and only by a licensed cleaner upon a permit, of no charge, obtained by such cleaner from the Panola County Fresh Water Supply District Number One's Board of Supervisors or Lake Manager.

(C): No privy, vault, cesspool, water closet, toilet, sink, bathtub, and/or drain pipe shall be constructed in such manner that the effluent there shall reach the lake, its drains, and streams of tributaries.

SECTION 10

(A): All boat landings, piers and walks over the water of the Lake shall be kept and maintained in a safe and sanitary condition; and the Board of Supervisors or the Lake Manager may order the removal of any boat landing, pier or walk which they deem unsafe and unsanitary, and the license if its owner, possessor or lessee may be revoked. All walks to any boat landing shall be constructed of wood or a more permanent material and shall not be less than 36 inches wide and shall be supported by supports having dimensions of not less than 4 inches.

(B): No dead animals or any part thereof, decayed vegetables, food, filthy ashes, garbage, offal or filth of any kind, whether similar or dissimilar to the specific items listed herein, which by decay or putrefaction could or would become offensive, shall be placed or permitted to be placed or situated in such a manner that it will drain toward or reach the lake, its drains, streams or tributaries.

SECTION 11

No lot leased to any person shall be used, either directly or indirectly, for any kind or character of commercial purposes but shall be used only for the recreation of the Lessee and members of his or her family, or designated persons. No structure of any kind or character shall be placed on any such lot except for the use for such recreational purpose by the Lessee and members of his or her family or designated persons.

SECTION 12

Anything to the contrary notwithstanding, all rentals on leased and deeded lots and piers shall be due and payable to Panola County Fresh Water Supply District Number One at 154 County Road 1839 in Carthage, Texas within 30 days from the due date. There is herein authorized a \$5.00 penalty per month as a late charge on rental property delinquent for a period of six months. The Panola County Fresh Water Supply District Number One's Board of Supervisors shall have the right to repossess any delinquent property and release the same to any one in accordance with its rules and regulations.

SECTION 13

The Panola County Fresh Water District Number One's Board of Supervisors and/or the Lake Manager may forthwith cancel any license or permit of any licensee or permittee who shall be convicted of violating any law of the State of Texas while on the Lake or PCFWSD#1 property, or upon a finding by a majority of the board during a regular called meeting that the licensee or permittee has violated any of the rules and regulations of the lake while on the Lake or on PCFWSD#1 property.

SECTION 14

(A): It is a violation to discharge a firearm within 300 feet of any residence, pier, boat house, shore line, public road or highway, or public place at, on or around Lake Murvaul. The Lake Manager and certain other Lake employees are and can be exempt from this provision by resolution of the Panola County Fresh Water Supply District Number One's Board of Supervisors.

(B): Exceptions: during duck season, shotguns may be used in hunting ducks.

SECTION 15

(A): No hunting blinds of any type shall be built, erected or placed on Lake Murvaul without a proper permit from Panola County Fresh Water Supply District Number One's Board of Supervisors or the Lake Manager.

(B): No person shall place any spike, rod, pole or other metal object in the Lake for any reason.

SECTION 16

No person shall engage in commercial fishing in the waters of the "Lake". The term "commercial fishing" is meant the taking of fish from the waters of the Lake by any means whatsoever for the sale or trade for anything of value.

SECTION 17

Every boat landing operator and every owner, possessor, and/or licensee of a boat on the Lake shall keep his boats securely moored and locked to such landing when not in use. Any boat

found to be abandoned or lost on the shores of the Lake or drifting in the Lake shall be impounded and shall not be returned to the owner thereof until such owner shall have paid an impounding fee of twenty five dollars (\$25.00) for each of such boats to cover the costs of taking such boat into custody. Any boat so impounded and not claimed on or before the expiration of thirty (30) days from the date of its impounding may be sold by the Panola County Fresh Water Supply District Number One's Board of Supervisors or the Lake Manager, who shall keep a record of all boats so impounded.

SECTION 18

Any boat that the Panola County Fresh Water Supply District Number One's Board of Supervisors or the Lake Manager or the United States Coast Guard, has concluded to be unseaworthy or to be in an unsanitary condition, shall be removed from the waters of the Lake until such boat has been re-registered and a new permit issued therefore after it has been restored to a seaworthy and sanitary condition.

SECTION 19

Boat racing of any type on Lake Murvaul is expressly prohibited.

SECTION 20

(A): No watercraft whose total horsepower exceeds that manufacturers designed horsepower shall be allowed to operate on Lake Murvaul and it is expressly prohibited from the "Lake".

(B): No inboard/outboard, or jet boat whose engine horsepower exceeds 300 horsepower shall be allowed to operate on Lake Murvaul and it is expressly prohibited from the "Lake".

(C): It shall be unlawful for any boat operating on Lake Murvaul to be equipped with any above-water exhaust system and it is expressly prohibited from the "Lake".

(D): No water craft whose noise level exceeds 85 decibels shall be allowed to operate on Lake Murvaul and it is expressly prohibited from the "Lake".

SECTION 21

No person shall fly any airplane, seaplane or any other aircraft less than 300 feet above the waters of the Lake, and no operator of any airplane, seaplane or other aircraft shall fly any machine or come to rest on or take off from the waters of the Lake except in cases of avoidable necessity.

SECTION 22

No person shall camp on the Lake except at such point or place as may be designated as a campsite by the Panola County Fresh Water Supply District Number One's Board of Supervisors.

SECTION 23

Any specialized recreational device not designated for on water use and remaining in constant contact with the water surface such as para-sailing, kites, ultra-lights, etc. shall not be allowed to operate on Lake Murvaul and it is expressly prohibited from the "Lake".

SECTION 24

No fishing, swimming or diving is allowed from piers adjacent to all launch areas. No swimming or diving from handicapped accessible piers is allowed.

SECTION 25

(A): No alcoholic beverage consumption will be allowed in public areas on Lake Murvaul and it is expressly prohibited from the "Lake".

(B): No alcoholic beverages or consumption thereof will be allowed in designated swimming areas or parking areas.

SECTION 26

All non-registered, off-road vehicles including, but not limited to, four wheelers, motorcycles, and dune buggies are prohibited from use and not leased or permitted by PCFWSD#1. This restriction includes the roads in and around the lake. A licensee or permittee may have such vehicles on their individual licensed or permitted lot only.

SECTION 27

(A): No pets or animals will be allowed in any designated swimming areas including parking areas.

(B): All pets and animals in recreational areas shall be on a leash or caged. This includes parks, campgrounds, and areas open to or used by the general public unless otherwise specified.

(C): Pets and animals not accompanied by their owners or running astray will be impounded at their owner's expense.

(D): Exceptions will be made by the Panola County Fresh Water Supply District Number One's Board of Supervisors involving Seeing Eye animals or other animals used to aid handicapped persons.

SECTION 28

No fires or cooking will be permitted in any designated swimming areas or parking areas.

SECTION 29

No vehicles, except those with proper permits and actual handicapped persons aboard, shall park or wait in any area where there is a Handicapped Parking Sign approved by the Panola County Fresh Water Supply District Number One's Board of Supervisors.

SECTION 30

(A): No vehicles shall park or wait in any area where No Parking Signs are posted and approved by the Panola County Fresh Water Supply District Number One's Board of Supervisors.

(B): If posted OFFICIAL PARKING ONLY, it shall be for designated persons and/or vehicles only at the discretion of the Panola County Fresh Water Supply District Number One's Board of Supervisors.

SECTION 31

No person shall operate an unregistered motor vehicle of any type in any recreational area of Lake Murvaul.

SECTION 32

Any device towed behind a boat for recreational purposes will not be towed in any restricted area.

SECTION 33

OBSERVE ALL SIGNS. All persons shall observe at all times the signs posted on the lake or on PCFWSD#1 property. This includes but is not limited to signs related to fishing, trotting, jug lining, swimming, bathing, wading, water skiing, water craft, water craft speed or wake zones and those other signs that may be erected at the directed of the Board of Supervisors of the PCFWSD#1.

SECTION 34

No person shall carry any container made of glass into or on any designated swimming area or its parking area.

SECTION 35

There will be no fireworks in any recreational area of Lake Murvaul except on July 4th, New Years Eve and New Years Day and then only in designated areas.

SECTION 36

No person shall cut, remove, damage, deface, destroy, or damage any tree, trees or shrubbery on Lake Property without proper authority.

SECTION 37

No person or persons shall remove, damage, deface, destroy or relocate any property on or in Lake Murvaul or in any of its recreational areas.

SECTION 38

No person shall enter into or onto any property posted as a Restricted Area or posted as No Trespassing by the PCFWSD# Board of Supervisors.

SECTION 39

No person shall camp in a Reserved Area on Lake Murvaul unless they are a party to the reservation.

SECTION 40

No person shall sell any food, drink, sporting goods, recreational equipment or peddle any commercial products without proper concession on any property owned or controlled by the Panola County Fresh Water Supply District Number One's Board of Supervisors.

SECTION 41

No person shall operate or play any radio, TV, tape player, CD, record player or any devise that emits noise in such a manner or at such a high volume that it disturbs other guests and/or campers.

SECTION 42

No engine shall be operated in any recreational area that emits a noise loud enough that it disturbs other guests and/or campers.

SECTION 43

Speed limits in recreational areas shall be 5 and 10 MPH as posted and approved by the Panola County Fresh Water Supply District Number One's Board of Supervisors.

SECTION 44

No person shall urinate or defecate in any recreational area other than in designated restrooms and bath houses.

SECTION 45

No horse, mule or oxen shall be ridden or used to pull a wagon, cart or carriage or walked through any recreational area other than in designated areas or designated parks.

SECTION 46

No person shall discharge or shoot any B.B. gun, pellet gun, bow and arrow, or sling shot in any recreational area of Lake Murvaul.

SECTION 47

No person shall camp on Lake Murvaul for more than fourteen (14) days, unless given permission by the Panola County Fresh Water Supply District Number One's Board of Supervisors.

SECTION 48

All campsites and picnic areas on Lake Murvaul must be kept clean while in use, and left clean when vacated.

SECTION 49

All fires will be extinguished prior to vacating picnic areas and campsites.

SECTION 50

No vehicles or bicycles will be permitted in designated swimming areas, their beaches or picnic areas.

SECTION 51

All group activities, (i.e. volleyball, baseball, soccer, etc.) must be in areas that will not interfere with camp and picnic areas.

SECTION 52

In the event that a licensee or permittee shall become bankrupt or shall make a voluntary assignment for the benefit of creditors, or in the event that a receiver of the Lessee or Permittee shall be appointed, then, at the option of the Board of the PCFWSD#1, and upon five (5) days notice to the Lessee or Permittee of the exercise of such option, the lease or permit shall cease and come to an end.

The rules and regulations may be amended by the District by promulgating further and additional rules and regulations, or any changes in, or amendments to, any of the above and foregoing rules and regulations.

The enforcement of these rules and regulations and the penalties for the violation or failure to comply with same shall be punished at the discretion of a majority vote of the Board of Supervisors of PCFWSD#1 at one of their regular meetings by terminating a license or permit, by a fine not to exceed five hundred dollars (\$500.00), or by other remedy or amount as set up in accordance with Volume 2, V.T.C.A. Water Code 53; Volume 1, V.T.C.A. Parks and Wildlife, 31 and other applicable statutes of the State of Texas, as the same now exists or as other applicable Statutes of the State of Texas, as the same now exists or as it shall be hereinafter amended and any other applicable laws of the State of Texas.

Re: Rules and regulations pertaining to excavation and dredging Panola County Fresh Water Supply District #1 permit areas.

A Construction Approval Application must be filed with, and approved by the Panola County Fresh Water Supply District #1 Board of Directors, before any excavation or dredging begins.

Dredging is a Federally Regulated Activity. The Panola County Fresh Water Supply District #1 would like to remind all contractors, and all private/commercial permittee's of the Army Corps of Engineers regulations that apply to excavation and dredging. Please remember to abide by these regulations when performing excavating or dredging in the Murvaul Reservoir.

Army Corps of Engineers General Guidelines on Dredging

- All dredge material must be removed and placed above the normal water level, and the spoil must be stabilized. At Lake Murvaul the normal water level is 265.3 msl.
- The spoil cannot be "stockpiled" in the lakebed in a staging area before being located above the normal water level.
- The spoil cannot be relocated in the lakebed to "buildup" an area to work from in order to reach further into the lake.
- Bulldozers are not allowed below the 265.3 msl without a permit from the Corps.
- A track hoe can work below the 265.3 msl as long as the material is placed above the 265.3 msl or onto a dump truck and relocated above the 265.3 msl and stabilized.
- Backfill behind retaining walls cannot exceed an average of one cubic yard per linear foot, and not exceed 500ft in total length. Otherwise, a Corps permit is required.

Other dredging work may be authorized under the Corps Nationwide and Regional General Permits (i.e. minor maintenance of boat ramps, shoreline stabilization, etc).

Please feel free to contact the Army Corps of Engineers for guidance on construction projects below the conservation pool elevations. The Panola County Fresh Water Supply District #1 will answer any questions that you may have and assist in any way we can. Please remember these rules when excavation or dredging is being done to assure the water quality of the reservoir is being maintained.