

**DRAFT Permit Conditions for Water Appropriation and Use Permit Application No.  
CE2018S002/01**

1. Allocation - The water withdrawal granted by this permit is limited to:  
  
A daily average of 39,500 gallons on a yearly basis and  
A maximum daily withdrawal of 160,000 gallons.
2. Use - The water is to be used for equestrian race track irrigation and maintaining soil moisture content in the arena footing material.
3. Source - The water shall be taken from a stormwater management pond.
4. Location - The point(s) of withdrawal shall be located at Fair Hill Race Track, on the south side of Md Route 273, 0.1 mile east of Md Route 213, Fair Hill, Cecil County, Maryland.
5. Right of Entry - The Permittee shall allow authorized representatives of the Administration access to the Permittee's facility to conduct inspections and evaluations necessary to assure compliance with the conditions of this permit. The Permittee shall provide such assistance as may be necessary to effectively and safely conduct such inspections and evaluations.
6. Permit Review - The Permittee will be queried every three years (triennial review) regarding water use under the terms and conditions of this permit. Failure to return the triennial review query will result in suspension or revocation of this permit.
7. Permit Renewal - This permit will expire on the date indicated on the first page of this permit. In order to renew the permit the Permittee shall file a renewal application with the Administration no later than 45 days prior to the expiration.
8. Permit Suspension or Revocation - This permit may be suspended or revoked by the Administration upon violation of the conditions of this permit, or upon violation of any regulation promulgated pursuant to Title 5 of the Environment Article, Annotated Code of Maryland (2013 Replacement Volume) as amended.
9. Change of Operations - Any anticipated change in appropriation which may result in a new or different use, quantity, source, or place of use of water shall be reported to the Administration by the Permittee by submission of a new application.
10. Additional Permit Conditions - The Administration may at anytime (including triennial permit review or when a change application is submitted) revise any condition of this permit or add additional conditions concerning the character, amount, means and manner of the appropriation or use, which may be necessary to properly protect, control and manage the water resources of the State. Condition revisions and additions will be accomplished by issuance of a revised permit.

11. Drought Period Emergency Restrictions - If the Administration determines that a drought period or emergency exists, the Permittee may be required under the Department's direction to stop or reduce water use. Any cessation or reduction of water use must continue for the duration of the drought period or emergency, or until the Administration directs the Permittee that water use under standard permit conditions may be resumed.
12. Non-Transferable - This permit is non-transferable. A new owner may acquire authorization to continue this appropriation by filing a new application with the Administration. Authorization will be accomplished by issuance of a new permit.
13. Flow Measurement - The Permittee shall measure all water used by a method which accurately reflects the quantity withdrawn.
14. Withdrawal Reports - The Permittee shall submit to the Administration, semi-annually (July-December, no later than January 31st and January-June, no later than July 31st), pumping records. These records shall show the total quantity of water withdrawn each month under this permit.
15. Calculation of Water Use - In order to determine the amount of surface water withdrawn under this permit CE2018S002(01) (stormwater pond), the amount of groundwater discharged into the pond each month under permit CE1988G083(08) (well) shall be subtracted from the amount of water withdrawn from the pond each month. The resulting amounts shall be shown on the semi-annual withdrawal reports required to be submitted under the Withdrawal Reports condition above.
16. Supplemental Permit - This permit and the following listed permits are supplemental. Withdrawals under this permit may exceed a daily average of 39,500 gallons on a yearly basis as long as the total withdrawal under this permit and the following listed permit does not exceed a daily average of 79,000 gallons on a yearly basis.  
CE1988G038(08)) Maryland Department of Natural Resources
17. Initiation of Withdrawal - The Permittee shall notify the Administration by certified mail when withdrawals for the uses specified in this permit have been initiated. This permit shall expire if water withdrawal is not commenced within two years after the effective date of this permit except that upon written request to the administration prior to the expiration of the two year period, the time limit may be extended for good cause, at the discretion of the Administration.