

# PRAIRIELANDS GROUNDWATER CONSERVATION DISTRICT

JUNE 21, 2021

## MINUTES OF PUBLIC HEARING ON APPLICATION FOR SPACING EXCEPTION

The Board of Directors of the Prairielands Groundwater Conservation District (“District”) met in special session, open to the public, at 208 Kimberly Dr, Cleburne, TX, within the boundaries of the District on June 21, 2021.

In the absence of President Charles Beseda and 2<sup>nd</sup> Vice-President Randy Kirk, Director Maurice Osborne presided and called the public hearing to order at 9:04 a.m., announcing the meeting open to the public.

The roll was called of the members of the Board of Directors, to wit:

Charles Beseda  
John Curtis  
Randy Kirk  
Paul Tischler

Maurice Osborn  
Kent Smith  
Marty McPherson  
Barney McClure

All members of the Board were present, with the exception of Directors Beseda, Kirk, and Smith, thus constituting a quorum of the Board of Directors. Also attending said meeting were Kathy Turner Jones, General Manager; Brian Sledge, General Counsel; District staff; and members of the public. *Copies of the public sign-in sheets and video conference attendee list are attached hereto as Exhibit “A” to the June 21, 2021 Regular Board Meeting minutes.*

### RECEIVE PUBLIC HEARING REPORT FROM GENERAL MANAGER, ANY PUBLIC COMMENT(S), REQUESTS TO CONTEST AND CONSIDER GRANTING, DENYING, OR AMENDING APPLICATIONS FOR THE FOLLOWING OPERATING PERMITS AND/OR EXCEPTIONS:

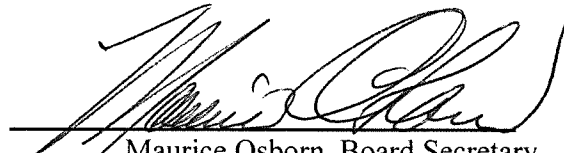
Director Osborn announced, “At this time, 9:04 a.m., the Board will recess into a Closed Executive Session to consult with legal counsel on items on today’s agenda under Government Code Section(s) 551.071 for consultation concerning attorney-client matters. No action will be taken in closed session. At the conclusion of the closed session, the Board will reconvene in open session with the public.”

At 9:29 a.m. Director Osborn announced the meeting was reconvening into open session and was open to the public.

- 1) Clay Freed, for a proposed new well to be drilled in Ellis County at 106 Cut Off Road, Ennis, Texas 75119 for domestic use. Ms. Jones stated Mr. Freed is seeking an exception to the District's Well Spacing requirements under District Rule 4.7 for a proposed well for domestic use to be drilled on Mr. Freed's property, consisting of 30.57 contiguous acres located in Ellis County, Texas. She reported the proposed well location, being approximately 30 feet from the southwest property line, fails to meet the required spacing of 50 feet to the nearest property line. She confirmed the applicant had sent a letter to the adjoining landowner notifying them of this minimum spacing exemption request, and that the District had not received any comment from the neighboring landowner indicating an objection. Mr. Freed was in attendance of the meeting and stated there is a large body of water between his property and the adjoining property which would prevent the neighboring landowner from drilling a new well within 100 feet of the proposed well. Director McPherson made a motion to approve the application for the spacing exception for Clay Freed subject to well #2121 being plugged according to the Texas Department of Licensing and Regulation (TDLR) standards prior to drilling the new well and verified by District staff, and tremie pressuring the new well and completing it with a 2:1 cement ratio as required by TDLR. Director Curtis seconded the motion and the motion carried unanimously.

There being no further discussion, Director Curtis made a motion to adjourn the public hearing. Director McPherson seconded the motion and the motion carried unanimously. The public hearing was adjourned at 9:34 a.m.

**PASSED, APPROVED, AND ADOPTED THIS 21<sup>st</sup> DAY OF JUNE 2021.**



Maurice Osborn, Board Secretary