

**Middle Pecos Groundwater Conservation District**  
**Minutes of January 27, 2010**

On this the 27<sup>th</sup> day of January, 2010, a Special Session of the Middle Pecos Groundwater Conservation District, of Pecos County, Texas, met at 10 am at the Pecos County Civic Center, 1674 Airport Drive, Fort Stockton, Texas with the following members present, to-wit:

Glenn Honaker	President, Precinct 1
John Dorris	Vice President, Precinct 3
M. R. Gonzalez	Secretary/Treasurer, Precinct 2
Jack McIntyre	Precinct 1
Merrell Daggett	Precinct 2
Lynn Holland	Precinct 3
Alvaro Mandujano, Jr.	Precinct 4
Ronnie Cooper	Precinct 4
Vanessa Cardwell	City of Fort Stockton
S. Evans Turpin	City of Iraan

Member Absent: Houston McKenzie

Others Present: Paul Weatherby/General Manager, Mike Gershon & Lambeth Townsend, MPGCD Attorneys, Melissa Mills/Office Manager, Bob Varmette/Fort Stockton Pioneer, Jeff Williams, Dr. Jim Duke, George Riggs, Santiago Cantu, Jr., Bruce Scrafford/FSH Attorney, Cynthia Hollander, Winston Pfiester, Thomas Kincaid, Jr., Rafael Castillo

Call to Order. The MPGCD meeting was called to order at 10:05 am by President Glenn Honaker. Quorum is present.

I       Comments from **Public and Media**. There were no comments made.

II       **General Manager's report** on inquiries from potential permit applicants desiring permits for terms beyond one year where proposed use for a beneficial purpose may be speculative.

          Manager Paul Weatherby reported that he has received calls inquiring if it would be possible to submit an application for "x" number of acre feet of water for a speculative venture. He directed them to review section 11 of the MPGCD rules for applying for a production permit. At this time, there have not been any production permits from those callers submitted.

- III **Executive Session** pursuant to the Texas Open Meetings Act, Section 551.071 of the Texas Government Code, to review with legal counsel the pending lawsuit, *Fort Stockton Holdings, L.P. v. Paul Weatherby and the Middle Pecos Groundwater Conservation District*, No. 4:10-CV-00003-RAJ (W.D. Tex. petition filed Jan. 19, 2010); matters related to this pending lawsuit, Fort Stockton Holding, L.P.'s pending permit application, and determination of administrative completeness of permit applications, including but not limited to Fort Stockton Holdings, L.P.'s pending permit application; issues implicated by above-described Agenda Item II; and other matters authorized by the Texas Open Meetings Act, Section 551.071 of the Texas Government Code.

The Board convened into Executive Session at 10:11 am.

Meeting Reconvened at 11:51 am.

- IV Consider and possible action on **matters related to the above-described Agenda Items II and III.**

We discussed agenda item 3 legal matters with our attorneys as pursuant to Section 551.071 of the Open Meetings Act. There is no action to be taken at this time.

- V Consider and possible action upon **agenda for next meeting.** Nothing at this time.

- VI **Adjourn.** Lynn Holland made a motion to adjourn, seconded by John Dorris. The motion carried, and the meeting adjourned at 11:57 am.

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M. R. Gonzalez,  
Secretary/Treasurer

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Glenn Honaker  
President

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Date Approved