

**MIDDLE PECOS GROUNDWATER CONSERVATION DISTRICT**

FILED  
Pecos County, Texas

P.O Box 1644 Fort Stockton, TX 79735 Phone (432)336-0698 Fax (432)336-3407  
405 North Spring Drive Fort Stockton, Texas 79735  
Email [mpgcd@sbcglobal.net](mailto:mpgcd@sbcglobal.net) Website [www.middlepecosgcd.org](http://www.middlepecosgcd.org)

DEC 13 2013  
8:45A  
LIZ CHAPMAN Co. Clerk  
By Deputy: [Signature]

Directors

Jerry McGuairt, President John D. Dorris, Vice President M. R. Gonzalez, Secretary/Treasurer  
Weldon Blackwelder Vanessa Cardwell Ronald Cooper Merrell Daggett  
Janet Groth Alvaro Mandujano, Jr. S. Evans Turpin Terry Whigham

Employees

Paul Weatherby, General Manager Ty Edwards, Assistant Manager  
Melissa Mills, Office Manager Gail Reeves, Office Assistant

**NOTICE OF REGULAR BOARD MEETING and PUBLIC HEARINGS**

**December 17, 2013 - 9:30 AM  
405 North Spring Drive, Fort Stockton, Texas**

During the meeting, the Board reserves the right to go into executive session for any of the purposes authorized under the Texas Open Meetings Act, V.T.C.A., Government Code, Chapter 551, for any item on this agenda or as otherwise authorized by law.

**REGULAR BOARD MEETING**

**This meeting may be recessed to allow the Board to conduct the hearings described on this agenda and the Board may change the order in which one or more of the hearing or meeting items are considered.<sup>1</sup>**

- I Call to order following hearings
- II Comments from **public and media** (limit 5 minutes per person)  
Members of the public may address the Board for a limited time concerning any subject whether or not it is on the agenda. The Board is not allowed to take action on any subject presented that is not on the agenda, nor is the Board required to provide a response.
- III Consider and/or act on **Minutes of October 22, 2013**
- IV Consider and/or act upon **Accounts Payable and Treasurer's Report and Line Item Transfers for the Month Ending October 31, 2013**
- V Consider and/or act upon **Accounts Payable and Treasurer's Report and Line Item Transfers for the Month Ending November 30, 2013**
- VI Consider and/or act upon **Progress Reports: Well Registrations, Production Permits, Drilling Permits, Data Loggers, ongoing Water Quality Analysis**
- VII Consider and/or act upon litigation pursuant to Texas Water Code 36.102 and District Rule 15.3.6 against Dubose Drilling, Inc for failure to comply with District Rules 9.2, 11.1, 11.5, and 13.1.
- VIII Consider and/or act upon **2014 Meeting and Holiday Schedule**

**HEARING ON BARILLA SOLAR, LLC PRODUCTION PERMIT APPLICATION**

- I Call to order at 9:45 AM
- II Public Hearing
- III Adjourn hearing and consider and/or act on **Production Permit Application for Barilla Solar, LLC**

**PUBLIC HEARING ON PROPOSED RULES**

- I Call to order at 10:00 AM
- II The Middle Pecos Groundwater Conservation District (District) will receive public input at a hearing on proposed amendments to the District's rules intended to address (1) pre-registration, registration and permitting requirements under Sections 9 and 11 of the District's rules, (2) integration of the Desired Future Conditions hearings and other requirements imposed on the District and interested stakeholders by Chapter 36 of the Texas Water Code, (3) hydrogeological report and associated permitting requirements, (4) application of the groundwater transfer criteria set forth in section 36.122(f), (5) establishment of a fourth management zone covering areas not currently within a management zone, (6) aggregation of withdrawal among multiple wells, (7) procedural adjustments to the notice and hearings process for enforcement due to rules violations, (8) development of baseline aquifer levels to further implement the District's Management Zone rules, and (9) reporting of groundwater production and use.
- III Adjourn hearing and consider and/or act on proposed rules

**HEARING ON JERRY KELLEY  
CONSOLIDATED DRILLING/PRODUCTION PERMIT APPLICATION**

- I Call to order at 10:30 AM
- II Public Hearing
- III Adjourn hearing and consider and/or act on **Consolidated Drilling/Production Permit Application for Jerry Kelley**

**HEARING ON PRODUCTION PERMIT APPLICATION FOR MANDUJANO BROTHERS**

- I Call to order at 10:45 AM
- II Public Hearing
- III Adjourn hearing and consider and/or act on **Production Permit Application for Mandujano Brothers**

**HEARING ON APRIL-BIRD TRAINER TRUST PRODUCTION PERMIT APPLICATION**

- I Call to order at 11:00 AM
- II Public Hearing
- III Adjourn hearing and consider and/or act on **Production Permit Application for April-Bird Trainer Trust**

**RECONVENE REGULAR BOARD MEETING**

- X **Directors' comments**
- XI Consider and/or act upon **agenda for next meeting**
- XII **Adjourn**

---

This facility is wheelchair and parking accessible. Requests for accommodations must be made 48 hours prior to this meeting by contacting Paul Weatherby at 432-336-0698.

<sup>1</sup> The Board may break for lunch and commence or continue the Board hearings and/or meeting immediately after lunch. The Board will not commence any of the hearings earlier than the time stated on this agenda.