

MINUTES
of the May 4, 2009, 8:30 A.M.,
Public Hearing Concerning a Proposed Amendment to
District Rule 5.1 Definition of Waste

Directors Present: Charles Richter, Robert Leer, Leo Kainer, Leo Wick, Sr.
Directors Absent: L.J. Calley
Others Present: David A. Van Dresar, General Manager; Monique Norman, Legal Counsel;
Wendi Pyle, Administrative Assistant; Billy Deagen; Anton Becka; Thomas
Hudec

The public hearing was called to order by Vice President Kainer at 8:31 a.m. on May 4, 2009 at the Fayette County Agricultural Building Conference Room 104, located at 255 Svoboda Lane, in La Grange, Texas. A quorum to conduct business was declared to be present. Items to be considered during the public hearing:

Receive public comment on the proposed amendment to District Rule 5.1 Definition of Waste.

The current rule was presented to the Board as well as the proposed amendment to the rule. Ms. Norman and Mr. Van Dresar stated that the proposed revision to the District Rule would bring the rule in line with Chapter 36 of the Texas Water Code. Ms. Norman asked the Board to allow additional domestic or livestock use on a permitted well to be considered a minor amendment as long as the production limits set in the permit remained the same.

Vice President Kainer asked for any public comments regarding the proposed amendment being considered. Mr. Van Dresar stated that no comments were received, either verbally or in writing prior to the hearing. No other public comments were given.

Mr. Kainer asked for a motion from the Board. Mr. Wick made the motion to approve the proposed amendment to District Rule 5.1 with the minor amendment language added. Mr. Leer seconded the motion. The motion was approved unanimously.

There being no further items on the agenda, Mr. Wick made the motion to adjourn the Public Hearing. Mr. Leer seconded the motion and Mr. Kainer adjourned the Public Hearing at 8:40 a.m.

L.J. Calley, President

Leo Wick, Sr., Secretary-Treasurer