

Fayette County Groundwater Conservation District

P.O. Box 625
254 N. Jefferson St., Room 600
La Grange, Texas 78945
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MINUTES of the November 5, 2007 Board of Directors Meeting

Directors Present: Eddie Schneider, L.J. Calley, Leo Wick, Leo Kainer, Lloyd Brunner
Directors Absent: None
Others Present: David Van Dresar, General Manager; Monique Norman, Legal Counsel; Steve Wiley, Brian Flentge, Thomas Flentge, Stephen Lev, Seth Dalton, Larry A. Svetlik, Bob Greeson, A. J. Cerny, Jr., and two unidentified members of the public.

The meeting was called to order by President Schneider at 8:40 a.m., immediately following the 8:30 a.m. Public Hearing, on November 5, 2007 at the Fayette County Groundwater Conservation District office located at 254 N. Jefferson, Room 600 in La Grange, Texas. A quorum to conduct business was declared to be present.

Mr. Schneider asked for any public comments at which time Mr. Svetlik asked a question of the Board regarding small acreages and drilling replacement wells that may have an increased production than the existing well. Mrs. Norman answered Mr. Svetlik's question by stating that it depended upon the rules of the groundwater conservation district and the new use, if any, of the replacement well. There were no other public comments.

The Board considered new information regarding the A.W. Flentge Drilling violation. Mr. Brian Flentge presented the Board with information from the Texas Department of Licensing and Regulation. After extensive discussion regarding the rules of the District and interpretations of regulations, Mr. Calley made the motion to dismiss the violation against A.W. Flentge Drilling and the Board of Directors will pursue, with the land owner, violations of not obtaining a permit and well spacing. Mr. Brunner seconded the motion and it was approved.

Minutes from the October 1, 2007 Board of Directors meeting were presented. There being no additions or corrections to the minutes, they were approved as read.

Minutes from the October 15, 2007 public hearing regarding the Seville Farms, Inc. operating permit applications were presented. There being no additions or corrections to the minutes, they were approved as read.

The October financial statement and all outstanding bills to be paid were presented. Mr. Wick made the motion to approve the financial report and to pay the bills presented. Mr. Kainer seconded the motion and it was approved.

Mr. Van Dresar gave the District Manager's report to the Board. He updated the Board on the progress of two violation letters sent out during the month of October. Mr. Van Dresar advised the Board of numerous meetings that members of the Board of Directors and District staff had attended during the month of October. Mr. Van Dresar stated that one Application for Exception to the District Rules regarding minimum tract size had been submitted in October and that he, Van Dresar, approved the application as the property was subdivided prior to January 2004. Preliminary results from a well drawdown test were presented to the Board. Van Dresar stated that the information had not yet been verified by a hydrologist. Mr. Van Dresar advised the Board that progress in the well monitoring program was slowed due to equipment failure. Van Dresar stated that the e-line used to monitor

Items were identified for the next meeting s'agenda. The next meeting was scheduled for December 3, 2007 at 8:30 a.m. in the District office located at 254 N. Jefferson, Room 600, La Grange, Texas 78945.

Mr. Brunner made the motion to adjourn the meeting and Mr. Wick seconded the motion. The meeting was adjourned at 11:00 a.m.

Eddie Schneider-President

L.J. Calley, Secretary-Treasurer