

**MINUTES OF THE JANUARY 7, 2025  
BOARD OF DIRECTORS MEETING OF  
NORTH PLAINS GROUNDWATER CONSERVATION DISTRICT**

The Board of Directors of North Plains Groundwater Conservation District met in regular session on January 7, 2025 at 9:00 a.m. in the Conference Room in the Richard S. Bowers Water Conservation Learning Center Building at the North Plains Water Conservation Center, 6045 West County Road E., Dumas, Texas 79029-7201. The following persons were present:

**Members Present at 9:06 a.m.:**

Daniel L. Krienke, President;  
Bob B. Zimmer, Vice-President;  
Harold Grall, Secretary;  
Allan Frerich, Director;  
Clinton Born, Director;  
Justin Crownover, Director and,  
Mark Howard, Director.

**Staff present during part or all the meeting:**

Janet Guthrie, General Manager;  
Kristen Blackwell, Administration Manager;  
Odell Ward, Aquifer Science Manager;  
Baylee Barnes, Conservation Outreach Specialist;  
Krystal Donley, Administrative Assistant and,  
Curtis Schwertner, Natural Resource Specialist

**Others present during part or all the meeting:**

Coy Barton, CPA;  
Melissa Gonzales;  
Jarod Presser;  
Landri Hallford;  
Lynn Tate, Esq.;  
Steve Walthour, via Zoom;  
Deborah Trejo, Esq. via Zoom; and,  
Tom Riney, Esq. via Zoom,

President Krienke declared a quorum present and called the meeting to order at 9:06 a.m.

President Krienke gave the invocation and led the pledge.

**1. - Public Comment**

No public comment was made to the Board.

**2. - Consent Agenda**

Justin Crownover moved to approve the regular board meeting minutes held December 16, 2024; approval of District expenditures from December 1, 2024 through December 31, 2024 including the General Manager's expense and activity report; approval of payment to Underwood Attorneys at Law for professional services October 7, 2024 through November 21, 2024; and payment to Bickerstaff Heath Delgado Acosta LLP for professional services on October 17, 2024.

Harold Grall seconded the motion, and it was unanimously approved by the Board.

***Action Agenda 3.a. - Review and approval of District's annual financial report for the year ended September 30, 2024 from Coy Barton, CPA.***

Coy Barton and his staff presented the District Annual Financial Report for the year ended September 30, 2024.

Bob B. Zimmer moved the board approve the North Plains Groundwater Conservation District Annual Financial Report for the year ended September 30, 2024.

Harold Grall seconded the motion, and it was unanimously approved by the Board.

***Action Agenda 3.b. - Review and consider approval of payment to Coy Barton, CPA for auditing services and preparation of the North Plains Groundwater Conservation District annual financial report for the year ended September 30, 2024.***

Harold Grall moved the board approve payment to Coy Barton, CPA in the amount of \$22,000.00 for auditing services and preparation of the District annual financial report for the year ended September 30, 2024.

Allan Frerich seconded the motion, and it was unanimously approved by the Board.

***Action Agenda 3.c. - Review and consider approval of letter of engagement for audit and non-audit services to be performed by Coy Barton, CPA for the year ended September 30, 2025.***

Bob B. Zimmer moved the board approve the letter of engagement for audit and non-audit services to be performed by Coy Barton, CPA for fiscal year October 1, 2024 to September 30, 2025.

Justin Crownover seconded the motion, and it was unanimously approved by the Board.

***Action Agenda 3.d. - Review and consider approval of letter of engagement with Morgan Williamson LLP for legal services.***

Harold Grall moved the board approve the letter of engagement for legal services performed by Chris Steward of Morgan Williamson, LLP Attorneys at Law for the purpose of updating the Master Irrigator Trademark.

Allan Frerich seconded the motion, and it was unanimously approved by the Board.

***Action Agenda 3.e. - Review and consider approval of contract with Halff for database management services.***

Harold Grall moved the board approve the contract with Halff for database management services.

Mark Howard seconded the motion, and it was unanimously approved by the Board.

**Action Agenda 3.f. - Receive report regarding field inspection services during December, 2024.**

Odell Ward, Aquifer Science Manager, presented this item to the Board for reporting purposes.

No motion was made by the Board.

**Action Agenda 3.g. - Receive report and consider action as needed regarding public outreach, agriculture water conservation demonstration programs and the North Plains Water Conservation Center including but not limited to report from David Sloane on the 2024 water conservation demonstration.**

Baylee Barnes, Conservation Outreach Specialist, presented this item to the Board for reporting purposes.

David Sloane was unable to attend due to weather conditions.

No motion was made by the Board.

**Action Agenda 3.h. - Receive investment report for October 1, 2024 through December 31, 2024.**

General Manager Janet Guthrie presented the quarterly investment report to the board in compliance with Government Code Chapter 2256 Public Funds Investment Act.

This item was presented to the board for reporting purposes.

No motion was made by the Board.

**Action Agenda 3.i. - Consider final compliance approval of water well permits as active and complete wells, review permits issued and permitting graphs from December 2024.**

The following list of wells were presented to the board for final compliance approval.

Well Number	Class	Quarter	Section	Block	Survey	N S	E W
DA-13429	B	NE	18	6	CSS	447 N	427 E
DA-13522	C	SW	22	1	CSS	504 S	369 W
DA-13629	D	NE	13	1	FDW	720 N	852 E
HA-13310	C	NE	F Jordan			1400 N	1222 E
HA-13322	C	SW	19	14	CSS	446 S	846 W
HA-13325	C	NW	19	14	CSS	804 N	570 W
HA-13360	C	NW	57	21	CSS	878 N	284 W
HU-13561	C	NW	69	5-T	T&NO	113 N	535 W
HU-13562	C	NW	39	5-T	T&NO	119 N	572 W
HU-13567	C	SW	63	5-T	T&NO	345 S	623 W
MO-13416	C	SW	138	3-T	T&NO	417 S	25 W
MO-13466	C	NW	5	Q	H&GN	204 N	10 E
MO-13467	C	SE	428	44	H&TC	479 S	17 E

MO-13471	C	NE	428	44	H&TC	34 N	36 E
MO-13472	C	SE	4	Q	H&GN	43 S	436 E
MO-13473	C	SE	428	44	H&TC	49 S	57 E
MO-13476	D	SE	17	M-2		104 S	588 E
MO-13489	C	SW	15	1	NONE	582 S	40 W
MO-13560	B	SW	112	3-T	T&NO	457, S	20 W
MO-13574	B	SW	112	3-T	T&NO	468 S	565 W
MO-13631	B	NE	97	44	H&TC	195 N	199 E
MO-13632	B	NE	97	44	H&TC	195 N	668 E
OC-13462	D	SE	127	13	T&NO	23 S	367 E
SH-13328	C	SE	86	3-T	T&NO	234 S	522 E
SH-13330	C	SW	86	3-T	T&NO	707 S	138 W
SH-13343	B	SW	30	3-T	T&NO	109 S	112 W
SH-13344	B	NW	30	3-T	T&NO	753 N	354 W
SH-13366	B	NE	151	1-C	GH&H	877 N	867 E
SH-13367	B	NE	151	1-C	GH&H	403 N	856 E
SH-13446	C	NE	455	1-T	T&NO	627 N	33 E

Justin Crownover moved the board approve the well permits represented in the table above as active and complete wells because the wells are properly equipped and otherwise comply with district rules.

Bob B. Zimmer seconded the motion, and it was approved unanimously.

***Action Agenda 3.j. - Receive report from Steve Walthour regarding the Ogallala Water Project.***

Steve Walthour presented this item to the Board for reporting purposes.

No motion was made by the Board.

***Action Agenda 3.k. - Receive report regarding the status of 2024 annual production reporting.***

Kristen Blackwell, Administration Manager, provided the board with an update on 2024 annual production reporting.

This item was presented to the board for reporting purposes.

No motion was made by the Board.

***Action Agenda 3.l. - Receive report and consider action regarding compliance matters before the District.***

Kristen Blackwell, Administration Manager, presented the following report to the Board, orally and through the Board packet:

**Compliance Update for Board Consideration from Previous Meeting(s)**

<b>Name</b>	<b>Well Number(s) &amp; GPU</b>	<b>Board Decision and/or Status Since Last Meeting</b>
BLF	8266, 8263, 8268, 8267 – Exceeded 2023 annual production limitation.	Unresolved
BLF	HA-5814 GPU 8287 not properly plugged by board due date	Unresolved
BLF	3354, 3366, 5248, 5256, 5260, 5770, 8239, 8255, 8263, 8267, 8268, 8274, 8281, 8282, 8291, 8297, 8799, 8801, 8802, 8803, 9623 & 9713. Late 2023 Annual Production Report(s)	Unresolved

**January 2025 Compliance for Board Consideration**

<b>Name</b>	<b>Well Number(s) &amp; GPU</b>	<b>Compliance Issue(s)</b>
John Loeppky	9301 MO-12726	Well construction incomplete. Missing concrete foundation, incorrect check valve and no LPD. No pump report received.
John Loeppky	9301 MO-12727	Well construction incomplete. Missing concrete foundation, incorrect check valve and no LPD. No pump report received.
John Loeppky	9303 MO-12728	Well construction incomplete. Missing concrete foundation, incorrect check valve and no LPD. No pump report received.
John Loeppky	9303 MO-12813	Well construction incomplete. Missing concrete foundation, incorrect check valve and no LPD. No pump report received.

All wells were drilled by Vanguard Drilling. The wells appear not to have been in use but are not classified as capped. Well construction is incomplete. Attempts to reach water right owner have been ineffective.

This item was addressed in Closed Session held under Item N of these minutes.

***Action Agenda 3.m. - Discuss BLF Land, LLC, et al. v. Allen Frerich, et al., No-CV-133-Z (N.D. Tex. Aug. 8, 2023).***

This item was addressed in the Closed Session held under Item N of these minutes.

At 10:22 a.m., the board recessed for a break. The board reconvened at 10:32 a.m.

***Action Agenda 3.n. - Closed Session.***

**Executive Session - Section 551.071 of the Texas Government Code.**

At 10:33 a.m. President Krienke closed the meeting for consultation with legal counsel as authorized by Section 551.071 of the Texas Government Code, which allows a closed meeting to discuss pending or contemplated litigation, settlement offers or matters where the duty of counsel to the District, pursuant to the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas, clearly conflicts with the Texas Open Meetings Act.

Under the authority of the Texas Open Meetings Act, the President declared that we will now close this meeting to the public for the purpose of: Consultation with legal counsel as authorized by Sec. 551.071, Government Code, which allows a closed meeting to discuss pending or contemplated litigation, settlement offers, or matters where the duty of counsel to the District, pursuant to the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas, clearly conflicts with the Texas Open Meetings Act.

President Krienke stated that this is a Closed Session of the North Plains Groundwater Conservation District Board of Directors on January 7, 2025, commencing at 10:33 a.m. At 11:22 a.m., the Board reconvened into regular session.

President Krienke stated that it is my duty to remind you as Board members that discussions held in closed session are confidential. In the event of a breach of this confidentiality by an individual director, the disclosure is not to be construed as a waiver of the District's attorney-client privilege. A known disclosure to a member of the public of a tape recording of a closed session constitutes a criminal violation of the Texas Open Meetings Act. This concludes the closed session of the Board of Directors at 12:03 p.m.

President Krienke stated that the meeting of the North Plains Groundwater Conservation District Board of Directors is hereby reopened to the public on January 7, 2025, at 12:03 p.m. No formal action was taken by the Board of Directors during closed session.

The Board reconvened into regular session at 11:22 a.m.

***Action Agenda 3.l. - Consider recommendations(s) regarding matters discussed in Closed Session.***

No motion was made.

***Discussion Agenda 4.a. - Director Reports regarding meetings and/or seminars attended, weather conditions and economic development in each Director's precinct.***

No Director reports were presented to the Board.

**Discussion Agenda 4.b. - Committee Reports.**

No Committee reports were presented to the Board.

**Discussion Agenda 4.c. - General Manager's Report.**

The General Manager presented her report to the Board in the board packet.

**Discussion Item 5 - Set Next Meeting Date and Time**

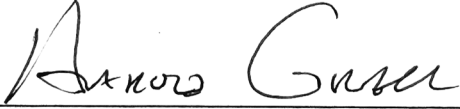
The February meeting of the Board was reconfirmed for February 12, 2025, at 9:00 a.m.

**Adjournment.**

There being no further business to come before the meeting, President Krienke declared the meeting adjourned at 12:02 p.m.

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Danny Krienke, President



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Harold Grall, Secretary