

**MINUTES OF THE JUNE 17, 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 June 17, 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 people were present:

**Members Present at 9:02 a.m.:**

Daniel L. Krienke, President;  
Bob B. Zimmer, Vice-President;  
Harold Grall, Secretary,  
Allan Frerich, Director,  
Mark Howard, Director and  
Clinton Born, 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;  
Curtis Schwertner, Natural Resource Specialist,  
Krystal Donley, Administrative Assistant and  
Dusty Holt, Permitting Specialist.

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

Deborah Trejo, Esq. via Zoom and  
Lynn Tate, Esq.

President Krienke declared a quorum present and called the meeting to order at 9:02 a.m.

Bob Zimmer gave the invocation and led the pledge.

**1. - Public Comment**

Randy Taylor of Hydro Resources addressed the board stating he had thought the well permit for HN-14102 had been approved prior to drilling the well. He did not check before drilling the well that an approved permit was in place until after he drilled the well.

Mike Pearson addressed the board stating he was unable to have the permit for HN-14102 signed by Mrs. Joyce Crooks, the water right owner, as she was out of town and did not use fax or email. He stated that Randy Taylor had contacted him the Monday after the well had been drilled about the permit and he informed Mr. Taylor that he had not received the signature yet.

**2. - Consent Agenda**

Harold Grall moved to approve the regular board meeting minutes from April 16, 2025; approval of District expenditures from April 1, 2025, through May 31, 2025, including the general manager's expense and activity report; approval of payment to Underwood Attorneys at Law for professional services and out of pocket expense from April 1, 2025, through May 31, 2025; approval of payment to Kemp Smith Law

for professional services and out of office pocket expense from April 1, 2025, through May 31, 2025; approval of TX Health Benefits Pool rerate notice for employee health insurance for 2025-2026.

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

***Action Agenda 3.a. - Review and consider action to remove auxiliary well as a type of well and replace the type based on the current use of the well.***

General Manager Janet Guthrie and Legal Counsel Lynn Tate reviewed with the board the history of the Auxiliary well, how Rule 3.3 was in effect a spacing exemption granted to wells permitted and operated in accordance with the provisions of Rule 3.3 and how on November 15, 2022, the rule was repealed.

During the time Rule 3.3 was in place, 31 auxiliary wells had been drilled, and after the rule was repealed, the type of well in the district's database remained Auxiliary. Both Guthrie and Tate requested the well type Auxiliary should be replaced with the current use of the well. The wells will still be authorized to continue their use under the spacing exception previously granted.

Allan Frerich moved the board authorize the removal of the classification "Auxiliary Well" as a type of well and replace the designation based on the current use of the well.

Clinton Born seconded the motion, and it was unanimously approved by the board.

***Action Agenda 3.b. - Consider General Manager's request to amend the 2024-2025 budget.***

The General Manager has reviewed the current budget for fiscal year 2024-2025 and requests the following budget amendments:

| Budget Item Description                      | Current Budget Amount | Increase or (Decrease) | Proposed Budget Amount | Explanation                                                          |
|----------------------------------------------|-----------------------|------------------------|------------------------|----------------------------------------------------------------------|
| Tech, Comm & Utilities                       | \$374,500             | (\$5,000)              | \$369,500              | Decrease budget to increase Conservation Outreach for media expenses |
| Conservation Outreach                        | \$445,000             | \$5,000                | \$450,000              | Increase budget to cover media expenses                              |
|                                              |                       |                        |                        |                                                                      |
| <b>Total overall 2024-2025 budget change</b> | 0.00                  | 0.00                   | 0.00                   | No overall 2024-2025 budget change                                   |

Mark Howard moved to amend the 2024-2025 budget as follows:

- Decrease Tech, Comm & Utilities budget from \$374,500 to \$369,500
- Increase Conservation Outreach budget from \$445,000 to \$450,000

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

At 11:02 a.m., the board took a break until 11:10 a.m.

**Action Agenda 3.c. - Consider final compliance approval of water well permits as active and complete wells.**

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

|          |   |      |     |     |          |       |        |
|----------|---|------|-----|-----|----------|-------|--------|
| DA-13402 | C | NW   | 154 | 1-T | T&NO     | 434 N | 175 W  |
| DA-13403 | C | NE   | 154 | 1-T | T&NO     | 432 N | 428 E  |
| DA-13405 | C | SW   | 154 | 1-T | T&NO     | 426 S | 456 W  |
| HA-13744 | B | SE   | 9   | 5   | GH&H     | 427 S | 464 E  |
| HA-13746 | B | NE   | 9   | 5   | GH&H     | 458 N | 455 E  |
| HA-13749 | B | NE   | 211 | 44  | H&TC     | 150 N | 391 W  |
| HA-13751 | B | NE   | 22  | 5   | GH&H     | 560 N | 868 E  |
| HA-13752 | B | SE   | 9   | 5   | GH&H     | 13 S  | 571 E  |
| HA-13755 | B | SE   | 211 | 44  | H&TC     | 343 S | 583 E  |
| HA-13758 | B | NE   | 211 | 44  | H&TC     | 428 N | 568 E  |
| HA-13759 | B | NE   | 7   | 5   | GH&H     | 100 N | 485 E  |
| HN-13424 | C | SW   | 34  | R   | B&B      | 685 S | 272 W  |
| HN-13558 | D | NW   | 4   | 1   | H&GN     | 748 N | 804 W  |
| HN-13590 | C | NW   | 152 | 4-T | T&NO     | 466 N | 441 W  |
| HN-13593 | D | NE   | 0   | 0   | L STROUD | 651 N | 377 E  |
| HN-13604 | D | NW   | 17  | 2   | SA&MG    | 211 N | 27 W   |
| HN-13611 | C | NW   | 13  | R   | B&B      | 391 N | 171 W  |
| HU-13569 | C | SW   | 47  | 5-T | T&NO     | 997 S | 617 W  |
| HU-13591 | D | SW   | 5   | 1   | BBB&C    | 252 S | 250 W  |
| MO-13580 | C | NW   | 405 | 44  | H&TC     | 613 N | 13 W   |
| MO-13607 | C | SE   | 326 | 44  | H&TC     | 225 S | 277 E  |
| OC-13835 | D | SE   | 21  | JT  | TWNG     | 47 S  | 852 E  |
| SH-0342  | B | SW   | 303 | 1-T | T&NO     | 600 S | 200 W  |
| SH-13482 | A | NE/4 | 160 | 1-T | T&NO     | 353 N | 875 E  |
| SH-13493 | C | NW   | 178 | 1-C | GH&H     | 44 N  | 348 W  |
| SH-13576 | B | NE   | 4   | 3-T | T&NO     | 645 N | 535 E  |
| SH-13637 | C | SW   | 420 | 1-T | T&NO     | 446 S | 423 W  |
| SH-3556  | B | SE   | 158 | 1-C | GH&H     | 825 S | 1006 E |

Allan Frerich 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.

Mark Howard seconded the motion, and it was approved unanimously

**Action Agenda 3.d. - Receive report regarding 2024 annual production reporting and its relationship to Desired Future Conditions.**

Municipal, Commercial, Industrial, and Agriculture water user groups reported 1,676,959 acre-feet groundwater production in the North Plains Groundwater Conservation District in 2024. Production by County in acre-feet is as follows:

| County  | 2024    |
|---------|---------|
| Dallam  | 305,596 |
| Hartley | 364,389 |
| Moore   | 203,967 |

|                 |                  |
|-----------------|------------------|
| Sherman         | 308,716          |
| Hansford        | 227,629          |
| Hutchinson      | 88,051           |
| Lipscomb        | 59,392           |
| Ochiltree       | 119,219          |
| <b>GMA West</b> | <b>1,182,668</b> |
| <b>GMA East</b> | <b>494,291</b>   |
| <b>TOTAL</b>    | <b>1,676,959</b> |

District groundwater production is lower than the 5-year historical production average by approximately 58,418 acre-feet. *The table below represents annual groundwater production in acre-feet from 2020 to 2024 collectively from all aquifers in the district.*

| County          | 2020             | 2021             | 2022             | 2023             | 2024             | 5 Year Average   |
|-----------------|------------------|------------------|------------------|------------------|------------------|------------------|
| Dallam          | 342,700          | 339,500          | 372,900          | 317,509          | 305,596          | 335,641          |
| Hartley         | 402,200          | 408,500          | 418,900          | 373,495          | 364,389          | 393,497          |
| Moore           | 199,400          | 195,300          | 221,200          | 196,489          | 203,967          | 203,271          |
| Sherman         | 328,400          | 326,300          | 369,300          | 301,707          | 308,716          | 326,885          |
| Hansford        | 195,100          | 194,800          | 258,700          | 217,323          | 227,629          | 218,710          |
| Hutchinson      | 79,400           | 79,100           | 100,600          | 88,108           | 88,051           | 87,052           |
| Lipscomb        | 54,500           | 55,300           | 63,200           | 48,574           | 59,392           | 56,193           |
| Ochiltree       | 105,200          | 99,200           | 138,700          | 108,320          | 119,219          | 114,128          |
| <b>GMA West</b> | <b>1,272,700</b> | <b>1,269,600</b> | <b>1,382,300</b> | <b>1,189,200</b> | <b>1,182,668</b> | <b>1,259,294</b> |
| <b>GMA East</b> | <b>434,200</b>   | <b>428,400</b>   | <b>561,200</b>   | <b>462,325</b>   | <b>494,291</b>   | <b>476,083</b>   |
| <b>TOTAL</b>    | <b>1,706,900</b> | <b>1,698,000</b> | <b>1,943,500</b> | <b>1,651,525</b> | <b>1,676,959</b> | <b>1,735,377</b> |

The district’s 2024 total groundwater production was 310,341 acre-feet lower than stakeholders reported in 2011. The West Management Zone production declined 336,432 acre-feet; the East Management Zone showed a collective increase of 26,091 acre-feet production in 2024 when compared to 2011. The dataset for Dallam County is incomplete because the district did not require stakeholders in the annexed portion of the county to report groundwater until 2012. *A table comparing 2024 groundwater production to 2011 in acre-feet is as follows:*

| County          | 2024             | 2011             | Compared        |
|-----------------|------------------|------------------|-----------------|
| Dallam          | 305,596          | 369,400          | -63,804         |
| Hartley         | 364,389          | 485,400          | -121,011        |
| Moore           | 203,967          | 267,500          | -63,533         |
| Sherman         | 308,716          | 396,800          | -88,084         |
| Hansford        | 227,629          | 233,700          | -6,071          |
| Hutchinson      | 88,051           | 73,700           | 14,351          |
| Lipscomb        | 59,392           | 51,200           | 8,192           |
| Ochiltree       | 119,219          | 109,600          | 9,619           |
| <b>GMA West</b> | <b>1,182,668</b> | <b>1,519,100</b> | <b>-336,432</b> |
| <b>GMA East</b> | <b>494,291</b>   | <b>468,200</b>   | <b>26,091</b>   |
| <b>TOTAL</b>    | <b>1,676,959</b> | <b>1,987,300</b> | <b>-310,341</b> |

The district annually reviews groundwater production from the previous year and determines if there are conditions that may trigger District Rule 8.4 and District Rule 8.5 evaluation to reduce Allowable Annual Production. The determination in part is based on the Modeled Available Groundwater (MAG) measured in acre-feet to achieve the desired future conditions (DFCs) in the district. The district’s board approved the Texas Water

Development Board GR16-029 MAG Report to compare all subsequent groundwater analyses by the district for implementing Chapter 8 of the district rules. TWDB GR16-029 MAG Report provides the model data for this assessment. The table below is a compilation of the MAG for Dockum aquifer, Ogallala aquifer and Rita Blanca aquifer DFCs.

GAM Run 16-029 MAG Report

| County          | 2020             | 2030             | 2040             | 2050             | 2060             | 2062             |
|-----------------|------------------|------------------|------------------|------------------|------------------|------------------|
| Dallam          | 401,663          | 301,393          | 239,759          | 181,074          | 127,048          | 117,442          |
| Hartley         | 409,187          | 282,289          | 222,845          | 164,993          | 111,222          | 101,737          |
| Moore           | 219,654          | 177,153          | 143,815          | 109,433          | 77,673           | 71,911           |
| Sherman         | 398,183          | 349,022          | 281,817          | 212,871          | 148,647          | 136,869          |
| Hansford        | 275,016          | 272,656          | 271,226          | 270,281          | 269,589          | 269,479          |
| Hutchinson      | 62,803           | 64,522           | 65,652           | 66,075           | 66,027           | 65,956           |
| Lipscomb        | 266,809          | 266,710          | 266,640          | 266,591          | 266,559          | 266,557          |
| Ochiltree       | 243,778          | 243,932          | 244,002          | 244,051          | 244,082          | 244,085          |
| <b>GMA West</b> | <b>1,428,687</b> | <b>1,109,857</b> | <b>888,236</b>   | <b>668,371</b>   | <b>464,590</b>   | <b>427,959</b>   |
| <b>GMA East</b> | <b>848,406</b>   | <b>847,820</b>   | <b>847,520</b>   | <b>846,998</b>   | <b>846,257</b>   | <b>846,077</b>   |
| <b>Total</b>    | <b>2,277,093</b> | <b>1,957,677</b> | <b>1,735,756</b> | <b>1,515,369</b> | <b>1,310,847</b> | <b>1,274,036</b> |

The table below compares 2024 annual production to the district 2020 MAG (GR16-029 MAG Report).

| County          | 2020<br>MAG<br>(GR16-029) | 2024<br>Production | 2024<br>Percent<br>Difference<br>between<br>MAG and<br>Production | Average<br>Production<br>2020-<br>2024 | Average percent<br>Difference<br>Between MAG<br>and Production<br>2020-2024 |
|-----------------|---------------------------|--------------------|-------------------------------------------------------------------|----------------------------------------|-----------------------------------------------------------------------------|
| Dallam          | 401,663                   | 305,596            | -23.92%                                                           | 335,641                                | -16.44%                                                                     |
| Hartley         | 409,187                   | 364,389            | -10.95%                                                           | 393,497                                | -3.83%                                                                      |
| Moore           | 219,654                   | 203,967            | -7.14%                                                            | 203,271                                | -7.46%                                                                      |
| Sherman         | 398,183                   | 308,716            | -22.47%                                                           | 326,885                                | -17.91%                                                                     |
| Hansford        | 275,016                   | 227,629            | -17.23%                                                           | 218,710                                | -20.47%                                                                     |
| Hutchinson      | 62,803                    | 88,051             | 40.20%                                                            | 87,052                                 | 38.61%                                                                      |
| Lipscomb        | 266,809                   | 59,392             | -77.74%                                                           | 56,193                                 | -78.94%                                                                     |
| Ochiltree       | 243,778                   | 119,219            | -51.10%                                                           | 114,128                                | -53.18%                                                                     |
| <b>GMA West</b> | <b>1,428,687</b>          | <b>1,182,668</b>   | <b>-17.22%</b>                                                    | <b>1,259,294</b>                       | <b>-11.86%</b>                                                              |
| <b>GMA East</b> | <b>848,406</b>            | <b>494,291</b>     | <b>-41.74%</b>                                                    | <b>476,083</b>                         | <b>-43.88%</b>                                                              |
| <b>TOTAL</b>    | <b>2,277,093</b>          | <b>1,676,959</b>   | <b>-26.36%</b>                                                    | <b>1,735,377</b>                       | <b>-23.79%</b>                                                              |

Bob Zimmer moved the Board accepts the district’s 2024 Annual Production Report. Annual 2024 production does not exceed the 2020 MAG as modeled in GAM Run 16-02 MAG. Therefore, there are no conditions that trigger District Rule 8.4 and District Rule 8.5 to reduce Allowable Annual Reduction.

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

**Action Agenda 3.e. - Review and consider approval of over production proposed settlement tiers and letters.**

During the Board of Directors meeting held on May 13, 2008, the Board authorized the General Manager to send over production settlement letters to producers who reported production that exceeded the maximum allocation per GPU. This settlement was a tiered

proposal that increased with each repeated offense as depicted in the table below.

| OFFENSE                 | SETTLEMENT                                  |
|-------------------------|---------------------------------------------|
| 1 <sup>ST</sup> Offense | \$25.00 per acre ft or portion of acre foot |
| 2 <sup>nd</sup> Offense | \$75.00 per acre ft or portion of acre ft   |
| 3 <sup>rd</sup> Offense | \$225.00 per acre ft or portion of acre ft  |

Harold Grall moved the Board authorize the general manager to offer the following over production proposed settlement amounts for 2024 production: 1st offense \$25.00 per acre foot or portion of acre foot; 2nd offense \$75.00 per acre foot or portion of acre foot; 3rd offense \$225.00 per acre foot or portion of acre foot, not to exceed the maximum allowed by law.

At 12:03 p.m., the board took a break until 12:38 p.m.

**Action Agenda 3.f. - Receive Report and Consider Action As Needed Regarding Agriculture Water Conservation Demonstration Programs and North Plains Water Conservation Center**

**WCC**

Baylee Barnes reported 6.43 inches of rain since the last board meeting on April 16th.

As of June 3rd, all plots have now been planted. The first plots planted were the south drip fields on 5/12/25, followed by the corn on the west pivot the following day (5/13/25), and the cotton on the east pivot on 5/14/25. The north drip and forage sorghum were both planted on 6/3/25, followed by a great rainfall of 2.08”.

**South Drip – Early Plant**

The south drip fields were planted on Monday the 12th of May into good moisture from rain the previous Friday. Since there was some variable ground cover from the stubble of the previous corn crop, and with constant wind, the surface moisture dried back inconsistently. Due to dry patches emerging, the drip system was started and run in manual mode for 7 x 0.25” cycles to put down 1.75” of irrigation. Water was observed moving to the soil surface and it was also observed that we did a good job of planting over the drip lines. The resulting plant stands were adequate but not perfect. Stand counts are yet to be done.

| SOUTH DRIP - Early Plant        |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
|---------------------------------|--------|-------|------|-----|----------------------------------|------|-----|-------|------|----------------------------------|--------|-------|------|-------|----------------------------------|------|-------|-----|-------|
| Zone 9                          |        |       |      |     | Zone 10                          |      |     |       |      | Zone 11                          |        |       |      |       | Zone 12                          |      |       |     |       |
| Hybrid                          | 3B     | 6     | 2    | 4   | 1                                | 5    | 3   | 1     | 2    | 5                                | 35     | 6     | 5    | 1     | 38                               | 2    | 6     | 4   | 1     |
|                                 | Yellow | White | Blue | Red | Green                            | Pink | Red | Green | Blue | Pink                             | Yellow | White | Pink | Green | Yellow                           | Blue | White | Red | Green |
| AquaSpy                         | R10    | R10   | R10  | R10 | R10                              | R10  | R10 | R10   | R10  | R10                              | R10    | R10   | R10  | R10   | R10                              | R10  | R10   | R10 | R10   |
| GroGuru                         |        |       | R5   |     |                                  |      |     |       | R9   |                                  |        |       |      |       |                                  | R4   |       |     | R6    |
| P12517                          |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| DKC68-35 Droughtguard           |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P10625PCUE                      |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P12517-UE AquaMax               |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P1548AM                         |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| NK1307-DV Artesian              |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P12517-UE AquaMax               |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P1548AM                         |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P10625PCUE                      |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| NK1307-DV Artesian              |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P12517                          |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| DKC68-35 Droughtguard           |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| NK1307-DV Artesian              |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P1548AM                         |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P12517                          |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P10623PCUE                      |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| DKC68-35 Droughtguard           |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P12517-UE AquaMax               |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P1548AM                         |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P11151                          |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P12517-UE AquaMax               |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P10625PCUE                      |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| NK1307-DV Artesian              |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| DKC68-35 Droughtguard           |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| P12517                          |        |       |      |     |                                  |      |     |       |      |                                  |        |       |      |       |                                  |      |       |     |       |
| Plot No.                        | 25     | 26    | 27   | 28  | 29                               | 30   | 31  | 32    | 33   | 34                               | 35     | 36    | 37   | 38    | 39                               | 40   | 41    | 42  | 43    |
| Fully Watered (32,000 seeds/ac) |        |       |      |     | 12" irrigation (18,000 seeds/ac) |      |     |       |      | 15" irrigation (22,000 seeds/ac) |        |       |      |       | 18" irrigation (26,000 seeds/ac) |      |       |     |       |

The new irrigation controller was commissioned on 5/29 and since it was installed, a further inch of water has been applied to the south (early plant) plots to bring the total to 2.75" since planting. As of 6/10, there had been no differential irrigation applied, and all plots have had the same amount of irrigation. Now that the new controller is fully operational, the irrigation treatments shall be applied from this point forward.

There were 6 hybrids planted at 4 different planting rates, which were aligned to the 4 different irrigation rates. These are indicated in the figure above. The check hybrid (P10625PCUE) was planted over the permanent GroGuru soil moisture probes in each irrigation treatment to allow for comparison of watering. AquaSpy soil moisture probes have been installed in all 6 hybrids of the full irrigation and 12" irrigation treatments to allow for comparison of hybrid performance.

**North Drip – Late Plant**

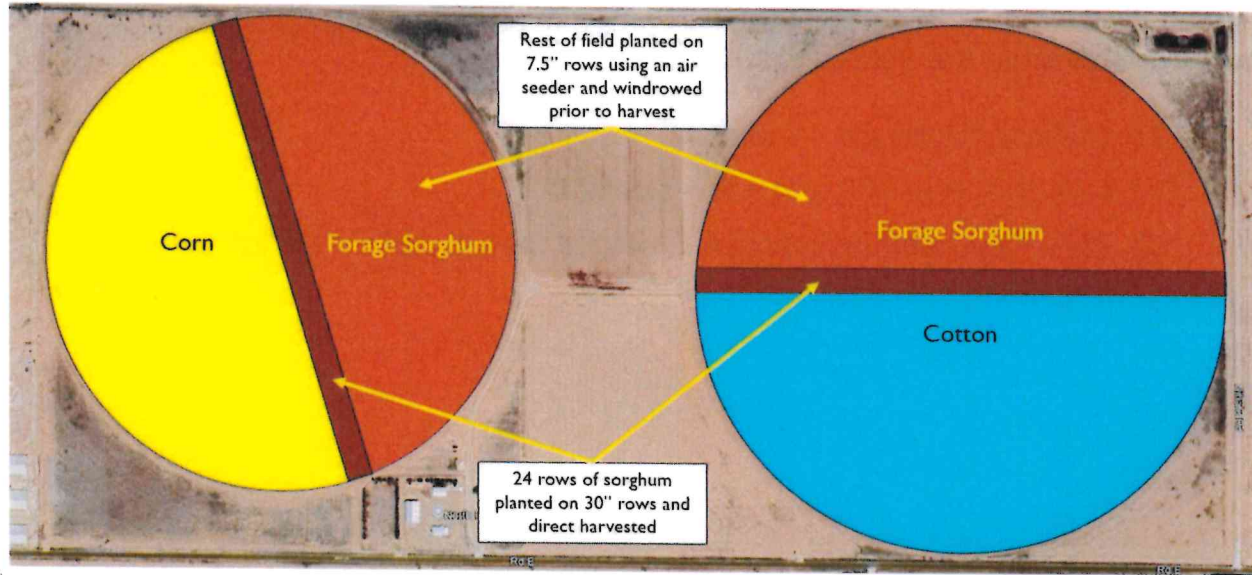
The north drip plots were pre-irrigated with 1.15" in the week prior to planting. Planting occurred on Tuesday the 3<sup>rd</sup> of June, and it was immediately followed by a soaking 2" rainfall event. The north drip has not been irrigated again since planting (as of 6/10/25). There has been no differential irrigation applied, but the irrigation treatments will be applied once irrigation is restarted. The layout of the north drip plots is identical to the layout of the south plots. Since the north drip is following cotton, Mr. Sloane believes that the profile is completely full at 40" or below, however the soil above that level is very wet.

**East Pivot**

The south side of the east pivot had 3.4" of pre-irrigation to begin filling the profile after the previous forage sorghum crop. However, the field received 2.2" of rain in early May, which eliminated the need for further irrigation prior to planting. Cotton was planted on the south side of the field on 5/14/25, into a very dense wheat cover crop. A further 1" of irrigation was applied to germinate the crop and the resulting stand was very good. Since then, good rain in the last week of May and early June added a further 2.45" and there has been no further irrigation.

The north side of the east pivot also had 3.4" of pre-irrigation, however that was all this field received prior to the forage sorghum being planted on 6/3/25. Since then, the field has received a further 2.08" of rain and irrigation should not be required for a while. However, it should be noted that the soil is still not completely full below 40" – as observed by the GroGuru soil moisture probe.

The figure below shows the layout of both pivots. There were 24 rows of forage sorghum planted on 30" centers using a precision planter. These were planted along the central long rows of each pivot. The rest of each field was planted on 7.5" centers using an air seeder.



### **West Pivot**

Prior to planting, the west side of the west pivot had 3.4" of pre-irrigation, whereas the east side only had 2.4", due to the greater amount of moisture left in the soil after the previous corn crop, compared to the sorghum + winter cover crop. Corn was planted on the west side, into a good wheat cover crop, on 5/13/25. This resulted in a good even stand. Since planting, the corn has had a further 2.25" of irrigation and 2.5" of rain. As of 6/10/25, further irrigation is on hold.

The east side of the west pivot was planted to forage sorghum on 6/3 and has since had 2.08" of rain (as at 6/10/25). As of 6/10/25, further irrigation is on hold.

### **Irrigation Controller**

The new irrigation controller is finally operational. While Jerry Funck was able to install the new Growsphere drip irrigation controller, he was not able to program it. There were also two crossed wires on the solenoids that meant we were watering the wrong plots. Since all plots received the same amount of irrigation, this didn't cause any issue, and it has now been resolved. We have now retained the services of NutraDrip to provide training and maintenance of the SDI system, and we are fully operational with remote access to the controller. NutraDrip has also installed pressure sensors on either side of the filters to allow for fully automatic backflushing of the filters (i.e. when the outflow pressure drops).

### **Outreach Activities**

Baylee Barnes presented the activities of the Outreach department for the months of April and May 2025.

The report was for informational purposes; no motion was made.

### ***Action Agenda 3.g. - Receive Report Regarding Field Inspection Services Completed in April and May 2025***

Odell Ward presented the activities of the field staff for the months of April and May 2025.

The report was for informational purposes, no motion was made.

### ***Action Agenda 3.h. - Receive report and consider action regarding compliance and contested matters before the District including but not limited to individuals/entities listed on the exhibits.***

Kristen Blackwell Administration Manager, presented the following report to the Board, orally and through the Board Packet.

- 1) Technical Violations – Exhibit A
- 2) Late 2024 Production Report – Exhibit B
- 3) 2024 Production Reports that Exceeded the Allowable – Exhibit C

### Violations for Board Consideration Update from Previous Meeting(s)

| Name | Well Number(s) & GPU                                                                                                                                                       | Board Status Since Last Meeting |
|------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------|
| BLF  | 8266, 8263, 8268, 8267 – Exceeded 2023 annual production limitation. Response due July 15, 2024.                                                                           | Unresolved.                     |
| BLF  | HA-5814 GPU 8287 not properly plugged by the 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                      |

### (1) Technical Violations for Board Consideration – Exhibit A

| Name                                                      | Well, GPU and Description of Violation                                                                                    | Staff recommendation                             |
|-----------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------|
| Randy Taylor, Wade Burgess, Mike Pearson and Joyce Crooks | HN-14102 GPU 1161 – drilling a well without an approved permit                                                            | At the board's discretion                        |
| Wade Burgess and Mike Pearson                             | Filing production report for GPU 9942 after January 15, 2025 as required in the settlement agreement dated May 7, 2024    | At the board's discretion                        |
| Jennifer Wells                                            | DA-5852 GPU 5744 – meter nonfunctional on well classified as active                                                       | Legal demand letter                              |
| Jennifer Wells                                            | DA-5827 GPU 5744 – meter nonfunctional on well classified as active; meter serial number worn away.                       | Legal demand letter                              |
| Brandon and Roger Davis                                   | OC-0313 GPU 688 - no flow meter installed on operating well after given one year to install per new well permit OC-13630. | This item was resolved before the board meeting. |
| Pete Van Regenmorter                                      | DA-9835 GPU 6413 - Meter present but not functional. Not reading flow and totalizer reading has not changed               | Legal demand letter                              |

**(2) Late 2024 Production Reports – Exhibit B**

|                                           |                                                                                                                                                                                                                                                                     |                     |
|-------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------|
| 2024 Annual Production Report Late Filers | Late filers have received two letters proposing settlement with the latest response deadline of June 13, 2025, and have not settled. The list of late filers who have not settled is included in the attachments under 3h – Compliance documents – 2024 Late Filers | Legal demand letter |
|-------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------|

**(3) 2024 Production Reports that Exceeded the Allowable – Exhibit C**

| Name                              | Well Number, GPU & Issue                                                                                                                                                                           | Recommendation                                                                                                                           |
|-----------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------|
| 47 GPUs from 33 Report Recipients | 2024 Production Reports that exceeded the Annual Allowable. The full list of over producers is included in the attachments under 3h – Compliance documents – 2024 GPUs that Exceeded the Allowable | Authorize GM to propose a settlement agreement based on action under item 3E with a deadline of 30 days after delivery of correspondence |

| April 2025 Compliance Statistics               |     |
|------------------------------------------------|-----|
| Total Well Sites Compliance Reviewed           | 236 |
| Total Wells Compliance Cleared                 | 127 |
| Compliance Wells Awaiting Clearance            | 104 |
| Compliance Categories Overall                  | 256 |
| Misc (Det Well, Pipe Div, Reclass, Prod Report | 42  |
| LPDs & Check Valves                            | 73  |
| Meters                                         | 96  |
| Capped Well Secured / Not Secured              | 45  |

| May 2025 Compliance Statistics                 |     |
|------------------------------------------------|-----|
| Total Well Sites Compliance Reviewed           | 326 |
| Total Wells Compliance Cleared                 | 213 |
| Compliance Wells Awaiting Clearance            | 110 |
| Compliance Categories Overall                  | 369 |
| Misc (Det Well, Pipe Div, Reclass, Prod Report | 49  |
| LPDs & Check Valves                            | 106 |
| Meters                                         | 137 |

This item was addressed in the Closed Session and action taken is reflected in Item 3J.

**Action Agenda 3.i. - Discuss BLF Land LLC et al v. Allan Frerick, et al., NO. 2:23-CV-133Z (N.D. Tex August 8, 2023).**

This item was addressed in the Closed Session.

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

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

**Closed Session #1**

At 10:20 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 June 17, 2025, commencing at 9:04 a.m. At 10:05 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 10:05 a.m.

President Krienke stated that the meeting of the North Plains Groundwater Conservation District Board of Directors is hereby reopened to the public on June 17, 2025, at 10:05 a.m. No formal action was taken by the Board of Directors during closed session.

**Closed Session #2**

At 12:40 p.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 June 17, 2025, commencing at 12:40 p.m. At 1:18 p.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 1:18 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 June 17, 2025, at 1:19 p.m. No formal action was taken by the Board of Directors during closed session.

***Action Agenda 3.k. - Consider recommendations regarding matters discussed in Closed Session.***

- In the matter of Randy Taylor and Hydro Resources, listed on Exhibit A, who drilled HN-14102 in GPU 1161 without an approved permit, Bob Zimmer moved to instruct the staff and attorney to resolve the issue.

Allan Frerich seconded the motion, and the motion passed by majority vote.

- In the matter of Wade Burgess and Mike Pearson, listed on Exhibit A, who drilled HN-14102 in GPU 1161 without an approved permit, Clinton Born moved to instruct the staff and attorney to resolve the issue.

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

- In the matter of Joyce Crooks, listed on Exhibit A, who drilled HN-14102 in GPU 1161 without an approved permit, Clinton Born moved to instruct the staff and attorney to resolve the issue.

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

- In the matter of Jennifer Wells, listed on Exhibit A, whose well DA-5852 in GPU 5744 has a nonfunctional meter on a well classified as active, and whose well DA-5827 in GPU 5744 having a nonfunctional meter on a well classified as active and meter serial number worn away, Harold Grall moved to moved to classify the item as pending further information to resolve the issue.

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

- In the matter of Pete Van Regenmorter, listed on Exhibit A, whose well DA-9835 in GPU 6413 has a meter present but not functional, Allan Frerich moved to instruct the staff and attorney to resolve the issue.

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

- In the matter of the 4 report recipients listed on Exhibit B, who failed to settle the violation of their late filed 2024 production report, Harold Grall moved to instruct the staff and attorney to resolve the issue.

Clinton Born seconded the motion, and it was unanimously approved.

- In the matter of the 33 Report Recipients, listed on Exhibit C, from 47 GPUs that exceeded 2024 annual production limit, Bob Zimmer moved to send the tiered letter and settlement agreement as approved in Item 3e.

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

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

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 provided her report to the board in the board packet.

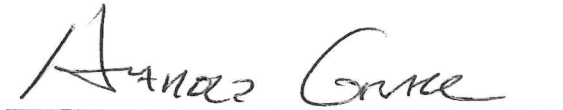
***Discussion Item 5 - Set Next Meeting Date and Time***

The July meeting of the board was confirmed for July 15, 2025, at 9:00 a.m.

***Adjournment.***

There being no further business to come before the meeting, President Krienke declared the meeting adjourned at 1:32 p.m.

  
Daniel Krienke, President

  
Harold Grall, Secretary

## **Technical Violations – Exhibit A**

Randy Taylor, Hydro Resources  
Wade Burgess  
Mike Pearson  
Joyce Crooks  
Jennifer Wells  
Brandon and Roger Davis  
Pete Van Regenmorter

**Late 2024 Production Reports – Exhibit B**

Emit Schmidt – City of Morse  
Mark Brown  
Pete Van Regenmorter  
Stephan Batton

## **2024 Production Reports that Exceeded the Allowable – Exhibit C**

Antonio Huaracha – Report Recipient for BLF Land LLC  
Barrett Pierce  
Braiden & Brittany Cartrite – Report Recipient for Kent & Faye Cartrite Revocable Trust,  
Craig Cartrite and themselves  
Brian Boehning  
Brianda Pinon  
Caleb & Anita Nine  
Chad Logsdon – Report Recipient for Judith Ann Logsdon, Billy M Logsdon Jr.  
Curtes & Gayle Groen  
David Carrell  
Dillon Pool – Report Recipient for Cliff & Jo Skiles  
Eric & Katherine Rohrbach  
Erny Rempel  
Franz Rempel Wieler – Report Recipient for Cornelius Banman  
Gregory Batenhorst – Report Recipient for Trevor Allen  
Heath Rousser – Report Recipient for Byron Gossett  
Henry Fehr – Report Recipient for Johnny O Cator  
JW & Rhonda Ward – Report Recipient for Wayne & Mary Garrett  
J. Mac Annen – Report Recipient for Heath & Amber Kimbrell  
Jason Wilhelm – Report Recipient for Tim Wilhelm  
Jim Chapman – Report Recipient for WHB Cattle LP  
Justin Lusk – Report Recipient for Lusk Onion  
Lousie Steyl – Report Recipient for Nelson & Jason Faria  
Mark Hartman – Report Recipient for Chad Robison  
Mark Howard – Follett, TX – Report Recipient for Kevin & Pat Wynn  
Morgan & Shannon Heck – Report Recipient for Josie Chesser  
Nick Van Dam  
Pat Lenz  
Payden Mason – Report Recipient for Rich & Leslie Heida  
Rick Thompson – Report Recipient for Bobby Thompson  
Sabrina Leven – Report Recipient for Nelson Faria  
Sam Beauchamp – Report Recipient for Tab Daniel and Ross Donahue  
Wade Burgess – Report Recipient for himself & Mike Pearson  
William E & Marci C Darcy – Report Recipient for Patti Young