AT 930 FILED O'CLOCK A M

APR 29 2024

Jennifer Dutton
COUNTY CLERK, CORYELL CO., TEXAS

NOTICE OF SHOW CAUSE HEARING OF THE MIDDLE TRINITY GROUNDWATER CONSERVATION DISTRICT

Notice is hereby given that the Board of Directors for the Middle Trinity Groundwater Conservation District (MTGCD) will conduct a Show Cause hearing as it relates to the alleged violations of the Rules of the MTGCD by Gap Drilling Well Service (Montana Mize and Carson Jones) at 1:00 p.m. on Wednesday, May 9, 2024, at the MTGCD office located 930 N Wolfe Nursery Rd., Stephenville, TX 76401, in compliance with the Texas Open Meeting Act.

Rules MTGCD believes have been violated or are being violated:

1) Failure to register water well (MTGCD Rule 5.2(a));
2) Failure to report driller's log (MTGCD Rule 5.4(f) and Rule 5.16);
3) Failure to obtain an operating permit prior to drilling (MTGCD Rule 5.5(b);
4) Failure to adhere to well spacing and location requirements (MTGCD Rule 7.4(a)).

Based on information gathered during an inspection by MTGCD, MTGCD has concluded the following: Gap Drilling Well Service drilled several unauthorized water wells on properties located at County Road 166 and County Road 123, Comanche County, Texas, including thirteen wells which were not registered with MTGCD and violate MTGCD's minimum spacing requirements. Furthermore, Driller's logs were not filed with MTGCD and Operating Permits were not obtained from MTGCD prior to the drilling of these thirteen unauthorized water wells, in violation of MTGCD Rule 5.5(b).

The Show Cause Hearing is being held to address the allegations of the violations of MTGCD's Rules, receive testimony by all parties, and apply findings of fact necessary before fines and remedies as it relates to a ***driller violation*** of MTGCD Rules related to the drilling of unregistered wells, violating well spacing requirements on wells requiring permits, failure to submit state well reports to MTGCD.

Upon Recommendation of the General Manager to the MTGCD Board or upon the Board's own initiative, MTGCD may order any Person that it believes has violated or is violating any provision of MTGCD's Rules to appear before the Board at this public meeting, held in accordance with the Texas Open Meetings Act, and called such purpose and to show cause of the reasons enforcement action, including the assessment of penalties, and initiation of a suit in a court of competent jurisdiction in Erath County, should not be pursued against the Person made the subject of the Show Cause Hearing. For more information, please contact the MTGCD at 930 N Wolfe Nursery Rd., Stephenville, Texas, 76401 or (254) 965-6705.

ISSUED this **29th** day of **April 2024** in Stephenville, Texas, on the recommendation of the General Manager.

I, the undersigned authority, do hereby certify that the above NOTICE OF SHOW CAUSE HEARING of the Board of Directors of the MTGCD is a true and correct copy of said Notice. I have posted a true and correct copy of said Notice at the MTGCD office in Stephenville, Texas, and said Notice was posted on **April 29th, 2024** and remained posted continuously for a least (10) ten days immediately preceding the day of said hearing; a true and correct of said Notice was furnished to the Bosque, Comanche, Coryell, and Erath County Clerks, in which the above named political subdivision operates.

Dated **04/29/2024**

Middle Trinity Groundwater Conservation District

By: Pat F Wg

Patrick F. Wagner, General Manager