



TEXAS WATER DEVELOPMENT BOARD



James E. Herring, *Chairman*
Lewis H. McMahan, *Member*
Edward G. Vaughan, *Member*

J. Kevin Ward
Executive Administrator

Jack Hunt, *Vice Chairman*
Thomas Weir Labatt III, *Member*
Joe M. Crutcher, *Member*

August 24, 2009

Marvin W. Jones
Sprouse Shrader Smith P.C.
701 S. Taylor, Suite 500
P.O. Box 15008
Amarillo, Texas 79105-5008

Re: Petition of G&J Ranch, Inc. to the Water Development Board
Petition of Mesa Water LP to the Water Development Board

Dear Mr. Jones:

The Texas Water Development Board (TWDB) received the petitions of G&J Ranch and Mesa Water LP (the Petitioners) on August 19, 2009. According to the petitions, the groundwater conservation districts in Groundwater Management Area 1 adopted their desired future conditions on July 7, 2009. A copy of Resolution No. 2009-1 of the Groundwater Management Area 1 Joint Planning Committee was provided with the petitions.

Based on the information provided with the petitions, the TWDB has determined that:

- 1) the petitions conform to the requirements of 31 Tex. Admin. Code § 356.43(b);
- 2) the districts in Groundwater Management Area 1 have adopted their desired future conditions;
- 3) Petitioners have provided the districts in Groundwater Management Area 1 with a copy of the petitions at least 30 days before filing this appeal with the TWDB;
- 4) the substantive issues raised in the petitions have not been reviewed previously by the TWDB; and
- 5) no more than one year has passed since the districts adopted their desired future conditions.

Therefore, as all requirements for filing have been met, the TWDB acknowledges receipt of a reviewable petition.

Our Mission

To provide leadership, planning, financial assistance, information, and education for the conservation and responsible development of water for Texas.

P.O. Box 13231 • 1700 N. Congress Avenue • Austin, Texas 78711-3231
Telephone (512) 463-7847 • Fax (512) 475-2053 • 1-800-RELAYTX (for the hearing impaired)
www.twdb.state.tx.us • info@twdb.state.tx.us

TNRIS - Texas Natural Resources Information System • www.tnris.state.tx.us
A Member of the Texas Geographic Information Council (TGIC)



Any district in Groundwater Management Area 1 may, within 10 business days of receipt of this letter, request that TWDB review of the petitions be postponed for 60 days, pursuant to 31 Tex. Admin. Code § 356.43(d), to encourage consultation and resolution of the issues raised in the petitions. If a request is not received by the TWDB after 10 days plus 3 days to allow for mail, staff will proceed with a review of the claims presented in the petitions and the posting of a hearing on the petitions, in conformance with 31 Tex. Admin. Code § 356.44.

If you have any questions about the hearing process, please contact TWDB Legal Services.

Sincerely,



Kenneth L. Petersen
General Counsel

cc: Andrew S. Miller, Kemp Smith LLP, Attorney for Hemphill County Underground Water Conservation District
Danny Krienke, Chairman, Groundwater Management Area 1
Kyle G. Ingham, Technical Coordinator, Groundwater Management Area 1
Jim Haley, Hemphill County Underground Water Conservation District
Janet Guthrie, General Manager, Hemphill County Underground Water Conservation District
Robert Meyer, President, High Plains Underground Water Conservation District
Jim Conkwright, General Manger, High Plains Underground Water Conservation District
Steve Walthour, North Plains Groundwater Conservation District
John R. Spearman, President, Panhandle Groundwater Conservation District
C. E. Williams, General Manager, Panhandle Groundwater Conservation District
Robert Mace, Deputy Executive Administrator, Water Science and Conservation, TWDB
Bill Hutchison, Director, Groundwater Resources Division, TWDB
Rima Petrossian, Manager, Groundwater Technical Assistance, TWDB