

FW: Virtual comment on the new rule, dated Oct. 21, 2024 New rules for wells and subdivisions 7.10

Courtney Gentry

Tue 4/8/2025 9:58 AM

To: Jaclyn Wise <jwise@posgcd.org>;

[Please upload under today's Rules Committee meeting section.](#)

Thanks!

Courtney Gentry

Post Oak Savannah GCD

Grant Coordinator

512.455.9900

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-----Original Message-----

From: Gary Westbrook <Gwestbrook@posgcd.org>

Sent: Tuesday, April 8, 2025 9:54 AM

To: Courtney Gentry <Admin@posgcd.org>; Michael Redman <Mredman@posgcd.org>; Kristen Fancher <kf@fancherlegal.com>

Subject: FW: Virtual comment on the new rule, dated Oct. 21, 2024 New rules for wells and subdivisions 7.10

Please see the below comment on the Rules.

Sincerely,

Gary Westbrook

General Manager

Post Oak Savannah GCD

Office: 512-455-9900 Cell: 979-571-5761

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On 4/7/25, 7:05 PM, "Wendy Loftus" [REDACTED] wrote:

Thank you for allowing public comments!

We would like to say that we believe there are flaws in this new rule as it is written which amends Section 7.10 District Rule and requires all new exempt wells to have at least 2 acres of water rights before applying to drill. We suggest this rule be amended to apply to land purchases after the date this rule was enacted, and exempt subdivisions of property made to children of landowners.

We purchased 56 acres in Burleson County in 2020 and were aware at that time that the water rights had been leased to Metropolitan Water. We did our due diligence and discovered that Met Water and POSGCD would allow a well to be drilled for household use. While our property did come with a well, it was drilled in the 1980's and we have had trouble with it and may need to drill a new one at any time. Had this rule been in place when we were looking at the property, we never would have

purchased it. As new residents of Burleson County we attended the annual POSGCD summit in 2023 and 2024. Never did we hear of this rule proposed or planning to be a reality.

We recently deeded 2 acres of our 56 acres to our oldest child. We paid for electrical to be extended to their homesite. It was only after they signed with Tilson Custom Homes that we have learned of this rule. The County Commissioner's paperwork for subdivision to a family member did not alert us to this rule change. And as mentioned earlier, neither did POSGCD mention it at their annual summit just before the rule was enacted. It was during the process of getting a well permit from POSGCD that we discovered it.

We are greatly distressed about our own situation and feel this will diminish our land values. We are greatly distressed about our children's situation as well. Please consider these simple amendments to the rule.

Thank you for your consideration of our comments!

Shawn and Wendy Loftus
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