


ATASCOSA COUNTY
COMMISSIONERS COURT
SPECIAL CALLED MEETING
COMMISSIONERS' COURTROOM, SUITE 203
May 14, 2025
9 a.m.

If after the commencement of the meeting covered by this Notice, the Commissioners Court should determine that a closed or executive meeting or session of the Court is required, then such closed or executive meeting or session as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., will be held by the Court. Purposes for a closed or executive meeting or session permitted by the Act include the following:

- 551.071 Consultation with Attorney.
- 551.072 Deliberation regarding real property.
- 551.073 Deliberation regarding prospective gifts.
- 551.074 Personnel Matters.
- 551.076 Deliberation regarding security devices or security audits.
- 551.0785 Deliberation involving medical or psychiatric records of individuals.
- 551.084 Investigation; exclusion of witness from hearing.
- 551.087 Deliberation regarding economic development negotiation.
- 551.088 Deliberation regarding test item.

AGENDA

1. Judge Cude: Call to Order.
2. Britni Van Curan Discuss and/or take appropriate action concerning approval/denial of the Road Bore Permit for Duplantis Energy on E County Road 326 in Precinct 3.
3. Judge Cude: Discuss and/or take appropriate action concerning canvassing the vote for the May 3, 2025 ESD #2.
4. **COMMENTS FROM THE COMMISSIONERS COURT (No Action Can Be Taken).**
5. Judge Cude: Adjourn.



Weldon P. Cude, Atascosa County Judge

I, the undersigned, do hereby certify that this notice was posted by 4:30 p.m., on Friday, May 9, 2025.



Jessica Kidd, Court Coordinator

**AGENDA REQUEST
(GENERAL)**

Agenda Item 2.

Meeting Date: 05/14/2025
Item Title: Road Bore Permit - Duplanits Energy
Submitted For: Britni Van Curan, Rural Development Director

Discuss and/or take appropriate action concerning:

Britni Van Curan Discuss and/or take appropriate action concerning approval/denial of the Road Bore Permit for Duplantis Energy on E County Road 326 in Precinct 3.

ATTACHMENTS

Permit
Duplantis - Plans

326

County Road

Commissioner Pct. No. 3

ATASCOSA COUNTY PIPELINE PERMIT

ORIGINAL APPLICATION AMENDMENT 6 MONTH EXTENSION

ON THIS THE 5TH day of MAY, 2025 A.D., the undersigned Duolantis Energy LLC "Company", does hereby make application to use the hereinafter described lands belonging to Atascosa County, Texas, for the purposes of constructing, maintaining, operating or repairing mains or lines for the transportation of natural gas or other hydrocarbons across said lands as shown on plat attached hereto and made a part hereof.

In consideration of the \$500.00 application fee, plus a \$5,000 penalty fee if said pipeline has been installed prior to this application being presented to and approved by Atascosa County Commissioners Court and the further consideration of: (1) \$32.00 per yard or any part thereof for any part of a crossing exceeding fifty (50) feet; (2) \$250 for any amendment of this permit; and (3) \$200.00 for each 6 month extension of this permit to be paid by Company and the County's granting permission to make use of the lands above described for the purposes aforesaid, the undersigned Company agrees that such use shall be subject to the following terms, covenants and conditions, to-wit:

I.

No main or line shall ever be laid or maintained by the Applicant in such manner as to interfere with the construction, maintenance or repair of roads, (STATE or COUNTY) and in the event it shall develop that any main or line hereafter to be laid by the Applicant in any manner interferes with the construction, maintenance or repair of any existing road (STATE or COUNTY) because of the depth at which the same has been laid, or for any other reason, the Applicant, upon request of the Commissioners Court, shall promptly change or alter, at Applicant's sole expense, such main or line, in such manner that the same will no longer interfere with such construction, maintenance or repair.

II.

It is understood that no main or line shall ever be laid by Applicant in such a way or manner as to interfere with traffic, so as to interfere with any drainage now or hereafter to be affected on or along such road and that no main or line shall ever be laid or maintained by the Applicant in such a way as to constitute a danger or hazard or to become a nuisance of any kind to anyone using any road or living in the vicinity thereof.

It is understood that no main or line shall ever be laid by Applicant in such a way or manner to run parallel to the county road within the county right-of-way.

III.

The Applicant further agrees that it shall in no way enter upon any property hereby affected for the purpose of constructing, laying or repairing any main or line now existing or hereafter to exist unless it shall have first submitted to the Commissioners Court of Atascosa County, plans, sections and such description of construction, laying, maintenance or repair, as to fully describe the same.

IV.

It is further understood and agreed that all lines crossing any County Road shall be either jacked, bored or driven under surfaced portion of the roadway; and that the section of line placed through boring shall extend

the full width of the surfacing; and that all pipelines under such roads shall be placed through an iron or other approved casing of approximately two inches larger in diameter than the pipeline; or, as an alternative to casing, Applicant may install a heavier walled carrier pipe beneath the roadway; provided, however, that in either instance the installation shall meet all the requirements of the Department of Transportation as set forth in Title 49, Code of Federal Regulations, Part 192, and/or those same regulations as adopted by Texas Railroad Commission and any other regulations promulgated by the Texas Railroad Commission under the authority of V.T.C.S. Art. 6053-1; and provided further that the County Commissioner in whose precinct the crossing is being made, with the concurrence of the Commissioners Court, may require that the carrier pipe be cased beneath the roadway when in his opinion the best interests of Atascosa County would be served thereby. Said pipeline shall have at least forty-two (42) inches of cover unless special permission to the contrary is obtained from the Commissioners Court of Atascosa County. Said pipeline crossing shall be placed within 10 Degrees of Perpendicular (80° to 100°) to the roadway.

V.

The Applicant further agrees, in connection herewith, to save and hold harmless the said County against any and all liability that it may have or appear to have to any person whomsoever by reason of any act or thing that Applicant, its agents, servants, employees and contractors may do or cause to be done in the premises.

VI.

In consideration of the granting of the privilege hereby petitioned for, Applicant agrees that whenever it shall in any manner damage any County Road or other structure by reason of any operation hereunder, it will immediately, at its own expense, restore the same to the condition that the same was in before the damage took place. Applicant further especially agrees that whenever the County Commissioners Court shall notify it in writing that it, its agents, servants, employees and contractors have damaged any road, or other structure, Applicant will commence the restoration thereof, in accordance with the terms hereof, within forty-eight (48) hours after the receipt of such notice, and prosecute such restoration to completion, diligently and continuously, and that in the event of its failure in such event to begin such restoration or repair within the time aforesaid, or in the event of its failure to therefore prosecute the same to completion, diligently and continuously, the Commissioners Court or its representative of said County, may take over the making of such restoration or repair with County employees, or through a private contractor, and complete and effect such repair or restoration at the expense of the Applicant and that the action of the County Commissioners Court, or its representative, in making such restoration or repair shall be binding upon the Applicant, and such Commissioners Court estimate or statement of the cost and expense incurred in making such repair or restoration shall be final, conclusive and binding upon the Applicant.

VII.

It is further agreed that in the event Applicant enters upon any property hereby affected for the purpose of construction, laying or repairing any main or line of Applicant, now existing or hereafter to exist, in connection with any State road or highway, that Applicant shall comply with all conditions and requirements of the Texas State Highway Department or its authorized representative with reference to any matter pertaining to any such purposes.

VIII.

Applicant shall give the Commissioners Court of Atascosa County, with reference to a County Road, and the State Highway Department, with reference to State Highway, twenty-four (24) hours notice prior to the time of beginning of any work with reference to any such road or highway.

IX.

It is further agreed that the order of the Commissioners Court granting this application shall be and does constitute acceptance on the part of the County of the offer hereby made, and said order and this application shall constitute a contract between the parties hereto their heirs, assigns, representatives and successors according to the terms hereof.

X.

This application for pipeline permit shall expire 90 days after the same is approved by motion and order entered into Commissioners Court Records of Atascosa County, Texas. After expiration of the same, a new

INSTRUCTIONS FOR APPLICATION FOR PIPELINE CROSSING PERMIT

BASIC INFORMATION: Find attached an application for pipeline permit to cross county roads in Atascosa County. Contact the county judge's office to determine in which commissioner precinct your crossing will be located.

Contact the County Commissioner so the proposed crossing can be discussed and to determine/confirm amount of crossing fee(s). After the commissioner has been contacted, the crossing surveyed and the fee amount confirmed, the application needs to be signed, in the presence of a notary, and then submitted to Atascosa County Commissioners Court for approval.

The fully executed application and check for fees must be received in the office of the County Judge BEFORE it will be placed on the agenda. The deadline for receipt of agenda items is NOON on the Thursday before Commissioner's Court Meeting. Contact this office for the next scheduled meeting and date of posting.

REPRESENTATION AT COMMISSIONERS COURT MEETING: A representative should accompany the application to the meeting in the event the court has questions unless previous arrangements have been made with the individual County Commissioner.

FEE: A fee is required for each crossing. Additional fees may be required. See application for further information on fees. Fees can be paid and application/permit will be filed with the Atascosa County Clerk. **MAKE CHECKS PAYABLE TO: ATASCOSA COUNTY.**

PLAT: The crossing location must be surveyed and a plat provided for each crossing. Provide the plat along with the fully executed application.

NOTE: BE ADVISED THERE IS A PENALTY FOR INSTALLING A PIPELINE ACROSS A COUNTY ROAD WITHOUT OBTAINING A PERMIT.

THERE IS ALSO A 90 DAY TERM OF CONTRACT ON THE APPLICATION WHICH INCLUDES REAPPLICATION AND REPAYMENT OF FEES IF THE APPLICATION EXPIRES BEFORE THE PIPELINE IS INSTALLED.

UPON COMMISSIONERS COURT APPROVAL THE COUNTY CLERK'S OFFICE WILL PROVIDE YOU WITH A FULLY EXECUTED COPY OF THE PERMIT AND RECEIPT FOR PAYMENT. PLEASE PROVIDE RETURN CONTACT INFORMATION ON PAGE 3 OF 3 OF THE PERMIT. THE INFORMATION YOU PROVIDE THERE WILL BE USED TO RETURN THE FULLY EXECUTED COPIES AND RECEIPT FOR YOUR RECORDS.

FEE SCHEDULE:

APPLICATION FEE: \$500.00

COST PER YARD OR ANY PART THEREOF OF A CROSSING EXCEEDING 50 FEET: \$32.00

AMENDMENT OF PERMIT: \$250.00

EACH 6 MONTH EXTENSION OF PERMIT: \$ 200.00

PENALTY FEE FOR INSTALLATION OF PIPELINE WITHOUT A PERMIT: \$5000.00

application for pipeline permit and payment of fees shall be required from the applicant if the pipeline has not been installed prior to the expiration date of this permit.

IN WITNESS WHEREOF, the Applicant has caused this instrument to be executed on this the 5 day of MAY, 2025 A.D.

After approval the fully executed permit should be returned to:

Duplant Energy LLC
1725 STONE HAVEN
Pleasanton TX 78064

Duplant Energy LLC
Company
By: Morgan Seelye

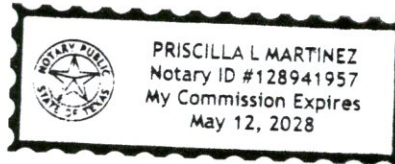
CORPORATE ACKNOWLEDGMENT

THE STATE OF TEXAS
COUNTY OF ATASCOSA

BEFORE ME, the undersigned authority, in and for said County, Texas, on this day personally appeared Morgan Seelye known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said Duplant Energy LLC, a corporation, and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 5^{DLM} day of May, 2025, A.D.

Priscilla L Martinez
Notary Public in and for Atascosa
County, Texas
Commission expires: 05/12/2028

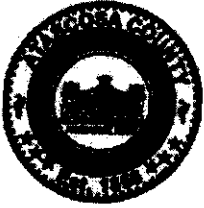


*****FOR COUNTY USE ONLY*****
County Road: _____ Comm. Pct. No.: _____ Dia. Line _____

Examined and approved in open Commissioners Court on this the _____ day of _____; 20 _____

By: _____ Weldon P. Cude, Atascosa County Judge

This permit Expires on the _____ day of _____; 20 _____



**MEMORANDUM OF PAYMENT FOR DAMAGES TO
ATASCOSA COUNTY**

KNOW ALL MEN BY THESE PRESENTS:

Comes now Duplantis Energy LLC, hereafter known as Payor and Atascosa County, Texas, hereafter known as Atascosa County.

Whereas Payor is extensively utilizing the roads of Atascosa County, Texas, for the economic benefit of Payor; and

Whereas Atascosa County is a political subdivision of the State of Texas which maintains certain roads within Atascosa County; and

Whereas Atascosa County has limited resources for the maintenance of such roads; and

Whereas Atascosa County is authorized to act and does act by and through the Commissioners Court of Atascosa County, pursuant to V.T.C.A. Local Government Code Section 81.032 and V.T.C.A., Transportation Code Section 252.214 to accept donations of property or funds.

THEREFORE:

Payor does hereby pay and transfer to Atascosa County the materials and/or funds described below:

It is the expectation of the Payor that the materials and/or funds donated to Atascosa County will be used for the repair, maintenance and upgrade of roads or facilities described below; however, Atascosa County makes no specific warranty for the use of the funds or materials paid:

Materials and/or funds paid are not subject to return to the Payor by Atascosa County.

For a payment to be accepted, such payment, subsequent to being offered, must be accepted and approved by the Commissioners Court of Atascosa County in an open session of the Commissioners Court of Atascosa County.

**ROAD USE AGREEMENT BETWEEN
ATASCOSA COUNTY AND Duplantis Energy LLC**

On this the 5 day of May, 2025 Atascosa County, herein known as "County" address #1 Courthouse Circle Drive, Jourdanton, Texas 78026 and Duplantis Energy LLC, herein known as Duplantis Energy LLC address 1725 Stonehaven Pleasanton TX 78064, for mutual consideration agrees as follows:

1. County roads have a weight limit of 58,420 pounds and repeated use of said roads exceeding the weight limit will damage said roads.
2. The State of Texas, through the Highway Commission, can issue overweight permits to allow overweight traffic on county roads.
3. Despite having an overweight permit, _____, acknowledges, pursuant to Transportation Code §251.160, that it has a responsibility to repair damage caused to county roads by overweight loads. Specifically, _____, agrees to repair damage to the following roads _____, in Commissioner Precinct No. _____.
4. The County and _____ agree to meet before such overweight traffic begins on county roads to document the condition of the county roads.
5. After _____ the _____ overweight _____ traffic _____ stops, _____, agrees to repair the county roads to the condition the roads were in before such overweight traffic began.
6. _____, further agrees to make the necessary arrangements for such repairs to county roads within 60 days from the drilling operations being completed.

Authorized Representative for:
Duplantis Energy LLC
Will LSC May 5 2025
Signature _____ Date _____
William L Seely
Printed Name _____

Authorized Representative for Atascosa
County: Weldon P Cude, County Judge
Signature _____ Date _____
Atascosa County Commissioner, Precinct No. _____
Signature of Commissioner _____ Date _____

ATTEST:

Theresa Carrasco, County
By: _____ Deputy
Clerk

Said funds shall be paid to the County for disbursement pursuant to any conditions delineated or approved by the Commissioners Court.

Payor, by executing this Memorandum of Payment For Damages to Atascosa County agrees and understands that this document contains all terms of the donation and this is not a contract or a settlement.

Duranton Energy LLC
Printed Name of Payor (If Company or Business Entity)

William L Seelye
Printed Name of Payor's Authorized Agent

[Signature]
Signature of Payor or Payor's Authorized Agent

5-5-2025
Date

Approved and Accepted by:
Commissioners Court

Date

Weldon P. Cude, County Judge

Mark Gillespie, Commissioner Pct 1

Mark Bowen, Commissioner Pct 2

George Pawelek, Commissioner Pct 3

Kennard Riley, Commissioner Pct 4

ATTEST

Theresa Carrasco, County Clerk

Company:
Brymer Contracting Inc

Facility:
Wherry & Green - 14201

Project #
TIHE 120524-01

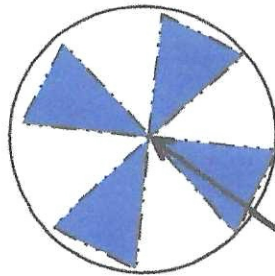


**H2O Land
Use Area**

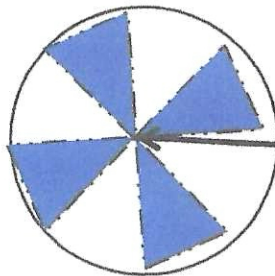
~153'

b

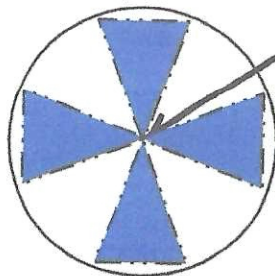
c



Field 1
75'



Field 2
75'



Field 3
75'

d
~316'

~320'

~152'

a

H2O in
From Battery

Zone Switcher



Ingress
Heading 10°



T.L.H. Environmental

Design: RB3

Dwg: RB3

Ck: RB3

Appr:

Not to Scale

Site Plan

Facility Layout Diagram

Sheet:

Dwg#:

Date: 12-2024

Company:

Facility:

Project #

Legend



Map North

- Bull Plug Only
- Bull Plug & Spill Bucket Missing
- Spill Bucket with Bull Plug
- Spill Bucket but Bull Plug Missing
- Meter

Elec. Service Panel

2-way valve

3-way valve

Service Pole

Gun Barrel

Flow Meter

Heater Treater

Pump

Horizontal Separator

Vertical Separator

High Pressure Separator

Oil Water Separator

Water Knock out

Amine Tower

Gas Conditioner

Load Line LL

Flow Line FL

SW Process Line PL

Oil / Cond. Process Line PL

Fence

Single Gate

Double Gate

Raised Chemical Container

Raised Fuel Container

Inflow Manifolds

Well Head

Compressor

Heat Exchanger

Gas Flare

Line Heater

Flash Tank

Surface Fluids Runoff Direction

Truck Loading Unloading

County Road - CR

Ranch Road - RR

Entry Road

Oil / Condensate Containers

Oil / Cond. 15.5x16

Oil 10x12

Salt or Processed Water Containers

SW 15.5x16

PW 10x15

Glycol Reboiler

Amine / H2S Gas Filter

Reflux Accumulator

Amine Cooler

Houses, Outbuildings, etc

Walkover

Light Pole

T.I.H. Environmental

Design: RB3

Dwg: RB3

Ck: RB3

Appr:

Site Plan

Legend Page

Sheet:

Dwg#:

Date: 12-2024

Map Types

Maps

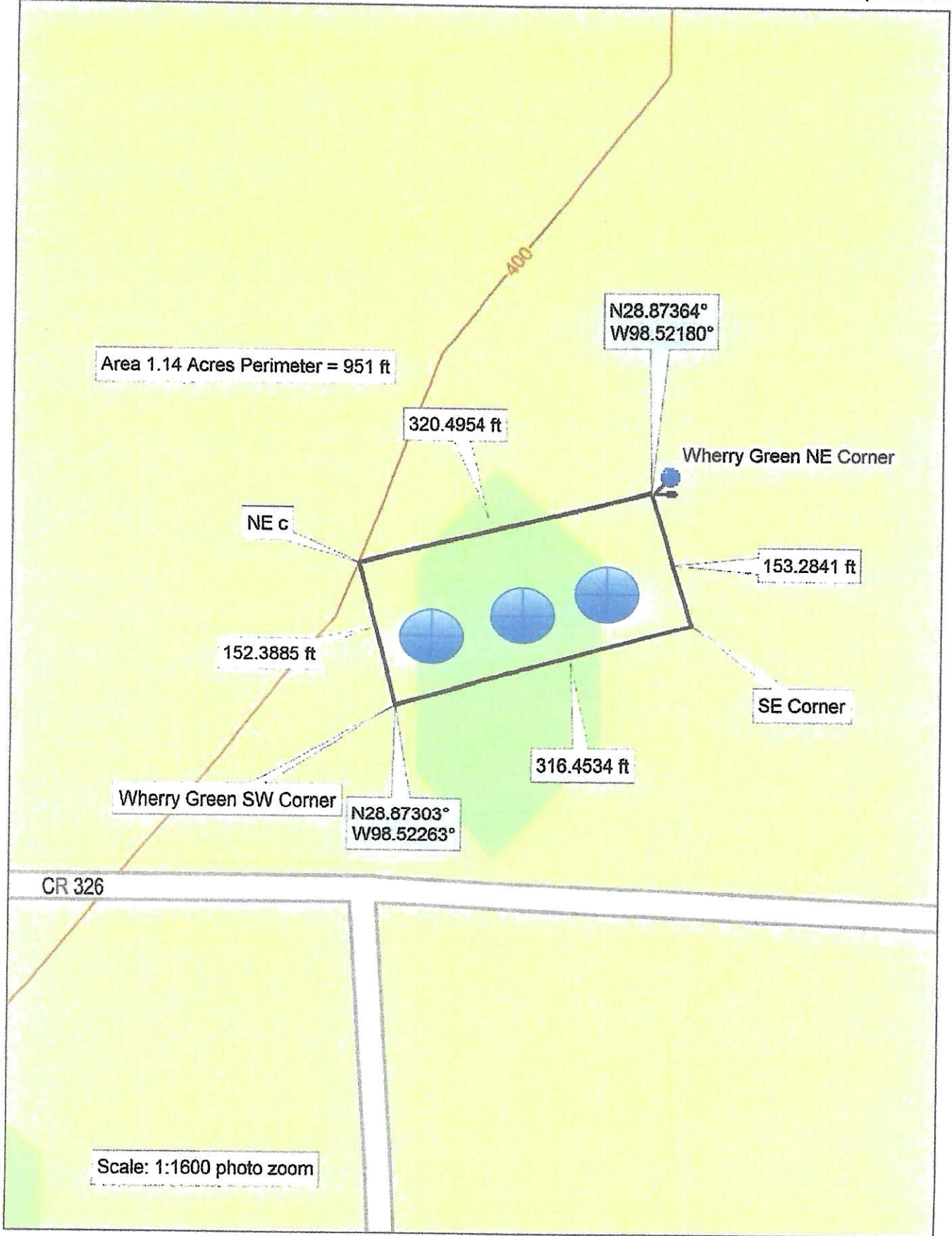
Layers

Track

Help



USGS The National Map: National Boundaries Dataset, 2011 Elevation, 30m; Geographic Names Information System - National - Program; Dataset: National Land Cover Database; National Structure. Powered by Esri



Area 1.14 Acres Perimeter = 951 ft

N28.87364°
W98.52180°

320.4954 ft

Wherry Green NE Corner

NE c

153.2841 ft

152.3885 ft

SE Corner

316.4534 ft

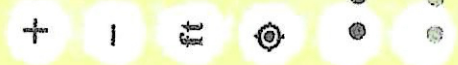
Wherry Green SW Corner

N28.87303°
W98.52263°

CR 326

Scale: 1:1600 photo zoom

Search Here: Enter Address, Name, or D



12315

EOG RESOURCES

12321 A. HERRERA

12319 A. DUCK

12320 L. HERRERA

12326 R. DUCOTE

123251 T. GARRET

12322 R. DUCOTE

194551

229299

12293001

229298

229303

229304

229305

229306

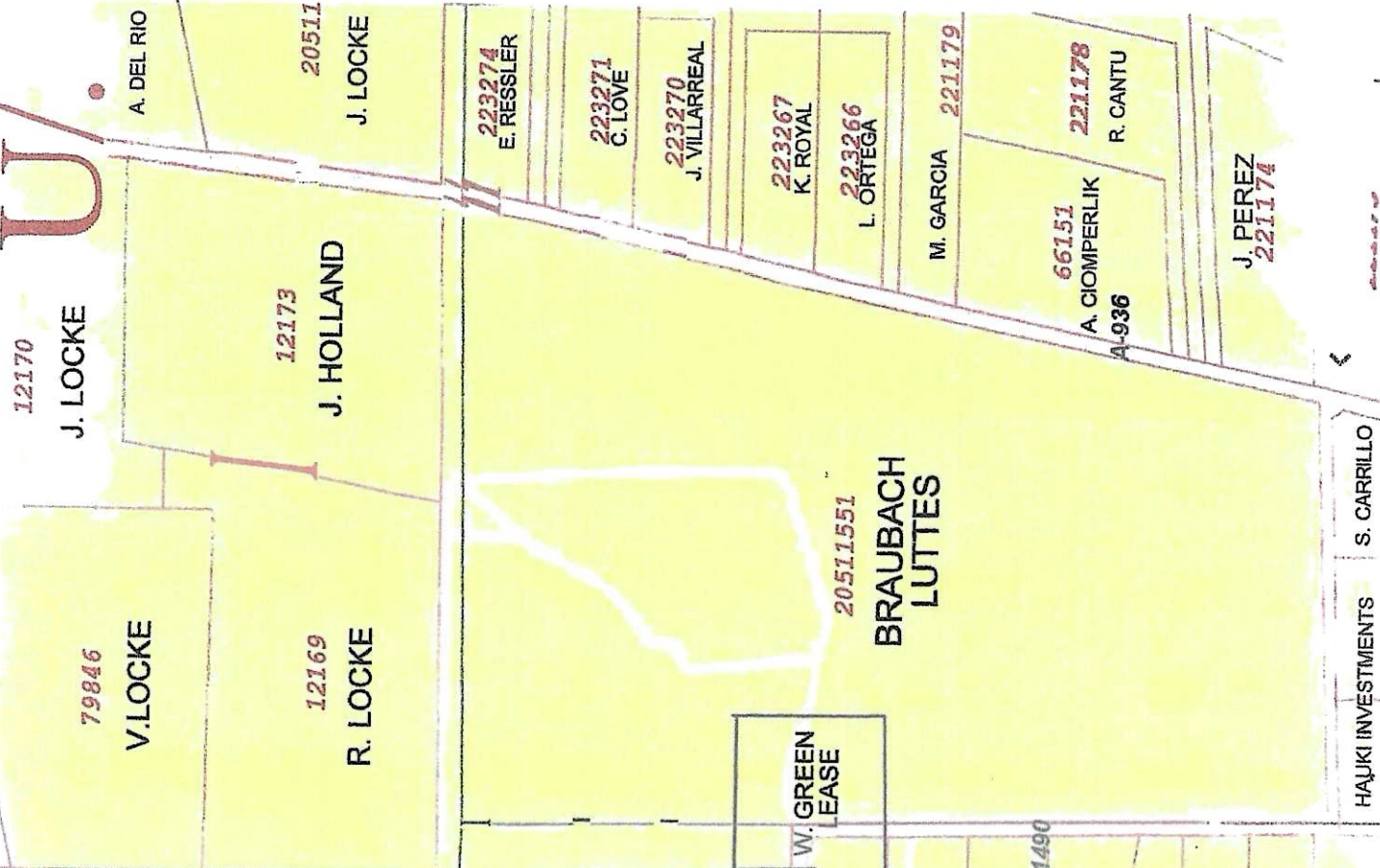
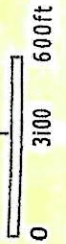
229307

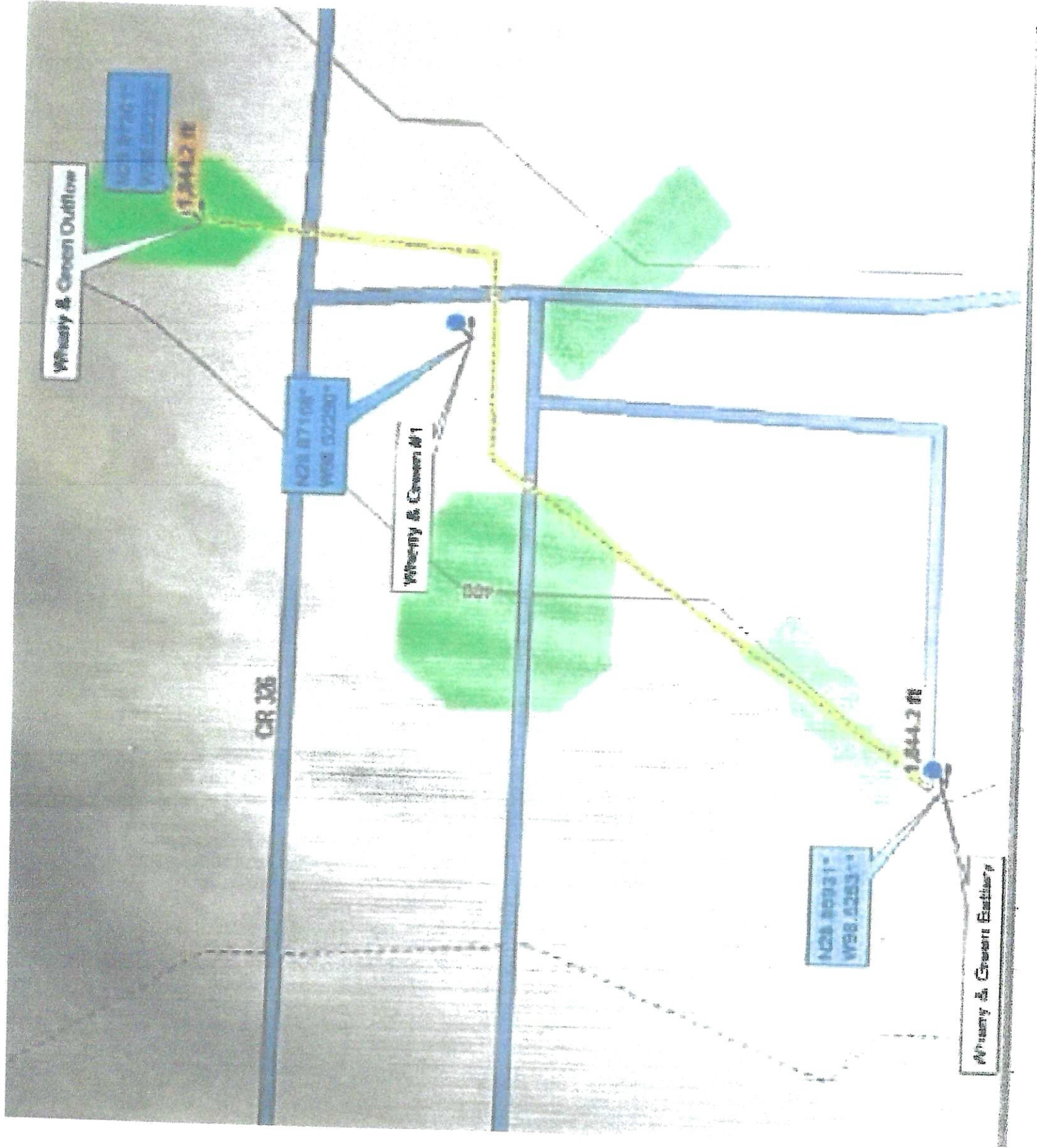
229308

229309

HAUKI INVESTMENTS

20° 52' 10" P 93 30 25 W





Wherry & Green Outflow

N28 87108
W88 02250

1,244.2 ft

N28 87108
W88 02250

Wherry & Green M1

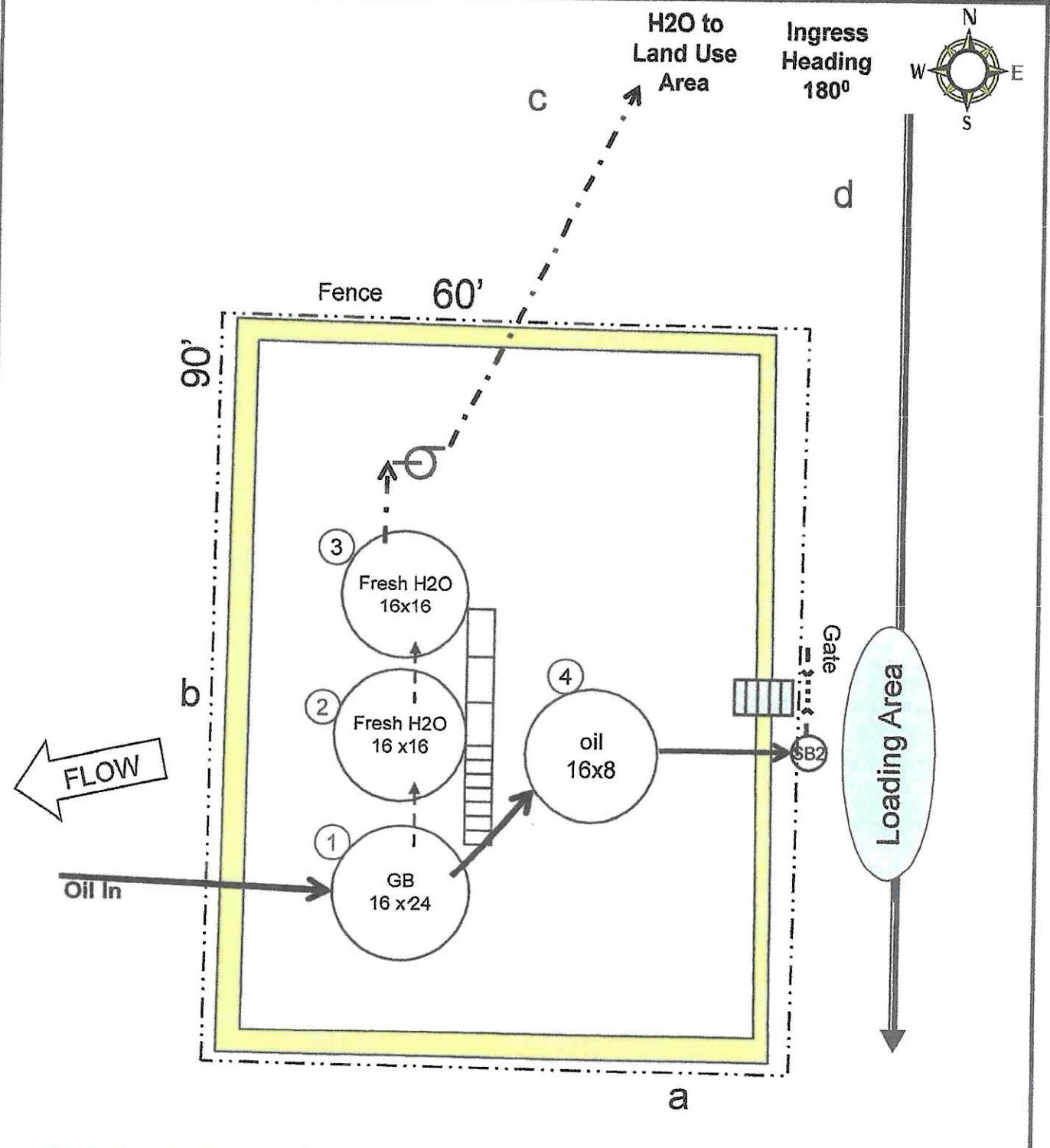
307

CR 306

N28 80931
W88 02831

1,244.2 ft

Wherry & Green Eastery



T.I.H. Environmental

Design: RB3	Not to Scale	Site Plan	Sheet:
Dwg: RB3			Dwg#:
Ck: RB3		Facility Layout Diagram	Date: 12-2024
Appr:			

**AGENDA REQUEST
(GENERAL)**

Agenda Item 3.

Meeting Date: 05/14/2025

Item Title:

Submitted For: Weldon Cude, County Judge

Discuss and/or take appropriate action concerning:

Judge Cude: Discuss and/or take appropriate action concerning canvassing the vote for the May 3, 2025 ESD #2.