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J. D. Clark  
County Judge

# COUNTY OF WISE



(940) 627-5743  
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OFFICE OF THE COUNTY JUDGE  
P. O. Box 393  
Decatur, Texas 76234  
[www.co.wise.tx.us](http://www.co.wise.tx.us)

February 5, 2016

Dear Mr. Shaw:

The Wise County Commissioners Court appreciated your attendance at our January 25 meeting to share your concerns about the use of firearms on neighboring property in the unincorporated areas of Wise County.

In assessing this situation, it is important to consider the findings of our law enforcement officers, as they are well-versed and educated in proper gun safety and usage. Incident reports by Wise County Sheriff's Department personnel report that the firearm usage in your case appeared to be conducted safely.

I do not feel it is necessary to pass an ordinance restricting gun usage for property owners with 10 acres or less of property in the unincorporated areas of Wise County. Such an ordinance would affect a broad swath of Wise County citizens who safely and responsibly discharge firearms for a variety of reasons.

Certainly, any shooting you believe to be unsafe should be reported to the Wise County Sheriff's Department.

Again, I respect your thoughts and concerns and appreciate you bringing them to the Commissioners Court.

Respectfully,

J.D. Clark  
Wise County Judge

CC: Wise County Commissioners Court  
County Attorney James Stainton  
Chief Deputy Kevin Benton

E-Mail: [cojudge@co.wise.tx.us](mailto:cojudge@co.wise.tx.us)



**INCIDENT/OFFENSE REPORT**

200 Rook Ramsey Drive

Decatur, TX 76234-3299

(940) 627-5971

Case Number

16-003739

**Wise County  
Sheriff's Office**

**CALL INFORMATION**

Operator	Nature of Call Reported
Doughty, Jeff	Investigation Police

Reporting Method	Initial Call Reported By	Offense Address
Officer Initiated	Norton, F 2700 Peel Rd Springtown Tx 76082	2700 Peel Springtown Tx 76082

Officer(s) Assigned	Date Assigned	Notified	Arrived	Cleared	Disposition
Norton, Francis John	01/13/2016	10:24 AM	10:40 AM	11:26 AM	Assisting Unit Clear
Ferguson, Art	01/13/2016	10:24 AM	10:24 AM	11:26 AM	Supplemental Report

**INCIDENT INFORMATION**

Investigator Assigned	Att/Compl	Area
		03-77

Incident Type	Inc/Off Date	Inc/Off Time	UCR Code	Status	Status Date
Investigation Police	01/13/2016	10:24 AM		Inactive - Incident	01/13/2016

Offense Code	Offense	Degree

**PROPERTY INFORMATION**

Category	Class	Description of Item(s)	Est Value	Disposition	Serial #	NCIC

**VEHICLE PROPERTY INFORMATION**

Year	Make	Model	Color	License	Description

**PARTY INFORMATION**

Connection	Name	Address	Phone	Sex	Height	Race	DOB
Complainant	Shaw, Kirt Zane	2700 Peel RD Springtown, TX 76082	817-688-9604	M	5 Ft. 10 In.	W	06/13/63

**INCIDENT/OFFENSE REPORT**

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Case Number

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**Wise County  
Sheriff's Office**

Suspect	Visser, Jeremy	2960 CR 3791 Springtown, TX 76082	817-333-8837	M		W	
Witness	Burke, James	2966 CR 3791 Springtown, TX 76082		M		B	

\_\_\_\_\_  
Supervisor Signature



**INCIDENT/OFFENSE REPORT**

200 Rook Ramsey Drive

Decatur, TX 76234-3299

(940) 627-5971

Case Number

16-003739

**Wise County  
Sheriff's Office**

**Incident Report**

01/13/2016

Synopsis: Complaint of gunfire

01. January 13, 2016 at approximately 1045 AM, Lieutenant Art Ferguson and Deputy Francis Norton met with SHAW, Kurt, the complainant who resides at 2700 Peel Road, Springtown Texas.

SHAW advised he has an ongoing issue with his neighbor who resides to the east of his property. SHAW advises he has tried to be neighborly but his neighbor shoots every weekend and sometimes there will be several adults and children shooting AKs and other rifles.

02. SHAW advised he spoke to Deputy Fitzgerald who did nothing more than speak with the neighbor on the day of the complaint.

SHAW advised he wants something done. Lt. Ferguson explained to SHAW there are no laws prohibiting his neighbor from shooting on his own property and if they are shooting and doing it safely then there is very little that can be done. SHAW got a little angry and said there should be an ordinance against shooting on property of less than ten acres like Parker County has. SHAW advised he is on the agenda to speak to the next Commissioner's Court and would ask them to pass such an ordinance. SHAW then asked if there was such an ordinance what would be done about it. Lt. Ferguson explained to SHAW if such an ordinance existed then the Wise County Sheriff's Deputies would enforce such an ordinance. SHAW asked how. Lt. Ferguson explained it would be up to how the ordinance is written. Usually county ordinances are class C, which would mean a warning, would be given first and then a citation would be issued if the ordinance was not followed or adhered to. SHAW stated he was an educated person and it don't take anyone with a whole lot of common sense to know if someone was shooting especially into a stock pond and downhill then the bullets could bounce out of the water and hit someone on the road and or his property. SHAW explained he has horses, one is insured for twenty thousand and the other for thirty thousand and his granddaughter rides them and now she can't due to these people shooting all the time. SHAW advised he was the AG. Teacher for twelve years and taught hunter's education and anyone knows shooting down hill is not safe. "They are shooting down hill and that's not safe, if you shoot and raise the gun up two inches your shooting over the berm and onto my property." SHAW advised all he wants is to be able to enjoy his property and have a safe place for his grandkids to play and doesn't think that's too much to ask. SHAW



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went on to state the guy bought the three acres and moved here from Fort Worth and now thinks he has a farm, he brings his buddies from Fort Worth out and they have good ole time, drinking beer letting the little kids shoot the guns too. SHAW advised one of the kids could barely hold the gun up let alone shoot it.

03. SHAW asked Lt. Ferguson if he would drive up the driveway if someone was shooting. Lt. Ferguson explained to SHAW it would not be a good idea if someone was shooting towards the roadway, but they are shooting into a bank of a stock tank. Lt. Ferguson walked the fence line to look for any evidence of any stray rounds, but could not locate any signs of any stray bullets striking any T post, H post, corner post or wire. SHAW pointed out the gas pipes sticking out of the ground and asked what if they hit it. Lt. Ferguson tried to explain to SHAW the likely hood of a stray round causing an explosion was very low and the pipes were of a grade that it would take a high velocity gun to make that happen. SHAW explained he can't even enjoy his property due to the neighbors shooting all the time. SHAW was adamant he wanted something done and thinks Wise County should adopt an ordinance against anyone shooting any weapon on their land unless they have 10 acres or more. SHAW stated he feels it's unsafe and wants his neighbor to stop.

04. Lt. Ferguson explained he would speak to the neighbors and ask them to stop. Lt. Ferguson spoke to the neighbor who resides on the corner, south of the suspect. Lt. Ferguson spoke to James Burke who advised they shoot sometimes but it doesn't bother him or his family. Lt. Ferguson if the neighbors shoot every weekend. Burke stated no, not every weekend. Lt. Ferguson asked if there was any automatic firing or any Ak47 style shooting. The neighbor advised he was in Vietnam and he knows Ak47 fire and they're not shooting any AK's.



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Case Number

**16-003739**

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**Supplement Information**

01/20/2016

**Synopsis:**

January 20, 2016 at approximately 3:PM, Lt. Ferguson spoke to the wife of the suspect, who identified herself as VISSAR, Angela. Angela advised she knew that SHAW had called the Wise County Sheriff's Office a few days ago due to her husband's shooting. Angela advised her husband's friend had bought a new 22 rifle and wanted to sight it in and during this he also shot his shotgun.

Angela advised she does not participate in the shooting she stays inside, but her husband likes to shoot his guns. Angela advise they have lived there for approximately three years and have only had four occasions where they were shooting and three times out of the four SHAW has called the deputies on them. Angela advised she feels since SHAW is the High School Principle he's use to getting his way and bossing people around and that's why he's so persistence in them not shooting. Angela said she would let her husband know.

Lt. Ferguson explained to Angela that no criminal charges were filed he was just gathering up additional facts such as names and speaking with other neighbors to get their input as well.

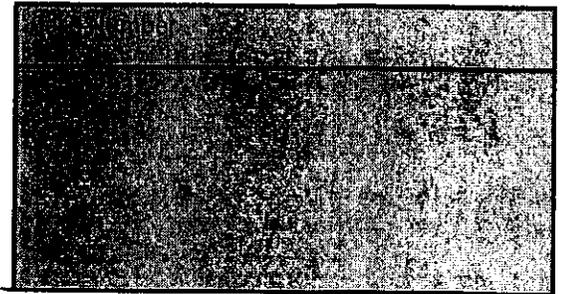
**INCIDENT/OFFENSE REPORT**

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**Wise County  
Sheriff's Office**



**CALL INFO**

Operator	Nature of Offense
Doughty, Jeff	Reckless Shooting

*R Benton*

Reporting Method	Initial Call
Phone	Mike Perry 2702 Peel Springtown Tx 76082

x 76082

Officer(s) Assigned	Date	Time	Time	Time	Disposition
Fitzgerald, Gary Joseph	01/10/2016	4:31 PM	4:56 PM	5:16 PM	Incident Report

**INCIDENT INFORMATION**

Investigator Assigned	Case #
	04-73

Incident Type	Date	Time	Status	Start Date
Reckless Shooting	01/10/2016	4:19 PM	Inactive - Incident	01/10/2016

Offense Code	Offense Description	Degree

**PROPERTY INFORMATION**

Category	Class	Description	Serial #	NCIC

**VEHICLE PROPERTY INFORMATION**

Year	Make	Description

**PARTY INFORMATION**

Connection	Name	Sex	Height	Race	DOB

*[Signature]*  
Supervisor Signature

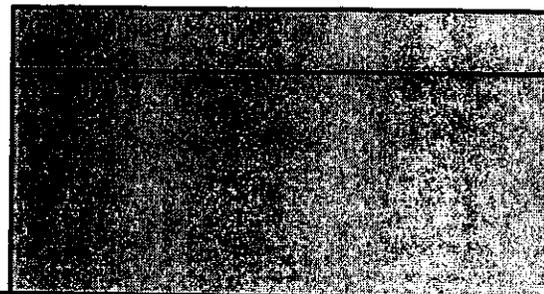
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**Incident Report**

01/13/2016

Synopsis: Complainant reported a reckless shooting.

01. On January 10, 2016 at approximately 1630 hours, Deputy Fitzgerald was dispatched to 2702 Peel Road in reference to a Reckless Shooting.

02. Deputy Fitzgerald arrived at 2702 Peel Road and met with the complainant Mike Perry who said his neighbor was shooting and he was tired of hearing it.

03. After speaking with Mike Perry, Deputy Fitzgerald went to the other complaintant Kurt Shaw who said his neighbor had been shooting guns all day long. Kurt was very irrate and was yelling and cussing while speaking to Deputy Fitzgerald. Deputy Fitzgerald told Kurt the county didn't have any ordinances against shooting as long as it was in to a bermed area and was conducted safely.

04. Kurt continued yelling and cussing as Deputy Fitzgerald went to talk to the person shooting. Deputy Fitzgerald spoke with the land owner who was shooting into a bermed stock tank. Prior to meeting with Mike Perry, Deputy Fitzgerald observed the shooting and it appeared to be being conducted safely.

05. Deputy Fitzgerald cleared with an incident Report.