



# Koch California Ltd.

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Nipomo, CA 93444

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September 3, 1999

Nipomo Community Services District  
148 Wilson Street  
P.O. Box 326  
Nipomo, CA 93444

*Fixed  
9/3/99 7:14 PM  
and 7:16 PM  
Hand Delivered  
9/7/99*

(805) 929-1133 Phone  
(805) 929-1932 Fax

## Re: Request to Inspect and Copy Public Records

Dear Mr. Douglas Jones:

This letter is a request to inspect public records which are in the possession of the Nipomo Community Services District (NCSD) pursuant to the California Public Records Act (Govt. Code §6250, et seq.).

**Following the inspection, we may request copies** of some or all of the records.

In the event we request copying by the NCSD we will, at that time, tender any required copying charges. However, we reserve the right to have copies of the records made at your location by an independent copying service of our choosing.

Please make the records available for inspection beginning on **September 17, 1999 at 10:00 a.m.** Unless we are notified otherwise, we shall expect that the records will be available for inspection in the NCSD office. The following is a list of the reasonably identifiable public records which we desire to inspect on or after **September 17, 1999 at 10:00 a.m.**

1. All "Well Completion Reports" Not on "forms furnished by the department" (as defined below in water code section 13751) for each water well owned and/or operated by NCSD.
2. All well drilling records and/or reports supplied by the Well Drilling, Well testing, Pump installing or Pump testing contractors during or after well construction and/or pump installation of the wells owned and/or operated by NCSD.
3. All well drilling "E-log" and/or "Electric Well Log" reports supplied by the Well Drilling, Well testing, Pump installing or Pump testing contractors during or after well construction and/or pump installation of the wells owned and/or operated by NCSD.

## WATER CODE : SECTION 13751

(a) Every person who digs, bores, or drills a water well, cathodic protection well, groundwater monitoring well, or geothermal heat exchange well, abandons or destroys such a well, or deepens or re-perforates such a well, shall file with the department a report of completion of that well within 60 days from the date its construction, alteration, abandonment, or destruction is completed.

(b) The **report shall be made on forms furnished by the department** and shall contain information as follows:

(1) In the case of a water well, cathodic protection well, or groundwater monitoring well, the report shall contain information as required by the department, including, but not limited to all of the following information:

- (A) A description of the well site sufficiently exact to permit location and identification of the well.
- (B) A detailed log of the well.
- (C) A description of type of construction.
- (D) The details of perforation.
- (E) The methods used for sealing off surface or contaminated waters.
- (F) The methods used for preventing contaminated waters of one aquifer from mixing with the waters of another aquifer.
- (G) The signature of the well driller.

## WATER CODE : SECTION 13752

**Reports made in accordance with paragraph (1) of subdivision (b) of Section 13751 shall not be made available for inspection by the public**, but shall be made available to governmental agencies for use in making studies. However, any report shall be made available to any person who obtains a written authorization from the owner of the well.

If a portion of the information contained in the records we have requested is exempt from disclosure by express provisions of law, Govt. Code §6254 requires segregation and deletion of that material in order that the remainder of the information may be released.

Please take note that Govt. Code §6256 requires the NCS D to determine, within ten (10) days after receipt of this request, whether the NCS D will comply with this request. If the NCS D decides not to comply with all or any portion of this request, Govt. Code §6256 requires notification to us of the reasons for the determination not later than ten (10) days from your receipt of this request. Further, Govt. Code §6256.2 prohibits the use of any provision of the Public Records Act to delay access for the purposes of inspecting public records. Govt. Code §6256.2 also requires that any notification of denial of this request for records must set forth the names and titles or positions of each person responsible for the denial.

Thank you for your timely attention to our request.



John Snyder  
Vice President

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## WATER CODE : SECTION 13750.5-13755

13750.5. No person shall undertake to dig, bore, or drill a water well, cathodic protection well, groundwater monitoring well, or geothermal heat exchange well, to deepen or reperform such a well, or to abandon or destroy such a well, unless the person responsible for that construction, alteration, destruction, or abandonment possesses a C-57 Water Well Contractor's License.

13751. (a) Every person who digs, bores, or drills a water well, cathodic protection well, groundwater monitoring well, or geothermal heat exchange well, abandons or destroys such a well, or deepens or reperformates such a well, shall file with the department a report of completion of that well within 60 days from the date its construction, alteration, abandonment, or destruction is completed.

(b) The report shall be made on forms furnished by the department and shall contain information as follows:

(1) In the case of a water well, cathodic protection well, or groundwater monitoring well, the report shall contain information as required by the department, including, but not limited to all of the following information:

(A) A description of the well site sufficiently exact to permit location and identification of the well.

(B) A detailed log of the well.

(C) A description of type of construction.

(D) The details of perforation.

(E) The methods used for sealing off surface or contaminated waters.

(F) The methods used for preventing contaminated waters of one aquifer from mixing with the waters of another aquifer.

(G) The signature of the well driller.

(2) In the case of a geothermal heat exchange well, the report shall contain all of the following information:

(A) A description of the site that is sufficiently exact to permit the location and identification of the site and the number of geothermal heat exchange wells drilled on the same lot.

(B) A description of borehole diameter and depth and the type of geothermal heat exchange system installed.

(C) The methods and materials used to seal off surface or contaminated waters.

(D) The methods used for preventing contaminated water in one aquifer from mixing with the water in another aquifer.

(E) The signature of the well driller.

13752. Reports made in accordance with paragraph (1) of subdivision (b) of Section 13751 shall not be made available for inspection by the public, but shall be made available to governmental agencies for use in making studies. However, any report shall be made available to any person who obtains a written authorization from the owner of the well.

13753. Every person who hereafter converts, for use as a water well, cathodic protection well, or monitoring well, any oil or gas well originally constructed under the jurisdiction of the Department

of Conservation pursuant to Article 4 (commencing with Section 3200) of Chapter 1 of Division 3 of the Public Resources Code, shall comply with all provisions of this chapter.

13754. Failure to comply with any provision of this article, or willful and deliberate falsification of any report required by this article, is a misdemeanor.

Before commencing prosecution against any person, other than for willful and deliberate falsification of any report required by this article, the person shall be given reasonable opportunity to comply with the provisions of this article.

13755. Nothing in this chapter shall affect the powers and duties of the State Department of Health Services with respect to water and water systems pursuant to Chapter 4 (commencing with Section 116275) of Part 12 of Division 104 of the Health and Safety Code. Every person shall comply with this chapter and any regulation adopted pursuant thereto, in addition to standards adopted by any city or county.

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**NIPOMO COMMUNITY SERVICES DISTRICT  
148 SOUTH WILSON - P.O. BOX 326  
NIPOMO, CA 93444-0326  
(805) 929-1133 FAX (805) 929-1932**

September 30, 1999

John Snyder  
Koch California Ltd.  
P.O. Box 1127  
Nipomo, CA 93444

**REQUESTS TO INSPECT AND COPY PUBLIC RECORDS**

1. Request dated September 3, 1999:

You inspected the District's public documents on September 17 and 20, 1999. Copies of the documents you requested are attached.

2. Request dated September 3, 1999:

You inspected the District's public documents on September 17, and 20, 1999. Copies of the documents you requested are attached. Two documents you requested have been redacted as the contents of these documents are not public records (Government Code § 6254(b)(c) and Code of Civil Procedure § 2018.

3. Request dated September 4, 1999:

You inspected the District's public documents on September 17 and 20, 1999. Copies of the documents you requested are attached. In response to Item #5, the District does not have documents that show the procedures used to take the level measurements from the wells.

Attached are 271 copies. The copy charge is \$55.20.

If you have any further questions, please feel free to contact the District.

Sincerely,

NIPOMO COMMUNITY SERVICES DISTRICT

  
Doug Jones  
General Manager

cc: Jon Seitz  
Jim Markman

Snyder36

# NIPOMO COMMUNITY SERVICES DISTRICT

148 SOUTH WILSON STREET  
POST OFFICE BOX 326 NIPOMO, CA 93444  
(805) 929-1133 FAX (805) 929-1932

DATE: 10-4-99

TO: John Snyder 929-5598

FROM: Lisa

THIS TRANSMISSION CONSISTS OF 1 PAGES, INCLUDING THIS COVER SHEET.  
IF THERE ARE ANY QUESTIONS, PLEASE CONTACT:

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The copies of the documents your requested are ready for pick up.  
The copy charge is \$55<sup>20</sup>.

CW\FAXFORM