



Koch California Ltd.

662 Eucalyptus Road, P.O. Box 1127
Nipomo, CA 93444

Phone: (805) 929-4153
Fax: (805) 929-5598
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October 15, 1999

Michael Fuson, City Manager
The City of Pismo Beach
760 Mattie Road
Pismo Beach, CA 93449

(805) 773-4657 Phone
(805) 773-7006 Phone

Dear Michael Fuson:

I would like to know what the current status of the Records request I sent September 16, 1999.

Thank you for your timely attention to our request.

A handwritten signature in black ink, appearing to read "John Snyder". The signature is fluid and cursive, with a long horizontal stroke extending from the end.

John Snyder
Vice President



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September 16, 1999

Michael Fuson, City Manager
The City of Pismo Beach
760 Mattie Road
Pismo Beach, CA 93449

(805) 773-4657 Phone
(805) 773-7006 Phone

Re: **Request to Inspect and Copy Public Records**

Dear Michael Fuson:

This letter is a request to inspect public records which are in the possession of the **CITY OF PISMO BEACH** 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 **CITY OF PISMO BEACH** 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 **October 8th, 1999 at 10:00 a.m.** Unless we are notified otherwise, we shall expect that the records will be available for inspection in the **CITY OF PISMO BEACH** office. The following is a list of the reasonably identifiable public records which we desire to inspect on or after **October 8th, 1999 at 10:00 a.m.**

1. All "Well Completion Reports" for each water well owned and/or operated by **CITY OF PISMO BEACH**.
2. For any water well for which a Well Completion Report is not in the possession of **CITY OF PISMO BEACH**, such other documents as are in the possession of **CITY OF PISMO BEACH** which show any of the following information: a) the well location, b) the name and address of the well driller, c) the date the well was completed, d) depth to first water below surface e) total depth of completed well.
3. Documents which show the amount of water produced from each water well owned and/or operated by **CITY OF PISMO BEACH** for each month from the completion of the well through to July 31st 1999.
4. All reports of hydraulic test results for each water well owned and/or operated by **CITY OF PISMO BEACH**, for the period beginning with the construction of the each well and ending July 31, 1999, which show any of the following information: a) standing water level, b)

pumping water level, c) pumping amount, capacity or GPM.

- 1 All reports created during repair or maintenance of CITY OF PISMO BEACH wells with a measure of: a) standing water level, b) pumping water level, c) pumping capacity or GPM during pumping water levels (such as those commonly found on Floyd wells or other contractor's Invoice, Repair order Invoice, or Well Drilling logs etc.) for the period beginning with the construction of the each well and ending July 31, 1999.**

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 **CITY OF PISMO BEACH** to determine, within ten (10) days after receipt of this request, whether the **CITY OF PISMO BEACH** will comply with this request. If the **CITY OF PISMO BEACH** 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

LAW OFFICES
NOSSAMAN, GUTHNER, KNOX & ELLIOTT, LLP

THIRTY-FIRST FLOOR
 445 SOUTH FIGUEROA STREET
 LOS ANGELES, CALIFORNIA 90071-1602
 TELEPHONE (213) 612-7800
 FACSIMILE (213) 612-7801

FAX COVER PAGE

Date: 10/06/99 **Time:** _____ **File No.:** 270366-001

To:

| | |
|-----------------------------|-----------------------------------|
| <u>John Snyder</u> | Fax: <u>(805) 929-5598</u> |
| <u>Koch California Ltd.</u> | Phone: _____ |
| <u>Sharon Jones</u> | Fax: <u>(805) 594-1295</u> |
| <u>City Clerk</u> | Phone: _____ |
| <u>David R. Hunt</u> | Fax: <u>(805) 594-1295</u> |
| <u>City Attorney</u> | Phone: _____ |

From: John Ossiff

Message: _____

*IF YOU DO NOT RECEIVE 2 PAGES, INCLUDING THIS COVER PAGE,
 PLEASE CALL Susie Beaubien AT (213) 612-7800*

NOTE: The information contained in this facsimile document is confidential and may also be Attorney-Client privileged. The information is intended only for the use of the individual or entity to whom it is addressed. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any use, dissemination, distribution or copying of this communication is strictly prohibited. If you have received the facsimile in error, please immediately notify us by telephone, and return the original message to us at the address above via the U.S. Postal Service. Thank You.

LAW OFFICES

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REFER TO FILE NUMBER

270366-001

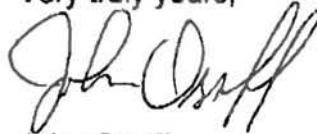
October 6, 1999

BY FAX (805) 929-5598Mr. John Snyder
Koch California Ltd.
662 Eucalyptus Road
P.O. Box 1127
Nipomo, CA 93444Re: Request to Inspect and Copy Public Records of City of Pismo
Beach

Dear Mr. Snyder:

This firm represents the City of Pismo Beach in connection with certain on-going litigation regarding water rights. We are involved in collecting the documents responsive to your request to inspect and copy public records of the City of Pismo Beach. The documents are currently being identified and collected. You will be advised as soon as the documents are ready for your review. If you have any question, please contact our office.

Very truly yours,


John Ossiff
for NOSSAMAN, GUTHNER, KNOX & ELLIOTT, LLP**Enclosures**cc: Sharon Jones, City Clerk
David R. Hunt, City Attorney

LA992780024

** TOTAL PAGE. 02 **