

**From:** Traster, David [<mailto:dtraster@foulston.com>]  
**Sent:** Thursday, December 21, 2017 8:36 AM  
**To:** Titus, Kenneth [KDA] <[Kenneth.Titus@ks.gov](mailto:Kenneth.Titus@ks.gov)>  
**Cc:** Oleen, Aaron [KDA] <[Aaron.Oleen@ks.gov](mailto:Aaron.Oleen@ks.gov)>; [admin@FinneyCounty.org](mailto:admin@FinneyCounty.org)  
**Subject:** FW: Document Request

Kenny, would you please add this email chain and the attachments to the agency record in the GMD LEMA matter.

Thank you.

**Dave**

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Secretary: Amy Pollard-Meek  
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**From:** Brownie Wilson [<mailto:bwilson@kgs.ku.edu>]  
**Sent:** November 07, 2017 4:59 PM  
**To:** Traster, David  
**Cc:** 'adam@clinkscaleslaw.com'; 'Oleen, Aaron ([Aaron.Oleen@ks.gov](mailto:Aaron.Oleen@ks.gov))'; Jim Butler  
**Subject:** Re: Document Request

Hi David,

Attached are the files I sent GMD4.

The file, hp\_section\_data\_20160513.gdb.z\_ip, is a compressed ESRI, file-geodatabase containing a GIS polygon layer representing the PLSS sections in GMD4. Our email system blocks zip attachments (too many viruses out there) but if you rename the file to hp\_section\_data\_20160513.gdb.zip, you can readily uncompress it.

The excel file, hp\_section\_data\_20160513\_v3.xlsx, is the same tabular version as the GIS data only it includes all three data iterations outline in the written testimony.

Let me know if you run into any problems opening the files. See you at the conference.

Brownie

Brownie Wilson  
GIS/Support Services Manager  
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On 11/7/2017 12:44 PM, Traster, David wrote:  
Brownie,

As you may know, I represent several irrigators in GMD4 who are opposed to the District's proposed district-wide LEMA. I'm reading your written testimony presented at the August 2017 hearing, which is attached, and note that you provided the GMD with "a Microsoft Excel spreadsheet and GIS files of the PLSS sections within the District, each coded with their average land surface, bedrock, and 2004, 2009, and 2015 water table elevations. Because the water table elevations are based on interpolated surfaces from wells measured during each time period, the change in the water table between those years and the saturated thickness can be readily computed at the PLSS-section level."

I really need copies of those files. Will you be at the Gov's Water Conference? If so, could you download the files onto a disc or thumb drive and bring them with you? If you're not going, could you send them with someone?

I'm copying Adam Dees and Aaron Oleen so they know that I'm making this request. While I assume that they won't have a problem with my request, I'm alerting them so they can weigh in if my assumption is incorrect.

Thanks Brownie.

***Dave***

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**From:** Traster, David

**Sent:** November 07, 2017 11:36 AM

**To:** '[adam@clinkscaseslaw.com](mailto:adam@clinkscaseslaw.com)'; 'Oleen, Aaron ([Aaron.Oleen@ks.gov](mailto:Aaron.Oleen@ks.gov))'

**Subject:** RE: Document Request

I narrowed the request as much as I could. This is still a lot. I tried to put this list in the order of importance.

- ◆ All DWR emails having anything to do with the LEMA that were to or from the Chief Engineer, or that he was copied on, that included anyone associated with the GMD, including all attachments in their native format.
- ◆ All GMD emails having anything to do with the LEMA that were to or from the Chief Engineer or that he was copied on, including all attachments in their native format.
- ◆ All GMD emails having anything to do with the LEMA to or from members of the GMD4 Board, including all attachments in their native format.
- ◆ Copies of all drafts of the proposed LEMA plan that were exchanged between the GMD and DWR.
- ◆ The mailing list for the Notice of the hearing held on August 23, 2017 sent to the holders of water rights in the GMD/LEMA and any change to the list for the Notice of the hearing scheduled for November 14, 2017.
- ◆ Names and addresses of all GMD4 eligible voters as defined in K.S.A. 82a-1021(a)(5)(A) and (B).
- ◆ To the extent not included in previous requests, all electronic mail between GMD4 staff and DWR personnel related to the development of the plan, its terms and conditions, including all attachments in their native format.

***Dave***

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**From:** Traster, David

**Sent:** November 07, 2017 10:38 AM

**To:** [adam@clinkscaleslaw.com](mailto:adam@clinkscaleslaw.com); Oleen, Aaron ([Aaron.Oleen@ks.gov](mailto:Aaron.Oleen@ks.gov))

**Subject:** Document Request

Aaron and Adam,

I'm working to focus my request for documents on the key documents that I think I need before the hearing. Since we have time after the hearing to present additional comments, I'm focusing, but not narrowing the request. I still need all of the documents requested well in advance of the cutoff for submitting comments.

I'm sending my requests to both of you hoping that you are coordinating responses. I don't need duplicate responses so long as they are complete. For example, I don't need copies of the approved management plans from both of you. That said, when it comes to email traffic, there will certainly be duplicates but I'm requesting email from GMD4 and from DWR, understanding that there will be duplicates.

Since time is so short, I'm going to send multiple emails as I work through this.

- ◆ I know that I would like to have any and all handouts or presentations (PowerPoints, posters, etc.) that were used or made available at the public meetings in Colby, Goodland, St. Francis, and Hoxie. If there were no changes between the meetings, I don't need duplicates.
- ◆ Are there talking points, written statements, or other documents that were prepared for or used at the meetings but that were not handed out? If so, I'd like to have copies.
- ◆ I'm generally interested in the content of each of the meetings if that helps.
- ◆ At the hearing, I'll be asking whether the documents you produce are a complete set of the documents at each of the meetings.

- ◆ In addition, I need copies of any other documents that were made available to the public that explained the plan, or the development of the plan either before or after the meeting. In other words, what documents were “out there” before June 8, 2017?
- ◆ I note that the plan attached to GMD4’s written testimony is dated June 9, 2017 but the plan on DWR’s web site is dated June 8, 2017. What else changed, if anything?
- ◆ The “History of these Proceedings” section of GMD4’s written testimony mentions a previous, more restrictive program at an additional 4 meetings. I’d like to have a copy of that plan.
- ◆ As we discussed when you called, I need copies of all of GMD4’s prior management plans as approved by the CE.
- ◆ I’m attaching a copy of the undated version of ADMINISTRATIVE POLICY No. 83-33 that supersedes the “Memorandum of 1-5-79 and Memorandum of 6-22-79, by Warren D. Lutz, Hydrologist.” I need copies of the two memos.

More to come.

***Dave***

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