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General Manager

Thomas Greci

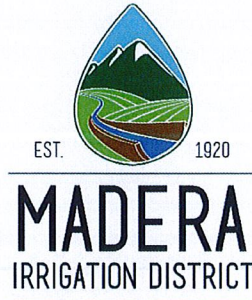
Assistant

General Manager

Dina Cadenazzi Nolan

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John P. Kinsey



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Board of Directors

Division 1

David Loquaci

Division 2

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Division 3

Brian Davis

Division 4

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Division 5

Carl Janzen

October 19, 2020

VIA EMAIL

MuckRock News

DEPT MR 67248

411A Highland Avenue

Somerville, MA 02144-2516

102854-84579583@requests.muckrock.com

Re: Response to September 28, 2020 Public Records Request

Dear Gurmeet Suman,

I am writing in response to your September 28, 2020 request for records, pursuant to the California Public Records Act, directed to Madera Irrigation District (the "District"), which the District received on September 29, 2020 (the "PRA Request").

The following is a response to each request for records contained in the PRA Request:

Request No. 1: 2020. The September 28, 2020 comment letter from the senior Fresno River Water right holders to Jeanine Townsend, Clerk to the Board of the State Water Resources Control Board. September 28, 2020.

The District has documents responsive to Request No. 1 and those documents will be made available.

Request No. 2: 2011. Fresno River Operations Protocols. September 29, 2011

The District has documents responsive to Request No. 2, and those documents will be made available.

Request No. 3: 2011. Annual Report of 2010-2011 Fresno River Operations. September 28, 2011.

The District previously provided the requested documents in PRA dated October 17, 2018 Request #10. The document can be found here - <https://www.muckrock.com/foi/madera-3309/mid-request-1-24-dated-10172018-62509/>

Request No. 4: 1976. The Madera Irrigation District's first annual report. Madera, CA.

The District has documents responsive to Request No. 4, and those documents will be made available.

Request No. 5: 1977. The Madera Irrigation District's second annual report. Madera, CA.

The District has documents responsive to this request, and those documents will be made available.

Request No. 6: 1978. The Madera Irrigation District's third annual report. Madera, CA.

The District has documents responsive to Request No. 6, and those documents will be made available.

Request No. 7: 1979. The Madera Irrigation District's fourth annual report. Madera, CA.

The District has made multiple attempts to locate the 1979 annual report and has been unable to locate in the District's archives.

Request No. 8: 1980. The Madera Irrigation District's fifth annual report. Madera, CA.

The District has documents responsive to Request No. 8, and those documents will be made available.

Request No. 9: 1981. The Madera Irrigation District's sixth annual report. Madera, CA.

The District has documents responsive to Request No. 9 and those documents will be made available.

Request No. 10: 2001. Madera Irrigation District Water Conservation Plan. February 2001.

The District has made multiple attempts to locate the Madera Irrigation District Water Conservation Plan dated February 2001 and has been unable to locate in the District's archives.

Request No. 11: 2010-2020 Riparian entitlement letters transmitted to Fresno River riparian and appropriative right holders January 1, 2010 – present.

Request No. 11 seeks documents containing information relating to utility customers that is exempt from disclosure under Section 6254.16 of the Government Code. Thus, while the District has documents responsive to the requests, the documents will not be made available.

Request No. 12: 2016-2020. Annual submittals from Fresno River riparian and appropriative right holders of pump tests, crop maps, Statement of Diversions and Use and cropping information from January 1, 2016 to September 28, 2020.

The District previously provided the requested documents in PRA dated October 17, 2018 Request #8 for the period of 1/1/2007 through 10/16/2018. The documents can be found here - <https://www.muckrock.com/foi/madera-3309/mid-request-1-24-dated-10172018-62509/>.

The District has additional responsive documents to Request No. 12, and those documents will be made available.

Request No. 13: Letters between John P. Kinsey and Andrew J. Ramos from January 1, 2016 to September 28, 2020.

Under the Public Records Act, MID is only obligated to produce documents for inspection upon a request that “reasonably describes an identifiable record.” (Govt. Code, § 6253, subd. (b).) “The request to the agency must itself be focused and specific.” (*Rogers v. Superior Court* (1993) 19 Cal.App.4th 469, 481.) The request is not limited to subject matter or even to matters concerning the District. As such, the District construes the request as seeking communications between Mr. Kinsey and Mr. Ramos concerning the Fresno River and/or related proceedings. So construed, the District has documents responsive to Request No. 13, and those documents will be made available.

Request No. 14: Letters between John P. Kinsey and Douglas B. Jensen from January 1, 2016 to September 28, 2020.

Under the Public Records Act, MID is only obligated to produce documents for inspection upon a request that “reasonably describes an identifiable record.” (Govt. Code, § 6253, subd. (b).) “The request to the agency must itself be focused and specific.” (*Rogers v. Superior Court* (1993) 19 Cal.App.4th 469, 481.) The request is not limited to subject matter or even to matters concerning the District. As such, the District construes the request as seeking communications between Mr. Kinsey and Mr. Jensen concerning the Fresno River and/or related proceedings. So construed, the District has documents responsive to Request No. 14, and those documents will be made available.

Request No. 15: Letters between John P. Kinsey and David W. Kahn from January 1, 2016 to September 28, 2020.

Under the Public Records Act, MID is only obligated to produce documents for inspection upon a request that “reasonably describes an identifiable record.” (Govt. Code, § 6253, subd. (b).) “The request to the agency must itself be focused and specific.” (*Rogers v. Superior Court* (1993) 19

Cal.App.4th 469, 481.) The request is not limited to subject matter or even to matters concerning the District. As such, the District construes the request as seeking communications between Mr. Kinsey and Mr. Kahn concerning the Fresno River and/or related proceedings. So construed, the District has documents responsive to Request No. 15, and those documents will be made available.

Request No. 16: Letters between John P. Kinsey and Lauren D. Layne from January 1, 2016 to September 28, 2020.

Under the Public Records Act, MID is only obligated to produce documents for inspection upon a request that “reasonably describes an identifiable record.” (Govt. Code, § 6253, subd. (b).) “The request to the agency must itself be focused and specific.” (*Rogers v. Superior Court* (1993) 19 Cal.App.4th 469, 481.) The request is not limited to subject matter or even to matters concerning the District. As such, the District construes the request as seeking communications between Mr. Kinsey and Ms. Layne concerning the Fresno River and/or related proceedings. So construed, the District does not have any documents responsive to the request.

Request No. 17: Letters between John P. Kinsey and Melanie J. Aldridge from January 1, 2016 to September 28, 2020.

Under the Public Records Act, MID is only obligated to produce documents for inspection upon a request that “reasonably describes an identifiable record.” (Govt. Code, § 6253, subd. (b).) “The request to the agency must itself be focused and specific.” (*Rogers v. Superior Court* (1993) 19 Cal.App.4th 469, 481.) The request is not limited to subject matter or even to matters concerning the District. As such, the District construes the request as seeking communications between Mr. Kinsey and Ms. Aldridge concerning the Fresno River and/or related proceedings. So construed, the District has documents responsive to the Request No. 17, and those documents will be made available.

Request No. 18: Letters between John P. Kinsey and Arthur G. Godwin from January 1, 2016 to September 28, 2020.

Under the Public Records Act, MID is only obligated to produce documents for inspection upon a request that “reasonably describes an identifiable record.” (Govt. Code, § 6253, subd. (b).) “The request to the agency must itself be focused and specific.” (*Rogers v. Superior Court* (1993) 19 Cal.App.4th 469, 481.) The request is not limited to subject matter or even to matters concerning the District. As such, the District construes the request as seeking communications between Mr. Kinsey and Mr. Godwin concerning the Fresno River and/or related proceedings. So construed, the District has documents responsive to Request No. 18, and those documents will be made available.

Request No. 19: Letters between John P. Kinsey and Alexis Stevens from January 1, 2018 to September 28, 2020.

Under the Public Records Act, MID is only obligated to produce documents for inspection upon a request that “reasonably describes an identifiable record.” (Govt. Code, § 6253, subd. (b).) “The request to the agency must itself be focused and specific.” (*Rogers v. Superior Court* (1993) 19 Cal.App.4th 469, 481.) The request is not limited to subject matter or even to matters concerning the District. As such, the District construes the request as seeking communications between Mr. Kinsey and

Ms. Stevens concerning the Fresno River and/or related proceedings. So construed, the District does not have any documents responsive to Request No. 19.

Request No. 20: Letters between John P. Kinsey and Jesse Jankowski from January 1, 2016 to September 28, 2020.

Under the Public Records Act, MID is only obligated to produce documents for inspection upon a request that “reasonably describes an identifiable record.” (Govt. Code, § 6253, subd. (b).) “The request to the agency must itself be focused and specific.” (*Rogers v. Superior Court* (1993) 19 Cal.App.4th 469, 481.) The request is not limited to subject matter or even to matters concerning the District. As such, the District construes the request as seeking communications between Mr. Kinsey and Mr. Jankowski concerning the Fresno River and/or related proceedings. So construed, the District does not have any documents responsive to Request No. 20.

Request No. 21: Letters between John P. Kinsey and Amy Aufdemberge from January 1, 2018 to September 28, 2020.

Under the Public Records Act, MID is only obligated to produce documents for inspection upon a request that “reasonably describes an identifiable record.” (Govt. Code, § 6253, subd. (b).) “The request to the agency must itself be focused and specific.” (*Rogers v. Superior Court* (1993) 19 Cal.App.4th 469, 481.) The request is not limited to subject matter or even to matters concerning the District. As such, the District construes the request as seeking communications between Mr. Kinsey and Ms. Aufdemberge concerning the Fresno River and/or related proceedings. So construed, the District does not have any documents responsive to Request No. 21

Request No. 22: Emails between Dina Nolan and Dr. Jeff Stovall from January 1, 2018 to September 28, 2020.

Under the Public Records Act, MID is only obligated to produce documents for inspection upon a request that “reasonably describes an identifiable record.” (Govt. Code, § 6253, subd. (b).) “The request to the agency must itself be focused and specific.” (*Rogers v. Superior Court* (1993) 19 Cal.App.4th 469, 481.). The request is also overly broad, unmanageable, and not sufficiently focused and specific to require a response. (See, e.g., *Rogers v. Superior Court* (1993) 19 Cal.App.4th 469, 481.) The documents also contain information protected by the attorney-client privilege or the attorney work product protection, and are thus exempt from disclosure. (See Govt. Code, § 6254, subd. (k).)

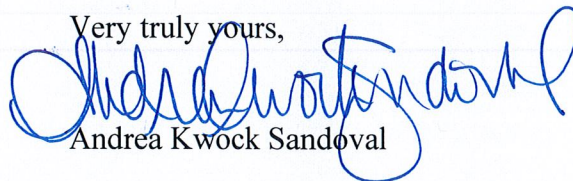
Request No. 23: Emails between Thomas Greci and Dr. Jeff Stovall from January 1, 2018 to September 28, 2020.

Under the Public Records Act, MID is only obligated to produce documents for inspection upon a request that “reasonably describes an identifiable record.” (Govt. Code, § 6253, subd. (b).) “The request to the agency must itself be focused and specific.” (*Rogers v. Superior Court* (1993) 19 Cal.App.4th 469, 481.). The request is also overly broad, unmanageable, and not sufficiently focused and specific to require a response. (See, e.g., *Rogers v. Superior Court* (1993) 19 Cal.App.4th 469, 481.) The documents also contain information protected by the attorney-client privilege or the attorney work product protection, and are thus exempt from disclosure. (See Govt. Code, § 6254, subd. (k).)

Please remit payment to the District in the amount of \$37.51, which includes Fed Ex 2-day shipping. If you prefer U.S. Mail (without tracking), please remit payment in the amount \$6.00. Upon receipt of payment in full, the District will provide copies on a DVD of the responsive documents subject to disclosure (Govt. Code, § 6253, subd. (b).)

If you have any questions regarding the above, please contact the District's counsel, John P. Kinsey, at (559) 233-4800.

Very truly yours,



Andrea Kwock Sandoval

cc: John P. Kinsey