

# Attachment D

LOWERRE, FREDERICK, PERALES,

ALLMON & ROCKWELL

707 Rio Grande Street, Suite 200

Austin, Texas 78701

(512) 469-6000 / 482-9346 [facsimile]

April 2, 2013

Lost Pines Groundwater Conservation District ("the District")

Attn: Public Information Act Officer

Via E-Mail:

[lpgcd@lostpineswater.org](mailto:lpgcd@lostpineswater.org)

**Re: Public Information Act Request**

This is a Public Information Act (PIA) request made pursuant to Texas Government Code Chapter 552.

This PIA request is for information regarding recent applications submitted to the District by the following entities: Lower Colorado River Authority, for Operating Permits for Wells LCRA SB-1 through LCRA SB-5; Heart of Texas Suppliers, LP and Mesquite Water Properties, LP, for Operating Permits and Transfer Permits for Malish #1 and Malish #2 Wells; Forestar (USA) Real Estate Group, Inc., for Well Registrations, Operating Permits, and Transfer Permits for Well Nos. 1-10, LP; End Op, LP, for Well No. 1 through Well No. 14; and Manville WSC, for Well Blue 5 and Well Blue 6 (collectively, "Applications"). Please provide, at the least:

1. All Groundwater Availability Model (GAM) or other such analytical assessments performed by the District regarding these Applications;
2. Any and all records of GAM model results regarding the amount of impact the GAM predicts on outflows to surface waters and springs;
3. Any and all GAM input data utilized by or available to the District in modeling any impacts of these Applications;
4. Any MODFLOW extracted analysis on the impacts of these Applications on the Colorado and Brazos rivers and all tributaries to these rivers, including, but not limited to, Wilbarger Creek, Big Sandy Creek, and Middle Yegua, East Yegua and Yegua Creeks;
5. Any and all correspondence, notes and emails regarding GAM assessments of these Applications;
6. Comments received in or associated with the Public Hearings on these Applications;

7. All documents containing the identity, location and owner information on wells (exempt and non-exempt) that were evaluated in connection with these Application;
8. All documents containing the identify of persons who were contacted in connection with these Applications;
9. Maps mentioned as attachments in the General Manager's recommendation memos regarding these Applications;
10. The General Manager's recommendations memos and draft permits for all Applications, including, but not limited to memos and draft permits regarding applications by End Op, LP and Manville WSC; and
11. All documents containing information on how the MAG and DFC have been used in relationship to evaluating the impact of the permitted pumping proposed by these Applications.

In this PIA request, "the District" includes all staff, employees, agents or directors of the District.

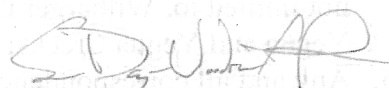
If any of these documents are available to you in electronic format, please provide them to me in electronic format, such as e-mail, instead of producing a hard-copy. Please contact me via e-mail or by phone to let me know when these documents are available.

If any of the public information requested in this public information request once existed but has since been destroyed, disposed of or not retained, please provide your record retention policy. Also, apropos the requests made in this letter, please provide public information: identifying the date when these documents were destroyed, disposed of or not retained; identifying any specific authorization or decision to destroy, dispose of or not retain the document; identifying any practice that your governmental entity believes authorized or governed the destruction, disposal or nonretention of these documents.

If there are modifications or clarifications I might make to this request to lessen the burden on you to respond, please do not hesitate to call or e-mail me. ***I honestly wish to impose the least burden I am able, consistent with securing legitimate public information.***

Thank you, kindly, for your assistance in this matter.

Sincerely,



Samuel Day-Woodruff  
Legal Assistant  
sam@lf-lawfirm.com