



# Alamo City Rivermen Canoe Club

P.O. Box 171194

San Antonio, Texas 78217

[www.alamocityrivermen.org](http://www.alamocityrivermen.org)

April 18, 2004

Certified Mail, Return Receipt Requested, No. \_\_\_\_\_

Officer for Public Information  
Medina County  
Medina County Courthouse  
1100 16th St  
Hondo, Texas 78861

Re: Public Information Act Request

Ladies and Gentlemen:

Pursuant to the Texas Public Information Act, Chapter 552 of the Texas Government Code (formerly known as the Texas Open Records Act), I request copies of the following documents from the Medina County government:

1. All easements or other grants of road rights-of-way crossing Diversion Lake below the dam for Medina Lake in Medina County, Texas.
2. The minutes of any meetings and any correspondence, memoranda, notes, or other documents of any type, electronic or otherwise, discussing the width of any road right-of-way crossing Diversion Lake.
3. The minutes of any meetings and any correspondence, memoranda, notes, or other documents of any type, electronic or otherwise, discussing the case of *Diversion Lake Club v. Heath*, 86 S.W.2d 441 (Comm'n App. 1935) or any matter pertaining to or arising out of the litigation out of which the cited case arose.
4. The minutes of any meetings and any correspondence, memoranda, notes, or other documents of any type, electronic or otherwise, discussing (1) public access to (a) Diversion Lake or (b) any road right-of-way crossing Diversion Lake or (2) limiting such access.
5. The minutes of any meetings and any correspondence, memoranda, notes, or other documents of any type, electronic or otherwise, discussing (1) parking on any road right-of-way crossing Diversion Lake or (2) limiting such parking.

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6. Any ordinance or other law, rule, or regulation of Medina County relating to (1) access to Diversion Lake, (2) parking at or near any bridge over Diversion Lake, or (3) limiting such access or parking.

7. The minutes of any meetings and any correspondence, memoranda, notes, or other documents of any type, electronic or otherwise, and any ordinance or other law, rule, or regulation of Medina County, relating to (1) the imposition of fines for members of the public being on Diversion Lake or accessing Diversion Lake from a road right-of-way and (2) authorization of signs in or about any road right-of-way crossing Diversion Lake (including but not limited to signs in the water itself) referring to fines for accessing or presence on Diversion Lake.

8. Any correspondence, memoranda, notes, or other documents of any type, electronic or otherwise, discussing or showing points of possible public access to Diversion Lake.

Texas Government Code § 552.267 provides that fees for open records requests should be waived if the request is in the public interest. Our request is aimed at preserving public access to public waters at public rights of way, a matter squarely within the public interest. Accordingly, we request that fees be waived. If they are not waived, rather than mailing the amount of fees to the post office box above, please mail notice of fees to 2914 Trailend Dr., San Antonio, Texas 78209-3034. We will be able to respond more quickly to mail at that address.

Thank you.

Very truly yours,

Kenneth L. Bennight, Jr.