November 16, 2026

Michelle Sheehan
Records Access Officer
Town of Carver
108 Main Street
Carver, MA 02330

Re: Request for Public Records Pursuant to G.L. c. 4, § 7(26), G.L. c. 66, § 10, and 950 CMR 32.00 — Narrowed Request: Water Supplied by the Town of Middleborough, June 1, 2022 to Present (Original Request Dated October 28, 2026)

Dear Ms. Sheehan:

I write in response to the Town's letter answering my public records request of October 28, 2026. In light of that letter, I am narrowing the request. The six items in Section I replace the nine items in the original request.

The purpose of the narrowed request is to establish, from Carver's own records, what Carver was billed and what it paid for water received from the Town of Middleborough beginning June 23, 2022. Where no such record exists, a written statement to that effect is itself responsive.

Two points in the Town's letter bear on what follows. First, the Town states that it does not maintain or possess records responsive to the metering item. A June 2022 public notice posted on the Town's website, however, states that the former North Carver Water District was then delivering Middleborough water to all of its customers. If the District metered and billed those customers, its billing records would show how much of that water they used. Item 4 asks for the totals of that billing. Second, the Town asked for the individuals whose correspondence is sought, additional search terms and a narrower date range for the correspondence item under 950 CMR 32.06(2)(g). Item 6 supplies all three.

I. Records Request

I request the following records of the Town of Carver and of the former North Carver Water District (the "District"):

1 **Invoices received.** Each invoice, bill or statement that the Town or the District received from the Town of Middleborough for water, for the interconnection, or for the meter pit at the interconnection, from June 1, 2022 to the date of the search.

2 **Payments made.** Records sufficient to show each payment the Town or the District made to the Town of Middleborough during the same period: the date, the amount, the check, warrant or transfer number, and the invoice paid. A vendor payment history for "Town of Middleborough" generated from the Town's or the District's accounting system, together with the warrant page approving each payment, satisfies this item.

3 **The agreement, as Carver holds it.** Each copy of any agreement between the Town of Middleborough and the Town or the District for the supply of water, as it exists in Carver's files, including any amendment, extension or transmittal letter. If Carver holds only unsigned or partially signed copies, produce them as held.

4 **District customer billing totals.** For each billing period from June 1, 2022 through January 31, 2025, the total volume billed to District customers and the total amount billed. Summary reports suffice.

5 **Reports to the state.** The District's Annual Statistical Reports, or equivalent annual reports, filed with the Massachusetts Department of Environmental Protection for calendar years 2022 through 2025, including any page reporting water purchased from another system.

6 **Correspondence, narrowed.** Email and letters exchanged between (a) the Town's chief administrative officer, the members of the Select Board, the members of the Planning Board (including its chair), the members of the Capital Planning Committee, the Town Accountant, the Treasurer/Collector, and the commissioners, superintendent and clerk of the District, and (b) any address at middleboroughma.gov, dated June 1, 2022 through December 31, 2023, containing any of these terms: invoice, bill, payment, meter, interconnection, intermunicipal, IMA, manganese.

II. Scope of the Search

The search includes the District's files and records that Chapter 152 of the Acts of 2026 required to be transferred to the Select Board. It includes records in every format: the Town's and the District's accounting systems, email, and paper files, including records of public business kept in personal accounts. Unless an item states otherwise, the period is June 1, 2022 to the date of the search.

III. Withholding, Redaction, and Privilege

If any record or portion of a record is withheld, identify it, state the specific exemption claimed, and explain how the exemption applies, as G.L. c. 66, § 10 requires. Redact only the exempt portion and produce the remainder. Item 4 does not seek customer names or account information; the Town may omit them without further notice.

IV. Form of Production

Produce records electronically, in the format in which they are held. Produce system reports and spreadsheets as generated. Scan only records that exist solely on paper. Produce on a rolling basis as each item is ready, beginning with Items 1 and 2.

V. Fees

This letter reduces the request from nine items to six, removes the minutes, metering and audit items, and limits the correspondence search to defined custodians, eight terms and a 19-month window. Please provide a revised itemized good-faith estimate for the narrowed request under 950 CMR 32.07. Items 1 and 2 concern routine accounts-payable records and should require little search time, particularly where a system report is available.

I renew my request for a waiver of fees under G.L. c. 66, § 10(d)(v) and 950 CMR 32.07(2)(k). The Town's letter acknowledges the public interest in the subject matter. The grounds it gave for declining a waiver were the scope of the nine-item request and the staff time and cost of processing it. The narrowed request answers each of them: six items in place of nine, several of which may be satisfied by a single system report. What remains are records showing whether, and on what terms, one municipality paid another for public water. Their disclosure is likely to contribute significantly to public understanding of the operations of both towns. The request is not made for any commercial purpose, and the records produced will be made available to the public.

In the alternative, I request that the fee be reduced. If the Town declines to waive or reduce the fee, please state its reasons in writing, with reference to the statutory standard.

If a fee is assessed after the Town decides the waiver request, I will remit payment promptly. I reserve the right to seek review of the fee, and of any denial of this waiver request, by the Supervisor of Records under G.L. c. 66, § 10A and 950 CMR 32.08.

VI. Response and Preservation

Please respond within the time the statute allows. Where no responsive record exists for an item, or for any part of the period an item covers, state so in writing, item by item, and identify the files and systems searched. In particular, if neither the Town nor the District holds an invoice from, or a record of payment to, the Town of Middleborough for water received during any period after June 23, 2022, please state that expressly and identify the period.

Please preserve all records responsive to the October 28, 2026 request and to this letter, including the District's files, until this request and any appeal are complete.

Thank you for your attention to this request.

Sincerely,

John A. Barrella III