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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA, :
Plaintiff :
v. : Civil Action Nos.:
: 1:90-cv-002229 and
: 1:17-cv-0006
ROBERT BRACE, ROBERT BRACE: :
FARMS, INC. and ROBERT :
BRACE and SONS, INC., :
Defendants :

Deposition of EDWARD LEWANDOWSKI, taken before
and by Sonya Hoffman, Notary Public in and for the
Commonwealth of Pennsylvania on Wednesday, November
29, 2017, commencing at 9:05 a.m., at the offices
of Knox McLaughlin Gornall & Sennett, P.C., 120
West Tenth Street, Erie, PA 16501.

Reported by Sonya Hoffman
Court Reporter

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A P P E A R A N C E S

For the Plaintiff:

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Also Present:

Robert Brace

1 field where it drains out and he don't care about that area
2 or it's close to a tributary of some sort.

3 Q. Right. Now, if the watercourse itself gets dammed
4 up by beavers, that could have an affect on the tile
5 drainage system. Could it not?

6 A. Yeah.

7 MR. UHOLIK: Objection, foundation. Objection,
8 speculation.

9 A. Yeah.

10 Q. Have you seen that in your experience?

11 A. I know I've been involved, but I can't think of
12 the guy's name. But that has happened with a beaver and
13 it's built up and clogged up.

14 Q. So it's sediment.

15 A. Sediment. Sure.

16 Q. And just water just gets clogged up upstream from
17 the water drainage.

18 MR. UHOLIK: Objection, speculation.

19 A. Yeah. But it all depends on the -- a lot depends
20 on the outlet. You know, some outlets have to be cleaned
21 out to provide a good outlet.

22 Q. Right. Would --

23 A. A lot of times when it's dry, everything is dry.
24 When we lay out the system, everything is dry.

25 Q. Now, so beaver dam or beaver --