

# **Exhibit 1**

**AFFIDAVIT OF THOMAS WUENSCH**

1. My name is Thomas Wuensch.
2. I am over the age of 18, am of sound mind, and have personal knowledge of the facts contained herein.
3. I am the Andrews Dallas Township Volunteer Fire Chief.
4. I have been an Andrews Dallas Township Volunteer Fireman since 1989.
5. I have been the Andrews Dallas Township Volunteer Fire Chief since 2001.
6. On Monday, June 22, 2020, the Fire Department was paged to report to a semi-trailer fully involved.
7. The fire was in a rural area.
8. There were no fire hydrants available.
9. Therefore, we had to use tanker trucks full of water to fight the fire.
10. After the fire was extinguished, we returned to the Fire Station and arrived at approximately 2:58 p.m.
11. Attached to this affidavit is a true and accurate copy of the incident report.
12. Approximately ten to fifteen minutes later, we attempted to refill the tanker trucks using the Town of Andrews Municipal Water Supply.
13. We did not have normal water pressure when we attempted to refill the tanker trucks.
14. In fact, the pressure was so low that we could not even use the garden hose to rinse off our fire hoses.
15. I am extremely concerned about the lack of water pressure that currently exists on the Andrews Municipal Water Supply.

16. With the current situation, I do not believe I have enough water pressure to keep the tanker trucks adequately full of water to fight fires.

17. Additionally, with the lack of water pressure, I am concerned about what will happen if we cannot keep the tanker trucks full and have to use the Town's fire hydrants.

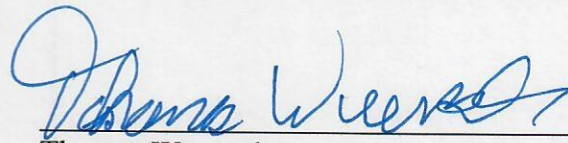
18. Because of the lack of water pressure, if we use the Town's fire hydrants, we might suck the water lines dry, which will leave voids and possibly damage the lines.

19. If that happens, the Town will be placed immediately under a Boil Water Advisory because of potential infiltration of bacteria.

20. Further affiant sayeth naught.

21. I affirm, under the penalties for perjury, that the foregoing representations are true and correct.

6/24/2020  
Date

  
\_\_\_\_\_  
Thomas Wuensch



# Andrews Volunteer Fire Department

Name: 8628 W 200<sup>s</sup> Sunshine Dairy Date: 6-22-20 Incident# 20F-00713

Address: ↑ Phone# \_\_\_\_\_

Insurance: \_\_\_\_\_ Policy# \_\_\_\_\_

Fire: Residential \_\_\_\_\_ Commercial \_\_\_\_\_ Structure \_\_\_\_\_ Wild Land/Grass \_\_\_\_\_ Controlled Burn \_\_\_\_\_  
Other \_\_\_\_\_ Vehicle  VIN# Semi Trailer

Mutual Aid: Given \_\_\_\_\_ Received \_\_\_\_\_ Department assisting/ed \_\_\_\_\_

Medical: Trauma \_\_\_\_\_ Medical \_\_\_\_\_ 1050 \_\_\_\_\_ 1050pi \_\_\_\_\_ Medic Unit# \_\_\_\_\_

Call Up/Special Event: \_\_\_\_\_

Vehicles Responded: 201 \_\_\_\_\_ 202  203  204 \_\_\_\_\_ 205 \_\_\_\_\_ 206 \_\_\_\_\_ 207 \_\_\_\_\_ Rescue 3 \_\_\_\_\_  
Andrews 1

Units Responded: Tom Wuensch 210  Evan Schenkel 211 \_\_\_\_\_ Tracy Yoder 212 \_\_\_\_\_ Ted Grover 213 \_\_\_\_\_  
Joey DeLeo 214 \_\_\_\_\_ Dwayne Chaney 215  Mike Clift 217 \_\_\_\_\_ Travis Wuensch 218  Dean Young 219 \_\_\_\_\_  
Andrew Leyman 220 \_\_\_\_\_ Jay Rhoades 221  Colleene Lord 222 \_\_\_\_\_ Jordan Rhoades 224  Josh Young 226 \_\_\_\_\_  
Jeff White 228 \_\_\_\_\_ Jered Brinkman 229  Chad Kreider 230 \_\_\_\_\_ John Davis 231  Van Juillerat 233 \_\_\_\_\_  
Kirby Jones 234  Trey Wuensch 235 \_\_\_\_\_ Tyler Spillman 237 \_\_\_\_\_ Jordan Seabolt 238 \_\_\_\_\_ Darin Hoffman 239 \_\_\_\_\_

Times: Paged: 14:23 ENRT: 14:29 On Scene: 14:36 Clear: 14:58 Med OC: NA O.I.C.: 210

Notes: paged out for fully involved trailer fire - 221 was  
able to get semi unhooked from trailer, 202 made the  
scene - pulled hose - extinguished fire - used approx 2000 gal  
water. Cleared & returned to station.

Vitals: 1st- BP \_\_\_\_\_ 2nd- BP \_\_\_\_\_ 3rd- BP \_\_\_\_\_ Medics: BP \_\_\_\_\_  
Completed by: #215 O2 \_\_\_\_\_ HR \_\_\_\_\_ O2 \_\_\_\_\_ HR \_\_\_\_\_ O2 \_\_\_\_\_ HR \_\_\_\_\_