

July 25, 2007

FREEDOM of INFORMATION ACT REQUEST

Faye Krueger, Supervisor
Wasatch-Cache National Forest
8236 Federal Building
125 South State St
Salt Lake City, UT 84138
(801) 236-3400
Via email: fkrueger@fs.fed.us

Julie Hubbard, FOIA Officer
Wasatch-Cache National Forest
8236 Federal Building
125 South State Street
Salt Lake City, UT 84138
(801) 236-3400
Via email: jhubbard@fs.fed.us

Cathy Kahlow, USFS WSR Team Leader
P.O. Box 68
Kamas, UT 84036
(435) 783-2981
Via email: ckahlow@fs.fed.us

Submitted via email.

Re: Comments received during scoping period of the Wild and Scenic River suitability study for National Forest system lands in Utah.

Dear Supervisor Krueger and Mrs. Pollock:

Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and implementing regulations, 36 C.F.R. Part 200, we request copies of all records (electronic files, maps, GIS layers, handwritten notes, correspondence, or any other records) generated, modified, and/or acquired by the Wasatch – Cache National Forest concerning or relating to or as described by the following:

- All comments from Federal, state, and local agencies, branches of government, and political subdivisions to include but not be limited to: governor's office, state legislators, county commissioners, mayors, city council, county council, and Utah national legislators; and tribes received as part of the scoping period between

April 24, 2007 and July 1, 2007 for the Wild and Scenic River suitability study for National Forest system lands in Utah.

- All comments from any businesses, organizations, associations, groups or other entities; excluding comments from individual citizens received as part of the scoping period between April 24, 2007 and July 1, 2007 for the Wild and Scenic River suitability study for National Forest system lands in Utah.

This request is made on behalf of the Utah Rivers Council, a nonprofit, public interest, citizen environmental organization. Accordingly, I request that copy and research fees be waived under 5 U.S.C. 552(a)(4)(iii) and 40 C.F.R. 2.107(1)(1). A fee waiver is justified because the information I am requesting is likely to contribute significantly to public understanding of the operations and activities of the government and is not requested to further any commercial interest.

The Utah Rivers Council (the Council) is a grassroots, nonprofit organization dedicated to the conservation and stewardship of Utah's rivers and sustainable clean water sources for Utah citizens and wildlife. The Utah Rivers Council represents nearly 1,500 Utahns.

All of the documents requested herein concern the "operation or activities of the government" – in this case, the Wild and Scenic River suitability study for National Forest system lands in Utah. The requested documents are essential to understanding the Forest Service's study.

The requested records deal directly with the Forest Service's evaluation of all rivers previously found eligible to become part of the National Wild and Scenic River System located on Utah's National Forests to determine their suitability as a Wild and Scenic River. The National Wild and Scenic Rivers Act was passed in 1968 to ensure that certain outstandingly remarkable examples of our nation's rivers are protected in their free-flowing condition to protect their values and water quality. Thus, the suitability study determines which rivers the Forest Service recommends as being suitable to be protected as Wild and Scenic Rivers. It is absolutely vital that these studies are carried out fairly and properly. The release of these documents will add to the public's understanding of the position of the various federal, state, and local agencies and tribes that commented on the Forest Service's study.

Finally, it is the understanding of the Utah Rivers Council that these documents are not currently in the public domain or are not readily accessible by the public, and therefore their release will add something new to the public discourse on this issue.

The Utah Rivers Council will ensure that the information it gleans from the requested documents will be disclosed to a reasonably broad audience interested in Wild and Scenic Rivers in Utah. Utah Rivers Council intends to analyze and disseminate the information gathered through this request to their approximately 1,500 members by way of a quarterly newsletter, periodic publications and distributions, and an extensive email list.

The Utah Rivers Council members who receive these communications are intensely interested in protecting the state's waters, and are particularly concerned about Wild and Scenic Rivers.

Utah Rivers Council's efforts to inform the general public on government agency activities are well known throughout Utah. Utah Rivers Council maintains an excellent informative website and regularly publishes reports on issues related to water quality, water conservation, and protection of rivers.

Utah Rivers Council intends to disseminate the information gleaned from the requested records through other media such as the printed media and television. To accomplish this, Utah Rivers Council will rely on its ties and excellent reputation with media outlets. For example, the organization is regularly quoted in the Salt Lake City area newspapers and its staff is interviewed on the local television channels. Indeed, Utah Rivers Council is the most respected source of information on water and rivers issues from the perspective of a non-governmental organization.

Because the Utah Rivers Council can and will effectively disseminate the information they gather on the Wild and Scenic River suitability study for National Forest system lands in Utah, the public will benefit from the disclosure of the requested documents.

Utah Rivers Council, a not-for-profit organization, does not seek these documents for commercial use.

Accordingly, we request that you grant a waiver of fees pursuant to 5 U.S.C. 522(a)(4)(A). We fully expect that such a waiver will be granted. However, if a waiver is not granted, please inform the undersigned of the cost of disclosing the above-described records if such fees exceed \$15.00.

Thank you in advance for your time and effort in fulfilling this request. As provided in FOIA, I will look for your reply within twenty working days. Please feel free to contact me at 801.486.4776 if you have any questions.

Mark Danenhauer
River Solutions Coordinator

Cc: Dave Myers



Catherine
Kahlow/R4/USDAFS
03/31/2008 08:14 AM

To Amy C Barker/R4/USDAFS@FSNOTES, Lisa
Perez/R4/USDAFS@FSNOTES, Molly A
Hanson/R4/USDAFS@FSNOTES

cc

bcc

Subject Fw: FOIA Request

fyi.....

Cathy Kahlow
R4 Partnerships & Wild and Scenic
Rivers Team Leader
801-236-3412 office
435-640-8807 cell

----- Forwarded by Catherine Kahlow/R4/USDAFS on 03/31/2008 08:13 AM -----



"Mark Danenhauer"
<mark@utahrivers.org>
03/28/2008 04:37 PM

To <kjpollock@fs.fed.us>, <ckahlow@fs.fed.us>,
<bferabee@fs.fed.us>

cc

Subject FOIA Request

Hi,

Please see the attached FOIA request.

Feel free to contact me for clarification.

Thank you.

Sincerely,

Mark Danenhauer
River Solutions Coordinator
Utah Rivers Council
1055 E 2100 South, #207
Salt Lake City, UT 84106
p: (801) 486-4776
e: mark@utahrivers.org
w: www.utahrivers.org

Utah Rivers Council: protect, restore, explore.

The Utah Rivers Council is a nonprofit organization dedicated to protecting and restoring Utah's rivers and clean water sources for today's Utahns, future generations and wildlife.



FOIA DEIS comments.doc

Utah Rivers Council

protect • restore • explore

March 28, 2008

FREEDOM of INFORMATION ACT REQUEST

Brian Ferebee, Acting Supervisor
Wasatch-Cache National Forest
8236 Federal Building
125 South State St
Salt Lake City, UT 84138
(801) 236-3400
Via email: bferebee@fs.fed.us

Kathy Jo Pollock, FOIA Officer
Wasatch-Cache National Forest
8236 Federal Building
125 South State Street
Salt Lake City, UT 84138
(801) 236-3400
Via email: kjpollock@fs.fed.us

Cathy Kahlow, USFS WSR Team Leader
8236 Federal Building
125 South State Street
Salt Lake City, UT 84138
(801) 236-3412
Via email: ckahlow@fs.fed.us

Submitted via email.

Re: Comments received during formal comment period of the Draft Environmental Impact Statement for the Wild and Scenic River suitability study for National Forest system lands in Utah.

Dear Acting Supervisor Ferebee and Mrs. Pollock:

Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and implementing regulations, 36 C.F.R. Part 200, we request copies of all records (electronic files, maps, GIS layers, handwritten notes, correspondence, or any other records) generated, modified, and/or acquired by the National Forest Service concerning or relating to or as described by the following:

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Mark Danenhauer
River Solutions Coordinator

Cc: Dave Myers



United States
Department of
Agriculture

Forest
Service

Uinta-Wasatch Cache National Forest
8236 Federal Building
125 South State Street
Salt Lake City, UT 84138
(801) 236-3400

88 West 100 North
P.O. Box 1428
Provo, Utah 84603
(801) 342-5100

File Code: 6270-19-08-28

Date: April 23, 2008

Mark Danenhauer
River Solutions Coordinator
Utah Rivers Council
1055 East 2100 South, #207
Salt Lake City, UT 84106

Dear Mr. Danenhauer

This is regarding your Freedom of Information Act (FOIA) request specifically requesting the following information:

- All comments from Federal, state, and local agencies, branches of government, elected officials, and political subdivisions to include but not be limited to: governor's office, state legislators, county commissioners, mayors, city council, county council, water conservancy districts, and Utah national legislators; and tribes received on the Draft Environmental Impact Statement for the Wild and Scenic River suitability study for National Forest system lands in Utah.
- All comments from any businesses, organizations, associations, groups or other entities; excluding comments from individual citizens received on the Draft for National Forest system lands, in Utah.

We have completed our search for responsive documents and enclosed is 1 CD pertaining to your request. If you have any questions about your request, please contact Kathy Jo Pollock, Uinta-Wasatch-Cache National Forest, FOIA Coordinator at (801) 236-3409.

Sincerely,

BRIAN FEREBEE
Acting Forest Supervisor

Enclosure



Utah Rivers Council

protect • restore • explore

March 28, 2008

FREEDOM of INFORMATION ACT REQUEST

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Wasatch-Cache National Forest
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125 South State St
Salt Lake City, UT 84138
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Via email: bferebee@fs.fed.us

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8236 Federal Building
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Salt Lake City, UT 84138
(801) 236-3400
Via email: kjpollock@fs.fed.us

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Mark Danenhauer
River Solutions Coordinator

Cc: Dave Myers