

Department of Energy

Bonneville Power Administration P.O. Box 3621 Portland, Oregon 97208-3621

FREEDOM OF INFORMATION ACT/PRIVACY PROGRAM

February 17, 2022

In reply refer to: FOIA #BPA-2022-00422-F

Chandler Surveying LLC P.O. Box 2275 Yakima, WA 98907 Email: <u>dpcpls77@gmail.com</u>

Dear Colleagues,

This communication is the Bonneville Power Administration's (BPA) acknowledgment and response to your request for agency records and information, made under the Freedom of Information Act, 5 U.S.C. § 552 (FOIA). Your request was received on February 2, 2022, and assigned tracking number BPA-2022-00442-F. Please use that number in any correspondence with the agency regarding your FOIA request.

Request

"Surveys, construction plans, or other maps of power lines, easements, and/or rights-of-way in Government Lots 1 & 2 of Section 6, or in any part of Section 7, Township 7 North, Range 22 East, W.M. in Yakima County, Washington."

Acknowledgement

BPA reviewed your request and determined that it fulfills all of the criteria of a proper request under the FOIA and Department of Energy (DOE) FOIA regulations at Title 10, Code of Federal Regulations, Part 1004.

Response

The agency's Real Property Operations office searched for and gathered ten pages of records responsive to your request. Those ten pages accompany this communication, with minor redactions applied as described below.

Explanation of Exemptions

The FOIA generally requires the release of all agency records upon request. However, the FOIA permits or requires withholding certain limited information that falls under one or more of nine statutory exemptions (5 U.S.C. §§ 552(b)(1-9)). Further, section (b) of the FOIA, which contains the FOIA's nine statutory exemptions, also directs agencies to publicly release any reasonably segregable, non-exempt information that is contained in those records.

Exemption 6

Exemption 6 serves to protect Personally Identifiable Information (PII) contained in agency records when no overriding public interest in the information exists. BPA does not find an overriding public interest in a release of the information redacted under Exemption 6— specifically, names of landowners found on the responsive records. This information sheds no light on the executive functions of the agency, and we find no overriding public interest in its release. BPA cannot waive these redactions, as the protections afforded by Exemption 6 belong to individuals and not to the agency.

Fees

There are no fees associated with the processing of your FOIA request.

Certification

Pursuant to 10 C.F.R. § 1004.7(b)(2), I am the individual responsible for the records search and information release described above. Your FOIA request BPA-2022-00422-F is now closed with the available and responsive agency information provided.

Appeal

The adequacy of the search may be appealed within 90 calendar days from your receipt of this letter pursuant to 10 C.F.R. § 1004.8. Appeals should be addressed to:

Director, Office of Hearings and Appeals HG-1, L'Enfant Plaza U.S. Department of Energy 1000 Independence Avenue, S.W. Washington, D.C. 20585-1615

The written appeal, including the envelope, must clearly indicate that a FOIA appeal is being made. You may also submit your appeal by e-mail to OHA.filings@hq.doe.gov, including the phrase "Freedom of Information Appeal" in the subject line. (The Office of Hearings and Appeals prefers to receive appeals by email.) The appeal must contain all the elements required by 10 C.F.R. § 1004.8, including a copy of the determination letter. Thereafter, judicial review will be available to you in the Federal District Court either (1) in the district where you reside, (2) where you have your principal place of business, (3) where DOE's records are situated, or (4) in the District of Columbia.

Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows:

Office of Government Information Services National Archives and Records Administration 8601 Adelphi Road-OGIS College Park, Maryland 20740-6001 E-mail: ogis@nara.gov Phone: 202-741-5770 Toll-free: 1-877-684-6448 Fax: 202-741-5769

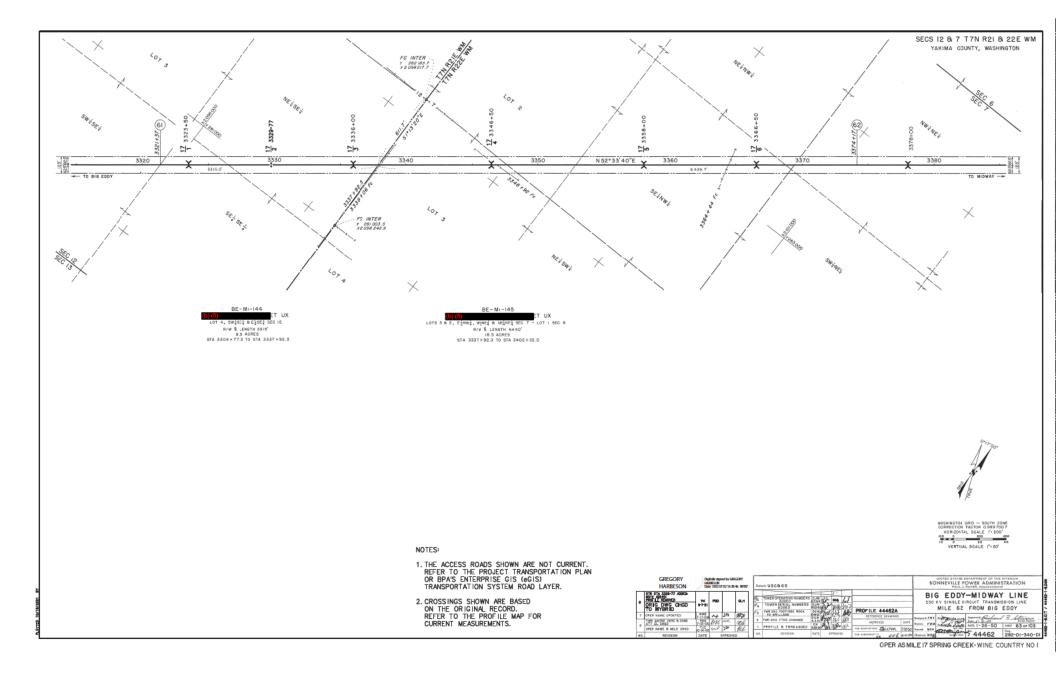
Questions about this communication may be directed to BPA FOIA Public Liaison Jason E. Taylor at 503-230-3537 or jetaylor@bpa.gov.

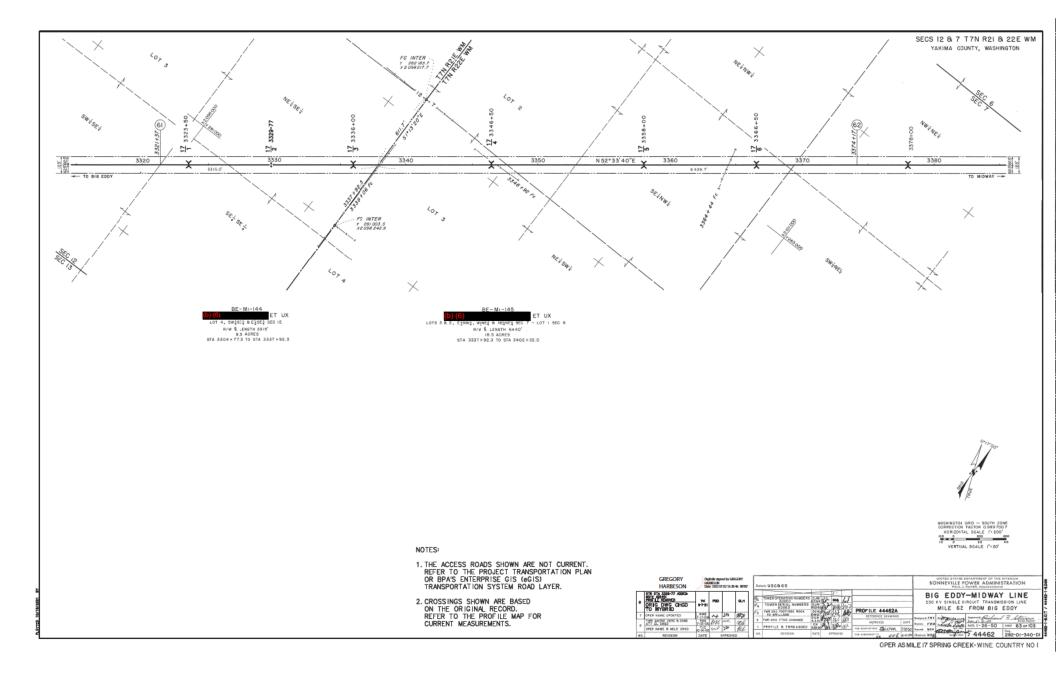
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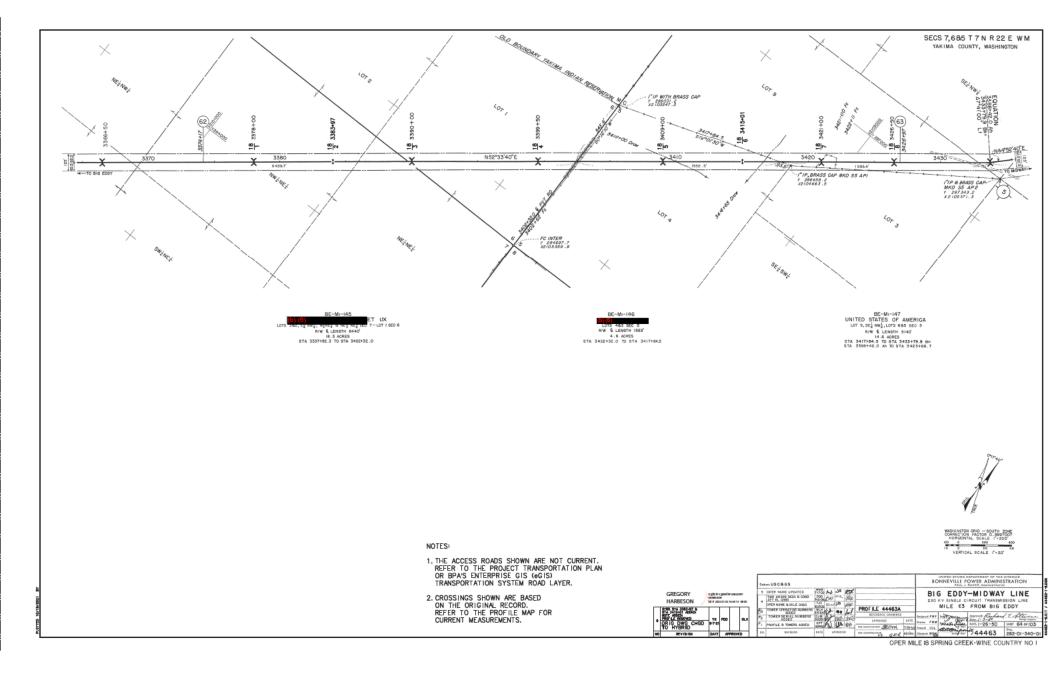
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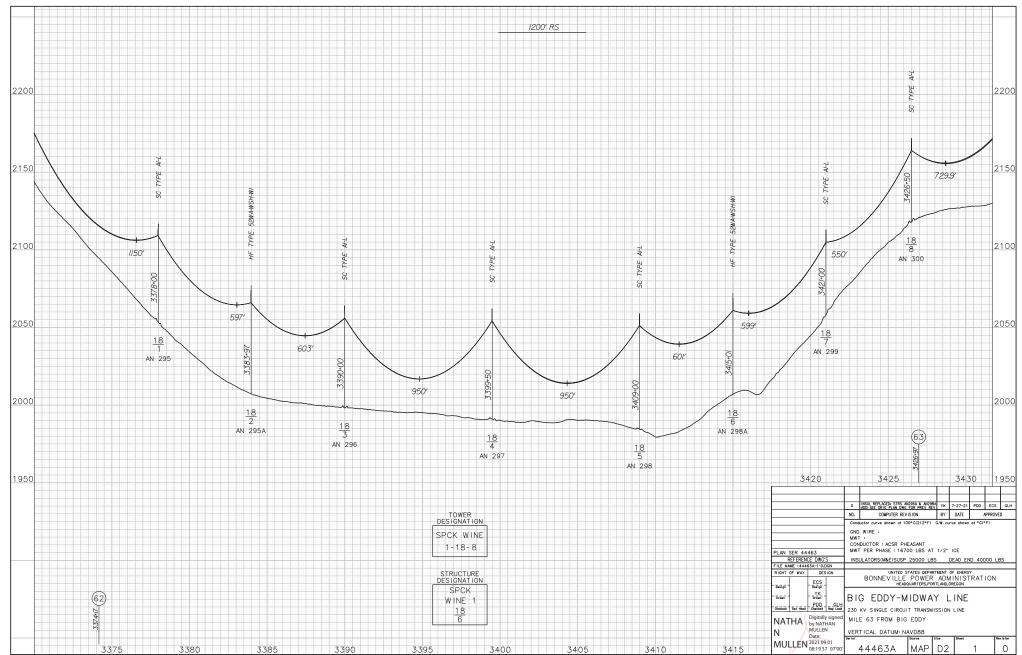
Candice D. Palen Freedom of Information/Privacy Act Officer

Attachments: Responsive agency records accompany this communication.

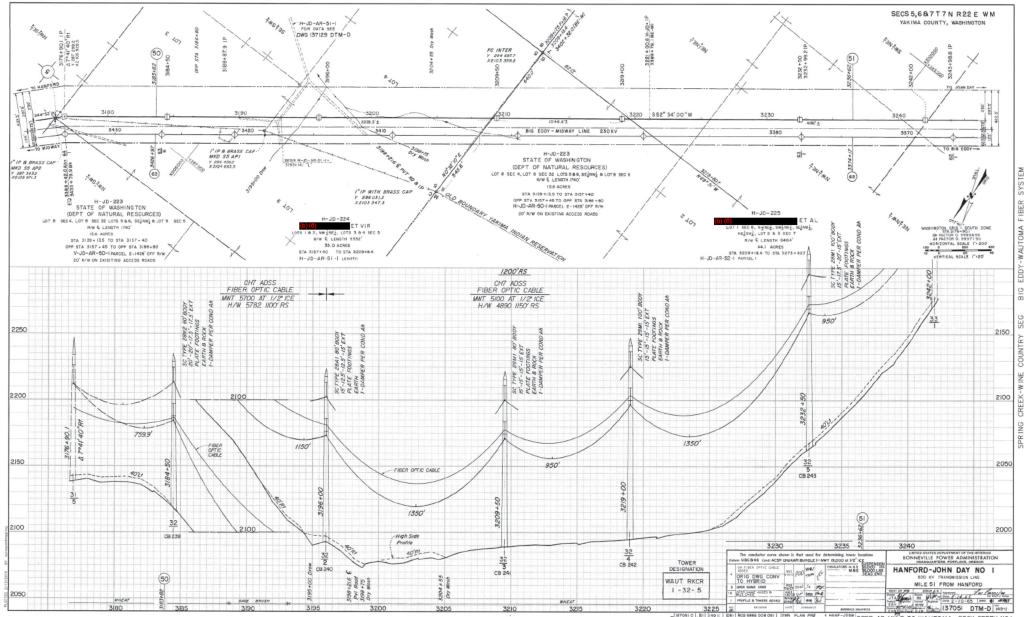






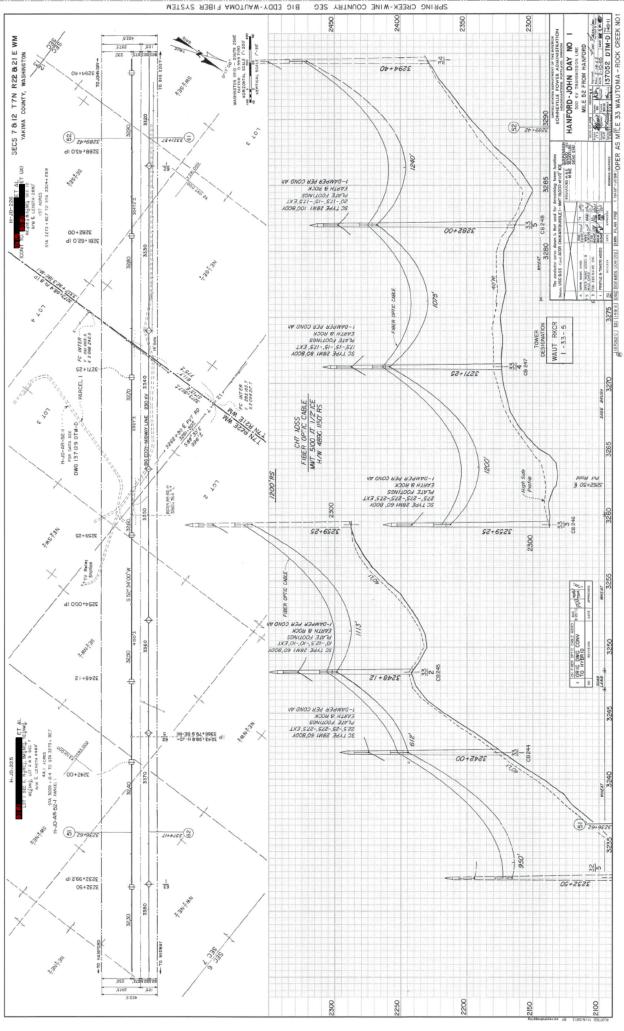


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