



Department of Energy

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

FREEDOM OF INFORMATION ACT/PRIVACY PROGRAM

May 17, 2017

In reply refer to: FOIA #BPA-2017-00900-F

Keith Valdez
Excise Tax Examiner, Special Programs Division
Washington State Department of Revenue
6400 Linderson Way SW
Tumwater, WA 98501
KeithV@dor.wa.gov

Dear Mr. Valdez:

This communication serves as Bonneville Power Administration's (BPA) response to your request for agency records made under the Freedom of Information Act, 5 U.S.C. § 552 (FOIA). Your records request was received on March 24, 2017 and acknowledged on April 25, 2017.

Request

"...the date the [Zirkle Fruit Co.] lease started, when or if it has ended and the lease amount by year since it began..."

Response

In accord with the FOIA requirements BPA has conducted electronic searches of records in the following agency offices:

Real Property Services Projects

Real Property Services provided Lease No. 20150028, the agency's record containing the information you seek. BPA's Office of General Counsel reviewed that agency record and determined that an exemption examination was necessary prior to any release of Zirkle Fruit Co.'s (Zirkle) information or a release of the record itself. BPA contacted Zirkle to provide them with an opportunity to object to the release of their information contained in the agency record. On May 16, 2017, Zirkle declined to object. In accord with the FOIA, BPA is herein releasing 6 pages of responsive agency records, with no redactions. Your FOIA request BPA-2017-00900-F is closed with all available agency records provided.

Certification

Pursuant to 10 C.F.R. § 1004.7(b)(2), I am the individual responsible for the records release and determinations described above.

Fee

There are no FOIA fees applicable to the fulfillment of your request for BPA records.

Appeal

This decision, as well as 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 to OHA.filings@hq.doe.gov, including the phrase "Freedom of Information Appeal" in the subject line. The appeal must contain all of 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.

You may contact BPA's FOIA Public Liaison, Sarah Westenberg, at the address on this letter header for any further assistance and to discuss any aspect of your request. 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
Email: ogis@nara.gov
Phone: 202-741-5770; Toll-free: 1-877-684-6448; Fax: 202-741-5769

If you have questions about this communication you may contact James King, CorSource Technology Group, Inc., assigned to the BPA FOIA office, at jjking@bpa.gov and 503-230-7621.

Sincerely,



C. M. Frost
Freedom of Information/Privacy Act Officer

Responsive records enclosed