



United States Department of the Interior



BUREAU OF LAND MANAGEMENT

Idaho State Office
1387 South Vinnell Way
Boise, Idaho 83709-1657

In Reply Refer To:
1278 (FOIA No. ID 2022-41)
FOIAonline DOI-BLM-2022-003928

VIA ELECTRONIC MESSAGE TRANSMISSION ONLY: sarah.tschohl@idwr.idaho.gov

Ms. Sarah Tschohl
Idaho Department of Water/Office of the Attorney General
Post Office Box 83720
Boise, Idaho 83720

Dear Ms. Tschohl:

We are writing in response to your Freedom of Information Act (FOIA) request, which the Bureau of Land Management (BLM) Idaho State Office received on May 25, 2022. In your request you ask for:

A copy of the following documents, or documents containing the following information, be provided to me: 1) all active federal grazing permits or leases on the federal grazing allotment in Idaho known as the Fourth of July Creek Allotment; and 2) any agency agreements made within the last five years for the purpose of establishing and maintaining stockwater rights on the federal grazing allotment in Idaho known as the Fourth of July Creek Allotment. The allotment is likely managed by the Salmon/Cobalt Ranger District of the Salmon-Challis National Forest.

After a thorough search of our files, we have determined that the BLM has no records responsive to your request.

I am responsible for this decision, in consultation with Mel Meier, Attorney-Advisor for the Department of the Interior, Office of the Solicitor, Boise, Idaho.

We do not bill requesters for FOIA processing fees when their fees are less than \$50.00, because the cost of collection would be greater than the fee collected. See [43 C.F.R. § 2.37\(g\)](#). Therefore, there is no billable fee for the processing of this request.

Under 43 CFR §§ 2.57 – 2.59, you may appeal our “no record response” by filing an appeal by mail, courier service, facsimile, or e-mail to the FOIA/Privacy Act Appeals Officer. The FOIA Appeals Officer must receive your FOIA appeal **no later than 90 workdays** from the date of

this letter. Appeals arriving or delivered after 5:00 p.m. (Eastern Time) Monday through Friday will be deemed received on the next workday.

Your appeal must be made in writing. You may submit your appeal and accompanying materials to the FOIA/Privacy Act Appeals Officer by mail, courier service, fax, or e-mail. All communications concerning your appeal should be clearly marked with the words: "FREEDOM OF INFORMATION APPEAL." You must include an explanation of why you believe the BLM's response is in error.

You must also include with your appeal copies of all correspondence between you and BLM concerning your FOIA request, including your original FOIA request and BLM's response. Failure to include with your appeal all correspondence between you and BLM will result in the Department's rejection of your appeal, unless the FOIA/Privacy Act Appeals Officer determines (in the FOIA/Privacy Act Appeals Officer's sole discretion) that good cause exists to accept the defective appeal.

Please include your name and daytime telephone number (or the name and telephone number of an appropriate contact), email address and fax number (if available) in case the FOIA/Privacy Act Appeals Officer needs additional information or clarification of your appeal. Your appeal must be in writing and addressed to the FOIA/Privacy Act Appeals Office listed below.

Freedom of Information Act/Privacy Act Appeals Officer
U.S. Department of the Interior
Office of the Solicitor
1849 C Street, N.W.
MS 6556 MIB
Washington, DC 20240

Attn: FOIA/Privacy Act Appeals Office
Telephone: 202-208-5339
Fax: 202-208-6677
E-mail: FOIA.Appeals@sol.doi.gov

Additionally, as part of the 2007 FOIA amendments, the Office of Government Information Services (OGIS) was created to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. You may contact OGIS in any of the following ways listed on page 3.

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road - OGIS
College Park, MD 20740-6001

E-mail: ogis@nara.gov
Web: <https://ogis.archives.gov>
Telephone: 202-741-5770
Fax: 202-741-5769
Toll-free: 1-877-684-6448

Please note that using OGIS services does not affect the timing of filing an appeal with the Department's FOIA & Privacy Act Appeals Officer.

You also may seek dispute resolution services from our FOIA Public Liaison, Ryan Witt at 202-912-7562, by facsimile at 202-245-0027, or by e-mail to blm_wo_foia@blm.gov.

Beginning October 1, 2012, the inclusion of the following statement is mandatory for all BLM FOIA response letters:

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. *See* 5 U.S.C. § 552(c) (2006 & Supp. IV (2010)). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

If you have questions concerning this response, please contact Kristine King, State FOIA Coordinator, at 208-373-3947 or by e-mail to blm_id_foia@blm.gov.

Sincerely,

For Karen Kelleher
State Director