



## Department of Energy

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

PUBLIC AFFAIRS

August 27, 2012

In reply refer to: DK-7

Robert Zornes

Ex 6

### **FOIA #BPA-2012-01784-F**

Dear Mr. Zornes:

Thank you for your request for records that you made to the Bonneville Power Administration (BPA) under the Freedom of Information Act (FOIA), 5 U.S.C. 552. Your request was received in this office on Monday, August 13, 2012, and has been assigned a control number, BPA-2012-01784-F. Please use this number in any correspondence with the Agency about your request.

#### **You have requested the following:**

All documents related to the property legally described as: Twn 2 north, Range 15 east, Section 18, Government lots 2, 3, & 4 in Klickitat County, WA.

We have reviewed your letter and have determined that it addresses all of the criteria of a proper request under the FOIA, DOE, and BPA regulation that implements the FOIA at Title 10, Code of Federal Regulations, Part 1004.

#### **Final response:**

BPA has provided the requested documents in their entirety on the enclosed CD.

The one easement that Ms. Winn identified in her phone conversation with you on Friday, August 24, 2012, is file "M-BE-89-X-141A." It is an easement purchased from the Spokane Portland & Seattle Railroad on September 12, 1952. According to the BPA Realty Office, these types of easements were not recorded in the 1950's - although they would be today - thus the confusion. They also said that as there is no expiration date to the agreement, and there is no statement of revocable interest, the agreement is perpetual and follows the property.

**Due to the size of the responsive documents they cannot be posted. To obtain a copy please contact the BPA FOIA Office at 503-230-7305.**

Pursuant to 10 CFR 1004.8, if you are dissatisfied with this determination, or the adequacy of the search, you may appeal this FOIA response in writing within 30 calendar days of receipt of a final response letter. The appeal should be made to the Director, Office of Hearings and Appeals, HG-1, Department of Energy, 1000 Independence Avenue, SW, Washington, DC 20585-1615. The written appeal, including the envelope, must clearly indicate that a FOIA Appeal is being made.

There are no fees associated with this request.

I appreciate the opportunity to assist you. Please contact Kim Winn, Communications Specialist, at 503-230-7305 with any questions about this letter.

Sincerely,

*For /s/ Kim S. Winn*

Christina J. Munro

Freedom of Information Act/Privacy Act Officer

Enclosure: CD