



United States Department of the Interior
FISH AND WILDLIFE SERVICE



IN REPLY REFER TO:

FWE/SE/Legislation--
FOIA Request
Mail Stop 60153

MAILING ADDRESS:
Post Office Box 25486
Denver Federal Center
Denver, Colorado 80225

STREET LOCATION:
134 Union Blvd.
Lakewood, Colorado 80228

J.W. Connelly, President
Idaho Chapter, The Wildlife Society
1035 Surrey Lane
Blackfoot, Idaho 83221

Dear Mr. Connelly:

This is to acknowledge receipt of your Freedom of Information Act (Act) request to Director John Turner dated November 30, 1989. Your request was regarding a petition by the Idaho Chapter of the Wildlife Society to list the Rocky Mountain population of trumpeter swans as a threatened species. The Act requires us to respond to you within 10 days of receipt of your request, unless we request an extension. Our Regional Office in Portland, Oregon, is in the process of moving and would not be able to respond with some of the documents you have requested within this timeframe. We are requesting a 10-day extension of time so that we will be able to provide you with all the documents requested. Your request was received by the Fish and Wildlife Service on December 4, 1989. A response will be in the mail to you by December 24, 1989. Your cooperation in this matter is greatly appreciated. If you have further questions, please contact James Miller or Olin Bray at (303) 236-7398.

Sincerely,

GALEN L. BUTERBAUGH

Regional Director

FREEDOM OF INFORMATION ACT REQUEST

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April 25, 1990

Mr. John Turner, Director
United States Department of the Interior
U.S. Fish and Wildlife Service
Interior Building, Room 3012
18th and C Streets, NW
Washington, D.C. 20240

Mr. Galen Buterbaugh
Regional Director, Region 6
U.S. Fish and Wildlife Service
P.O. Box 25486
Denver Federal Center
Denver, CO 80225

Mr. Marvin Plenert
Regional Director, Region 1
U.S. Fish and Wildlife Service
1002 Northeast Holladay Street
Portland, OR 97232-4181

RE: **Freedom of Information Act Request** - Petition for Listing
Trumpeter Swans under ESA

Gentlemen:

Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and applicable regulations, the Idaho Chapter of The Wildlife Society ("TWS"), through their counsel, hereby requests that your respective offices provide TWS with copies of all documents and/or communications in any way relating to TWS's petition to list the Rocky Mountain population of trumpeter swans ("trumpeter swans") as a threatened species and any actions of the U.S. Fish and Wildlife Service taken pursuant to that request.

This request specifically includes, but is not limited to any documents and/or communications relating to:

1. Determinations of whether or not the Rocky Mountain population of trumpeter swans represents a population that is distinct from other trumpeter swan populations;
2. Consideration, analysis or status of efforts, negotiations or plans to ensure minimum flows of water for trumpeter swans in the Henry's Fork of the Snake River in Idaho;
3. Status or completion reports or analysis or evaluations of studies to determine minimum water flows necessary to maintain trumpeter swan wintering areas on the Henry's Fork of the Snake River;
4. Plans, evaluations, analysis or investigations regarding maintenance or enhancement of existing trumpeter swan habitat;
5. Investigations or analysis of the carrying capacity of existing trumpeter swan wintering, breeding, nesting, or brood rearing habitat;
6. Investigations or analysis of the presence, status or availability of aquatic macrophytes, macroinvertebrates or other natural food sources for trumpeter swans in existing habitat;
7. Investigations or analysis of the responses of aquatic macrophytes in the Henry's Fork of the Snake River to utilization by trumpeter swans, especially as it occurred during the winter of 1989-1990;
8. Evaluations of the physiological effects of winter dispersal/hazing actions on trumpeter swans, evaluations of the success or failure of winter dispersal/hazing actions, plans for dispersal of wintering flocks of trumpeter swans from the Henry's Fork area or any anticipated or confirmed funding sources for continuing winter dispersal/hazing activities;
9. Investigations, analysis or evaluations of the effects of artificial feeding on mortality, breeding/nesting success or recruitment in the trumpeter swan population;
10. Survival and recruitment of cygnets into U.S. and Canadian flocks of trumpeter swans;
11. Recommendations, comments or evaluations relating to whether listing of

the Rocky Mountain population of trumpeter swans as threatened under the Endangered Species Act may or may not be warranted.

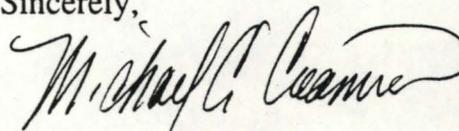
This request is intended to elicit documents or communications that have not been previously provided by your agency pursuant to prior FOIA requests from TWS. Because several offices of the U.S. Fish and Wildlife Service have jurisdiction over TWS's petition, this request is being directed to several responsible persons. If your agency has documents that are within the scope of this request in offices other than those to which this request is specifically directed, you should provide those documents as well. You may of course make a consolidated response to this request. We would appreciate your informing us that you are doing so; otherwise, we will expect a response from each office.

If you withhold any documents or communications that are within the scope of this request, please describe each such document and state the reason it is being withheld.

The terms "document" or "communication" as used herein means all written, printed or recorded matter of whatever character including, but not limited to all recorded utterances, photographs, letters, tape recordings, notes, correspondence, reports, files, books, records, memoranda, contracts, agreements, orders, invoices, billings, statements of indebtedness, agenda, transcriptions, telegrams, telex and TWX messages, summaries, diaries, calendars, notebooks, charts, maps, plans, drawings, computer printouts, minutes or records of meetings or conferences, lists, drafts and notations, financial records and copies thereof. To the extent that a document differs from other copies or originals of such document by reason of notations, comments, markings or other differences, such document shall be deemed a separate document.

The Idaho Chapter of The Wildlife Society, as a non-profit scientific organization, asserts that disclosure of the requested information is in the public interest and therefore requests that any documents provided in response to this request be furnished without charge.

Sincerely,



Michael C. Creamer
Attorney for the Idaho Chapter of
The Wildlife Society