



**MOUNTAIN  
STATES  
LEGAL  
FOUNDATION**

707 Seventeenth Street, Suite 3030  
Denver, Colorado 80202-3408  
303-292-2021  
FAX 303-292-1980

**COPY**

April 14, 1997

**CERTIFIED-MAIL  
RETURN RECEIPT REQUESTED**

Alex Mallus  
FOIA Officer  
U.S. Department of the Interior  
Main Building, 5th Floor  
1849 "C" Street, N.W.  
Washington, D.C. 20240

**Re: Freedom of Information Act Request**

Dear Ms. Mallus,

I am requesting, pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552, a copy of the following documents:

1. President William J. Clinton's initiative creating the American Heritage Rivers program.
2. All documents in the possession, custody, and/or control of the Department of the Interior concerning the American Heritage Rivers program, including but not limited to:
  - a. correspondence between the President, Vice-President, Executive Office of the President, Cabinet members and the Department of Interior concerning development and implementation of the American Heritage Rivers program,
  - b. correspondence and documents from the United Nations concerning the American Heritage Rivers program, and
  - c. background studies and documentation utilized by the President, Vice-President or the Executive Office of the President in creating, developing and implementing the American Rivers Heritage program initiative.

**RECEIVED**  
4-21-97

These documents should not be exempt from release under FOIA, 5 U.S.C. § 552 (b). However, if you determine that these documents are exempt from release under FOIA, I request that you:

1. cite the statutory provision which exempts these documents from release, and
2. provide your reasons for not exercising your discretion to release these documents.

FOIA also requires that if a portion of a request is exempt from release, then the remainder must be released. I request that I be provided with all non-exempt portions of my request that can be reasonably segregated.

I request that you waive any applicable fees according to 5 U.S.C. § 552(a)(4)(A)(iii). Disclosure of these documents will be "in the public interest" because furnishing these documents will:


1. "likely . . . contribute significantly to public understanding of the" process utilized by the Departments of Agriculture and Interior in developing the Wildland Fire Policy Review, and
2. not benefit "the commercial interests of" Mountain States Legal Foundation ("MSLF").

MSLF is a non-profit, public interest law firm which is dedicated to bringing before the courts those issues vital to the defense and preservation of individual liberties, the right to own and use property, limited government, and the free enterprise system. MSLF has approximately 3,000 members and approximately 18,000 subscribers to its quarterly publication The Litigator, who will benefit from MSLF's receipt of these documents. In addition, as an Internal Revenue Code Section 501(c)(3) non-profit organization, MSLF cannot charge its clients fees and, thus, furnishing these documents will not serve any commercial interest of MSLF.

As required by FOIA, 5 U.S.C. § 552 (a)(6)(A), I also request that these documents be provided to me within ten (10) working days.

If you have any questions concerning this FOIA request, do not hesitate to call me. Your assistance in this matter will be greatly appreciated.

Sincerely,



J. Barry Shupe  
Attorney at Law  
Mountain States Legal Foundation