



**ADVOCATES** for the **WEST**  
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**VIA ELECTRONIC MAIL**

May 31, 2019

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***Re: Freedom of Information Act Request Amendment***

Dear FOIA Officers:

Thank you for your prompt response to our FOIA request No. FWS-2019-00744. In the interest of efficiency and out of respect for government time we would like to reduce our request to copies of all records and other documents referring or relating to the following issues:

1. The Northern Corridor and/or Washington Parkway.
2. Any issues, concerns, comments, MOUs, and/or proposed revisions/amendments regarding—
  - a. the Travel Management Plan;
  - b. the Washington County Habitat Conservation Plan (HCP);
  - c. the Red Cliffs NCA Plan;
  - d. the St. George Field Office Dixie Resource Management Plan; and
3. The proposed Zone 6 addition to the Red Cliffs Desert Reserve and its utility regarding habitat mitigation, including—
  - a. survey records of Zone 6's tortoise population and how it compares to the tortoise population of the proposed Northern Corridor routes;

- b. what environmental protections currently apply to federal and state-owned land within Zone 6;
  - c. how habitat mitigation credits would be generated and used;
  - d. whether and how the county would provide additional funding for managing Zone 6; and
  - e. whether existing or future expanded recreational uses would be allowed, or restricted, and how that process would occur.
4. Communications with Jacobs Engineering and SWCA consultants, including those communications themselves, that are related to any of the requested record categories, including any drafts and/or final scope of work, contract, and conflict of interest disclaimers.

This FOIA Request is not meant to be exclusive of any other records which, though not specifically requested, would have a reasonable relationship to the subject matter of this request. With respect to the form of production, *see* 5 U.S.C. § 552(a)(3)(B), I request that responsive documents be provided electronically in text-searchable, static-image format (PDF), in the best image quality in the agencies' possession. I further request that reasonable metadata be transmitted along with responsive documents, including but not limited to email attachments, author and recipient information, date and time stamps, and the like.

### ***Defined Terms***

The term "records" as used herein includes the original and all non-identical copies, however produced or reproduced, of any written or graphic matter, as well as computer files, including but not limited to writings, handwritings, drawings, graphs, charts, maps, correspondence, faxes, electronic mail (i.e., emails), attachments to electronic mail, any other electronic communications, notes of telephone conversations or of meetings or conferences, minutes of meetings, interoffice communications, memoranda, studies, analyses, results of investigations, photographs, sound recordings, electronically stored information, other data compilations from which information can be obtained, and any other documentary material, regardless of physical form or characteristics.

The term "relating to" as used herein means addressing, constituting, mentioning, discussing, describing, reflecting, identifying, dealing with, consisting of, explaining, referring to, containing, enumerating, or in any way concerning or pertaining to, in whole or in part, directly or indirectly.

The term "Northern Corridor," includes the terms "Washington Parkway," and "Washington Parkway Extension," and each request of information regarding the Northern Corridor includes a request of information for the others.

### ***Request Time Period and Exclusions***

The time period for the agency records requested above is limited to the following:

1. For Paragraph 1, the time period is limited to September 2011 through the date the agency begins its search into the matter.
2. For Paragraph 2—
  - a. subparagraph a, the time period is limited to 2009 through the date the agency begins its search into the matter.

- b. subparagraphs b–d, the time period is limited to 2015 through the date the agency begins its search into the matter.
- 3. For Paragraph 3, the time period is limited to November 2016 through the date the agency begins its search into the matter.
- 4. For Paragraph 4, the time period is limited to January 2017 through the date the agency begins its search into the matter.

In the interest of efficiency and saving government resources, we would like to exempt the following documents from this request, so long as the publication date and page count is identical to your records.

<b><u>Document Name</u></b>	<b><u>Publication Date</u></b>	<b><u>Pages</u></b>
Washington County application for R-O-W to BLM	Jan 28,2013	9
WASHINGTON COUNTY, UTAH IBLA 2013-173	August 18, 2014	16
IBLA -County appeals BLM RMP Asks for EIS	February 2017	37
MOU between Utah Department of Transportation and the US Department of the Interior Bureau of Land Management for the Purpose of Preparing an Environmental Impact Statement for the Northern Corridor Project	Signed April 11, 2019	12
Red Hills Pkwy. Flyovers “White Paper”	Released to public on April 17, 2019	2
Washington Parkway Cost/ Benefit Study	May 16, 2011	33
Washington Parkway Study: Integration of East-West Transportation Needs with Conservation Objectives for the Desert Tortoise in Washington County, UT	September 2012	146
2015-2040 Regional Transportation Plan, Dixie Metropolitan Planning Organization	June 17, 2015	78
2011-2040 Regional Transportation Plan	June 1, 2011	46
FROM FWS to James J. Eardley, Chairman Washington County Commission Vision Dixie Steering Committee	June 4, 2007	2
Revised Recovery Plan for the Mojave Population of the Desert Tortoise	Approved May 6, 2011	246
Red Hills Parkway EA and Draft Section 4(f) Evaluation	November 2007	340
Washington County Survey Report: Tortoise Abundance on SITLA and BLM Lands West of Bloomington & St. George	September 2017	46
Biological Assessment Washington Parkway; Green Springs Drive to Interstate 15 Exit 13 UDOT Project No.: F-R499(326) PIN 16646	April 2019	51
Red Cliffs NCA ROD and Approved RMP	December 2016	162

I have removed paragraphs 1(a–d), 2, 3(c, f), 4, 6, 7, 8, 9, 10, 11, 12, 13, and 14 from our request. The request was previously relegated to the Exceptional/Voluminous track, delaying your response due to the burden on the agency to respond to a large request. Understanding this difficulty, and in the interest of reasonableness, I am submitting this amended request to reduce the burden on FWS in responding to our urgent request, improve efficiency, and expedite the response process.

I look forward to hearing from you and moving forward with this process. Thank you very much.

Sincerely,

/s/ Todd C. Tucci

Todd C. Tucci  
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