

WETLANDS ALERT, INC.  
1982 SR #44, Box 214  
New Smyrna Beach, Florida 32168  
Phone/Fax: (386) 424-0860  
Email: wetlandsalert@yahoo.com

March 5, 2004

ATTN: Office of Counsel  
Renee Etheridge, FOIA Officer  
US Army Corps of Engineers  
Headquarters  
803 Front Street  
Norfolk, Virginia 23510-1096  
(757) 441-7271  
FAX: (757) 441-7721  
renee.m.etheridge@usace.army.mil

**Re: SECOND REQUEST  
Freedom of Information Act Request**

Dear Freedom of Information Officer:

On February 19, 2004, I forwarded a Freedom of Information Act (FOIA) request to you, electronically, by mail, and by fax, using the information provided on your web site. A copy of that request is attached. It has been more than two weeks since that FOIA request was forwarded to you, and I have received no response or FOIA identification number. Therefore, I am forwarding a second formal request for the information described in my letter dated February 19, 2004. Please note that I originally requested some of that information from your Florida offices, but received no response from them either.

Under provisions of 5 USC 552, the Freedom of Information Act, and Department of the Army Regulation 25-55, by way of this letter, the additional information/documents described below are being requested. I am aware that fees may be charged for search, review, and/or duplication of the records requested. Your agency's FOIA web page referenced above, however, provides provisions for some categories of requesters to receive "two hours search, all review costs, and the first 100 pages at no cost." Because of the inadequacies of your FOIA web pages described above, more than two hours was spent attempting to locate that information on your web site, but I was unable to determine the category your agency would assign to this request. That same web page also includes the following statements:

"Fee waivers may be granted when disclosure of the records is in the public interest because it is likely to contribute [sic] to public understanding of the operations or activities of the government."

Wetlands Alert, Inc. is a noncommercial, nonprofit organization engaged in public education regarding the scientific aspects of wetlands in the United States. The disclosure of the requested records is in the public interest because it: a) is likely to contribute significantly to public understanding of the operations or activities of the government, and b) is not primarily in the

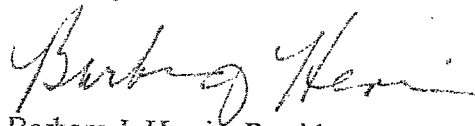
commercial interest of Wetlands Alert, Inc. (a nonprofit organization). Therefore, I am requesting a waiver of fees associated with the requested documents. Furthermore, it is my understanding that the information requested below is readily available in electronic form, thereby avoiding page costs. If fees are required to provide the requested information, a reasonable fee will be paid. This letter authorizes up to \$50 to cover the cost of providing the requested information, without notifying me in advance. Please notify me at the email address provided, if the cost of producing the documents will exceed \$50.

The additional FOIA information/documents requested by this letter include a copy of the entire file from each ACOE office, including headquarters, that are involved, in any aspect, in the approximately 31,350 acre St. Joe Company property in Bay and Walton counties between Chocatawatchee Bay, West Bay and St. Andrew Bay system and the approximately 47,500 acres, including that St. Joe Company land that the ACOE is considering for any permits, including General Permits, or "No Permit Required" letters.

If the files contain any oversized documents that are not easily reproduced, please provide a description of those documents and the physical location of those documents, so I will be able to determine how to proceed regarding their acquisition.

Please forward the requested information in Excel spread sheet and GIS format, if possible on CD, to the address provided above. If electronic copies are not available, please forward hard copies of the requested documents to the mailing address above. If you have any questions regarding this request, please contact me at the email address provided above.

Sincerely,



Barbara J. Herrin, President

Attachment