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DEPARTMENT OF JUSTICE
Justice Building
Salem, Oregon 97310
Telephone: (503) 378-4400

March 31, 1992

Daniel J. Stotter
Attorney at Law
2408 Harris St.
Eugene, OR 97405

Re: Request for Public Records Disclosure Order: Department of Geology and Mineral Industries

Dear Mr. Stotter:

This letter is the Attorney General's order on your petition for disclosure under the Oregon Public Records Law, ORS 192.410 to 192.505. Your petition, which we received on March 24, 1992, asks the Attorney General to direct the Oregon Department of Geology and Mineral Industries (DOGAMI) to disclose to you copies of: "operating permits or reclamation plans issued by the agency for fill activities by Wildish Construction Company or Wildish Land Company or Wildish Sand and Gravel Company for a fill in the vicinity of the confluence of the Coast and Middle Forks of the Willamette River" as well as application materials, correspondence, records or filed notes of site visits. For the reason that follows, we respectfully deny your petition as moot.

We have been informed by Gary Lynch, Head of DOGAMI's reclamation program, that your request was received at the Portland office on February 26, 19912. From there, it was forwarded to the Albany office,

where such records are located, and received at the Albany office on March 5, 1992.

We have also been informed by Gary Lynch that DOGAMI has a packet of material, including permits and reclamation plans, ready to mail to you and will do so immediately. DOGAMI is willing to allow you to inspect the remainder of the items included in your request at the Albany office and to provide requested copies to you. The agency may charge you the actual costs involved in your inspection and copying of the documents. ORS 192.440(2). Accordingly, your petition is now moot.

Sincerely,

Pamela L. Abernethy
Special Counsel
to the Attorney General

cc: Gary Lynch

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