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Folder Title: Correspondence, Miscellaneous
(05/18/1984-05/29/1984)
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WITHDRAWAL SHEET

Ronald Reagan Library

Collection Name

Withdrawer

File Folder

CORRESPONDENCE, MISCELLANEOUS (05/18/1984 - 05/19/1984)

RBW 8/30/2005

FOIA

F05-139/01

Box Number

COOK

41RW

DOC NO	Doc Type	Document Description	No of Pages	Doc Date	Restrictions	
1	MEMO	PAT HALL TO JOHN ROBERTS RE. RASMUS CALL (OPEN IN WHOLE)	1	5/18/1984	B6	706
2	NOTES	RE. RASMUS CALL	1	ND	B6	707
3	MEMO	JOHN G. ROBERTS TO FRED F. FIELDING RE. CUSTOMS DISPUTE	2	5/8/1984	B6	708
4	LETTER	KENT B. CRANE TO FRED FIELDING RE. CUSTOMS 225212	2	4/29/1984	B6	709
5	MEMO	JOHN G. ROBERTS TO FRED F. FIELDING RE. TRIAL BY JUSTICE DEPT.	1	5/24/1984	B6	710
6	MEMO	BARBARA HAYWARD TO FRED FIELDING RE. LETTER TO PRESIDENT REAGAN AND MR. BAKER	1	5/24/1984	B6	711
7	LETTER	DOUGLAS G. KOWAL TO JAMES A. BAKER RE. DEPT. OF JUSTICE TRIAL	6	5/22/1984	B6	712
8	LETTER	WILLIAM J. KEPPEL TO JON M. HOPEMAN RE. JEROME SCHOENBORN	1	2/8/1984	B6	713

Freedom of Information Act - [5 U.S.C. 552(b)]

B-1 National security classified information [(b)(1) of the FOIA]

B-2 Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]

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E.O. 13233

C. Closed in accordance with restrictions contained in donor's deed of gift.

May 18, 1984

To: John Roberts

From: Pat Hall

Received a call from Richard Rasmus, Admin. Asst. to Cong. John Porter (R Ill) 225-4835 - they're trying to help a constituent employed by SBA who is allegedly being RIFed for political reasons. Wants to know if Counsel's Office can provide any guidance. Would you return call? (Computer says you're knowledgeable about RIFs.)

Thanks.

Done

WITHDRAWAL SHEET

Ronald Reagan Library

Collection Name

ROBERTS, JOHN: FILES

Withdrawer

RB 8/5/2005
W

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05/19/1984)

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*No of
pages*

Doc Date

*Restric-
tions*

2 NOTES

1

ND

B6

707

RE. RASMUS CALL

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ROBERTS, JOHN: FILES

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3 MEMO

2 5/8/1984 B6

708

JOHN G. ROBERTS TO FRED F. FIELDING RE.
CUSTOMS DISPUTE

Freedom of Information Act - [5 U.S.C. 552(b)]

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THE WHITE HOUSE

WASHINGTON

May 8, 1984

Dear Mr. Crane:

Thank you for your letter of April 29, 1984, concerning your pending dispute with the United States Customs Service.

I must advise you that the White House adheres to a policy of not intervening on behalf of private parties with respect to proceedings involving those parties pending before agencies with adjudicative functions. The purpose of this policy is to maintain public confidence in the impartial administration of our laws. Accordingly, I must decline to take any action concerning your pending case before the Customs Service.

I trust you will understand the reasons for this response.

Sincerely,

Fred F. Fielding
Counsel to the President

Mr. Kent B. Crane
3946 Georgetown Court, N.W.
Washington, D.C. 20007

FFF:JGR:aea 5/8/84
bcc: FFFielding/JGRoberts/Subj/Chron

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

FBI/DOJ

☐ O - OUTGOING☐ H - INTERNAL☐ I - INCOMINGDate Correspondence
Received (YY/MM/DD) 1/1/

JR

Name of Correspondent:

Kent B. Crane

☐ MI Mail Report

User Codes: (A) (B) (C)

Subject:

Problems with U.S. Customs

ROUTE TO:

ACTION

DISPOSITION

Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Completion Date YY/MM/DD
CW Holland	ORIGINATOR	84/05/03		1/1
	Referral Note:			
CWAT18		84/05/04		584/05/14
	Referral Note:			
		1/1		1/1
	Referral Note:			
		1/1		1/1
	Referral Note:			
		1/1		1/1
	Referral Note:			

ACTION CODES:

A - Appropriate Action
 C - Comment/Recommendation
 D - Draft Response
 F - Furnish Fact Sheet
 to be used as Enclosure

I - Info Copy Only/No Action Necessary
 R - Direct Reply w/Copy
 S - For Signature
 X - Interim Reply

DISPOSITION CODES:

A - Answered C - Completed
 B - Non-Special Referral S - Suspended

FOR OUTGOING CORRESPONDENCE:

Type of Response = Initials of Signer
 Code = "A"
 Completion Date = Date of Outgoing

Comments:

Keep this worksheet attached to the original incoming letter.
 Send all routing updates to Central Reference (Room 75, OEOB).
 Always return completed correspondence record to Central Files.
 Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

WITHDRAWAL SHEET

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Collection Name

ROBERTS, JOHN: FILES

Withdrawer

RB 8/5/2005
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05/19/1984)

FOIA

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DOC Document Type

NO Document Description

No of pages

Doc Date

Restric- tions

4 LETTER

2 4/29/1984 B6

709

KENT B. CRANE TO FRED FIELDING RE.
CUSTOMS
225212

Freedom of Information Act - [5 U.S.C. 552(b)]

B-1 National security classified information [(b)(1) of the FOIA]

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E.O. 13233

C. Closed in accordance with restrictions contained in donor's deed of gift.

To John
Date 5/21 Time 4:00

WHILE YOU WERE OUT

M Went Crane
of _____

Phone 337-1942
Area Code Number Extension

TELEPHONED	☒	PLEASE CALL	☐
CALLED TO SEE YOU	☐	WILL CALL AGAIN	☐
WANTS TO SEE YOU	☐	URGENT	☐

RETURNED YOUR CALL ☐

Message per Kathy
Freitsch

re: status

Gen
Operator



AMPAD
EFFICIENCY®

23-020

WITHDRAWAL SHEET

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ROBERTS, JOHN: FILES

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RB 8/5/2005
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NO Document Description

*No of
pages*

Doc Date

*Restric-
tions*

5 MEMO

1 5/24/1984 B6

710

JOHN G. ROBERTS TO FRED F. FIELDING RE.
TRIAL BY JUSTICE DEPT.

Freedom of Information Act - [5 U.S.C. 552(b)]

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THE WHITE HOUSE

WASHINGTON

May 24, 1984

MEMORANDUM FOR CAROL E. DINKINS
DEPUTY ATTORNEY GENERAL
U.S. DEPARTMENT OF JUSTICE

FROM: FRED F. FIELDING *Orig. signed by FFF*
COUNSEL TO THE PRESIDENT

SUBJECT: Letter to James Baker and the President
From Douglas Kowal Concerning His Trial
by the Justice Department and Inquiry
by Prosecutor Peter Clark

The attached letter from Mr. Douglas Kowal to the President and Chief of Staff James A. Baker, III, is referred to you for whatever action you consider appropriate. Apparently Mr. Kowal is currently on trial in a criminal case brought by the Justice Department in Connecticut. He hand delivered the instant letter to the White House at 7:45 p.m. on May 22; it was referred to our office today. We have been advised that Peter Clark of the Justice Department, who is handling the case, telephoned Mr. Baker's office today to determine the contents of the letter. Consistent with our established approach to such matters, we have not responded directly to Mr. Clark, but are instead referring the correspondence to you.

cc: Barbara Hayward
Office of James A. Baker, III

FFF:JGR:aea 5/24/84

bcc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

May 24, 1984

MEMORANDUM FOR CAROL E. DINKINS
DEPUTY ATTORNEY GENERAL
U.S. DEPARTMENT OF JUSTICE

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COUNSEL TO THE PRESIDENT

SUBJECT: Letter to James Baker and the President
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cc: Barbara Hayward
Office of James A. Baker, III

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bcc: FFFielding/JGRoberts/Subj/Chron

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

☐ O - OUTGOING☐ H - INTERNAL☐ I - INCOMINGDate Correspondence
Received (YY/MM/DD) 1 / 1Name of Correspondent: Barbara Hayward☐ MI Mail Report

User Codes: (A) _____ (B) _____ (C) _____

Subject: Letter to Jim Baker and the President from
Douglas Kowal concerning his trial by the Dept. of
Justice and inquiry by prosecutor Peter Clark.

ROUTE TO:

ACTION

DISPOSITION

Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Code	Completion Date YY/MM/DD
<u>Cutler</u>	ORIGINATOR	<u>84 05 24</u>			<u>1 / 1</u>
	Referral Note:				
<u>CUAT 18</u>	<u>D</u>	<u>84 05 24</u>		<u>S</u>	<u>84 05 24</u>
	Referral Note:				
		<u>1 / 1</u>			<u>1 / 1</u>
	Referral Note:				
		<u>1 / 1</u>			<u>1 / 1</u>
	Referral Note:				
		<u>1 / 1</u>			<u>1 / 1</u>
	Referral Note:				

ACTION CODES:

A - Appropriate Action
C - Comment/Recommendation
D - Draft Response
F - Furnish Fact Sheet
to be used as Enclosure

I - Info Copy Only/No Action Necessary
R - Direct Reply w/Copy
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Comments: _____

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Doc Date

Restric-
tions

6 MEMO

1 5/24/1984 B6

711

BARBARA HAYWARD TO FRED FIELDING RE.
LETTER TO PRESIDENT REAGAN AND MR.
BAKER

Freedom of Information Act - [5 U.S.C. 552(b)]

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NO Document Description

No of	Doc Date	Restric-
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7 LETTER

6 5/22/1984 B6

712

DOUGLAS G. KOWAL TO JAMES A. BAKER RE.
DEPT. OF JUSTICE TRIAL

Freedom of Information Act - [5 U.S.C. 552(b)]

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THE WHITE HOUSE

WASHINGTON

May 24, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Requests Help From James Baker Regarding a Meeting with Secretary Clark and Ray Arnett to Discuss Inequities of Easements

Congressman Arlan Stangeland (R-Minn.) delivered to the White House a letter a constituent, Mrs. Jerome Schoenborn, had written to Chief of Staff Baker. Mrs. Schoenborn is having difficulties with the U.S. Fish and Wildlife Service concerning a waterfowl easement the Government has on her property. It appears that the easement prohibits the landowner from draining specified wetland areas, and the Fish and Wildlife Service maintains that the landowner has dug ditches for drainage in violation of the easement. In her letter Mrs. Schoenborn disputes the Service's contentions and the validity of the easement itself, and requests a meeting with Secretary Clark and Assistant Secretary for Fish and Wildlife and Parks, G. Ray Arnett. Along with her letter Mrs. Schoenborn includes correspondence from the Minnesota U.S. Attorney's office, threatening the commencement of a civil action to enforce the easement.

Fish and Wildlife has apparently referred the matter to the Department of Justice. I suggest that we do the same and so advise the landowner. We should not set up a meeting to discuss a matter that currently is or is about to be the subject of litigation. A memorandum for your signature for Deputy Attorney General Dinkins is attached, as are notes advising Congressman Stangeland and Mr. Baker's staff of our disposition.

Attachment

THE WHITE HOUSE

WASHINGTON

May 24, 1984

MEMORANDUM FOR KATHERINE CAMALIER
STAFF ASSISTANT TO JAMES A. BAKER, III

FROM: FRED F. FIELDING *Orig. signed by FFF*
COUNSEL TO THE PRESIDENT

SUBJECT: Requests Help From James Baker Regarding a
Meeting with Secretary Clark and Ray Arnett
to Discuss Inequities of Easements

Attached for your information are copies of my replies to Mrs. Jerome Schoenborn and Congressman Arlan Stangeland, concerning the letter from Mrs. Schoenborn to Mr. Baker that you referred to this office on May 18, 1984. I have also attached a copy of my memorandum for the Deputy Attorney General, referring Mrs. Schoenborn's correspondence to the Department of Justice.

Attachments

FFF:JGR:aea 5/24/84
cc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

May 24, 1984

MEMORANDUM FOR CAROL E. DINKINS
DEPUTY ATTORNEY GENERAL
U.S. DEPARTMENT OF JUSTICE

FROM: FRED F. FIELDING *Orig. signed by FFF*
COUNSEL TO THE PRESIDENT

SUBJECT: Requests Help From James Baker Regarding a
Meeting with Secretary Clark and Ray Arnett
to Discuss Inequities of Easements

The attached correspondence from Mrs. Jerome Schoenborn,
together with a copy of my reply, is referred to the Depart-
ment of Justice for whatever action you consider appropriate.

Many thanks.

Attachments

FFF:JGR;aea 5/24/84
bcc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

May 24, 1984

Dear Congressman Stangeland:

You recently referred to the White House a letter from a constituent, Mrs. Jerome Schoenborn, to Chief of Staff James A. Baker, III. In her letter Mrs. Schoenborn requested a meeting with Secretary of the Interior William Clark and Assistant Secretary for Fish and Wildlife and Parks G. Ray Arnett, to discuss a pending dispute with the Government concerning her property. Attached for your information is a copy of my response on behalf of Mr. Baker to Mrs. Schoenborn, advising her that it would be inappropriate for the White House to intervene in the dispute in the manner she requested.

If we may be of any further assistance, please do not hesitate to contact us.

Sincerely,

Fred F. Fielding
Counsel to the President

The Honorable Arlan Stangeland
United States House of Representatives
Washington, D.C. 20515

FFF:JGR:aea 5/24/84
bcc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

May 24, 1984

Dear Congressman Stangeland:

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If we may be of any further assistance, please do not hesitate to contact us.

Sincerely,

Orig. signed by FFF

Fred F. Fielding
Counsel to the President

The Honorable Arlan Stangeland
United States House of Representatives
Washington, D.C. 20515

FFF:JGR:aea 5/24/84
bcc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

May 24, 1984

MEMORANDUM FOR CAROL E. DINKINS
DEPUTY ATTORNEY GENERAL
U.S. DEPARTMENT OF JUSTICE

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Requests Help From James Baker Regarding a
Meeting with Secretary Clark and Ray Arnett
to Discuss Inequities of Easements

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Many thanks.

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THE WHITE HOUSE

WASHINGTON

May 24, 1984

MEMORANDUM FOR KATHERINE CAMALIER
STAFF ASSISTANT TO JAMES A. BAKER, III

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Requests Help From James Baker Regarding a
Meeting with Secretary Clark and Ray Arnett
to Discuss Inequities of Easements

Attached for your information are copies of my replies to Mrs. Jerome Schoenborn and Congressman Arlan Stangeland, concerning the letter from Mrs. Schoenborn to Mr. Baker that you referred to this office on May 18, 1984. I have also attached a copy of my memorandum for the Deputy Attorney General, referring Mrs. Schoenborn's correspondence to the Department of Justice.

Attachments

FFF:JGR:aea 5/24/84

cc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

May 24, 1984

Dear Mrs. Schoenborn:

Your letter to White House Chief of Staff James A. Baker, III has been referred to this office for consideration and response. In that letter you requested a meeting with Secretary of the Interior William Clark and Assistant Secretary for Fish and Wildlife and Parks G. Ray Arnett, to discuss a pending dispute between you and the United States Fish and Wildlife Service.

The White House adheres to a policy of not intervening in the handling of particular cases by the Department of Justice. The purpose of this policy is to preserve public confidence in the impartial administration of our laws. Since this matter has been referred to the United States Attorney's office for the District of Minnesota, I must advise you that it would be inappropriate for Mr. Baker or any other member of the White House staff to intervene in the manner you requested. I have, however, referred your letter to the Department of Justice, for whatever action that Department considers appropriate.

Thank you for sharing your concerns with us. I trust you will understand the reasons for our response.

Sincerely,

Orig. signed by FFF

Fred F. Fielding
Counsel to the President

Mrs. Jerome Schoenborn
Route 2 Box 302
Waubun, Minnesota 56589

FFF:JGR:aea 5/24/84

bcc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

May 24, 1984

Dear Mrs. Schoenborn:

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Thank you for sharing your concerns with us. I trust you will understand the reasons for our response.

Sincerely,

Fred F. Fielding
Counsel to the President

Mrs. Jerome Schoenborn
Route 2 Box 302
Waubun, Minnesota 56589

FFF:JGR:aea 5/24/84

bcc: FFFfielding/JGRoberts/Subj/Chron

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

RA001

- ☐ O - OUTGOING
☐ H - INTERNAL
☐ I - INCOMING
 Date Correspondence Received (YY/MM/DD) 1/1

jfr

Name of Correspondent: Mrs. Jerome Schoenborn

☐ MI Mail Report User Codes: (A) _____ (B) _____ (C) _____

Subject: Requests help from Jim Baker re: a meeting w/ Secy. Clark and Ray Arnett to discuss inequities of easements

ROUTE TO:		ACTION		DISPOSITION	
Office/Agency	(Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response Code	Completion Date YY/MM/DD
<u>CW Holland</u>		ORIGINATOR	<u>84105118</u> WS		<u>1/1</u>
<u>WAT18</u>		Referral Note: <u>D</u>	<u>84105118</u> WS		<u>584105118</u>
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		Referral Note:	<u>1/1</u>		<u>1/1</u>
		Referral Note:	<u>1/1</u>		<u>1/1</u>

ACTION CODES:

- A - Appropriate Action
- C - Comment/Recommendation
- D - Draft Response
- F - Furnish Fact Sheet to be used as Enclosure

- I - Info Copy Only/No Action Necessary
- R - Direct Reply w/Copy
- S - For Signature
- X - Interim Reply

DISPOSITION CODES:

- A - Answered
- B - Non-Special Referral
- C - Completed
- S - Suspended

FOR OUTGOING CORRESPONDENCE:

- Type of Response = Initials of Signer
- Code = "A"
- Completion Date = Date of Outgoing

Comments: _____

Keep this worksheet attached to the original incoming letter.
 Send all routing updates to Central Reference (Room 75, OEOP).
 Always return completed correspondence record to Central Files.
 Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

227873 *cu*

James Baker
Chief of Staff
White House
Washington, D.C.

May 4, 1984

Dear James Baker:

Enclosed are correspondence to and from Jon Hopeman U.S. Assistant Attorney.

This correspondence refers to a perpetual waterfowl easement obtained for the U.S. government by the U.S. Fish and Wildlife Service. Land-owners are having valid problems with the Service concerning these easements.

We are requesting your help in securing a meeting with Secretary of Interior William Clark and Ray Arnett of U.S. Fish and Wildlife Service. We would like to discuss the inequities of these easements. The manner in which they were obtained and the behavior of the Service in maintaining these easements.

We appreciate your help with this request and look forward to hearing from you. I can be reached at 218 473-2651 or the address below.

Sincerely,

J. Schoenborn

Mrs Jerome Schoenborn
Rt 2 Box 302
Waubun, Minnesota 56589

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8 LETTER

1 2/8/1984 B6

713

WILLIAM J. KEPPEL TO JON M. HOPEMAN RE.
JEROME SCHOENBORN

Freedom of Information Act - [5 U.S.C. 552(b)]

B-1 National security classified information [(b)(1) of the FOIA]

B-2 Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]

B-3 Release would violate a Federal statute [(b)(3) of the FOIA]

B-4 Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]

B-6 Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]

B-7 Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]

B-8 Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]

B-9 Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

E.O. 13233

C. Closed in accordance with restrictions contained in donor's deed of gift.



U.S. Department of Justice
United States Attorney
District of Minnesota

234 United States Courthouse
Minneapolis, Minnesota 55401

FTS/781-7430
612/332-8961

April 3, 1984

Mr. William J. Keppel
Dorsey & Whitney
2200 First Bank Place East
Minneapolis, MN 55402

Re: Jerome Schoenborn

Dear Mr. Keppel:

RECEIVED

APR 6 1984

U.S. DEPT. OF JUSTICE

In response to your recent letter, the United States Fish and Wildlife Service is seeking to obtain a restoration of your client's lands, subject to its Easement for Waterfowl Management, such that the capacity of the land to hold water in existing or naturally reoccurring marshes, sloughs, potholes or other wetlands is as it was when the easement was originally acquired. This would require plugging certain ditches, constructed by your client, in such a fashion that they no longer cause the wetlands to be drained and would allow them to exist or reoccur intermittently in their original natural condition. One of the sketch maps prepared by a Service investigator and showing the ditches they believe to be in violation of the easement is enclosed for your reference.

The Service has asked me to bring an action to require compliance with the terms of the easement agreement, which was binding not only on your client's parents as grantors but also on their heirs, successors and assigns. The agreement was a binding commitment to refrain from draining, filling or burning any of the wetland areas not specifically excepted from the agreement.

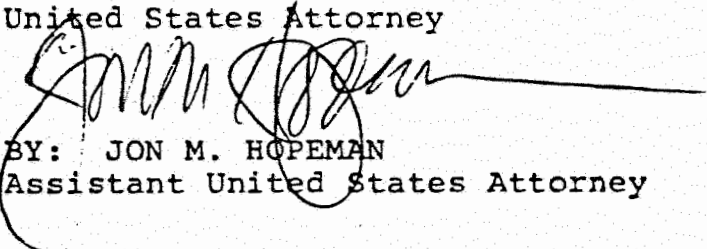
Those wetlands excepted from coverage are also shown on the enclosed diagram as well as on the Drainage Facility Map attached to the original easement.

If you and your client will consider voluntary restoration of the areas covered by the easement, I would be happy to

arrange a meeting with Service representatives to discuss the specific work needed to correct the problems. I look forward to hearing from you on this matter.

Sincerely,

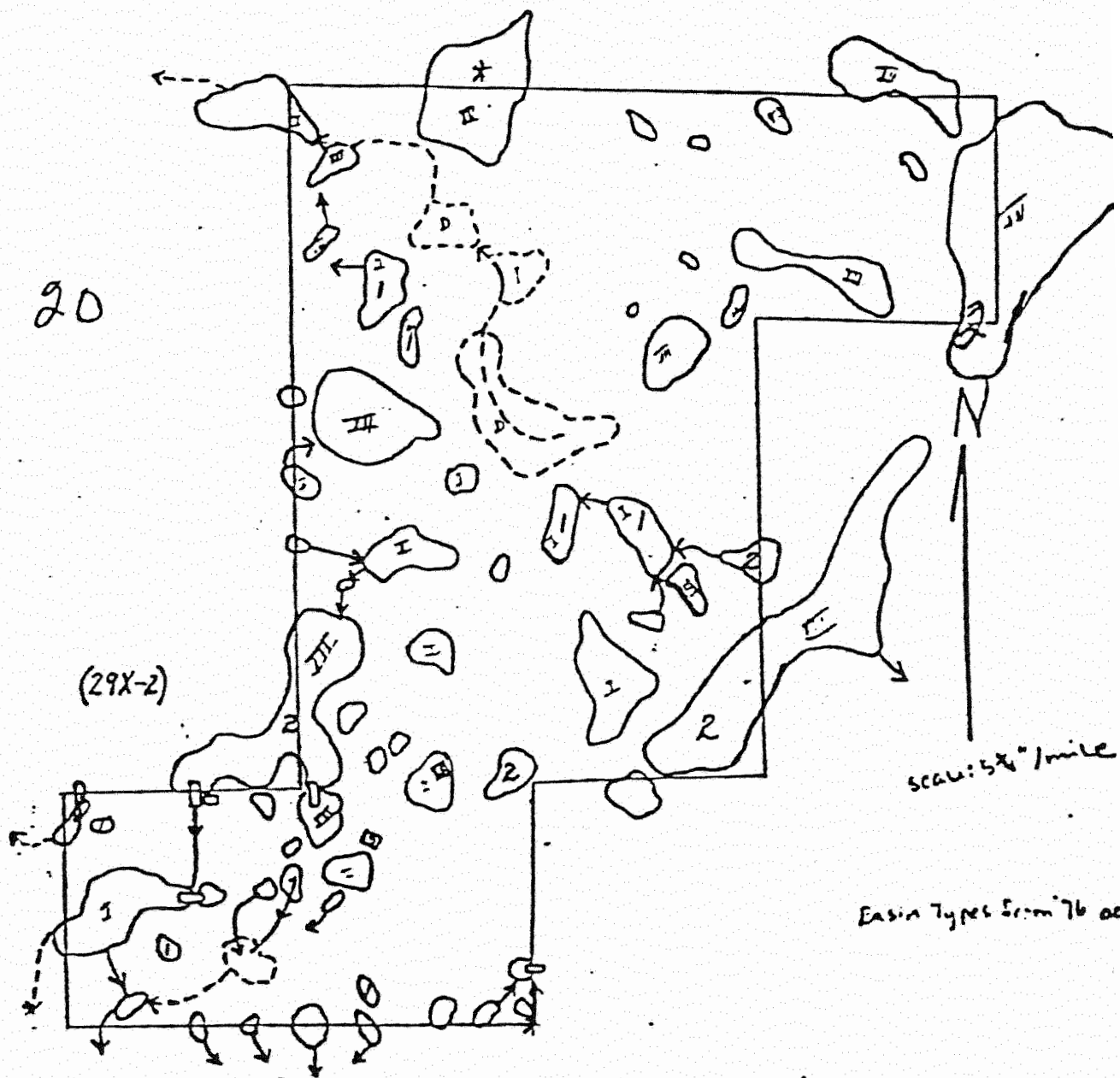
JAMES M. ROSENBAUM
United States Attorney



BY: JON M. HOPEMAN
Assistant United States Attorney

Enclosure

Mahnomen County Federal Easement No. 30X



- - Ditches deleted from easement
- (---) - Wetlands deleted from easement
- - Ditches violating easement agreement
- - Marshes under easement
- 1 - Trees and other material has been bulldozed into marsh basin in violation of easement agreement
- 2 - Marsh vegetation burned in violation of easement agreement (Fall of 1977)
- - Culvert
- 3 - Stock watering pit
- * - check for violations, direction of flow.

Jon M. Hopeman, Esq.
Assistant U.S. Attorney
234 United States Courthouse
Minneapolis, Minnesota 55401

May 2, 1984

Re: Jerome Schoenborn

Dear Mr. Hopeman:

I am responding to your letter dated April 3, 1984 to William Keppel, Dorsey & Whitney, concerning the restoration of lands owned by Jerome Schoenborn. You stated that the Service has asked you to bring action to require compliance with the terms of the easement agreement. Attached to the letter was a map illustrating drainways, basins and alleged violations.

This map was quite interesting especially in its relationship to reality and the terms of the easement. Nature has provided a natural flow of water, this in the form of either above ground waterways or underground waterways. The only difference between the man made waterways and nature's is that man through reconstructing ditches creates a more orderly flow of the water off the land and at times a more thorough drainage. As I understand the easement agreement, the landowner was to refrain from draining wetland areas not specifically excepted from the agreement. Since a large number of the ditches and basins marked on the map as easement violations are actually natural waterways or non-existent, we can only conclude that the Service under the guise of easement violations are trying to enhance and enlarge the wetland areas on our property. This in fact would be asking us to go above and beyond the terms of the easement. The easement says don't touch the wetlands that existed at the time of the agreement or reoccur and let nature take its course. It does not say that we are to enlarge, enhance, or create basins by construction. What the Service is asking would be actually in violation of the easement terms. The Service can also violate the easement not only the landowner.

To further illustrate the absurdity of this map, one alleged violation has a fictitious waterway draining uphill. Logic would dictate that this is impossible. U.S. Fish and Wildlife has never used logic in their actions. The map does not reflect the true topography of our land. Another absurdity is in an alleged burning violation in which the Service has Jerome burning a lake. Again logic would state that water does not burn.

We have put up with U.S. Fish and Wildlife Service harassment tactics for years. We are losing patience with their behavior. If this map was meant to intimidate us it has failed. This is not meant to be misconstrued as being facetious, but as a simple statement of fact. We have been to court once with the Service. They chose a criminal court and the criminal charges were acquitted. The validity of the easement was not ruled on, but the Service does not seem contented with that. I do not believe the Service will rest until they feel that we are intimidated. Being asked to restore areas after court action resulted in an acquittal makes a mockery of the justice system.

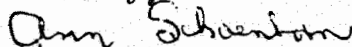
Page two
Re; Jerome Schoenborn
Jon M. Hopeman, Esq.
May 2, 1984

We will reiterate our position on these easements. We do not believe that they are valid. We object to the wording of the easements. We object to the manner in which they were obtained. The landowners were not told that they were signing blanket easements. They believed that they were signing up only specific wetlands and were told that they could maintain all existing ditches to their original depths. Also we object to the harassment and intimidation the U.S. Fish and Wildlife employees use in maintaining these easements.

We are seriously considering court action against the U.S. government seeking the invalidation of the waterfowl easement. The Service employees have told us that they are easy to work with. What we have found is the opposite. The map enclosed with your letter is proof of their unreasonable behavior.

The U.S. Fish and Wildlife Service should in good faith take an indepth assessment of these easements showing their true effect on the land and landowners. But experience has given us grave doubts that this branch of the United States government could work in good faith. It is sad an diminishes our faith in the credibility of this administration.

Sincerely,



Mrs Jerome Schoenborn
Rt 2 Box 302
Waubun, Mn 56589

cc:

William Keppel
James Baker
Sec of Interior William Clark
G Ray Arnett Fish & Wildlife Service
Congressman Arlan Stangeland
Senator Rudy Boschwitz
Senator David Durenberger