

Alan Parks
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February 11th, 2022

Dear Chairman Rep. Josiah Patkotak and Resources Committee Members,
Rep. Calvin Schrage, Rep. Mike Cronk, Rep. Zack Fields, Rep. Ronald Gillham
Rep. Sara Hannan, Rep. Frier Hopkins, Rep. Thomas McKay, Rep. George Rauscher,

I testified today in opposition of HB 52 and request that you review this additional information when considering HB52.

I wanted to state that HB 52 on the surface is about the illegal Interagency Land Management Assignment between Alaska Department of Natural Resources and Alaska Department of Fish & Game. The passage of HB 52 is an act allowing the continual poor stewardship and unethical practices of Cook Inlet Aquaculture Association.

Thank you,
Alan Parks

Cook Inlet Aquaculture Association violations of, Private Nonprofit Permit No. 32 and Tutka Bay Lagoon Hatchery Basic Management Plan. (Attached permit and management plan)

1.1 Production Limitations

Cook Inlet Aquaculture Association failed to achieve the goals and objectives by less than fifty percent as described in the Basic Management Plan Tutka Bay Lagoon, 1994 through 2003 (See Table – A)

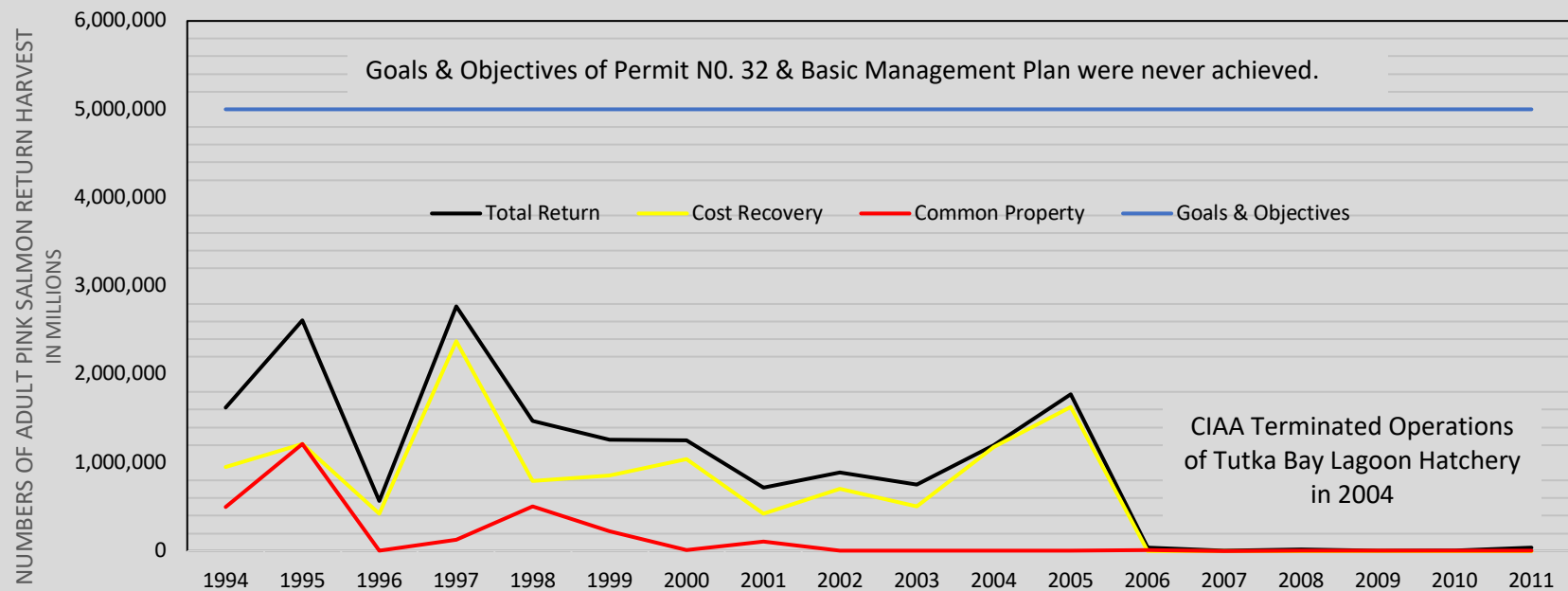
“1.2 Goals, The Tutka program exists to make up to 5 million adult pink salmon available to common property fisheries each year.”

“1.3 Objectives, returns of 5 million adults, produce revenues from harvest and sale of returning fish that are at least equal to costs of hatchery operation and operate efficiently so that at least 2/3 of the fish are harvestable by common property fisheries.

See Table “A” Next Page.

Table – A

**Tutka Bay Lagoon Hatchery Adult Pink Salmon
Harvest Between CIAA Cost Recovery & Common Property
Compared to the Goals & Objectives of Permit N0. 32 & Basic Management Plan
1994 to 2011**



Data Source: ADF&G 2018 Lower Cook Inlet Area Finfish Management Report.
For Questions Contact: Alan Parks at, alan.parks@icloud.com

Cook Inlet Aquaculture Association exceeded the annual collection amount of permitted pink salmon eggs by over 50 million eggs every year from 1994 to 2003 (see attached Table – B)

The Tutka Bay Lagoon Basic Management Plan clearly states,

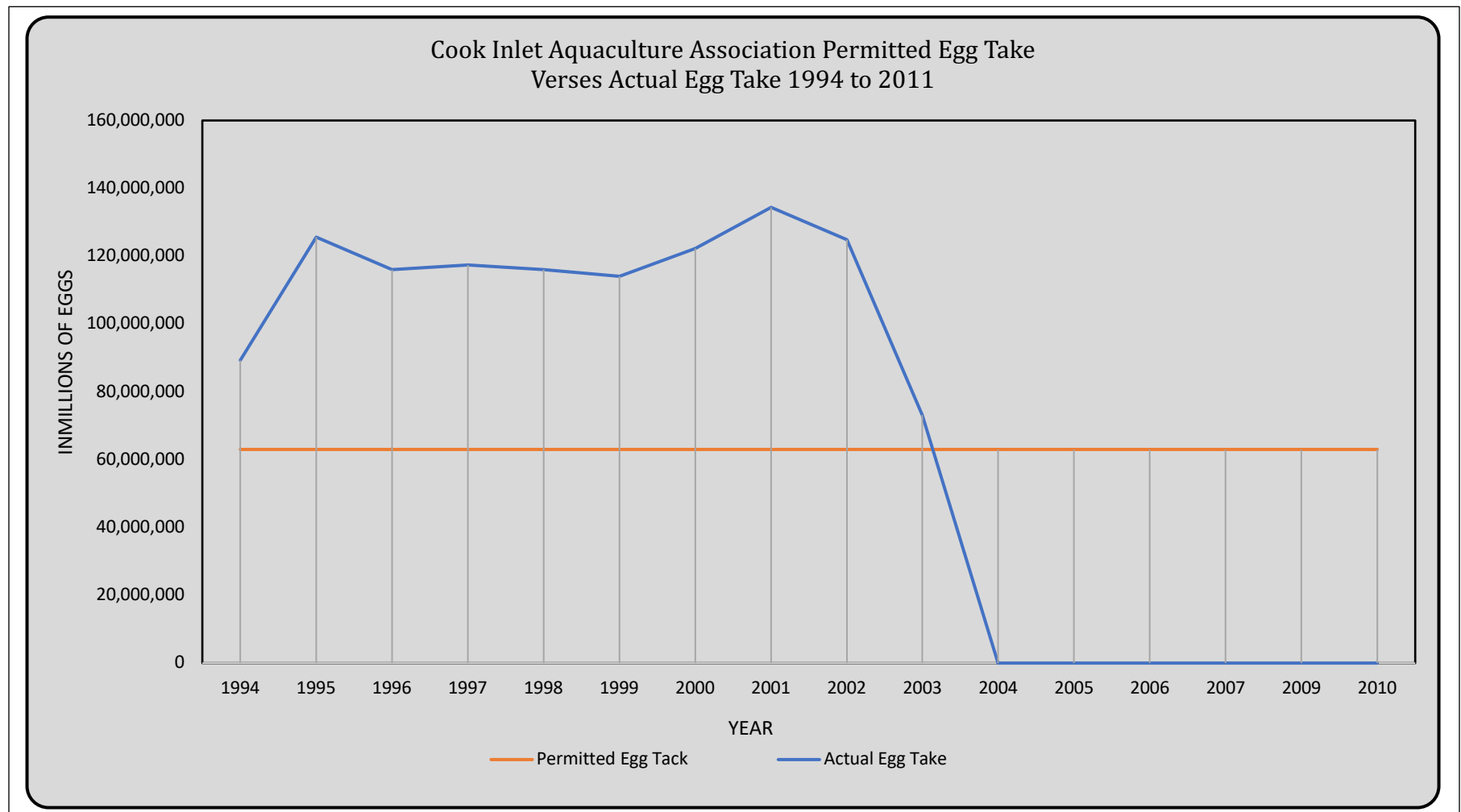
3.1 Development Schedule

*Approximately **63 million eggs** will be collected **initially**. Given past hatchery performance, 63 million eggs should yield 50 million fry at maximum production from the facility as currently configured. As rearing capacity of the release sites becomes more **clearly defined**, as **additional release sites are developed** and as **land and water use permits are obtained**, egg collections **may** increase to **125 million**.*

Private Nonprofit Permit NO. 32 and Basic Management Plan for the Tutka Bay Lagoon Hatchery did not allow Cook Inlet Aquaculture Association to **initially** collect more than, “Approximately **63 million eggs**”. The Basic Management Plan was clear, Cook Inlet Aquaculture Association was to define and develop additional *release sites*, obtained land and water use permits and then, “egg collections **may** increase to **125 million**”. Cook Inlet Aquaculture Association never followed the development schedule and by doing so, violated the Basic Management Plan, 1994 to 2003

See Table “B” Next Page.

Table - B



Data Source: Cook Inlet Aquaculture Association Annual Management Plan
For Questions contact Alan Parks at alan.parks@icloud.com

The language of the development schedule is clear that the rearing of salmon eggs in Tutka Bay Lagoon was never to exceed 63 million eggs.

Stuffing Tutka Bay Lagoon with salmon smolts, dumping thousands of pounds (60,000lbs. to 80,000lbs.) of salmon smolt feed every summer into the lagoon, and then returning adult pink salmon go unharvested (thousands to hundreds of thousands), these operating practices are repeated every year by Cook Inlet Aquaculture Association are in direct violation of CIAA's contractual agreement with Alaska Department of Fish & Game.

CIAA's violations lack of stewardship that has had an adverse effect of the health and biodiversity of Tutka Bay Lagoon.

Violations of contractual agreement with Alaska Department of Fish & Game (agreement "For Professional Services No: IHP-100 attached) by clearing land of and building structures in Kachemak Bay State Park land.

Cook Inlet Aquaculture Association has developed Land outside the Interagency Land Management Assignment between Alaska Department of Fish & Game and Alaska Department of Natural Resources. Service Agreement IHP-100 states *"The Contractor shall be responsible for complying with the terms and conditions of the ILMA and any additional amendments."*

See screen shots of ILMA land in following pages.

Screen shot “A” clearly shows buildings outside property lines of ILMA.



Screen Shot "B" Shows, buildings approximately 130' outside property lines of ILMA



Screen Shot "C" Shows an area outside of the property lines of the ILMA by 0.54ac



Cook Inlet Aquaculture Association is in violation of contract for services No: IHP-100, by contracting Cook Inlet Aquaculture Association Board and their family members for services.

Board members and their family are directly benefiting with receiving monetary compensation.

Service Agreement IHP-100 states under, "Article 13. Officials Not to Benefit. Contractor must comply with all applicable federal or state laws regulating ethical conduct of public officers and employees"

Below are some of Cook Inlet Aquaculture Association, IRS Form 990, Schedule L.

Schedule L (Form 990 or 990-EZ) 2012		2012 Form 990 Schedule L		Page 2	
Part IV Business Transactions Involving Interested Persons.					
Complete if the organization answered "Yes" on Form 990, Part IV, line 28a, 28b, or 28c.					
(a) Name of interested person	(b) Relationship between interested person and the organization	(c) Amount of transaction	(d) Description of transaction	(e) Sharing of organization's revenues?	
				Yes	No
(1) Robert Roth	Son of Direc	5,200	Collect broodstock		No
(2) James Roth	Son of Direc	111,706	Transport fish		No

Schedule L (Form 990 or 990-EZ) 2013		2013 Form 990 Schedule L		Page 2	
Part IV Business Transactions Involving Interested Persons.					
Complete if the organization answered "Yes" on Form 990, Part IV, line 28a, 28b, or 28c.					
(a) Name of interested person	(b) Relationship between interested person and the organization	(c) Amount of transaction	(d) Description of transaction	(e) Sharing of organization's revenues?	
				Yes	No
(1) James Roth	Son of Direc	51,700	Transport fish		No
(2) Paul Roth	BOD Member	35,720	Transport Fish		No

Schedule L (Form 990 or 990-EZ) 2014		2014 Form 990 Schedule L		Page 2	
Part IV Business Transactions Involving Interested Persons.					
Complete if the organization answered "Yes" on Form 990, Part IV, line 28a, 28b, or 28c.					
(a) Name of interested person	(b) Relationship between interested person and the organization	(c) Amount of transaction	(d) Description of transaction	(e) Sharing of organization's revenues?	
				Yes	No
(1) James Roth	Son of Direc	49,500	Transport fish		No
(2) Paul Roth	BOD Member	15,275	Transport Fish		No
(3) Mark Roth	BOD Member	30,339	Transport Fish		No

Part IV Business Transactions Involving Interested Persons.

Complete if the organization answered "Yes" on Form 990, Part IV, line 28a, 28b, or 28c.

(a) Name of interested person	(b) Relationship between interested person and the organization	(c) Amount of transaction	(d) Description of transaction	(e) Sharing of organization's revenues?	
				Yes	No
(1) MARK ROTH	BOARD OF DIRECTORS MEMBER	97	TRANSPORT FISH		No
(2) PAUL ROTH	BOARD OF DIRECTORS MEMBER	42,481	TRANSPORT FISH		No
(3) JAMES ROTH	SON OF DIRECTOR	58,000	TRANSPORT FISH		No

Part IV Business Transactions Involving Interested Persons.

Complete if the organization answered "Yes" on Form 990, Part IV, line 28a, 28b, or 28c.

(a) Name of interested person	(b) Relationship between interested person and the organization	(c) Amount of transaction	(d) Description of transaction	(e) Sharing of organization's revenues?	
				Yes	No
(1) PAUL ROTH	BOARD OF DIRECTORS MEMBER	18,000	TRANSPORT FISH		No

Part IV Business Transactions Involving Interested Persons.

Complete if the organization answered "Yes" on Form 990, Part IV, line 28a, 28b, or 28c.

(a) Name of interested person	(b) Relationship between interested person and the organization	(c) Amount of transaction	(d) Description of transaction	(e) Sharing of organization's revenues?	
				Yes	No
(1) James Roth	Brother of Directors	12,500	Transport Fish		No
(2) Mark Roth	Father of Directors	9,000	Transport Fish		No

Kachemak Bay State Park Land Used As Collateral For A CIAA Loan With Alaska Department Commerce, Community and Economic Development

Deed of Trust: The leasehold estate as to that portion of the land within U.S. Survey No. 510, situated on the S. shore of Port Graham, AK of the Seldovia Dist, State of AK KPB Asses.

Deed of Trust: Lot 4, Blk 4, Tract B; Lot 1, Blk 5, Tract B; Port Graha Townsite, Township 9 S, Range 15 W., Section 33, Seward Meridian, Seldovia Recording Dist., 3rd Judicial Dist., State of AK KPB Total \$26,000 Owner: Port Graham Village Council

Deed of Trust: 6.84 acres all situated within Section 36, Township 8 South, Range 13 West, S.M., AK lying at the SE end of **Tutka Bay Lagoon** KPB Assessment -Land- \$105,600 Improvements- \$987,000. Total \$1,091,000 -

Deed of Trust: Lot Eight (8), Block One (1), MERIDIANPARK SUB, Plat 85-2, filed in the Seward Recording District, 3rd Judicial Dist, AK 33580 Bear Creek Rd KPB Land- \$40,700 Buildings \$151,100 Total \$191,800 Owner: CIAA

Equipment, furniture, fixtures, accessions all property, leasehold improvements, inventory, equipment, returning fish now owned or hereafter acquired by CIAA.

All equipment, furniture and fixtures; whether any of the foregoing is owned now or acquired later; accessions, additions, replacements, and substitutions relating to any of the foregoing; records of any kind relating to any of the foregoing; all proceeds relating to any of the foregoing (including insurance, general intangibles and accounts proceeds) all property, all leasehold improvements, inventory, equipment, returning fish now owned and hereafter acquired by CIAA; Assignment of Future Revenues and Proceeds of Sales of Surplus Fish and Eggs.

All property now owned or hereafter acquired by CIAA and an Assignment of Future Revenues and proceeds of Sales of Surplus Fish and Eggs.

All property, contract rights, Inventory, accounts receivable, equipment and all returning fish owned and hereafter acquired by CIAA and proceeds therefrom, and all revenues of CIAA including the proceeds from sale of Fish and Eggs. Assignment of Future Revenues and Proceeds of Sales of Fish Eggs.

Real Property Owned By Port Graham Village Council
Value of Collateral \$46,000

Real Property Owned By
The State of Alaska
\$1,091,600.00

Real Property Owned By Cook Inlet Aquaculture Association
Value of Collateral \$191,800.00

It is improper for Alaska Department of Natural Resources to allow Kachemak Bay State Park Land to be used as collateral for a loan to a private entity, it is equally improper for the Alaska Department Commerce, Community and Economic Development to accept Kachemak Bay State Park Land as collateral for a loan to a private entity.

Total Known Value of **Collateral** of all CIAA Loans with DCCED is, **\$1,318,600.00**

Approximate **Current Balance** of all CIAA Loans with DCCED is, **\$15,800,000.00**

List of All CIAA Loans with DCCED Below

---Each Loan is Assigned a Color & Corresponding Loan Colored Dot.
---A Corresponding Colored Dot is Next to the Collateral Box Securing That Loan.

Loan Number	Loan Year	Loan Amount
*0802146	1992	\$900,000.00
0802865	2000	\$250,000.00
0802920	2001	\$350,000.00
0802953	2002	\$137,500.00
0803013	2003	\$800,000.00
0803382	2008	\$750,000.00
0803569	2012	\$1,200,000.00
0803657	2013	\$1,598,340.00
0803646	2014	\$656,000.00
0803701	2014	\$2,865,300.00
0803789	2015	\$1,283,060.00
0803833	2016	\$922,500.00
0803910	2017	\$165,723.00
0803932	2017	\$2,539,290.00
0803965	2018	\$311,792.00
0803976	2018	\$3,093,010.00

Total Amount of DCCED Approved Loans to CIAA From 1992 to 2018 is \$17,822,515.00

*Loan Paid off not included in loan balance

From: Alan Parks
Phone: 907-399-3096
Email: alan@alanswatertaxi.com

To: House Resources Committee Chairman Rep. Josiah Patkotak and Resources Committee Members, Rep. Calvin Schrage, Rep. Mike Cronk, Rep. Zack Fields, Rep. Ronald Gillham
Rep. Sara Hannan, Rep. Frier Hopkins, Rep. Thomas McKay, Rep. George Rauscher

Dear Chairman Rep Josiah Patkotak and Resources Committee Members,
I urge you to carefully review the information contained on this document and vote no on HB 52.
If you have any questions please contact me.
Thank you, Alan Parks

Data Source: DCCED

Leasehold Improvements and assignment of lease on the Port Graham Hatchery Buildings.

All equipment, furniture and fixtures; whether any of the foregoing is owned now or acquired later; all accessions, additions, replacements, and substitutions relating to any of the foregoing; all records of any kind relating to any of the foregoing; all proceeds relating to any of the foregoing (including insurance, general intangibles and accounts proceeds) and all property, all leasehold improvements, inventory, equipment, returning fish now owned and hereafter acquired by Cook Inlet Aquaculture Association (CIAA); including but not limited to Wavemaster Net Pen Complex, Eggtake Platform, NOPAD Incubators, Mooring System, Adult Nets, Fry Nets, Anti Predator Nets, Freshwater Lens Liner, Fish Pump, Electro Anesthesia System, Ingerstoll - Rand VR90B Forklift, and HDPE Water Line.

All equipment, furniture and fixtures; whether any of the foregoing is owned now or acquired later; all accessions, additions, replacements, and substitutions relating to any of the foregoing; all records of any kind relating to any of the foregoing; all proceeds relating to any of the foregoing (including insurance, general intangibles and accounts proceeds) and all property, all leasehold improvements, inventory, equipment, returning fish now owned and hereafter acquired by CIAA and an Assignment of Future Revenues and Proceeds of the **Salmon Enhancement Tax** and Sales of Surplus Fish and Eggs.

Kachemak Bay State Park Land Used As Collateral For A CIAA Loan With Alaska Department Commerce, Community and Economic Development

Deed of Trust: The leasehold estate as to that portion of the land within U.S. Survey No. 510, situated on the S. shore of Port Graham, AK of the Seldovia Dist, State of AK KPB Asses.

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Deed of Trust: 6.84 acres all situated within Section 36, Township 8 South, Range 13 West, S.M., AK lying at the SE end of **Tutka Bay Lagoon** KPB Assessment -Land- \$105,600 Improvements- \$987,000. Total \$1,091,000 -

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How to Read, Follow and Interpret the Chart

Chose an loan from the, List of All CIAA Loans with DCCED, as example - **#080378**

Each Loan is Assigned a Color & Corresponding Loan Colored Dot.

Look for the corresponding colored dot next to a collateral box along the side of the chart (or several collateral boxes) Securing that loan.

Regarding Loan **#0803789** the information contained on

the chart indicates, the value of the collateral securing

loan **#0803789** is unknown, in addition the same collateral for

loan **#0803789** is being used as security for these loans as

indicated by the dots placed next to the collateral box,

Caveats of chart, with the available information I believe the chart to be true and accurate, realizing that there may be additional information not available that could change the outcome.

List of All CIAA Loans with DCCED Below

---Each Loan is Assigned a Color & Corresponding Loan Colored Dot.
---A Corresponding Colored Dot is Next to the Collateral Box Securing That Loan.

Loan Number	Loan Year	Loan Amount
*0802146	1992	\$900,000.00
0802865	2000	\$250,000.00
0802920	2001	\$350,000.00
0802953	2002	\$137,500.00
0803013	2003	\$800,000.00
0803382	2008	\$750,000.00
0803569	2012	\$1,200,000.00
0803657	2013	\$1,598,340.00
0803646	2014	\$656,000.00
0803701	2014	\$2,865,300.00
0803789	2015	\$1,283,060.00
0803833	2016	\$922,500.00
0803910	2017	\$165,723.00
0803932	2017	\$2,539,290.00
0803965	2018	\$311,792.00
0803976	2018	\$3,093,010.00

Total Amount of DCCED Approved Loans to CIAA From 1992 to 2018 is \$17,822,515.00

*Loan Paid off not included in loan balance

Equipment, furniture, fixtures, accessions all property, leasehold improvements, inventory, equipment, returning fish now owned or hereafter acquired by CIAA.

Unknown Value of this Collateral

All equipment, furniture and fixtures; whether any of the foregoing is owned now or acquired later; accessions, additions, replacements, and substitutions relating to any of the foregoing; records of any kind relating to any of the foregoing; all proceeds relating to any of the foregoing (including insurance, general intangibles and accounts proceeds) all property, all leasehold improvements, inventory, equipment, returning fish now owned and hereafter acquired by CIAA; Assignment of Future Revenues and Proceeds of Sales of Surplus Fish and Eggs.

Unknown Value of this Collateral

All property now owned or hereafter acquired by CIAA and an Assignment of Future Revenues and proceeds of Sales of Surplus Fish and Eggs.

Unknown Value of this Collateral

All property, contract rights, Inventory, accounts receivable, equipment and all returning fish owned and hereafter acquired by CIAA and proceeds of the foregoing, and all revenues of CIAA including the proceeds from sale of Fish and Eggs. Assignment of Future Revenues and Proceeds of Sales of Fish and Eggs.

Unknown Value of this Collateral

#080396

#080397

#080391

#080393

Committee Members,

er

ote no on HB 52.

Data Source: DCCED

Leasehold Improvements and assignment of lease on the Port Graham Hatchery Buildings.

Unknown Value of this Collateral

All equipment, furniture and fixtures; whether any of the foregoing is owned now or acquired later; all accessions, additions, replacements, and substitutions relating to any of the foregoing; all records of any kind relating to any of the foregoing; all proceeds relating to any of the foregoing (including insurance, general intangibles and accounts proceeds) and all property, all leasehold improvements, inventory, equipment, returning fish now owned and hereafter acquired by Cook Inlet Aquaculture Association (CIAA); including but not limited to Wavemaster Net Pen Complex, Eggtake Platform, NOPAD Incubators, Mooring System, Adult Nets, Fry Nets, Anti Predator Nets, Freshwater Lens Liner, Fish Pump, Electro Anesthesia System, Ingerstoll - Rand VR90B Forklift, and HDPE Water Line.

Unknown Value of this Collateral

All equipment, furniture and fixtures; whether any of the foregoing is owned now or acquired later; all accessions, additions, replacements, and substitutions relating to any of the foregoing; all records of any kind relating to any of the foregoing; all proceeds relating to any of the foregoing (including insurance, general intangibles and accounts proceeds) and all property, all leasehold improvements, inventory, equipment, returning fish now owned and hereafter acquired by CIAA and an Assignment of Future Revenues and Proceeds of the **Salmon Enhancement Tax** and Sales of Surplus Fish and Eggs.

Unknown Value of this Collateral

Alan Parks
1293 Beluga Ct.
Homer, AK 99603
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alan@alanswatertaxi.com

February 14th, 2022

Dear Chairman Rep. Josiah Patkotak and Resources Committee Members,
Rep. Calvin Schrage, Rep. Mike Cronk, Rep. Zack Fields, Rep. Ronald Gillham
Rep. Sara Hannan, Rep. Frier Hopkins, Rep. Thomas McKay, Rep. George Rauscher,

I'm sending the House Resources Committee seven photographs of Tutka Bay Lagoon taken in 2017.

As you consider HB52 please review the photographs documenting the hundreds of thousands of adult pink salmon produced at the Tutka Bay Lagoon Hatchery that go unharvested year after year.

Thank you,
Alan Parks

A photograph showing a large number of dead pink salmon floating in the water of Tutka Bay Lagoon. The fish are mostly white and yellow, indicating they are dead. They are concentrated in the center of the image, with some scattered along the rocky shore on the right. The water is dark and rippled. The shore is covered in dark, wet rocks and seaweed.

Dead Pink Salmon, Tutka Bay Lagoon, Late September 2017

A large number of dead pink salmon are lying on a dark, muddy shore. The fish are mostly silver with some pinkish-red on their sides, and they are scattered across the entire frame. The water is dark and murky, and the shore is covered in mud and debris. The text "Dead Pink Salmon In Channel Going Into Tutka Bay Lagoon" is overlaid in the top left corner.

Dead Pink Salmon In Channel Going
Into Tutka Bay Lagoon

Text

Dead Pink Salmon, Where Lagoon Channel Enters the Tutka Bay Lagoon. Late September 2017



**Low Tide Were Channel Meets Tutka Bay Lagoon,
Gulls Feeding on Dead Salmon,
Late September 2017**



Dead Pink Salmon On Banks



Scum on Tutka Bay Lagoon Surface



Dead Pink Salmon in Tutka Bay Lagoon With Hatchway in Top Left, Late of September 2017

Dead Pink Salmon In Tutka Bay Lagoon, Late September 2017

