

Alaska Native Claims Settlement Act

Withdrawal of public lands

43 U.S.C. § 1610

(a) Description of withdrawn public lands; exceptions; National Wildlife Refuge lands exception; time of withdrawal

(1) The following public lands are withdrawn, subject to valid existing rights, from all forms of appropriation under the public land laws, including the mining and mineral leasing laws, and from selection under the Alaska Statehood Act, as amended:

(A) The lands in each township that encloses all or part of any Native village identified pursuant to subsection (b) of this section;

(B) The lands in each township that is contiguous to or corners on the township that encloses all or part of such Native village; and

(C) The lands in each township that is contiguous to or corners on a township containing lands withdrawn by paragraph (B) of this subsection.

The following lands are excepted from such withdrawal: lands in the National Park System and lands withdrawn or reserved for national defense purposes other than Naval Petroleum Reserve Numbered 4.

(2) All lands located within the townships described in subsection (a)(1) hereof that have been selected by, or tentatively approved to, but not yet patented to, the State under the Alaska Statehood Act are withdrawn, subject to valid existing rights, from all forms of appropriation under the public land laws, including the mining and mineral leasing laws, and from the creation of third party interests by the State under the Alaska Statehood Act.

(3)(A) If the Secretary determines that the lands withdrawn by subsections (a)(1) and (2) hereof are insufficient to permit a Village or Regional Corporation to select the acreage it is entitled to select, the Secretary shall withdraw three times the deficiency from the nearest unreserved, vacant and unappropriated public lands. In making this withdrawal the Secretary shall, insofar as possible, withdraw public lands of a character similar to those on which the village is located and in order of their proximity to the center of the Native village: Provided, That if the Secretary, pursuant to section 1616, and 1621(e) of this title determines there is a need to expand the boundaries of a National Wildlife Refuge to replace any acreage selected in the Wildlife Refuge System by the Village Corporation the withdrawal under this section shall not include lands in the Refuge.

(B) The Secretary shall make the withdrawal provided for in subsection (3)(A) hereof on the basis of the best available information within sixty days of December 18, 1971, or as soon thereafter as practicable.

(b) List of Native villages subject to chapter; review; eligibility for benefits; expiration of withdrawals for villages; alternative eligibility; eligibility of unlisted villages

(1) The Native villages subject to this chapter are as follows:

NAME OF PLACE AND REGION

- Afognak, Afognak Island.
- Akhiok, Kodiak.
- Akiachak, Southwest Coastal Lowland.
- Akiak, Southwest Coastal Lowland.
- Akutan, Aleutian.
- Alakanuk, Southwest Coastal Lowland.
- Alatna, Koyukuk-Lower Yukon.
- Aleknagik, Bristol Bay.
- Allakaket, Koyukuk-Lower Yukon.
- Ambler, Bering Strait.
- Anaktuvuk Pass, Arctic Slope.
- Andreefsey, Southwest Coastal Lowland.
- Aniak, Southwest Coastal Lowland.
- Anvik, Koyukuk-Lower Yukon.
- Arctic Village, Upper Yukon-Porcupine.
- Atka, Aleutian.
- Atkasook, Arctic Slope.
- Atmautluak, Southwest Coastal Lowland.
- Barrow, Arctic Slope.
- Beaver, Upper Yukon-Porcupine.
- Belkofsky, Aleutian.
- Bethel, Southwest Coastal Lowland.
- Bill Moore's, Southwest Coastal Lowland.
- Biorka, Aleutian.
- Birch Creek, Upper Yukon-Porcupine.
- Brevig Mission, Bering Strait.
- Buckland, Bering Strait.
- Candle, Bering Strait.
- Cantwell, Tanana.
- Canyon Village, Upper Yukon-Porcupine.
- Chalkyitsik, Upper Yukon-Porcupine.
- Chanilut, Southwest Coastal Lowland.
- Cherfornak, Southwest Coastal Lowland.
- Chevak, Southwest Coastal Lowland.
- Chignik, Kodiak.
- Chignik Lagoon, Kodiak.
- Chignik Lake, Kodiak.
- Chistochina, Copper River.
- Chitina, Copper River.
- Chukwuktoligamute, Southwest Coastal Lowland.
- Circle, Upper Yukon-Porcupine.
- Clark's Point, Bristol Bay.
- Copper Center, Copper River.
- Crooked Creek, Upper Kuskokwim.
- Deering, Bering Strait.
- Dillingham, Bristol Bay.
- Dot Lake, Tanana.

- Eagle, Upper Yukon-Porcupine.
- Eek, Southwest Coastal Lowland.
- Egegik, Bristol Bay.
- Eklutna, Cook Inlet.
- Ekuk, Bristol Bay.
- Ekwok, Bristol Bay.
- Elim, Bering Strait.
- Emmonak, Southwest Coastal Lowland.
- English Bay, Cook Inlet.
- False Pass, Aleutian.
- Fort Yukon, Upper Yukon-Porcupine.
- Gakona, Copper River.
- Galena, Koyukuk-Lower Yukon.
- Gambell, Bering Sea.
- Georgetown, Upper Kuskokwim.
- Golovin, Bering Strait.
- Goodnews Bay, Southwest Coastal Lowland.
- Grayling, Koyukuk-Lower Yukon.
- Gulkana, Copper River.
- Hamilton, Southwest Coastal Lowland.
- Holy Cross, Koyukuk-Lower Yukon.
- Hooper Bay, Southwest Coastal Lowland.
- Hughes, Koyukuk-Lower Yukon.
- Huslia, Koyukuk-Lower Yukon.
- Igiugig, Bristol Bay.
- Iliamna, Cook Inlet.
- Inalik, Bering Strait.
- Ivanof Bay, Aleutian.
- Kaguyak, Kodiak.
- Kaktovik, Arctic Slope.
- Kalskag, Southwest Coastal Lowland.
- Kaltag, Koyukuk-Lower Yukon.
- Karluk, Kodiak.
- Kasigluk, Southwest Coastal Lowland.
- Kiana, Bering Strait.
- King Cove, Aleutian.
- Kipnuk, Southeast Coastal Lowland.
- Kivalina, Bering Strait.
- Kobuk, Bering Strait.
- Kokhanok, Bristol Bay.
- Koliganek, Bristol Bay.
- Kongiganak, Southwest Coastal Lowland.
- Kotlik, Southwest Coastal Lowland.
- Kotzebue, Bering Strait.
- Koyuk, Bering Strait.
- Koyukuk, Koyukuk-Lower Yukon.
- Kwethluk, Southwest Coastal Lowland.
- Kwigillingok, Southwest Coastal Lowland.
- Larsen Bay, Kodiak.
- Levelock, Bristol Bay.
- Lime Village, Upper Kuskokwim.

- Lower Kalskag, Southwest Coastal Lowland.
- McGrath, Upper Kuskokwim.
- Makok, Koyukuk-Lower Yukon.
- Manley Hot Springs, Tanana.
- Manokotak, Bristol Bay.
- Marshall, Southwest Coastal Lowland.
- Mary's Igloo, Bering Strait.
- Medfra, Upper Kuskokwim.
- Mekoryuk, Southwest Coastal Lowland.
- Mentasta Lake, Copper River.
- Minchumina Lake, Upper Kuskokwim.
- Minto, Tanana.
- Mountain Village, Southwest Coastal Lowland.
- Nabesna Village, Tanana.
- Naknek, Bristol Bay.
- Napaimute, Upper Kuskokwim.
- Napakiak, Southwest Coastal Lowland.
- Napaskiak, Southwest Coastal Lowland.
- Nelson Lagoon, Aleutian.
- Nenana, Tanana.
- Newhalen, Cook Inlet.
- New Stuyahok, Bristol Bay.
- Newtok, Southwest Coastal Lowland.
- Nightmute, Southwest Coastal Lowland.
- Nikolai, Upper Kuskokwim.
- Nikolski, Aleutian.
- Ninilchik, Cook Inlet.
- Noatak, Bering Strait.
- Nome, Bering Strait.
- Nondalton, Cook Inlet.
- Nooiksut, Arctic Slope.
- Noorvik, Bering Strait.
- Northeast Cape, Bering Sea.
- Northway, Tanana.
- Nulato, Koyukuk-Lower Yukon.
- Nunapitchuk, Southwest Coastal Lowland.
- Ohogamiut, Southwest Coastal Lowland.
- Old Harbor, Kodiak.
- Oscarville, Southwest Coastal Lowland.
- Ouzinkie, Kodiak.
- Paradise, Koyukuk-Lower Yukon.
- Pauloff Harbor, Aleutian.
- Pedro Bay, Cook Inlet.
- Perryville, Kodiak.
- Pilot Point, Bristol Bay.
- Pilot Station, Southwest Coastal Lowland.
- Pitkas Point, Southwest Coastal Lowland.
- Platinum, Southwest Coastal Lowland.
- Point Hope, Arctic Slope.
- Point Lay, Arctic Slope.
- Portage Creek (Ohgsenakale), Bristol Bay.

- Port Graham, Cook Inlet.
- Port Heiden (Meshick), Aleutian.
- Port Lions, Kodiak.
- Quinhagak, Southwest Coastal Lowland.
- Rampart, Upper Yukon-Porcupine.
- Red Devil, Upper Kuskokwim.
- Ruby, Koyukuk-Lower Yukon.
- Russian Mission or Chauthalue (Kuskokwim), Upper Kuskokwim.
- Russian Mission (Yukon), Southwest Coastal Lowland.
- St. George, Aleutian.
- St. Mary's, Southwest Coastal Lowland.
- St. Michael, Bering Strait.
- St. Paul, Aleutian.
- Salamatof, Cook Inlet.
- Sand Point, Aleutian.
- Savonoski, Bristol Bay.
- Savoonga, Bering Sea.
- Scammon Bay, Southwest Coastal Lowland.
- Selawik, Bering Strait.
- Seldovia, Cook Inlet.
- Shageluk, Koyukuk-Lower Yukon.
- Shaktoolik, Bering Strait.
- Sheldon's Point, Southwest Coastal Lowland.
- Shishmaref, Bering Strait.
- Shungnak, Bering Strait.
- Slana, Copper River.
- Sleetmute, Upper Kuskokwim.
- South Naknek, Bristol Bay.
- Squaw Harbor, Aleutian.
- Stebbins, Bering Strait.
- Stevens Village, Upper Yukon-Porcupine.
- Stony River, Upper Kuskokwim.
- Takotna, Upper Kuskokwim.
- Tanacross, Tanana.
- Tanana, Koyukuk-Lower Yukon.
- Tatilek, Chugach.
- Tazlina, Copper River.
- Telida, Upper Kuskokwim.
- Teller, Bering Strait.
- Tetlin, Tanana.
- Togiak, Bristol Bay.
- Toksook Bay, Southwest Coastal Lowland.
- Tulusak, Southwest Coastal Lowland.
- Tuntutuliak, Southwest Coastal Lowland.
- Tununak, Southwest Coastal Lowland.
- Twin Hills, Bristol Bay.
- Tyonek, Cook Inlet.
- Ugashik, Bristol Bay.
- Unalakleet, Bering Strait.
- Unalaska, Aleutian.
- Unga, Aleutian.

- Uyak, Kodiak.
- Venetie, Upper Yukon-Porcupine.
- Wainwright, Arctic Slope.
- Wales, Bering Strait.
- White Mountain, Bering Strait.

(2) Within two and one-half years from December 18, 1971, the Secretary shall review all of the villages listed in subsection (b)(1) hereof, and a village shall not be eligible for land benefits under section 1613(a) and (b) of this title, and any withdrawal for such village shall expire, if the Secretary determines that

(A) less than twenty-five Natives were residents of the village on the 1970 census enumeration date as shown by the census or other evidence satisfactory to the Secretary, who shall make findings of fact in each instance; or,

(B) the village is of a modern and urban character, and the majority of the residents are non-Native.

Any Native group made ineligible by this subsection shall be considered under section 1613(h) of this title.

(3) Native villages not listed in subsection (b)(1) hereof shall be eligible for land and benefits under this chapter and lands shall be withdrawn pursuant to this section if the Secretary within two and one-half years from December 18, 1971, determines that

(A) twenty-five or more Natives were residents of an established village on the 1970 census enumeration date as shown by the census or other evidence satisfactory to the Secretary, who shall make findings of fact in each instance; and

(B) the village is not of a modern and urban character, and a majority of the residents are Natives.



Content current as of February 7, 1998
Page last revised February 7, 1998

Compliments of Landye Bennett Blumstein LLP



Created and maintained by Bob Hume

© 1996-1998 Robert H. Hume, Jr. and Landye Bennett Blumstein LLP

Alaska Native Claims Settlement Act

Withdrawal and selection of public lands; funds in lieu of acreage

43 U.S.C. § 1615

(a) **Withdrawal of public lands; list of Native villages.** All public lands in each township that encloses all or any part of a Native village listed below, and in each township that is contiguous to or corners on such township, except lands withdrawn or reserved for national defense purposes, are hereby withdrawn, subject to valid existing rights, from all forms of appropriation under the public land laws, including the mining and mineral leasing laws, and from selection under the Alaska Statehood Act, as amended:

- Angoon, Southeast.
- Craig, Southeast.
- Hoonah, Southeast.
- Hydaburg, Southeast.
- Kake, Southeast.
- Kasaan, Southeast.
- Klawock, Southeast.
- Saxman, Southeast.
- Yakutat, Southeast.

(b) **Native land selections; Village Corporations for listed Native villages; acreage; proximity of selections; conformity to Lands Survey System.** During a period of three years from December 18, 1971, each Village Corporation for the villages listed in subsection (a) of this section shall select, in accordance with rules established by the Secretary, an area equal to 23,040 acres, which must include the township or townships in which all or part of the Native village is located, plus, to the extent necessary, withdrawn lands from the townships that are contiguous to or corner on such townships. All selections shall be contiguous and in reasonably compact tracts, except as separated by bodies of water, and shall conform as nearly as practicable to the United States Lands Survey System.

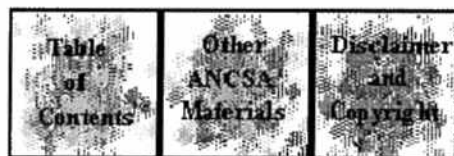
(c) **Tlingit-Haida settlement.** The funds appropriated by the Act of July 9, 1968 (82 Stat. 307), to pay the judgment of the Court of Claims in the case of The Tlingit and Haida Indians of Alaska, et al. against The United States, numbered 47,900, and distributed to the Tlingit and Haida Indians pursuant to the Act of July 13, 1970 (84 Stat. 431), are in lieu of the additional acreage to be conveyed to qualified villages listed in section 1610 of this title.

(d) **Withdrawal of lands for selection for village of Klukwan; benefits under this chapter; existing entitlements; forest reserves; quitclaims to Chilkat Indian Village; location, character, and value of lands to be withdrawn; withdrawal and selection periods; nonwithdrawal of lands selected or nominated for selection by other Native Corporation or located on Admiralty Island**

(1) The Secretary is authorized and directed to withdraw seventy thousand acres of public lands, as defined in section 1602 of this title, in order that the Village Corporation for the village of Klukwan may select twenty-three thousand and forty acres of land. Such Corporation and the shareholders thereof shall otherwise participate fully in the benefits provided by this chapter to the same

extent as they would have participated had they not elected to acquire title to their former reserve as provided by section 1618(b) of this title: Provided, That nothing in this subsection shall affect the existing entitlement of any Regional Corporation to lands pursuant to section 1613(h)(8) of this title: Provided further, That no such lands shall be withdrawn from an area previously withdrawn as a forest reserve without prior consultation with the Secretary of Agriculture: Provided further, That the foregoing provisions of this subsection shall not become effective unless and until the Village Corporation for the village of Klukwan shall quitclaim to Chilkat Indian Village, organized under the provisions of the Act of June 18, 1934 (48 Stat. 984), as amended by the Act of May 1, 1936 (49 Stat. 1250), all its right, title, and interest in the lands of the reservation defined in and vested by the Act of September 2, 1957 (71 Stat. 596), which lands are hereby conveyed and confirmed to said Chilkat Indian Village in fee simple absolute, free of trust and all restrictions upon alienation, encumbrance, or otherwise: Provided further, That the United States and the Village Corporation for the village of Klukwan shall also quitclaim to said Chilkat Indian Village any right or interest they may have in and to income derived from the reservation lands defined in and vested by the Act of September 2, 1957, after December 18, 1971, and prior to January 2, 1976.

(2) The lands withdrawn by the Secretary pursuant to paragraph (1) of this subsection shall be located in the southeastern Alaska region and shall be of similar character and comparable value, to the extent possible, to those of the Chilkat Valley surrounding the village of Klukwan. Such withdrawal shall be made within six months of October 4, 1976, and the Village Corporation for the village of Klukwan shall select, within one year from the time that the withdrawal is made, and be conveyed, twenty-three thousand and forty acres. None of the lands withdrawn by the Secretary for selection by the Village Corporation for the village of Klukwan shall have been selected by, or be subject to an outstanding nomination for selection by, any other Native Corporation organized pursuant to this chapter, or located on Admiralty Island.



Content current as of February 7, 1998
Page last revised February 7, 1998

Compliments of Landye Bennett Blumstein LLP



Created and maintained by Bob Hume

© 1996-1998 Robert H. Hume, Jr. and Landye Bennett Blumstein LLP