



LAWS OF ALASKA

1966

Source:

SB 262 am by House

Chapter No.:

96

AN ACT

Relating to prospecting permits and locations on state shorelands, tidelands, and submerged lands; and providing for an effective date.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. AS 38.05.250(a) is amended to read:

Sec. 38.05.250. TIDE AND SUBMERGED LANDS. (a) The exclusive right to prospect for deposits of minerals subject to secs. 185 - 275 of this chapter in or on tide and submerged state lands may be granted by a permit issued by the director. Permits shall be granted to the first qualified applicant. No permit shall include an area larger than 2,560 acres, subject to the rule of approximation. Lands subject to a prospecting permit shall be as compact in form as possible taking into consideration the area involved. The term of the permit shall be 10 years. Prospecting permits shall be conditioned upon payment of rental against which credit shall be given for useful expenditures on land covered by the permit or group of contiguous permits under common ownership or assignment. The rental shall be \$1 per acre for the first two-year period of the permit, payable

at the end of the period, and \$1 per acre for each year thereafter, payable at the end of each year. No minerals from lands under a prospecting permit may be mined and marketed or used, except for limited amounts necessary for sampling or testing.

* Sec. 2. Permits issued under AS 38.05.250 that are in effect on the effective date of this Act may, if the director finds that the permit holder has used due diligence in prospecting during the initial term, and subject to the director's approval, be wholly or partially converted to a permit or permits provided for under sec. 1 of this Act, but the term of the newly issued permit or permits shall date from the effective date of the original permit.

* Sec. 3. AS 38.05.275 is repealed and re-enacted to read:
Sec. 38.05.275. RECOGNITION OF LOCATIONS. Mining locations made on state lands, including shorelands, tidelands or submerged lands, or state selected lands, under secs. 185 - 280 of this chapter or in the manner described in AS 27.10.010 - 27.10.240 acquire for the locator mining rights under secs. 185 - 280 of this chapter, subject to existing claims and to any denial of or restriction in the tentative approval of state selection or the patent of the lands to the state. If shorelands, tidelands or submerged lands are included in a mining location or within the projected boundaries of a mining location made in accordance with this section, the locator is required to file a certificate of location with the division of lands within 90 days following the date of posting the notice of location, in addition to filing a certificate of location as

required by sec. 195 of this chapter. The certificate of location must identify the position of the mining location in the system of rectangular or protracted surveys.

* Sec. 4. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.