



# LAWS OF ALASKA

1969

Source

SB 169 am H

Chapter No.

100

## AN ACT

Relating to the Captain Cook State Recreation Area.

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

\* Section 1. AS 41.20 is amended by adding new sections to read:

#### ARTICLE 3. CAPTAIN COOK STATE RECREATION AREA.

Sec. 41.20.070. DECLARATION OF PURPOSE. The purpose of secs. 70 - 110 of this chapter is to empower the governor to restrict state owned lands and waters described in sec. 80 of this chapter to use as a public recreation area. Under the provisions of AS 38.05.300, state land, water or land and water containing more than 640 acres may be closed to multiple purpose use only by Act of the legislature. Because the area described in sec. 80 of this chapter exceeds 640 acres, secs. 70 - 110 of this chapter are intended to provide for the closing of the described lands and waters to multiple purpose use in conformity with AS 38.05.300 and their subsequent designation as a special purpose site in accordance with Article VIII, Section 7, of the Constitution of the State of Alaska.

Sec. 41.20.080. DESIGNATED STATE LANDS AND WATERS RESTRICTED TO USE AS PUBLIC RECREATION AREA. The governor may designate by proclamation the state owned lands and waters and all those acquired in the future by the state, lying within the parcels described in this section, as the Captain Cook State Recreation Area. The proclamation may include the entire area or portions of the area at different times, shall reserve the areas included from all uses incompatible with their primary function as public recreation land and waters, and shall assign them to the

Department of Natural Resources for control, development and maintenance. Lands covered by secs. 70 - 110 are those within the following described parcels:

Section 3; Section 9; NW 1/4, NE 1/4, and W 1/2 SE 1/4 Section 10; W 1/4 Section 15; Section 16; Section 17; all tidelands abutting the above and all of Stormy Lake, all in Township 8N Range 10W Seward Meridian.

Sec. 41.20.090. INCOMPATIBLE USE PROHIBITED. The commissioner of natural resources shall designate by regulation incompatible uses within the boundaries of the Captain Cook State Recreation Area in accordance with sec. 70 of this chapter, and those incompatible uses designated shall be prohibited or restricted, as provided by regulation.

Sec. 41.20.100. PURCHASE AUTHORIZED. The commissioner of natural resources may acquire, by negotiated purchase only in the name of the state, title to or interest in real property lying within the boundaries of the Captain Cook State Recreation Area.

\* Sec. 2. AS 41.20.030 is amended to read:

Sec. 41.20.030. DISPOSITION OF FUNDS. All money received from the operation of parks and recreational facilities, including money from concessions, rentals, or donations, shall be deposited in the general fund of the state.