

1 IN THE HOUSE

BY MESSRS. JOHNSON AND MCGUTCHEON

2 HOUSE RESOLUTION NO. *12*

3 IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4 TWENTY-SECOND SESSION

5 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE TERRITORY
6 OF ALASKA:

7 Whereas, The Alaska Property Tax Act was passed in 1949; and

8 Whereas, thereafter an action was filed seeking to declare
9 said act void; and

10 Whereas, the matter was heard before the Circuit Court of
11 Appeals for the 9th circuit on at least two occasions whereat
12 the Territory of Alaska was represented by the Attorney General
13 of Alaska in defense of said act at a cost to the taxpayers of
14 Alaska amounting to thousands of dollars; and

15 Whereas, on the 25th day of May, 1954, the court held said
16 act valid; and

17 Whereas, substantial sums are now owed the Territory under
18 said act by those that sought to declare the act void, ~~including~~
19 ~~Libby, Kalkreuth and Libby;~~ and

20 Whereas, frequent demands have been made on the Territorial
21 Tax Commissioner, Karl Dewey by the Attorney General to deliver
22 records and information upon which suits could be brought
23 against these delinquent accounts; and

24 Whereas, on the 3rd day of February, 1955, the Attorney
25 General made a formal written demand for such information; and

26 Whereas, the Tax Commissioner has had 10 months in which
27 to prepare the necessary information and to deliver the same to
28 the Attorney General for action; and

29 Whereas, the Tax Commissioner has failed and neglected to

p. 1, lines 18 and 19: delete "including Libby McNeal and Libby"

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Deliver such information; and

Whereas, it is a burden upon the Ways and Means Committee to balance the Territorial Budget; now

THEREFORE, BE IT RESOLVED by the House of Representatives that the Territorial Tax Commissioner be and he is hereby ordered to forthwith deliver to the Attorney General all documents and information in his possession upon which actions may be based to effect immediate recovery of approximately \$1,000,000.00 now due the Territory of Alaska under said act.