

Introduced: 3/17/65  
Referred: Resources

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1 IN THE HOUSE

2 HOUSE BILL NO. 238

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act empowering and directing the direct-  
7 or of the division of lands, Department of  
8 Natural Resources, to lease certain real  
9 property to Pioneer Memorial Park, Inc.,  
10 an Alaska nonprofit corporation, for a  
11 limited use; and providing for an effective  
12 date."

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

14 \* Section 1. The director of the division of lands of the  
15 Department of Natural Resources shall offer, by noncompetitive  
16 lease, to Pioneer Memorial Park, Inc., an Alaska nonprofit cor-  
17 poration, the following described real property in the Fairbanks  
18 Recording District:

19 A parcel of land located within section 9, T. 1 S., R.1 W.,  
20 Fairbanks Meridian, consisting of: all and the whole of  
21 section Lot 12, of said section 9, and that portion of the  
22 SW 1/4 SW 1/4 of said section 9 which lies north of the north  
23 right-of-way line of Airport Road, said right-of-way being  
24 50 feet on either side of said road center line, all of the  
25 above said land containing 44.85 acres, more or less.

26 \* Sec. 2. The lease shall be for a term of 55 years and for a  
27 nominal rental, conditioned upon the use of the land as a site of  
28 a pioneer park which is to be a facility for the preservation and  
29 display of historical items for the benefit of all Alaskans,

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1 students, and tourists. The director may impose limitations in  
2 the lease which will ensure that the use of the land will be con-  
3 sistent with this basic purpose and in the best interest of the  
4 state. The lease may provide for a limited number of profit-  
5 making concessions, which will not detract from the primary use  
6 of the land as a pioneer park, and for subleases.

7 \* Sec. 3. The lease shall be granted only on the condition  
8 that Pioneer Memorial Park, Inc., immediately sublease the  
9 property to 67 North, a nonprofit Alaska corporation, or its suc-  
10 cessor, for use as a site for the 1967 centennial exposition and  
11 celebration. The term of the sublease shall be for as long as is  
12 necessary to accomplish this purpose, but not to exceed five  
13 years. The sublease may provide for a rental not to exceed one  
14 per cent annually of the fair market value of the property, ex-  
15 cluding improvements, as determined by the director, and shall  
16 provide for construction, at no expense to Pioneer Memorial Park,  
17 Inc., of at least one structure suitable for use as a permanent  
18 exhibit hall for the pioneer park. The sublease shall provide  
19 that the property be returned to Pioneer Memorial Park, Inc., in  
20 a condition suitable for its use as a pioneer park. The sublease  
21 shall be subject to approval by the director, who may require  
22 other provisions which are in the best interest of the state.

23 \* Sec. 4. (a) Nothing in this Act shall prevent the director  
24 from including any provision in the lease or requiring any pro-  
25 vision in a sublease which he considers to be in the best interest  
26 of the state.

27 (b) The director may agree with the Board of Regents of the  
28 University of Alaska that the Board of Regents may exercise any  
29 or all of the powers vested in the director by the lease.

1       \* Sec. 5. All transfers and management agreements concerning  
2 the property described in sec. 1 of this Act, made by or between  
3 state agencies, including the University of Alaska, are revoked  
4 and terminated.

5       \* Sec. 6. The director shall offer the lease within a reason-  
6 able time after this Act takes effect.

7       \* Sec. 7. This Act takes effect on the day after its passage  
8 and approval or on the day it becomes law without such approval.

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