

Introduced: 2/7/66
Referred: Resources and
Judiciary

1 IN THE HOUSE BY THE RULES COMMITTEE BY REQUEST
OF THE LEGISLATIVE COUNCIL

2 HOUSE BILL NO. 387

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the reservation of
7 mineral and mining rights to the state in
8 contracts for the sale, lease or grant of
9 state property; and providing for an effective
10 date."

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

12 * Section 1. AS 38.05.125 is amended to read:

13 Sec. 38.05.125. RESERVATION. Each contract for the
14 sale, lease or grant of state land, and each deed to state
15 land, properties or interest in state land, made under secs.
16 315 - 325 of this chapter or secs. 45 - 120 of this chapter,
17 except for those lands originally acquired by gift, escheat
18 or foreclosure are subject to the following reservations:

19 "The party of the first part, Alaska, hereby expressly saves,
20 excepts and reserves out of the grant hereby made, unto it-
21 self, its lessees, successors, and assigns forever, all oils,
22 gases, coal, ores, minerals, fissionable materials, and fos-
23 sils of every name, kind or description, and which may be in
24 or upon said lands above described, or any part thereof, and
25 the right to explore the same for such oils, gases, coal,
26 ores, minerals, fissionable materials, and fossils, and it
27 also hereby expressly saves and reserves out of the grant
28 hereby made, unto itself [ITELF], its lessees, successors,
29 and assigns forever, the right to enter by itself, its or

1 their agents, attorneys, and servants upon said lands or any
2 part or parts thereof, at any and all times, for the purpose
3 of opening, developing, drilling, and working mines or wells
4 on these or other lands and taking out and removing there-
5 from all such oils, gases, coal, ores, minerals, fissionable
6 materials and fossils, and to that end it further expressly
7 reserves out of the grant hereby made, unto itself, its
8 lessees, successors, and assigns forever, the right by its
9 or their agents, servants and attorneys at any and all times
10 to erect, construct, maintain, and use all such buildings,
11 machinery, roads, pipelines, powerlines, and railroads, sink
12 such shafts, drill such wells, remove such soil, and to re-
13 main on said lands or any part thereof for the foregoing
14 purposes and to occupy as much of said lands as may be
15 necessary or convenient for such purposes hereby expressly
16 reserving to itself, its lessees, successors, and assigns, as
17 aforesaid, generally all rights and power in, to, and over
18 said land, whether herein expressed or not, reasonably
19 necessary or convenient to render beneficial and efficient
20 the complete enjoyment of the property and rights hereby
21 expressly reserved."

22 * Sec. 2. This Act takes effect on the day after its passage
23 and approval or on the day it becomes law without such approval.
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