

Introduced: 1/15/76
Referred: Resources and
Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 580 am re-engrossed

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act Establishing the Talkeetna Mountains State
7 Park."

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

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

10 ARTICLE 12. TALKEETNA MOUNTAINS STATE PARK.

11 Sec. 41.20.420. DECLARATION OF PURPOSE. The purpose of secs.
12 420--445 of this chapter is to establish the land and water described
13 in sec. 425 of this chapter as the Talkeetna Mountains State Park.
14 The land and water in sec. 425(a) of this chapter are closed to
15 multiple-use management in conformity with AS 38.05.300. The land and
16 water described in sec. 425(b) of this chapter, to be known as a
17 "recreation zone", are to be managed under a principle of restricted
18 multiple-use, in conformance with sec. 430(b) of this chapter.

19 Sec. 41.20.425. DESIGNATED STATE LANDS AND WATERS RESTRICTED TO
20 USE AS A STATE PARK. (a) The following land and water within the
21 Talkeetna Mountains State Park are subject to the use and restrictions
22 specified in sec. 430(a) of this chapter: Beginning at the SW corner,
23 Section 30, T20N, R2W, S.M.; thence northerly along the section line
24 to the NW corner, Section 6, T20N, R2W, S.M.; thence westerly along
25 section line to the SW corner, Section 31, T21N, R2W, S.M.; thence
26 northerly along the section line to the NW corner, Section 30, T22N,
27 R2W, S.M.; thence westerly along the section line to the SW corner, SE
28 1/4, SW 1/4, Section 20, T22N, R3W, S.M.; thence northerly to the NW
29 corner, SE 1/4, SW 1/4, Section 5, T22N, R3W, S.M.; thence north-

1 easterly along a straight line to the SW corner, SE 1/4, SW 1/4,
2 Section 22, T23N, R3W, S.M.; thence east northeasterly along a straight
3 line to approximately the NW corner, SW 1/4, SE 1/4, Section 17, T23N,
4 R2W, S.M.; said point being the top of the ridge between the north
5 fork Kashwitna River and the Sheep Creek drainage; thence easterly
6 along said ridgeline a distance of 21 miles, more or less, to the
7 approximate center of Section 21, T23N, R2E, S.M.; thence southeasterly
8 along said ridgeline a distance of 23 miles, more or less, to the SE
9 corner, Section 27, T21N, R4E, S.M.; thence southwesterly along said
10 ridgeline a distance of nine and one-half miles, more or less, to the
11 SE corner, SE 1/4, SW 1/4, Section 31, T20N, R4E, S.M.; thence westerly
12 along the section line to the SW corner of Section 31, T20N, R4E,
13 S.M.; thence southerly along the section line to the SE corner, NE
14 1/4, Section 12, T19N, R3E, S.M.; thence westerly to the NW corner of
15 the SE 1/4, SW 1/4, thence northerly to the NW corner, NE 1/4, SW 1/4
16 of said Section 12; thence westerly to the center of Section 11, T19N,
17 R3E, S.M.; thence southerly along the centerline of said section to
18 the SE corner, NW 1/4, SW 1/4 of said Section 11; thence westerly to
19 the SW corner, NW 1/4, SE 1/4, Section 9, T19N, R3E, S.M.; thence
20 northerly to the center of Section 9; thence westerly to the W 1/4
21 corner of Section 7, T19N, R2E, S.M.; thence southerly to the SE
22 corner, NE 1/4, SE 1/4 of said Section 12; thence westerly to the NE
23 corner, NW 1/4, SE 1/4, SE 1/4, Section 11, T19N, R2E, S.M.; thence
24 southerly to the SE corner, NW 1/4, SE 1/4, SE 1/4 of said Section 11;
25 thence westerly to the NE corner, SW 1/4 SW 1/4, SE 1/4 of said Section
26 11; thence southerly to the SE corner, SW 1/4, NW 1/4, SE 1/4, Section
27 14, T19N, R2E, S.M.; thence westerly to the SW corner, NW 1/4, SE 1/4,
28 of said Section 14; thence southerly to the south 1/4 corner of said
29 Section 14; thence easterly to the NE corner, NW 1/4, NW 1/4, NW 1/4,

1 NE 1/4, Section 23, T19N, R2E, S.M.; thence southerly to the SE corner,
2 SW 1/4, NE 1/4, Section 23, T19N, R2E, S.M.; thence westerly to the E
3 1/4, Section 22, T19N, R2E, S.M.; thence northerly to the SE corner of
4 Section 15, T19N, R2E, S.M.; thence westerly to the SW corner, Section
5 16, T19N, R2E, S.M.; thence southerly along the section line to the SE
6 corner, Section 20, T19N, R2E, S.M.; thence westerly to the SW corner,
7 Section 24, T19N, R1E, S.M.; thence northerly along the section line
8 to the intersection of the ridgeline delineating the Little Susitna
9 River drainage, including its tributaries, occurring at approximately
10 the SE corner, NE 1/4, SE 1/4, Section 14, T19N, R1E, S.M.; thence
11 northeasterly along said ridgeline a distance of five and one-half
12 miles, more or less to a point at the approximate center of the NE
13 1/4, SW 1/4, NE 1/4, Section 3, T19N, R2E, S.M.; thence northerly
14 along said ridgeline a distance of nine miles, more or less, to the
15 top of Montana Peak; thence southwesterly along said ridgeline and a
16 distance of 11 miles, more or less, and along the ridgeline between
17 Purches and Willow Creeks a distance of four miles, more or less, to
18 the intersection of the east section line, Section 26, T20N, R1W,
19 S.M.; thence westerly along the ridgeline between Purches and Willow
20 Creeks a distance of four and one-quarter miles, more or less, to the
21 intersection of the east section line, Section 30, T20N, R1W, S.M.;
22 thence southerly along the section line a distance of five-eighths of a
23 mile, more or less to the SE corner, Section 30, T20N, R1W, S.M.;
24 thence westerly along the section line to the SW corner, Section 30,
25 T20N, R2W, S.M., said corner being the point of beginning.

26 (b) The following land and water within the Talkeetna Mountains
27 State Park are subject to the use and restrictions specified in sec.
28 430(b) of this chapter: Beginning at the SW corner of Section 30,
29 T20N, R2W, S.M.; thence easterly along the section line to the SE

1 corner, Section 30, T20N, R1W, S.M.; thence northerly along the section
2 line a distance of five-eighths of a mile, more or less, to a point on
3 the ridgeline between Purches and Willow Creeks; thence easterly along
4 said ridgeline a distance of four and one-quarter miles, more or less,
5 to the intersection of the east section line, Section 26, T20N, R1W,
6 S.M.; thence northeasterly along said ridgeline a distance of four
7 miles, more or less, and along a ridgeline delineating the Little
8 Susitna River drainage, including its tributaries, a distance of 11
9 miles, more or less, to the top of Montana Peak; thence southerly
10 along the ridgeline delineating the Little Susitna River drainage,
11 including its tributaries, a distance of nine miles, more or less to a
12 point at the approximate center of the NE 1/4, SW 1/4, NE 1/4, Section
13 3, T19N, R2E, S.M.; thence southwesterly along said ridgeline a distance
14 of five and one-half miles, more or less, to the intersection of the
15 section line occurring at approximately the SE corner, NE 1/4, SE 1/4,
16 Section 14, T19N, R1E, S.M.; thence southerly along the section line
17 to the SE corner, Section 23, T19N, R1E, S.M.; thence westerly along
18 the section line to the SW corner, Section 23, T19N, R1E, S.M.; thence
19 southerly along the section line to the SW corner, NW 1/4, NW 1/4,
20 Section 26, T19N, R1E, S.M.; thence easterly along the north 1/4 line
21 to the SE corner, NW 1/4, NW 1/4, Section 26, T19N, R1E, S.M.; thence
22 southerly along the west 1/4 line to the SE corner, SW 1/4, SW 1/4,
23 Section 26, T19N, R1E, S.M.; thence westerly along the section line to
24 the NE corner, Section 31, T19N, R1E, S.M.; thence southerly along the
25 section line to the SE corner, Section 31, T19N, R1E, S.M.; thence
26 westerly along the section line to the S 1/4 corner, Section 36; T19N,
27 R1W, S.M.; thence northerly to the center 1/4 corner of that Section 36;
28 thence westerly to the NE corner, NW 1/4, SE 1/4, Section 35, T19N, R1W,
29 S.M.; thence southerly to the SE corner, NW 1/4, SE 1/4 of that Section

1 35; thence westerly to the NE corner, SE 1/4, SW 1/4, Section 34, TI9N,
2 RIW, S.M.; thence southerly to the S 1/4 corner of that Section 34;
3 thence westerly along the section line to the SW corner, Section 36,
4 TI9N, R2W, S.M.; thence northerly along the section line to the SW
5 corner, Section 1, TI9N, R2W, S.M.; thence westerly along the section
6 line to the S 1/4 corner, Section 6, TI9N, R2W, S.M.; thence northerly
7 to the N 1/4 corner of that Section 6; thence easterly along the section
8 line to the NE corner of that Section 6; thence northerly along the
9 section line to the SE corner, Section 30, T20N, R2W, S.M., this corner
10 being the point of beginning.

11 Sec. 41.20.430. USES PERMITTED AND RESTRICTED. (a) Within the
12 portion of Talkeetna Mountains State Park which is closed to multiple-
13 use management under sec. 425(a) of this chapter, private land, valid
14 leases and mineral entries are restricted to the type of uses to which
15 they were put before January 1, 1976 when there is a finding by the
16 Department of Natural Resources, in accordance with the Administrative
17 Procedure Act (AS 44.62), that such restrictions are imperative to
18 insure compatability with the recreational use of the park. With the
19 exception of boats with motors, motorized vehicles are prohibited on
20 land and water described in sec. 425(a) of this chapter. No more than
21 one aircraft landing strip may be established upon the land described in
22 sec. 425(a) of this chapter, the landing strip to provide for park
23 management requirements and visitor access.

24 (b) Within the portion of Talkeetna Mountains State Park open to
25 restricted multiple-use management under sec. 425(b) of this chapter,
26 the commissioner shall designate by regulation those uses of land and
27 water which are compatible with recreation. All state land and water
28 described in sec. 425(b) of this chapter are to be managed under a land-
29 use plan prepared by representatives of the division of parks, division

1 of lands, division of agriculture, division of geological and geophysical
2 surveys, Department of Fish and Game, Matanuska-Susitna Borough, and
3 Department of Highways. The plan must be approved by the commissioner
4 of the Department of Natural Resources, and shall be revised as necessary
5 every five years by representatives of the agencies specified in this
6 subsection. Grazing leases may be renewed as provided by law. Other
7 agricultural activity may be permitted if compatible with recreation.
8 Use of motorized vehicles may be permitted at the discretion of the
9 commissioner in areas designated by him for that purpose.

10 Sec. 41.20.435. DESIGNATION OF MANAGEMENT AUTHORITY. (a) The
11 management of recreational uses of state land and water described in
12 sec. 425(b) of this chapter is the responsibility of the division of
13 parks. The management of resources other than recreation is the
14 responsibility of the division of lands subject to (e) of this section.

15 (b) The Department of Highways is responsible for the repair and
16 maintenance of the routes known as the Fishhook-Willow Road and the
17 Craigie Creek Road. The costs of road maintenance and repair are to
18 be borne by Department of Highway funds.

19 (c) The Department of Fish and Game is responsible for the
20 management of fish and wildlife resources in the areas described in
21 sec. 425 of this chapter; however, it shall consult with the Department
22 of Natural Resources before adopting regulations concerning fish and
23 wildlife management.

24 (d) The division of parks shall consult with the Department of
25 Fish and Game before adoption of regulations concerning the use and
26 control of firearms in the areas described in sec. 425 of this chapter.

27 (e) The division of lands must receive the approval of the
28 director of the division of parks before leasing any land or permitting
29 any land uses within the recreation zone described in sec. 425(b) of

1 this chapter.

2 Sec. 41.20.445. BOUNDARY MODIFICATIONS. If, in the exercise of
3 management responsibility under secs. 420--445 of this chapter, conflicts
4 of land ownership, jurisdiction, or authority are unreconcilable or
5 unmanageable at reasonable cost to the state, the commissioner may
6 modify the boundaries of the Talkeetna Mountains State Park, not to
7 exceed a 20 per cent diminution of the total acreage described in sec.
8 425 of this chapter. The commissioner may also add adjacent land
9 found to be desirable but not included in the description in sec. 425
10 of this chapter. Boundary modifications under this section shall be
11 made by regulation adopted under the Administrative Procedure Act (AS
12 44.62) and are subject to annulment by the legislature under AS
13 44.62.320(a).

14 Sec. 41.20.450. PURCHASE AUTHORIZED. The commissioner of Natural
15 Resources may acquire, by purchase in the name of the state, title to
16 land within the boundaries of Talkeetna Mountains State Park. The
17 state may not acquire by eminent domain privately owned land for
18 inclusion in the Talkeetna Mountains State Park.
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