

Offered: 3/13/85  
Referred: Judiciary and  
Finance

Original sponsors: M.M. Miller, Goll  
and Duncan

1 IN THE HOUSE BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 44 (Resources)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act establishing additional state land as marine  
7 park units of the state park system; and providing  
8 for an effective date."

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

10 \* Section 1. AS 41.21.304 is amended by adding new paragraphs to read:

11 (13) Taku Harbor

12 U.S. Mineral Survey No. 2192

13 Township 44 South, Range 70 East, Copper River Meridian

14 Section 5: W1/2SW1/4, W1/2E1/2SW1/4

15 Section 6: E1/2SE1/4

16 Section 7: NE1/4, NE1/4SE1/4, S1/2SE1/4

17 Section 8: W1/2

18 Section 17: W1/2W1/2

19 Section 18: E1/2

20 (14) Funter Bay

21 Township 42 South, Range 64 East, Copper River Meridian

22 Sections 1 and 12: The following described tracts,

23 excluding U.S. Surveys Nos. 2448 and 3149:

24 (A) Beginning at Corner No. 4, Lone Star Lode claim,  
25 U.S. Mineral Survey No. (M.S.) 1492 proceed N. 70 degrees 00 feet  
26 E. along the north boundary of said claim a distance of 359.15  
27 feet more or less to Corner No. 3, Otter Lode claim, M.S. 1492;  
28 thence N. 5 degrees 50 feet E. a distance of 666.60 feet more or  
29 less along the west boundary of the Otter Lode claim to Corner

1 No. 4 of said claim; thence N. 70 degrees 00 feet E. a distance  
2 of 1,500.00 feet more or less along the north boundary of the  
3 Otter Lode claim, M.S. 1492 to Corner No. 1 of said claim, said  
4 Corner being common to Corner No. 2, Mill Site claim, M.S. 2191;  
5 thence N. 5 degrees 27 feet W. to an intersect with the southwest  
6 boundary of ISH NIC claim, M.S. 2191; thence N. 44 degrees 00  
7 feet W. along said boundary to Corner No. 4 of ISH NIC claim;  
8 thence N. 46 degrees 00 feet E. along the northwest boundary of  
9 ISH NIC claim a distance of 321.62 feet more or less to Corner  
10 No. 3 of Beach No. 4 claim, M.S. 2191, common with Corner No. 2  
11 of Beach No. 1 claim, M.S. 2191; thence N. 44 degrees 00 feet W.  
12 along the southwest boundary of Beach No. 4 claim a distance of  
13 600. 00 feet more or less to Corner No. 4 of Beach No. 4 claim;  
14 thence N. 46 degrees 00 feet E. along the northwest boundary of  
15 Beach No. 4 claim a distance of 1,099.47 feet more or less to  
16 Corner No. 1 of Beach No. 4 claim, common with Corner No. 1 of  
17 Beach No. 5 claim, M.S. 2191; thence N. 44 degrees 00 feet W.  
18 along the southwest boundaries of Beach No's. 6 and 7 claims,  
19 M.S. 2191 a distance of 1,200.00 feet more or less to Corner No.  
20 1 of Beach No. 7 claim; thence N. 46 degrees 00 feet E. along the  
21 northwest boundary of Beach No. 7 claim a distance of 135.10 feet  
22 more or less to Corner No. 4 U.S. Survey No. (U.S.S.) 3149;  
23 thence continue N. 46 degrees 00 feet E. along the northwest  
24 boundaries of Beach No's. 7 and 8 claims, M.S. 2191 a distance of  
25 2,864.90 feet more or less to Corner No. 2, Beach No. 8 claim;  
26 thence due west a distance of 3,300 feet more or less to an  
27 intersection of a line projected due north from Meander Corner  
28 (M.C.) No. 3, U.S.S. 2448; thence due south a distance of 1,214  
29 feet more or less to M.C. No. 3, U.S.S. 2448; thence meander

1 along the mean high water line of the northeast shore of Funter  
2 Bay in a southwesterly, easterly, southeasterly, southwesterly  
3 direction a distance of 1.11 miles more or less to a point lying  
4 S. 70 degrees 00 feet W. from Corner No. 4, Lone Star Lode claim,  
5 M.S. 1492 on the mean high water line of the easterly shore of  
6 Funter Bay; thence N. 70 degrees 00 feet E. to Corner No. 4, Lone  
7 Star Lode claim; the point of beginning.

8 (B) That portion of Mill Site, Mineral Survey (M.S.)  
9 No. 2191, described as follows: beginning at Corner No. 1, Mill  
10 Site, on line 2-3, Beach No. 1, M.S. 2191, thence S. 5 degrees 27  
11 feet E., 57.26 feet, to the intersection of line 1-4, ISH NIC,  
12 M.S. 2191; thence S. 46 degrees 00 feet W., 264.36 feet, along a  
13 portion of line 1-4, of ISH NIC, to Corner No. 4, ISH NIC, M.S.  
14 2191; thence S. 44 degrees 00 feet E., 331.75 feet, along a  
15 portion of line 4-3 of ISH NIC, to the intersection of line 1-2,  
16 Mill Site; thence S. 5 degrees 27 feet E., 137.55 feet, along a  
17 portion of line 1-2 of Mill Site, to Corner No. 2, Mill Site,  
18 identical to Corner No. 1 of Otter, M.S. 1492; thence S. 70  
19 degrees 00 feet W., 1,500.00 feet, on line 2-3, Mill Site,  
20 identical to line 1-4 of Otter, M.S. 1492, to Corner No. 3, Mill  
21 Site, M.S. 2191, identical to Corner No. 4 of Otter, M.S. 1492;  
22 thence N. 5 degrees 27 feet W., 497.70 feet, on line 3-4, along  
23 the mean-high tide line of Funter Bay, to Corner No. 4, Mill  
24 Site; thence N. 30 degrees 07 feet E., 183.08 feet, on line 4-5,  
25 along the mean-high tide line of Funter Bay, to Corner No. 5,  
26 Mill Site, identical to Corner No. 3, Beach No. 1, M.S. 2191;  
27 thence N. 70 degrees 00 feet E., 1,390.00 feet, on line 5-1, Mill  
28 Site, identical to a portion of line 3-2, Beach No. 1, to Corner  
29 No. 1, the point of beginning.

1                   (C) That portion of Beach No. 1, Mineral Survey (M.S.)  
2                   No. 2191, described as follows: beginning at Corner No. 2, Beach  
3                   No. 1, identical with Corner No. 3, Beach No. 4, M.S. 2191, on  
4                   line 4-1 of ISH NIC, M.S. 2191, thence S. 70 degrees 00 feet W.,  
5                   1,500.00 feet on line 2-3, Beach No. 1, identical to a portion of  
6                   line 1-5, Mill Site, M.S. 2191, to Corner No. 3, Beach No. 1,  
7                   identical to Corner No. 5, Mill Site; thence N. 12 degrees 43  
8                   feet E., 460.00 feet, along the mean-high tide line of Funter Bay  
9                   to Corner No. 4, Beach No. 1; thence N. 47 degrees 23 feet E.,  
10                  157.50 feet, along the mean-high tide line of Funter Bay, to  
11                  Corner No. 5, Beach No. 1; thence N. 14 degrees 02 feet E.,  
12                  183.33 feet, along the mean-high tide line of Funter Bay, to  
13                  Corner No. 6, Beach No. 1, identical to Corner No. 4, Beach No.  
14                  2, M.S. 2191; thence N. 70 degrees 00 feet E., 874.74 feet, on  
15                  line 6-1, Beach No. 1, identical to a portion of line 4-3 of  
16                  Beach No. 2, to the intersection of line 4-1, Beach No. 4, M.S.  
17                  2191; thence S. 46 degrees 00 feet W., 126.34 feet, along a  
18                  portion of line 4-1 of Beach No. 4, to Corner No. 4, Beach No. 4;  
19                  thence S. 44 degrees 00 feet E., 600.00 feet, on line 4-3, Beach  
20                  No. 4, to Corner No. 3, Beach No. 4, identical to Corner No. 2,  
21                  Beach No. 1, the point of beginning.

22                  (D) That portion of Beach No. 2, Mineral Survey (M.S.)  
23                  No. 2191, described as follows: beginning at the true point for  
24                  Corner No. 1, Beach No. 2, thence N. 70 degrees 00 feet E.,  
25                  1,197.45 feet, along a portion of line 1-2 of Beach No. 2, to the  
26                  intersection of line 1-4 of Beach No. 6, M.S. 2191; thence S. 44  
27                  degrees 00 feet E., 223.40 feet, along a portion of line 1-4 of  
28                  Beach No. 6, to Corner No. 4, Beach No. 6, identical with Corner  
29                  No. 1, Beach No. 5, M.S. 2191; thence S. 46 degrees 00 feet W.,

1 973.13 feet, along a portion of line 1-4 of Beach No. 4, to the  
2 intersection of line 3-4 of Beach No. 2; thence S. 70 degrees 00  
3 feet W., 874.74 feet, along a portion of line 3-4 of Beach No. 2,  
4 to Corner No. 4, Beach No. 2, identical with Corner No. 6, Beach  
5 No. 1; thence N. 14 degrees 03 feet E., 478.00 feet, along the  
6 mean-high tide line of Funter Bay, to Corner No. 5, Beach No. 2;  
7 thence N. 25 degrees 33 feet E., 291.00 feet, along the mean-high  
8 tide line of Funter Bay, to Corner No. 1, Beach No. 2, the point  
9 of beginning.

10 (E) That portion of Beach No. 3, Mineral Survey (M.S.)  
11 No. 2191, described as follows: beginning at Corner No. 1, Beach  
12 No. 3, thence N. 70 degrees 00 feet E., 637.07 feet, along a  
13 portion of line 1-2, to the intersection of line 1-4, Beach No.  
14 7, M.S. 2191; thence S. 44 degrees 00 feet E., 279.27 feet, along  
15 a portion of line 1-4 of Beach No. 7, to Corner No. 4, Beach No.  
16 7, identical to Corner No. 1, Beach No. 6, M.S. 2191, thence  
17 continue S. 44 degrees 00 feet E., 376.60 feet, along a portion  
18 of line 1-4 of Beach No. 6, to the intersection of line 3-4,  
19 Beach No. 3; thence S. 70 degrees 00 feet W., 1,139.45 feet,  
20 along a portion of line 3-4 of Beach No. 3, to Corner No. 4,  
21 Beach No. 3; thence N. 1 degree 30 feet E., 644.00 feet, along  
22 the mean-high tide line of Funter Bay, on line 4-1, to Corner No.  
23 1, Beach No. 3, to point of beginning. Containing 12.22 acres.

24 (15) Pt. Higgins Beach

25 Township 74 South, Range 89 East, Copper River Meridian  
26 U.S. Survey 3762 and adjacent tideland

27 (16) Joe Mace Island

28 Township 64 South, Range 75 East, Copper River Meridian  
29 Lot 4, U.S. Survey 3854 and adjacent tideland

1 (17) Thoms Place  
2 Township 65 South, Range 86 East, Copper River Meridian  
3 Section 32: S1/2  
4 Township 66 South, Range 86 East, Copper River Meridian  
5 Section 4: SW1/4, S1/2NW1/4, NW1/4NW1/4, S1/2SE1/4,  
6 NW1/4SE1/4  
7 Section 5: All except for land within ASLS  
8 81-234  
9 Section 8: NE1/4  
10 Section 9: N1/2, SE1/4  
11 (18) Beecher Pass  
12 Township 61 South, Range 79 East, Copper River Meridian  
13 Section 1: NE1/4SW1/4, Lots 5 - 8  
14 Section 10: Lots 1 - 2, including all adjacent  
15 tideland  
16 Section 11: Lots 1 - 11, including all adjacent  
17 tideland  
18 Section 12: Lots 3 - 11, including all adjacent  
19 tideland  
20 Section 14: Lot 2, including all adjacent tideland  
21 Section 15: Lot 2, including all adjacent tideland  
22 Township 61 South, Range 80 East, Copper River Meridian  
23 Section 6: Lot 11, including all adjacent tideland  
24 Section 7, Lots 1 - 2, including all adjacent tideland  
25 (19) Dall Bay  
26 Township 77 South, Range 91 East, Copper River Meridian  
27 Section 29: W1/2SW1/4, SW1/4NW1/4  
28 Section 30: SE1/4, E1/2SW1/4  
29 Section 31: NE1/4, N1/2SE1/4, NE1/4SW1/4, E1/2NW1/4

1 subject to USS 3525 and A.T.S. 155  
2 Section 32: NW1/4, N1/2SW1/4  
3 (20) Security Bay  
4 Township 58 South, Range 70 East, Copper River Meridian  
5 Section 1: SW1/4SW1/4  
6 Section 2: S1/2  
7 Section 11: N1/2, SE1/4, E1/2SW1/4  
8 Section 12: W1/2W1/2, E1/2SW1/4 subject to Forest  
9 Service Preference 103521  
10 Section 13: All subject to Historic Place Application  
11 AA-6569, Parcel A  
12 Section 14: NE1/4  
13 (21) Petersburg Creek  
14 Township 58 South, Range 79 East, Copper River Meridian  
15 Section 18: S1/2 subject to valid existing rights to  
16 lot 5  
17 Section 19: N1/2, SE1/4  
18 Section 20: All  
19 Section 29: N1/2, SW1/4, W1/2SW1/4 excluding Block 3  
20 Section 32: N1/2, N1/2S1/2 excluding Lots 5 - 8 and  
21 U.S. Survey 2867

22 \* Sec. 2. AS 41.21.304 is amended by adding new subsections to read:

23 (b) Notwithstanding (a) of this section, a marine park estab-  
24 lished after January 1, 1985, shall be comprised of state land classi-  
25 fied by the commissioner under (c) of this section.

26 (c) Within five years after the effective date of this Act, the  
27 commissioner shall establish one or more moorages within each area  
28 described in (a) of this section. A moorage shall be established to  
29 afford protection of marine craft from inclement weather conditions

1 and for the convenience and safety of operators of marine craft and  
2 shall consist of docking facilities or moorings installed and main-  
3 tained by department. The commissioner shall identify up to 75 acres  
4 of land above the mean high tide line that is convenient to the moor-  
5 age within the area described in (a) of this section and classify it  
6 as the marine park and provide a management plan. A marine park  
7 classified under this section shall be contiguous to a body of water  
8 having a salinity measurement greater than 20 parts per thousand.

9 (d) Within five years after classifying the land under (c) of  
10 this section, the commissioner shall survey, monument, mark the bound-  
11 aries, and file a record plat as the final marine park. Upon the  
12 classification of the land as a marine park unit, the remaining land  
13 not classified as a marine park under (c) of this section is available  
14 for multiple use management.

15 \* Sec. 3. This Act takes effect July 1, 1985.