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Referred: Resources and Judiciary

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1 IN THE HOUSE

HOUSE BILL NO. 273

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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FOURTEENTH LEGISLATURE - FIRST SESSION

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A BILL

6 For an Act entitled: "An Act relating to extralateral rights of federal  
7 lode mining claims."

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

9 \* Section 1. AS 38.05 is amended by adding a new section to read:

10 Sec. 38.05.252. EXTRALATERAL RIGHTS UNDER SHORE, TIDE, AND  
11 SUBMERGED LAND. (a) An owner of a lode mining claim located before  
12 January 3, 1959 under the mining laws of the United States is granted  
13 extralateral rights under shoreland, tideland, and submerged land,  
14 subject to AS 38.05.275.

15 (b) In this section, "extralateral rights" means rights given to  
16 an owner of a mining claim under 30 U.S.C. 26 to follow, and mine, any  
17 vein or lode the apex of which lies within the boundaries of the  
18 location of the surface of the mining claim, notwithstanding the  
19 course of the vein or lode on its dip or downward direction may so far  
20 depart from the perpendicular as to extend beyond the planes which  
21 would be formed by the vertical extension downwards of the sidelines  
22 of the location.

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