

Offered: 3/22/85
Referred: Judiciary

Original sponsors: Duncan, Pourchot,
Taylor, et al

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 273 (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 relating to extralateral rights of federal
7 lode mining claims; and providing for an effective
8 date."

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

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

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

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

24 * Sec. 2. This Act takes effect immediately in accordance with AS 01.-
25 10.070(c).