

HB

761

# STATE OF ALASKA

WILLIAM A. EGAN, GOVERNOR

## DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

POUCH M — JUNEAU 99801

April 10, 1972

Honorable Mike Miller  
Alaska State House  
Juneau, Alaska 99801

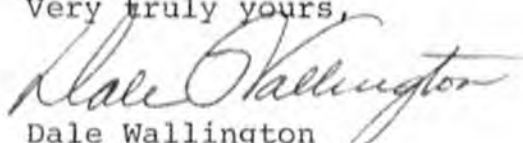
Dear Representative Miller:

As I stated Friday before your Committee, we feel that HB 761 is a piece of special interest legislation and has no benefit for the State of Alaska. It has been our experience that special interest legislation results in a cost of thousands of dollars to the State in adjudicating supposedly legitimate cases which do not qualify under such laws.

In the case of the "hypothetical case" as outlined by the proponent of this legislation, the present laws allow us to rectify situations in which the State has made an error. If the State made an error in issuing a lease instead of a preference right, as in the "hypothetical case", then we can apply Sec. 38.05.035(b)(2) and satisfy the claimant. It will be necessary, of course, for this individual to present his situation for our adjudication.

Since the limitations on preference rights expired in 1959, it would require a considerable expense to the State to search the files for cases which have been adjudicated since that date adversely to the claimant. Rather than for your Committee to use your time in consideration of this bill, I would like to suggest that you advise the proponent of HB 761 to adjudicate his claim under present law.

Very truly yours,

  
Dale Wallington  
Deputy Commissioner