

HB

626

"An Act relating to the establishment of marine sanctuaries; and providing for an effective date."

# COMMITTEE REPORT

3/2/76

HOUSE

FINANCE

Mr. Speaker:

Date 4-9-76

The Committee on RESOURCES has had SSHB 635

under consideration. A Majority of the members <sup>Present</sup> of the Committee

( ) recommends it DO PASS

( ) recommends it DO NOT PASS

( ) recommends it DO PASS WITH ATTACHED AMENDMENT(S)

(X) recommends it BE REPLACED WITH CS FOR SSHB 626 AND THAT

CS FOR SSHB 216 DO PASS

( ) "and" recommends it BE REFERRED TO THE \_\_\_\_\_

COMMITTEE

( ) reports it back WITHOUT RECOMMENDATION

( ) "other"

Members signing the Majority report:

[Signature] D. Pass \_\_\_\_\_

[Signature] D. Pass \_\_\_\_\_

[Signature] D. Pass \_\_\_\_\_

[Signature] D. Pass \_\_\_\_\_

Members NOT concurring in the Majority report:

[Signature] recommends: Do not pass

[Signature] recommends: Do not pass with amendment

[Signature] recommends: Do not pass

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

[Signature] Chairman

4-8-76  
Ed Pierson  
1121 Coppet St  
FBKs, AK 99701

Dear Nels,

You might not remember our seminars in sociology with the former head of Health and Welfare George Spartz (the guy that almost passed out the first day). But I've been following your career and want to congratulate you on your many achievements and successes. And I hope you more of the same in the future. There appears to be a new breed / age group of public officials emerging on the Alaska level and now on the national level, i.e. Jerry Brown of California, who are going to shake up the establishment. I say right on! and keep up the good work, on your part.

feel the renewable resources such as fishing and shell fish harvesting should not be threatened by oil spills. If properly managed fish can be an infinite resource, while oil will be pumped out in x number of years, if indeed there is any there.

I feel oil development will detract from the other great resource of Homer; Tourism, sport fishing, boat excursions etc. Who wants to have to view of the ~~to~~ glaciers blocked by oil rigs?

Am enclosing a copy of a letter to the editor I wrote on Nov 7, 1966 prior to Nichols defeat of Egan. Its a little blurred but I probably feel

RESOLUTION NO. 76-16

A RESOLUTION OF THE COUNCIL OF THE CITY OF KENAI OPPOSING GOVERNOR HAMMOND'S ACTION IN REGARD TO KACHEMAK BAY OIL LEASES.

WHEREAS, areas adjacent to the City of Kenai have been involved with oil development for a number of years; and

WHEREAS, because of the foregoing, the citizens of the City of Kenai have a great deal of knowledge of the oil industry; and

WHEREAS, the City of Kenai has found in its years of experience that the oil industry has been of great benefit to the community.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kenai, Alaska, that:

It opposes the action of Governor Hammond in regard to Kachemak Bay oil leases and recommends that the existing oil leases be honored.

Dated this 7th day of April, 1976.

CITY OF KENAI, ALASKA

James A. Elson  
JAMES A. ELSON, MAYOR

ATTEST:

Sue C. Peter  
Sue C. Peter, City Clerk

The undersigned does hereby certify that this is a true and correct copy of the original resolution of the City of Kenai, Alaska, as the same appears in my office.  
Kenai, Alaska, 7th day of April, 1976.  
Sue C. Peter  
City Clerk

48-76  
Ed Pierson  
1121 Coppet St  
Fbks, AK 99701

Dear Nels,

You might not remember our seminars in sociology with the former head of Health and Welfare George Spartz (the guy that almost passed out the first day). But I've been following your career and want to congratulate you on your many achievements and successes. And I hope you more of the same in the future. There appears to be a new breed / age group of public officials emerging on the Alaska level and now on the national level, i.e. Jerry Brown of California, who are going to shake up the establishment. I say right on! and keep up the good work, on your part.

More specifically I'm writing you and your House Resource Committee concerning bills before the House trying to prevent the destruction of Kachemak Bay & by unwise oil exploration. I spent two summers in Homer working as a fish and game aide on "snake in the grass", so can testify to the scenic beauty and rich marine life of the area. I also flew over Cook Inlet while on the way to stake-outs and saw mile long oil slicks from drilling farther up the Inlet and from tankers emptying their ballast tanks.

I am not against development as long as all the uses of the land are considered. In the Kachemak Bay I

feel the renewable resources such as fishing and shell fish harvesting should not be threatened by oil spills. If properly managed fish can be an infinite resource, while oil will be pumped out in x number of years, if indeed there is any there.

I feel oil development will detract from the other great resource of Homer; Tourism, sport fishing, boat excursions etc. Who wants to have to view of the ~~to~~ glaciers blocked by oil rigs?

Am enclosing a copy of a letter to the editor I wrote on Nov 7, 1966 prior to Hickel's defeat of Egan. Its a little blurred but I probably feel

just as strongly about the need to preserve some of the aesthetic wonders of nature for our children's children, no matter how great the pressure is to make a quick buck.

So, I urge your support to set aside these oil leases and make it possible for me to take my grandchildren to Homer and brag about how I spent 14 days on Humpy Creek protecting the spawning pink salmon.

Say hello to your wife and if you happen through Fairbanks look us up in the phone book (we're moving to Mc Grath Road soon) and come visit us.

Sincerely,  
Edwin McPeison

MRS. M. J. TURKINGTON  
BOX ~~202~~ 233  
HOMER, ALASKA 99603

File  
676

Rep. Neil Anderson  
Pouch V  
Juneau, Alaska 99801

Dear Mr. Anderson:

I'd like to express my sincere  
thanks for your patient attention  
in listening to our views.

I don't know if our feelings were  
truly conveyed, but we are grateful  
for the opportunity to express ourselves.

Meeting you personally is also  
rewarding. I can now relax, just  
a little, knowing there are a few  
statesmen in Juneau and not all  
politicians. I'm afraid you still are  
out numbered.

I appreciate your efforts. Thanks again.

Sincerely,  
Norma Turkington

# STATE OF ALASKA

## DEPARTMENT OF FISH AND GAME

OFFICE OF THE COMMISSIONER

SUBPORT BUILDING  
JUNEAU 99801

*File 626*  
JAY S. HAMMOND, GOVERNOR

March 22, 1976

The Honorable Nels Anderson, Jr.  
Chairman, House Resources Committee  
Alaska State Legislature  
Pouch V, State Capital  
Juneau, Alaska 99811

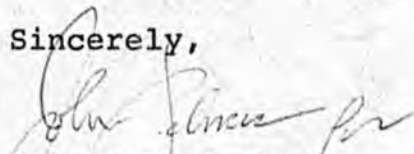
Dear Representative Anderson:

You recently received or reviewed a copy of a document titled "Kachemak Bay, A Status Report". I am happy that you were interested enough to request a review copy, and will be very pleased to hear your comments on the document. However, I wish to make it very clear that the document you have is only a draft copy, and has not been thoroughly reviewed either by myself, Commissioner Brooks, or the Governor's office. I am aware of material in the draft that may be improperly stated, and that may be contrary to this Administration's policies. This material will, of course, be altered in the final, official publication of the Kachemak Bay report.

Our purpose in distributing the draft at this time was to permit interested people to review the document, as our expression of a desire to cooperate with all those interested in this extremely important topic. I would be most pleased to consider any comments you might wish to convey to me before mid-April. At that time I plan to submit the final document for printing and distribution.

Thank you very much for your interest.

Sincerely,

  
Robert E. LeResche  
Chief  
Habitat Protection Section

# TELEGRAM

ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

JUNEAU, ALASKA 99801

#

1976 APR 6 PM 8 14

02 095 POM TDA INDIAN ALASKA 15 04-06 4 18P AST

PMS REP NELS ANDERSON

**1425**

JUN

DUE TO CURRENTS AND SUSEPTIBILITY OF SHELL FISH PLEASE

REPORT OUT AMENDMENT 626 WITH A DO PASS IMMEDIATELY

JIM SUMNER BOX 8815 STAR ROUTE INDIAN 99540

Box 558  
Homer, Alaska 99603  
April 2, 1976

Representative Nels Anderson  
Pouch V  
Juneau, Alaska 99811

Dear Representative Anderson:

The House Resource Committee is still considering HB626 or, rather, the two separate bills into which the original has been divided. The Supreme Court still has made no decision as to when it will hear the case concerning the legality of the Kachemak Bay lease sale. Now the Senate has entered the controversy, too, with its own bill, 720. We, who are affected by all this, have received the distinct impression that everyone is waiting for everyone else; no one wants to be responsible for the decision which would do away with the bay oil leases and protect these renewable resources which support our fishing and tourism industries.

The facts are in, enough of them, anyway, to make an informed decision. The Egan administration made a mistake, perhaps an honest one, perhaps an illegal one. It is up to our leaders today to acknowledge that mistake, in light of today's known facts, and to act accordingly. There should be no question about the value of Kachemak Bay's fishing and recreational resources, and also no question that oil development and tanker traffic pose a serious threat. There simply is no good reason to look for oil in Kachemak Bay at this time, and every reason to create a marine sanctuary there.

I am asking you, and each other member of the Resource Committee, to please act now and pass the two bills-- passage of both is necessary since neither one by itself can be effective in gaining the needed end result-- out of committee and on to the Finance Committee and the House floor. Please do not delay any longer. A decision must be made, now.

There still seems to be some confusion concerning the desires of the people in the bay area. Please take a close look at those few-- we call them The Eighteen-- who make up the very vocal and powerful group which is promoting oil development and port expansion. Look at what they stand to gain, or lose, by the decision. Without exception, you will find that they are large land owners and/or in businesses related to sub-dividing, surveying, warehousing, shipping, etc. Doesn't that tell you something? These people have no interest in the Homer area other than what they can get out of it in terms of money, and they intend to take that money with them when they retire elsewhere. Greed and exploitation, plain and simple. Those of us who have other reasons for living here and who are intelligently informed ask you to please consider the good of all of the people in Alaska, which can only come from protecting the resources we depend on now, and confining oil development and impact to places less critically endangered. I speak as a businessperson myself, co-owner of a struggling Homer

business which would thrive with oil development. But that's not where I place my values; if oil comes to Kachemak Bay, this is one person who will feel forced to leave, in search of a saner society.

Sincerely,

*Nancy Lord*

Nancy Lord

WANAMAKER AND DEVEAUX

ATTORNEYS AT LAW  
750 WEST 2ND AVENUE  
ANCHORAGE, ALASKA 99501

HB 626

JAMES N. WANAMAKER  
LEROY EUGENE DEVEAUX  
RICHARD L. CRABTREE

April 5, 1976

TELEPHONE  
AREA CODE 907  
279-6591

Repr. Nels A. Anderson, Jr.  
Chairman  
House Resources Committee  
Pouch V  
Juneau, Alaska 99811

Sen. Kay Poland  
Chairman  
Senate Resources Committee  
Pouch V  
Juneau, Alaska 99811

---

Committee Members:

Theodore G. Smith, (V. Chmn.)  
Alvin Osterback  
Fred E. Brown  
Richard I, "Dick" Eliason  
H. M. "Mike" Hershberger  
Leo Rhode  
James H. Huntington  
Leslie E. "Red" Swanson

H. D. "Pete" Meland, (V. Chmn.)  
Chancy Croft  
John L. Rader  
Patrick Rodey  
John Butrovich  
Joseph L. Orsini

Re: SSHB 626 (Kachemak Bay Marine Sanctuary)

Dear Legislators:

I am writing on behalf of our clients South-Central Timber Development, Inc. and Western Alaska Logging Company, Inc. companies which currently employ over 55 people in the Kachemak Bay Area. These companies are operating logging and sawmill activities in the Jakalof Bay and Kasitsna Bay Areas.

These companies are concerned that their logging and sawmill activities could be curtailed or eliminated under the permit type system to be established by the Marine Sanctuary portions of this bill. They therefore strongly oppose the creation of the Kachemak Bay Marine Sanctuary as proposed in this bill. They submit that the present systems of environmental control through general law are sufficient.

SSHB626 HAS MANY SUBJECTS:

SSHB has many subjects. I would characterize these subjects as follows:

1. Amendment to Alaska Statutes Title 38 to empower The Department of Natural Resources to establish and regulate marine sancturaries.

2. To amend Alaska Statutes Title 41 to add planning and implementation for marine sanctuaries to the powers of the Department of Natural Resources.

3. By a new section, 41.20.415 to declare all of Kachemak Bay and a large area of the adjoining Cook Inlet as the "Kachemak Bay State Marine Sanctuary".

4. By a new Section 41.20.420 to create a new form of government for Kachemak Bay similar to the structures of the earlier proposed Coastal Zone Management Bill. Natural Resources will have primary "management responsibility" subject to seven special exceptions.

5. A new section 41.20.425 is created to provide a means to buy or condemn existing oil and gas leases.

Our principal comments relate to points numbered 3 and 4 as identified above. Our client are strongly opposed to the passage of points 3 or 4.

THE MARINE SANCTUARY REGULATORY SCHEME:

SSHB 626 pays little attention to the fact that there are already in existence extensive mechanisms for the control of water pollution, solid waste pollution, air pollution, and any other activities which could potentially damage the environment of this area.

It attempts to establish a new layer of governmental authority to have "management responsibility" for the area.

It contains a shift in emphasis from the present concept of free movement and use of the waters and lands, provided one does not break the law, to a new concept that the land is a preserve and no use may be made of the preserve without permission.

It is readily obvious that all parties recognize the true nature of this bill as being an attempt to put Kachemak Bay under a new governmental system of permits and exceptions. This is implicit in the Governor's letter of March 2, 1976, transmitting the "sponsor substitute".

Thus in this new version seven special uses ranging from the gathering of driftwood to the development of deep water ports and the discharge of treated fish wastes are "legislatively determined not to significantly affect the environment of the areas" (AS 41.20.420(b) page 5 SSHB 626).

House Resources Committee  
Senate Resources Committee  
Page 3  
April 5, 1976

If this is how the system is to be structured we would request a special exemption No. 8 to read as follows:

(8) Activities related to commercial or subsistence logging including the operation of all authorized logging gear and the building, operation and maintenance of wood products processing plants.

WHAT LANDS ARE PUT IN THE SANCTUARY?

The area of the sanctuary as delineated by proposed AS 41.20.415 is Huge. The area goes well beyond the head of Kachemak Bay and out into Cook Inlet. The sanctuary extends far beyond the area of the Kachemak Bay State Park.

In effect, all of Kachemak Bay and this portion of Cook Inlet would be put under a permit system run by the Department of Natural Resources.

LIVING WITHIN THE EXISTING LAW:

It being the case that the State of Alaska already owns the tidelands concerned, and already has an extensive system of environmental monitoring and environmental control as well as a fine system of fish and game enforcement, one wonders why it is necessary to create a new level of government.

The only addition made by parts 3 and 4 of SSHB 626 would be that it would exchange a "permit system" for the present freedom of action system.

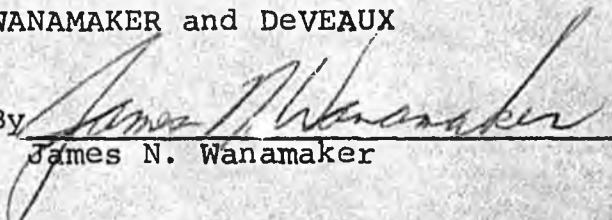
We emphasize our clients' opposition to SSHB 626, parts 3 and 4 (as summarized at the start of this letter).

We understand that other versions of this bill are in preparation. We request copies of such new versions at the earliest opportunity.

Thank you for your attention to the concepts set forth in this letter.

Sincerely yours,

WANAMAKER and DEVEAUX

By   
James N. Wanamaker

JNW/dk1

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

rec'd 4/8/76  
HB 626

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 18 years.

Name (please print) BOB FLEMING

ADDRESS Box 455

CHUGIAK, AK 99507

*I don't normally utilize a form letter for such matters, but these does express my feelings.*

*B.F.*

SEWARD, ALASKA  
2 APRIL, 1976

NELS ANDERSON

DEAR REPRESENTATIVE:

I AM WRITING TO YOU IN SUPPORT  
OF H.B. 626, TO HELP IN CREATION OF  
A KACHEMAK BAY STATE MARINE SANCTUARY.

IT IS LIKELY THAT WE WILL  
DISCOVER ENOUGH OIL IN OTHER LESS  
VALUABLE BODIES OF WATER TO KEEP  
THE NATION SUPPLIED. IF WE DO NOT  
FIND THE NEEDED OIL, THEN WE SHOULD  
SIMPLY CUT BACK ON OUR OVER-  
CONSUMPTIVE LIFESTYLES AS IS NECESSARY.

SINCERELY,

THOMAS TAGGART  
BOX 1195  
SEWARD, ALASKA  
99664

HB 626

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 27 years.

Name (please print) GLEN H. STARN

ADDRESS 5304 Cope Street Anchorage Alaska  
99502

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 15 years.

Name (please print) LAWTON HOUNCHELL

ADDRESS P.O. BOX 2374

ANCH. AK. 99510

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99807

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 20 years.

Name (please print) Douglas Leroy Bent

ADDRESS 1938, Ea 88th ave  
Anchorage Alaska 99507

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*Roger A. Painter*

I am of voting age. I have lived in Alaska 50 years.

Name (please print)

ROGER A. PAINTER

ADDRESS

STAR RT. BOX 8585

INDIAN, ALASKA, 99540

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 26 years.

Name (please print)

Greg Corrado

ADDRESS

SRH 1785-A Anchorage Alaska  
99507

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 28 years.

Name (please print) WARD T. ALLEN

ADDRESS 3404 LAKESIDE DRIVE  
ANCHORAGE, ALASKA 99502

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 33 years.

Name (please print) DAVID F. GIBBONS

ADDRESS 928 WESTBAY AVE  
Anch, AK 99502

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 27 years.

Name (please print) HAROLD OTTLEY

ADDRESS 7744 OLD HARBOR Rd.

ANCHORAGE, ALASKA 99504

*Harold Ottley*

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 20 years.

Name (please print) RAY SMITH

ADDRESS 2451 Harbor

Anchor Walk

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 36 years.

Name (please print) Louis Berry

ADDRESS Box 10025 KATL RD STATION  
ANCHORAGE ALASKA

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 7 years.

Name (please print) W<sup>rs</sup> E. STARKWEATHER

ADDRESS Box 4-528 GREGORY RD.  $\frac{1}{2}$  RAINBOW  
ANCHORAGE, ALASKA 99509

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 11 years.

Name (please print) Lee B Bates

ADDRESS P.O. Box 8370 Anch 99508

Lot 28 DAVIS Rd

# TELEGRAM

RCA ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

JUNEAU, ALASKA 99801

1976 APR 3 PM 5 19

*1413 626*

#

02018 TDA HOMER ALASKA POM 4-3 907A AST

PMS REP NELS ANDERSON

0303

JUN

I SUPPORT BILL TO BUY BACK LEASES AND CREATE SANCTUARY

EMIL NELSON

1113 99603

# TELEGRAM

ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

UNEAU, ALASKA 99801

#

1976 APR 3 PM 5 18

02017 POM TDA HOMER ALASKA 4-3 907A AST

PMS P.P. NELS ANDERSON

JUN

0302

*143626*

I SUPPORT BILL TO BUY BACK LEASES AND CREATE SANCTUARY

JESSIE NELSON

BOX 1113 99603

SELDOVIA NATIVE ASSOCIATION, INC.

P. O. BOX 185  
SELDOVIA, ALASKA 99663  
234-7625

*file  
626*

March 22, 1976

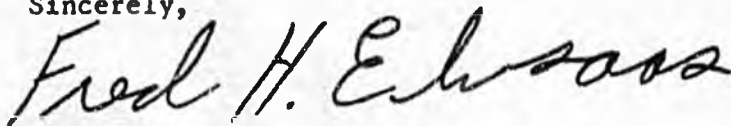
Honorable Nels Anderson  
Chairman, Natural Resources Comm.  
House of Representatives  
Pouch V  
Juneau, AK. 99801

Dear Sir:

If any further hearings are held on the controversial Kachemak Bay oil leasing issue, and/or sanctuary bills - such as SSHB 626 - the Seldovia Native Association wishes to request that public hearings be held in Seldovia.

This corporation still supports honoring the present oil leases in Kachemak Bay, and feels that fishing and oil development are compatible.

Sincerely,



Fred H. Elvsaa, President  
Seldovia Native Association, Inc.

FHE/dc

cc: Rep. Leo Rhodes  
Rep. Hugh Malone  
Sen. Clem Tillion

# TELEGRAM

ALASKA COMMUNICATIONS, INC.

PHONE: 586-6140

JUN 20, ALASKA 99801

# 19002 CORDOVA ALASKA 15 03-24 10A AST

PMS MR NILS ANDERSON CHAIRMAN HOUSE RESOURCE COMMITTEE

6952

POUCH V

JUN

WE SUPPORT SPONSOR SUBSTITUTE NUMBER 66

BOB BLACKE CHAIRMAN CD FU

#

02 089 POM ANCHORAGE ALASKA 15 03-18 34 1P AST

PMS REP NELS ANDERSON

JUN

ENOUGH RESTRICTIONS ON ALASKAN OPPOSE HB 626

JOHN N COLBERG MAYOR CITY OF SELDOVIA

TELEGRAM

ALASKA COMMUNICATIONS, INC.  
ANCHORAGE, ALASKA 99801  
MAR 18 9 55 PM '50

# TELEGRAM

RCA ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

JUNEAU, ALASKA 99801

1976 MAR 24 PM 10 49

626

#

02079 NL ANCHORAGE ALASKA 50 03-24 636P AST

PMS HOUSE AND SENATE RESOURCE COMMITTEE

JUN

**7030**

FIRST OF ALL I AM AGAINST ANY ADDITIONAL TAXES FOR THE  
OIL INDUSTRY. SUCH HIGHER TAXATION IS NOT IN THE INTEREST  
OF ALASKA. ALSO NO REFUND FOR KACHEMAK BAY LEASES.  
GIVE OIL COMPANIES CHOICE OF NEW LEASES INSTEAD STATE MUCH  
HAVE CREDIBILITY

RUTH ADLER 630 WEST 8 AVE 99501



# UNITED FISHERMEN OF ALASKA

MAILING ADDRESS:  
P.O. BOX 1352  
JUNEAU, ALASKA 99802

OFFICE:  
197 S. FRANKLIN ST.  
907 586-2820

March 18, 1976

*File 626*

The Honorable Mike Bradner  
Speaker of the House  
Alaska State Legislature  
Pouch V  
Juneau, Alaska 99811

Dear Representative Bradner:

The United Fishermen of Alaska are holding their Fifth Annual Meeting of the Board of Directors this week.

In an action passed this day the Board of Directors moved unanimously to support Sponsor Substitute for House Bill 626, "An Act relating to the establishment of marine sanctuaries; and providing for an effective date." We strongly urge passage of this legislation by the Second Session of the Ninth Alaska State Legislature.

Yours truly,

Philip A. Daniel  
Executive Secretary

cc: Representative Nels Anderson, Chairman  
House Resources Committee

Representative Hugh Malone, Chairman  
House Finance Committee

Senator Kay Pollard, Chairman  
Senate Resources Committee

Senator Bill Ray, Chairman  
Senate Finance Committee



# UNITED FISHERMEN OF ALASKA

MAILING ADDRESS:  
P.O. BOX 1352  
JUNEAU ALASKA 99802

OFFICE:  
197 S. FRANKLIN ST.  
907 586-2820

March 18, 1976

The Honorable Chancy Croft  
President of the Senate  
Alaska State Legislature  
Pouch V  
Juneau, Alaska 99811

Dear Senator Croft:

The United Fishermen of Alaska are holding their Fifth Annual Meeting of the Board of Directors this week.

In an action this day the Board of Directors moved unanimously to support Sponsor Substitute for House Bill 626, "An Act relating to the establishment of marine sanctuaries; and providing for an effective date." We strongly urge passage of this legislation by the Second Session of the Ninth Alaska State Legislature.

Yours truly,

Philip A. Daniel  
Executive Secretary

cc: Representative Nels Anderson, Chairman  
House Resources Committee

Representative Hugh Malone, Chairman  
House Finance Committee

Senator Kay Polland, Chairman  
Senate Resources Committee

Senator Bill Ray, Chairman  
Senate Finance Committee

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,



I am of voting age. I have lived in Alaska 25 years.

Name (please print)

GERALD NEUMANN

ADDRESS

1337 VIRGINIA CRT.

ANCHORAGE, ALASKA

**W. G. FEETHAM**  
**MARINE ENTERPRISES**  
P. O. BOX 626



HOMER, ALASKA  
99603

May 2, 1970

Mr. Tolson, Chairman  
NATO Advisory Committee  
P.O. Box  
Homer, Alaska 99603

Dear Sir:

This is to urge you to do all you can to get NATO out of committee and on the floor for a vote as soon as possible before the session ends.

We do not want this bill and two others. We will appreciate your consideration of our views.

Sincerely,  
*W. G. Feetham*  
W. G. Feetham  
611 E. Ocean Front

David McDonald  
Red Mountain, Ak.  
99603  
(on Kachemak Bay across  
from Homer).  
March 24, 1976.

Dear Chairman Andersen,

The time has come for  
the people of Alaska to take a  
hand in the future of development.  
While in some places and situations  
oil development can be consistent  
with most aspects of a community  
Kachemak Bay is not such a place.

The threat to Kachemak  
Bay from oil development is high.  
Neither the fishing industry,  
tourist business nor marine life  
could stand this threat.

I urge you, therefore, in your capacity as chairman of the House Resources Committee to work to condemn the oil and gas leases in Kachemak.

I believe this can best be done by supporting S.S.H.B. 626 establishing a marine sanctuary in the bay. I will be looking for your support in this matter,

Sincerely,

David McDonald

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*Edmond A. Fancher*

I am of voting age. I have lived in Alaska 54 years.

Name (please print) Edmond A Fancher

ADDRESS 1964 Karluk St Apt B  
Anchorage AK 99501

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*Robert A. Jan Winkle*

I am of voting age. I have lived in Alaska 42 years.

Name (please print) Robert A. Jan Winkle

ADDRESS

736 W. 15<sup>th</sup> AVE. JA  
ANCHORAGE, ANCHORAGE ALASKA 99501

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*John Francisco*

I am of voting age. I have lived in Alaska 11 years.

Name (please print) John FRANCISCO

ADDRESS 7213 Ravena

Anchorage, Alaska

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*Toni F. Francisco*

I am of voting age. I have lived in Alaska 31 years.

Name (please print) TONI F. FRANCISCO

ADDRESS 7213 ROVENA  
ANCHORAGE ALASKA

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*James R. VanVinkle*

I am of voting age. I have lived in Alaska 19 years.

Name (please print)

JAMES R. VANVINKLE

ADDRESS

736 W. 15<sup>th</sup>  
ANCHORAGE, ALASKA 99501

S.C. Mathews - Electrical Engineer. No Bill is  
Necessary - Legality left up to the Court - Credibility  
No marine sanctuary. Stable + viable growth. electrical  
development is already a problem. 84R. Resident

R.C. Gardiner - Mgr. operations Sun Marine Drilling  
Company - Oil spills - Major oil spills - Ruptured pipelines or  
tanker accidents. 50 fuel transfers since Ferns came into  
Ketchikan. State Agency influencing - Any bill  
opposed to.

John Crawford - Seldovia - Native Assoc.

CS HB626 - HB626 - Disasterous for lower Cook Inlet -

No Marine Sanctuary -

Fred Elvsaas

Seldovia Native Assoc

HB626 or any substitution - Stressing undue  
harrassment after a bill such as HB626 - No Road-blocks  
for developments. Nominations for lands would be  
hampered. Explatory drilling should be started.

Kiril Martushev - Support of HB626 and the  
~~environment~~ fishermen - To protect the resources  
from oil developments. Feels that oil could hurt  
the area.

JANE Casson Homer Res 19 yrs. Teacher

Businesswoman from Homer. Fishing + oil are

Compatible. Poll Results - 700-750 returns.

Stability - Good Economic basis - No Sanctuary -

Opposition Dev. 39 - 1-5 yrs. 20-10-20 yrs

Pro Dev 2 1-5 10-20 yrs. 41

Reading for Louis Tolson - 44 yrs.

Ballast Problems - No longer a problem.

Barbara Manley - Reports that Homer didn't want  
development - oil companies said that they would by-pass  
Homer if Homer didn't want development.

342 returns 322 did not want oil leases to be purchased

10 asked for voter referendum, 10 asked the legislature to decide

HB626 - Katchemak Bay - No Bill

Norma Turkington - Taxpayer - People are the most valuable renewable resources. - Bay should not be locked.

Richard Englewa ? 30yr resident

Supermarket owner - Economic climate cannot support the residents of the area now. 8-9 lbs per crab where it used to be 15 lbs. oil & fish compatible -

Ed Glottfedy: Comm fisherman - Employed by the City of Seldovia - Not speaking for the city.

Against CS#B626 - Petro-chemical industry would bring in needed industry - In favor of SB 720. Not in favor of state park.

John Colberg Mayor of Seldovia.

Beech - Sawmill Supervisor - Logging opp.  
South Central Timber - 55 people employed.  
Sanctuary would hurt timber industry

Lottie Eddelman - Explosions @ N King Salmon

Platforms Areas need development - Staging areas will come into existence for off-shore development. Concerned only with the critical nature of Katchemak Bay - Not opposed to development per

Recommend - Go along with SB Sec 2  
debt 1 yr. Moratorium

R. W. Armstrong ALASKA Exploration. Short Summary  
1973 Seismic work in Katchemak Bay. Structure worthy of drilling & Exploration. 16.6 Million dollars std oil bid - 38,000 Acres awarded to std. oil. Company would begin drilling as soon as the Supreme Court gives its decision & permits are issued.

Tom Kate - Shell oil FRANK Hester Joe Dozier  
5.4 Million 1974 Applied for and received drilling permit but lawsuit caused them to put off drilling

Shell site 16 miles from Homer spit - Oppose any legislation which would interfere with companies drilling rights as issued in the lease or the permit.

Joe Dozier Safety & Environment Conservation.  
Shell oil out of Houston.

Safeguards-

- (1) Drilling mud - To prevent liquid from uncontrolled flow
- (2) Valves to close well - Blowout preventer
- (3) Trained personnel + drills
- (4) Equipment + Responsibility available if there is a spill.

Skimmer, Booms, Absorbent, Trained personnel

Massive spill like tankers is not common in drilling operations.

If oil + gas is encountered drilling mud should retard uncontrolled flow

Rapid recovery of biota life.

Minimum daily costs is several thousands of dollars per day for not being used.

8 11 1/2  
11 1/2

DR. Rice - N. M. F. S.

language of CSSB 720 Sec 2 ->

Motion to Post -

Bristol  
Bay  
Native  
Corporation

445 E. 5TH STREET / ANCHORAGE / ALASKA 99501 / PH. (907) 277-9511

April 2, 1976

The Honorable Nels A. Anderson Jr., Chairman  
House Resource Committee  
Alaska State House of Representatives  
Pouch "V"  
Juneau, AK 99801

Dear Mr. Anderson:

I respectfully request your committee include this letter in the record of hearings on SSHB 626 or other bills dealing with Marine Sanctuaries.

Bristol Bay Native Corporation is opposed to this bill creating a Marine Sanctuary in Kachemak Bay that excludes leasing for oil or gas. If passed, such legislation will set a precedent for creating additional sanctuaries without logical studies that consider the fact that modern day drilling and development elsewhere in the world is compatible with the marine environment. Surely Alaska cannot always be the only "unique" place on the globe.

In 1972 the Legislature passed a law (AS 38.05.140) creating a Bristol Bay Fisheries Reserve of some 6,000 square miles which is entirely within our regional boundary and prohibits leasing of State offshore lands without Legislative approval. There are no plans today to even drill on State onshore lands within our region, since there are few, if any, existing leases. Our selected lands adjacent to State lands both onshore and offshore may, or may not overlay as yet undefined seismic structures. BBNC is qualified to hold State oil and gas leases and expects, in the future, to actively participate in leasing both onshore and offshore lands - State or Federal. This present Fisheries Reserve is only one step away from being designated a Marine Sanctuary if the Kachemak Sanctuary is created, therefore BBNC is opposed to this proposed legislation, however we naturally will insist on all necessary precautions to protect our fisheries and still enjoy the benefits of multiple use of Alaska's resources.

BBNC is also opposed to the companion bill that would cancel the existing State oil and gas leases in Kachemak Bay. It is a serious matter when the State can cancel contracts without cause, or court decision. Even the

possibility of the State cancelling contracts is just one more example indicating the instability of Alaska. The resulting confusion in the investment world could have far-reaching effects on the future of Alaska which also has its effects on our Corporation.

Very truly yours,

BRISTOL BAY NATIVE CORPORATION

*W. C. Bishop*

W.C. Bishop  
Petroleum Consultant

cc: The Honorable Jay Hammond  
Directors  
Regions  
AFN  
Native Caucus



STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

March 25, 1976

Mr. Jerry Anderson  
Chairman  
Homer Committee to Promote  
Utilization of the Port of Homer  
P. O. Box 955  
Homer, Alaska 99603

Dear Mr. Anderson:

Thank you for your letter that was received in this office on March 18. Let me say initially that I appreciate the fact that you and your committee find the sponsor substitute for HB 626 "a vast improvement over the original offering." We have tried hard to incorporate some of the concerns that you and others have expressed, and I am glad that we have at least succeeded in part.

Let me say a few brief comments about the town meeting in Homer. You indicate that halfway through the meeting Ms. Cason asked for "a similar vote" on the issue of whether or not the leases should be condemned. Actually, Ms. Cason asked how many people in the audience thought that oil development and fish could be "compatible" if the oil development was strictly regulated. As you observed, a substantial number of people supported this belief. That said nothing, of course, as to their view of whether or not regulation would ever be strict enough in their view to justify development of the oil leases in Kachemak Bay. Since Lower Cook Inlet had also been discussed, I assume it is possible that a number of people were addressing themselves to oil development there as opposed to oil development specifically in Kachemak Bay. That is why Mr. Gross phrased the question to the group so specifically at the end of the meeting. And on that question--whether or not the Kachemak leases should be condemned--the response was, as you noted, overwhelming, and it was from the same people who had voted earlier on Ms. Cason's request. I do not see those votes as opposing each other, but rather the latter vote clarifying the former. Either people believe that the theory of regulation does not

work out in practice or they had no reference to Kachemak Bay in their early expression, but when they did vote on Kachemak Bay they made their feelings very clear.

Incidentally, I am interested in learning something about the poll Ms. Cason promoted following the meeting. If possible, I would like to know if you have a list of the people who completed that poll so we can determine the areas from which they came. I am, for instance, somewhat surprised to see that, while over 300 people thought enough to come to a meeting to express their desire to condemn the Kachemak leases, less than 200 of those people participated in the poll. I realize that the poll was not meant to be a random sampling, but I am still interested in the specifics of it so we might evaluate it in decision making.

So far as the new bill is concerned, no mention is made of logging or the timber industry since this was not raised as an issue in the hearing and no real concern was voiced over possible infringement of logging activity. The purpose of spelling out certain activities was to insure that regulation would not touch areas it was never intended to touch but about which people were concerned. Logging did not seem to be one of those areas of concern, since I gather most people did not sense any prospect for real conflict. If we start listing activities that are not the subject of real concern, it seems to me the list might well be endless. Suffice it to say there is no desire or intention to damage the timber industry in the area.

You object to the provision in the bill which allows the commissioner to create a separate division within the department to deal with parks and marine sanctuaries, since you claim this would "create another tentacle of the bureaucracy." I am sorry to inform you that the octopus has already grown the arm. There already is a division in the Department of Natural Resources created by statute to deal with parks. As you read the bill, remember that only the underlined sections on pages 1, 2, 3 and 4 are new. The remainder already exist in state law.

I am at something of a loss to understand the concern over creating a marine sanctuary. If these leases are to be terminated, there must be a public purpose for doing so. It does not seem to me to be unreasonable to say that state-owned lands and water areas in the Bay will be a sanctuary for the unique concentration of marine life that exists

Mr. Jerry Anderson

-3-

March 25, 1976

there. This is nothing more than a way of saying that state regulatory efforts in the area will be dedicated to preserving the water environment necessary for that life to continue, for the benefit of the entire area and the state as a whole. In reality the sanctuary is nothing more than a place where oil and gas leasing will not be permitted, and, whereas the term may conjure up problems in some persons' minds, I think that the real essence of the bill is simply that a sanctuary is a place where the marine environment will be kept free of oil development.

Thank you once again for your letter. I can assure you that your wishes and the wishes of those who agree with you will not be ignored by this administration. I would hope you would agree that the modification of the bill already reflects much of the input that you and others in the Homer area have made.

Sincerely,

A handwritten signature in dark ink, appearing to read "Jay S. Hammond". The signature is written in a cursive style with several loops and flourishes, particularly at the beginning and end.

Jay S. Hammond  
Governor

Copies to: Representative Nels Anderson  
Representative Leo Rhode  
Senator Kay Poland

**The Real Danger**

Dear Editor,

Research done by Alaska Fish and Game and the National Marine Fisheries indicate there is a good chance oil and oil related industries would be harmful to the fisheries of Kachemak Bay. All of this is on record.

However, one point has not been brought out and emphasized enough. That is the danger to Kachemak Bay from oil related water traffic. There have been many accidents or near accidents in or near Kachemak Bay in the past six years. Following are a few examples:

1. One barge lost last summer
2. At least two other barges capsized in the past 6 years
3. One barge capsized and sunk its tug behind the Homer Spit
4. One rig tender, through navigational or pilot error rammed an oil platform and sank

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in Cook Inlet

5. One rig tender caught fire and burned. Crew escaped using ladders and a skiff.

6. One tanker struck an un

charted object in Cook Inlet suffering damage to the hull. It was under ballast and no oil spilled, fortunately.

7. The Atlantic Engineer, a

tanker, was severely damaged by explosion and fire on the way to Kachemak Bay, south-east of Kodiak.

See "Letters," page 5.

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HOMER NEWS

APRIL 1, 1976

Thursday April 1 1976

### ...Letters

8. Tug tendering George Ferris sank.

9. George Ferris had to be blown to pieces in order to move from drill sight to its present location behind the Homer Spit.

Over the same period of time there have been more disastrous accidents around the world.

1. A tanker ran aground on an island off France on its first voyage

2. LNG Tanker exploded and burned in Tokyo

3. Several super tankers completely disappeared, presumably exploding.

4. Collision of tanker near Golden Gate Bridge causing huge oil spill

5. Huge spill from tanker in Straights of Magellan

6. Tanker hit by barge in Philadelphia area causing explosion and fire

7. Tug-tanker collision during storm near Norway.

8. Near mishap in Straights of San Juan de Fuca causing people in the Puget Sound area to have grave doubts about a tanker terminal.

In considering the above incidents, it seems to me any oil related water traffic in Kachemak Bay should be eliminated, not increased. Perhaps we're living on borrowed time already. Tanker and oil supply boat traffic in and out of Kachemak Bay should be eliminated or held to a minimum due to the additional risk of an accident causing oil spills damaging to the fisheries resource which we are trying to protect. Just banning the drilling for oil will not give adequate protection to Kachemak Bay.

To the opposition who claim marine sanctuary legislation would strangle the economy of Homer: Let's look at facts.

In the past two years, Homer has had at least 26 new businesses and/or expanded businesses.

Furniture Store, Pet Store, Book Store, Four Bookkeeping tax services offices, Optometrist, Attorney, Surveyor, Real Estate Broker, Restaurant, Camper Supply, Feed Store, Concrete Redi-mix Service, Welding Supply, Aurora Seafoods, Marine Supply, Western Auto, Dentist, Veterinarian, Doctor, Expansion of Sea Shop, Expansion of Sportsman's Marina, Planned expansion of Kachemak Food Cache, new Post Office.

Homer's economy is growing without oil and oil related industries.

Dean Feetham  
Homer

# A VOTE FOR KACHEMAK BAY IS NEEDED!



- ★ The Alaska Legislature is now considering a bill (H.B. 626) to buy back the offshore oil leases in Kachemak Bay. The State's most productive marine breeding and fishing grounds situated in the most scenic area of our State, that provides recreation for all Alaskans, needs YOUR SUPPORT NOW.
- ★ H.B. 626 supports all fishing and recreation.
- ★ More than 3500 Alaskans have joined to support Kachemak Bay.
- ★ It is in the best interest of every Alaskan - not just those Bay residents and fishermen - to see that the threat facing these critical breeding grounds is removed.

WE ASK YOU:

NO LATER THAN APRIL 5TH

To send letters or call in "Political Opinion Messages (P.O.M.)  
(- call your local RCA office)

To:

House Resource Committee	Pouch V	Juneau, Ak.
Reps. Nels Anderson, Chairman		Alvin Osterback
Ted Smith, (Anchorage)		Leslie Swanson
Mike Hershberger (Anchorage)		Dick Eliason
Fred Brown (Fairbanks)		Leo Rhode
James Huntington		



IT'S YOUR BAY, TOO

This ad paid for by: Citizens for a Better Community  
Kachemak Bay Defense Fund  
North Pacific Fisheries Assoc.

HOMER NEWS

APRIL 2, 1976

APRIL 2, 1976

BROTHER NELS -

IN RESPONSE TO THE UPROAR OF CONTROVERSY ABOUT OIL IN KACHEMAK BAY, I WOULD LIKE TO VOICE AN OVERWHELMING VOTE OF NO TO OIL IN THE BAY. I AM SURE THAT MY OPINION IS SHARED BY 99% OF THE RESIDENTS OF BEAR COVE AND THE HEAD OF THE BAY. "THE OTHER SIDERS" OF THE BAY DO NOT WANT OIL OR OIL RELATED INDUSTRIES HERE. I URGE YOU TO DO EVERYTHING IN YOUR POWER OF CHAIRMAN OF THE HOUSE RESOURCE COMMITTEE TO SUPPORT HOUSE BILL 626 AND BUY BACK THE LEASES SOLD TO THE OIL COMPANIES. THE MONEY IS A VERY SMALL PART OF THE TOTAL IMPACT ON HOMER AND ALL OF ALASKA. THE DELICATE NATURAL BALANCE OF THE BAY MUST BE PRESERVED AT ALL COSTS. - TAKE A CLOSE LOOK AT THE LOWER 48, IT'S TIME TO TAKE A GODDAMN STAND NOW! LET HOMER AND KACHEMAK BAY BE AN EXAMPLE TO THE REST OF ~~ALASKA~~ AND THE UNITED STATES. ALL OF THE OIL IN KACHEMAK BAY CANT EVEN MAKE ONE TINY SHRIMP! THIS BAY IS UNIQUE - KEEP IT THAT WAY!

BROTHER MIKE KENNEDY  
BEAR COVE.



The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*Eugene W. Carlisle*

I am of voting age. I have lived in Alaska 20 years.

Name (please print) EUGENE W. CARLISLE

ADDRESS 1961 WICKERSTAM DR.

ANCHORAGE, ALASKA

99507

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*Mary A. Van Winkle*

I am of voting age. I have lived in Alaska 50 years.

Name (please print) MARY A. VAN WINKLE

ADDRESS 736 W 15

ANCHORAGE, AK. 99501

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

3-28-76

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*B. L. Bergman*

I am of voting age. I have lived in Alaska 7 years.

Name (please print) B. L. BERGMAN

ADDRESS 2112 CHURCHILL DR

ANCHORAGE AK

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

3-28-76

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*Durrell Bergman*

I am of voting age. I have lived in Alaska 20 years.

Name (please print) DURRELL BERGMAN

ADDRESS 2112 CHURCHILL DR  
ANCHORAGE AK

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*Valerie Carlisle*

I am of voting age. I have lived in Alaska 20 years.

Name (please print) VALERIE D. CARLISLE

ADDRESS 1961 WICKERSHAM  
ANCHORAGE, ALASKA

99507

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*Jane Cason*

I am of voting age. I have lived in Alaska 19 years.

Name (please print) Jane Cason

ADDRESS Box 315

Homer, Alaska 99603

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*John E. Lauderdale*

I am of voting age. I have lived in Alaska 50 years.

Name (please print) John E. Lauderdale

ADDRESS 1102 W. 7<sup>th</sup>

Anchorage, AK 99510

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*Henry Fasse, Jr*

I am of voting age. I have lived in Alaska 10 years.

Name (please print) HENRY FASSE, JR

ADDRESS 111 E. 5<sup>th</sup> Ave Anchorage Alaska

---

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

J R LASATER

I am of voting age. I have lived in Alaska 38 years.

Name (please print) J.R. Lasater

ADDRESS Box 2125

Anchorage, Alaska 99510

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 35 years.

Name (please print)

Robbie Bartel

Robbie Bartel

ADDRESS

644 W. 7th

Anchorage Alaska 99510

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*Ronald J Sartori*

I am of voting age. I have lived in Alaska 8 years.

Name (please print)

RONALD SARTORI

ADDRESS

1702 BIRCHWOOD ST.

ANCHORAGE, ALASKA, 99504

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

*John A. Gibbons*

I am of voting age. I have lived in Alaska 35 years.

Name (please print)

John A. Gibbons

ADDRESS

510 - W - 9th - St.

Anchorage, 99501

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 27 years.

Name (please print) MARY-CARLISLE

ADDRESS BIRCHWOOD-LOOP-ROAD-BIRCHWOOD AK.

MAILING ADDRESS-616-C-ST. ANCHORAGE-AK 99501

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

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I am opposed to buying back the oil leases!

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Sincerely,

I am of voting age. I have lived in Alaska 27 years.

Name (please print) Gene CHARLISLE

ADDRESS Birchwood-Loop-Road-Birchwood-AK,

MAILING-ADDRESS- 616-C-ST. ANCHORAGE-AK 99501

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 5 years.

Name (please print) SUZANNE O'BRIEN

ADDRESS 1900 WICKERSHAM DR.

ANCHORAGE, AK. 99507

The Honorable Nels Anderson  
Chairman, Resource Committee  
State of Alaska, House of Representatives  
Pouch V  
Juneau, Alaska  
99802

Dear Nels:

I am opposed to making Kachemak Bay a Sanctuary (or Park)!

I am opposed to buying back the oil leases!

Please do what you can to stop this legislation.

Sincerely,

I am of voting age. I have lived in Alaska 5 years.

Name (please print)

DAW O'BRIEN

ADDRESS

1900 WICKERSHAM DR.  
ANCHORAGE, ALASKA 99507

ORAL STATEMENT  
PRESENTED TO THE HOUSE  
COMMITTEE ON NATURAL RESOURCES  
JUNEAU, ALASKA  
APRIL 9, 1976

I AM FRANK HESTER. MY HOME AND OFFICE ARE IN SANTA BARBARA, CALIFORNIA. I AM A MARINE BIOLOGIST BY TRAINING, AND HAVE A B.A. FROM THE UNIVERSITY OF CALIFORNIA; A M.S. FROM THE UNIVERSITY OF HAWAII AND A PH.D. FROM SCRIPPS INSTITUTE OF OCEANOGRAPHY. I WAS EMPLOYED BY THE NATIONAL MARINE FISHERIES SERVICE FOR THIRTEEN YEARS, MOST RECENTLY AS DIRECTOR OF THE LABORATORY IN HAWAII. CURRENTLY, I AM A CONSULTANT ON MARINE BIOLOGY AND FISHERIES. IT IS IN THAT CAPACITY I AM HERE TODAY, HAVING BEEN RETAINED BY SHELL OIL COMPANY IN CONNECTION WITH SCIENTIFIC STUDIES OF KACHEMAK BAY.

ABOUT 2 YEARS AGO, PUBLIC HEARINGS BEGAN REGARDING OIL AND GAS DRILLING ACTIVITIES ON SUBMERGED LANDS IN LOWER COOK INLET IN THE VICINITY OF KACHEMAK BAY. TWO QUESTIONS EMERGED FROM THE HEARINGS.

- (1). ARE ALASKA MARINE ANIMALS OF COMMERCIAL IMPORTANCE MORE SENSITIVE TO THE EFFECTS OF OIL THAN MARINE ANIMALS FROM WARMER WATERS WHERE OIL AND GAS DRILLING AND PRODUCING OPERATIONS HAVE BEEN CONDUCTED FOR MANY YEARS WITH NO APPARENT DETRIMENTAL EFFECTS ON FISHERIES., AND
- (2). ARE THE CONFIGURATION AND CIRCULATION OF KACHEMAK BAY SUCH THAT THE POPULATIONS OF MARINE ANIMALS ARE SELF SUSTAINING.

THE PETROLEUM INDUSTRY INITIATED A STUDY ADDRESSING THE THE FIRST QUESTION. THE STATE OF ALASKA PROVIDED FUNDS TO INVESTIGATE

THE SECOND QUESTION. THE INDUSTRY STUDY IS COMPLETED AND THE STATE STUDY IS IN PROGRESS BUT PRELIMINARY RESULTS ARE AVAILABLE.

THESE STUDIES SHOW THAT NEITHER KACHEMAK BAY NOR THE MARINE ANIMALS IN IT APPEAR TO BE UNIQUE WITH RESPECT TO THEIR RESPONSE TO OIL. FURTHER, THE STUDIES INDICATE THAT THE ECOLOGICAL SITUATION IN ALASKA IS NOT MUCH DIFFERENT FROM THAT IN OTHER AREAS OF OFFSHORE OIL AND GAS PRODUCTION. THERE IS NO SCIENTIFIC BASIS FOR SUGGESTING THAT FISHERIES AND OIL AND GAS OPERATIONS IN LOWER COOK INLET, INCLUDING KACHEMAK BAY, ARE INCOMPATIBLE.

ALSO, THE STATE STUDY INDICATES THAT FLUSHING OF KACHEMAK BAY IS MORE RAPID AND COMPLETE THAN PREVIOUSLY BELIEVED. THIS SUGGESTS THAT THE BAY, AS A REARING AREA, IS LESS IMPORTANT THAN PREVIOUSLY INTERPRETED. IT FURTHER SUGGESTS THAT THE RATIONALE FOR THE ESTABLISHMENT OF A CRAB SANCTUARY AND A CRITICAL HABITAT SHOULD BE RE-EXAMINED IN LIGHT OF THESE NEW DATA.

NOW, I WOULD LIKE TO DISCUSS THE INDUSTRY STUDY IN GENERAL TERMS. FIRST, I WAS RETAINED BY SHELL OIL COMPANY TO ADMINISTER THE CONTRACT WITH NATIONAL MARINE FISHERIES SERVICE WHO PERFORMED THE STUDY AT AUKE BAY. THE PURPOSE OF RETAINING ME WAS TO PROVIDE AN INDEPENDENT BIOLOGIST TO WORK WITH NMFS.

TWO ASPECTS OF OIL POLLUTION WERE INVESTIGATED. THEY WERE, 1) ACUTE TOXICITY - THE AMOUNT OF OIL REQUIRED TO KILL AN ANIMAL AFTER SHORT EXPOSURE, AND 2) UPTAKE AND DEPURATION - THE ACCUMULATION IN AND THE RELEASE OF HYDROCARBONS FROM THE BODY TISSUES OF THE ANIMALS, OR FROM A PRACTICAL POINT OF VIEW, WILL A MARINE ANIMAL EXPOSED TO OIL STILL TASTE OILY EVEN AFTER RETURNING TO CLEAN WATER FOR A PERIOD OF TIME.

FIGURE 1 SHOWS THE ACUTE TOXICITY RESULTS OF THE NMFS STUDY AND COMPARES THE RESULTS WITH THE WORK OF OTHER INVESTIGATORS. PLEASE

NOTE THAT THE RESULTS ARE REPORTED AS PARTS PER MILLION OF WATER SOLUBLE FRACTION. THIS IS NOT THE AMOUNT OF CRUDE OIL ADDED TO THE WATER, BUT IS THE AMOUNT OF SOME FRACTIONS OF THE OIL WHICH ARE DISSOLVED IN THE WATER AFTER 20 HOURS OF HIGH ENERGY MIXING IN A LABORATORY VESSEL. THE AMOUNT OF CRUDE OIL WHICH MUST BE ADDED TO WATER WOULD BE BETWEEN 1000 AND 10,000 TIMES THE WATER SOLUBLE FRACTION, WITH SUCH MIXING OF THE ENTIRE WATER BODY IS PROVIDED FOR 20 HOURS.

YOU WILL NOTE THE RESULTS FROM THE AUKE BAY STUDY SHOW THERE ARE NO MAJOR DIFFERENCES BETWEEN ALASKAN SPECIES AND THOSE FROM ELSEWHERE, AS EVIDENCED BY THE WAY ALL OF THE RESULTS ARE GROUPED TOGETHER.

NOW TURNING TO THE UPTAKE AND DEPURATION STUDY, FIGURE 2 COMPARES THE RESULTS OF THE NMFS STUDY OF SEVERAL ALASKA MARINE ANIMALS. AGAIN, NOTE THE EXPOSURE HAS BEEN TO WATER-SOLUBLE FRACTIONS.

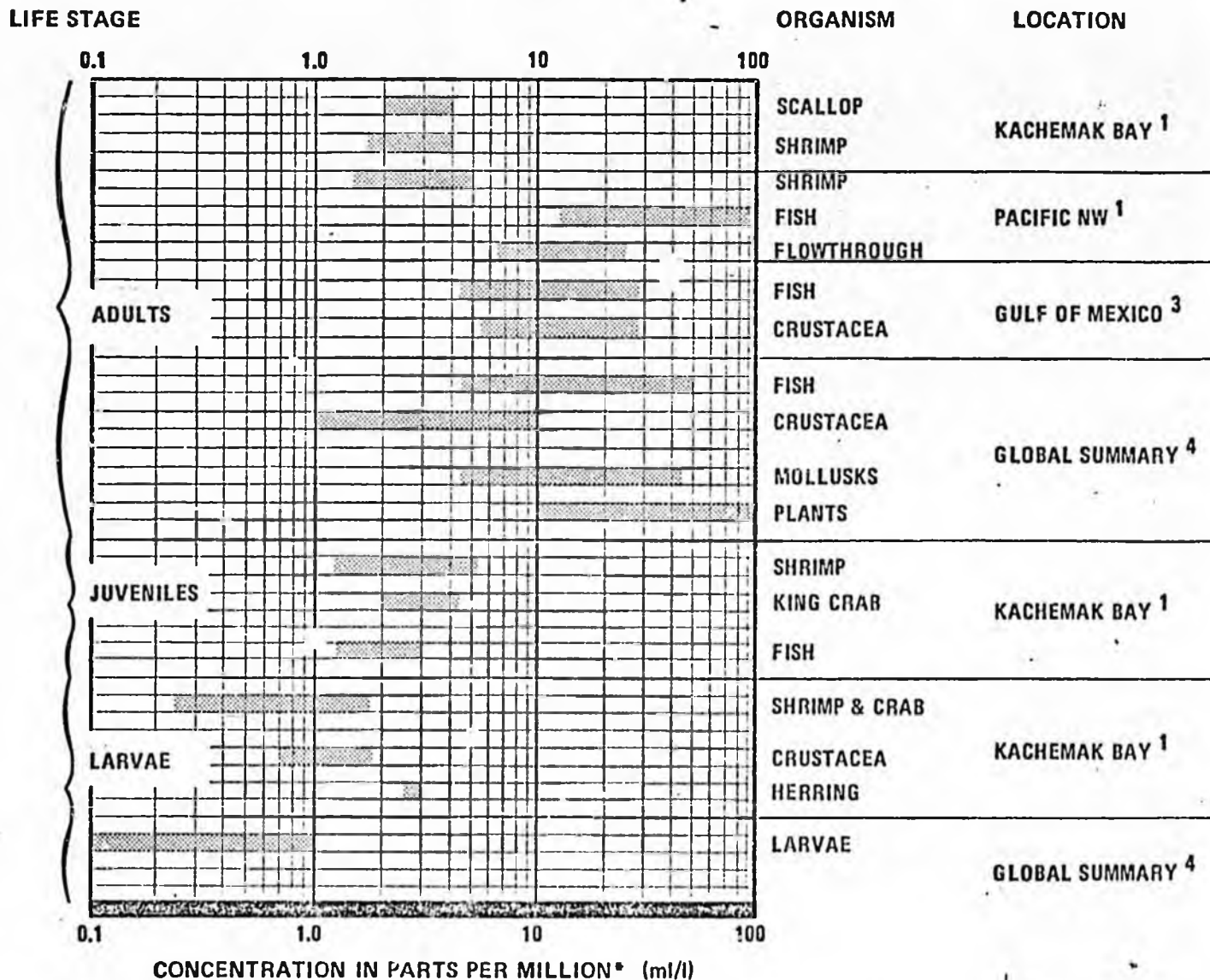
IN THE CASE OF CRAB AND SHRIMP, THE HYDROCARBON LEVELS INCREASE UPON EXPOSURE AND REMAIN HIGH UNTIL EXPOSED TO CLEAN WATER. PINK SALMON AND SCALLOPS DEPURATE EVEN WHILE BEING EXPOSED TO THE WATER-SOLUBLE FRACTION. THESE RESULTS ARE VIRTUALLY IDENTICAL WITH THE PATTERNS OBTAINED IN SIMILAR STUDIES WITH SOUTHERN SPECIES. THE EVIDENCE INDICATES THAT MARKETABILITY, AS DETERMINED BY OILY TASTE, WILL NOT BE AFFECTED IN ALASKAN MARINE ANIMALS AFTER SEVERAL DAYS EXPOSURE TO CLEAN WATER.

THE STATE STUDY IS NOT COMPLETE, BUT THE INVESTIGATION OF DROGUE AND DRIFT CARD STUDIES OF THE CIRCULATION IN THE VICINITY OF THE BAY IS QUITE THOROUGH. THE RESULTS TO DATE SUGGEST THE MOVEMENT OF WATER IN THE AREA IS SUCH THAT IT IS UNLIKELY THAT LARVAE HATCHED IN THE BAY REMAIN IN THE AREA. INSTEAD, IT APPEARS THAT ANIMALS IN THE BAY ARE CARRIED IN FROM THE OUTSIDE BY THE CURRENTS AND LARVAE PRODUCED IN THE BAY ARE CARRIED OUT TO SETTLE ELSEWHERE, THUS, THE BELIEF

THAT KACHEMAK BAY IS SELF-SUSTAINING APPEARS TO BE UNFOUNDED.

IN CONCLUSION, I BELIEVE THE STUDIES ANSWER THE QUESTIONS RAISED TWO YEARS AGO. NEITHER KACHEMAK BAY NOR THE ANIMALS IN IT APPEAR UNIQUE WITH RESPECT TO OIL. THERE IS, AT THIS TIME, NO SCIENTIFIC GROUNDS TO SUGGEST FISHERIES AND OIL OPERATIONS ARE INCOMPATIBLE.

**FIG. 1**  
**ACUTE TOXICITY OF THE SOLUBLE FRACTIONS OF CRUDE OILS**  
**ON VARIOUS MARINE ORGANISMS**



\*NOTE: THIS IS THE CONCENTRATION OF THE WATER SOLUBLE FRACTIONS OF THE OIL AS DETERMINED BY INFRARED SPECTROSCOPY. THE TOTAL AMOUNT OF OIL NECESSARY TO PRODUCE THESE DISSOLVED CONCENTRATIONS WILL BE MUCH GREATER DEPENDING ON THE MIXING METHOD USED. ACCORDING TO MOORE ET AL<sup>4</sup> THE VOLUME OF OIL WILL BE 1,000 TO 10,000 TIMES GREATER THAN THE DISSOLVED FRACTIONS IT CAN PRODUCE.

<sup>1</sup>/NMFS - RICE ET AL, 1975. ACUTE TOXICITY AND UPTAKE-DETOXICATION STUDIES WITH COOK INLET CRUDE OIL, PRUDHOE BAY CRUDE OIL, NO. 2 FUEL OIL AND SEVERAL SUBARCTIC MARINE ORGANISMS. <sup>2</sup>/BATTALLE PACIFIC NORTHWEST LABORATORIES. <sup>3</sup>/TEXAS A & M - ANDERSON ET AL 1974. MARINE BIOLOGY 27: 75-86. <sup>4</sup>/MOORE ET AL, 1973. A PRELIMINARY ASSESSMENT OF THE ENVIRONMENTAL VULNERABILITY OF MACHIAS BAY, MAINE TO OIL SUPERTANKERS. RALPH PARSONS LABORATORY REPORT # 162.

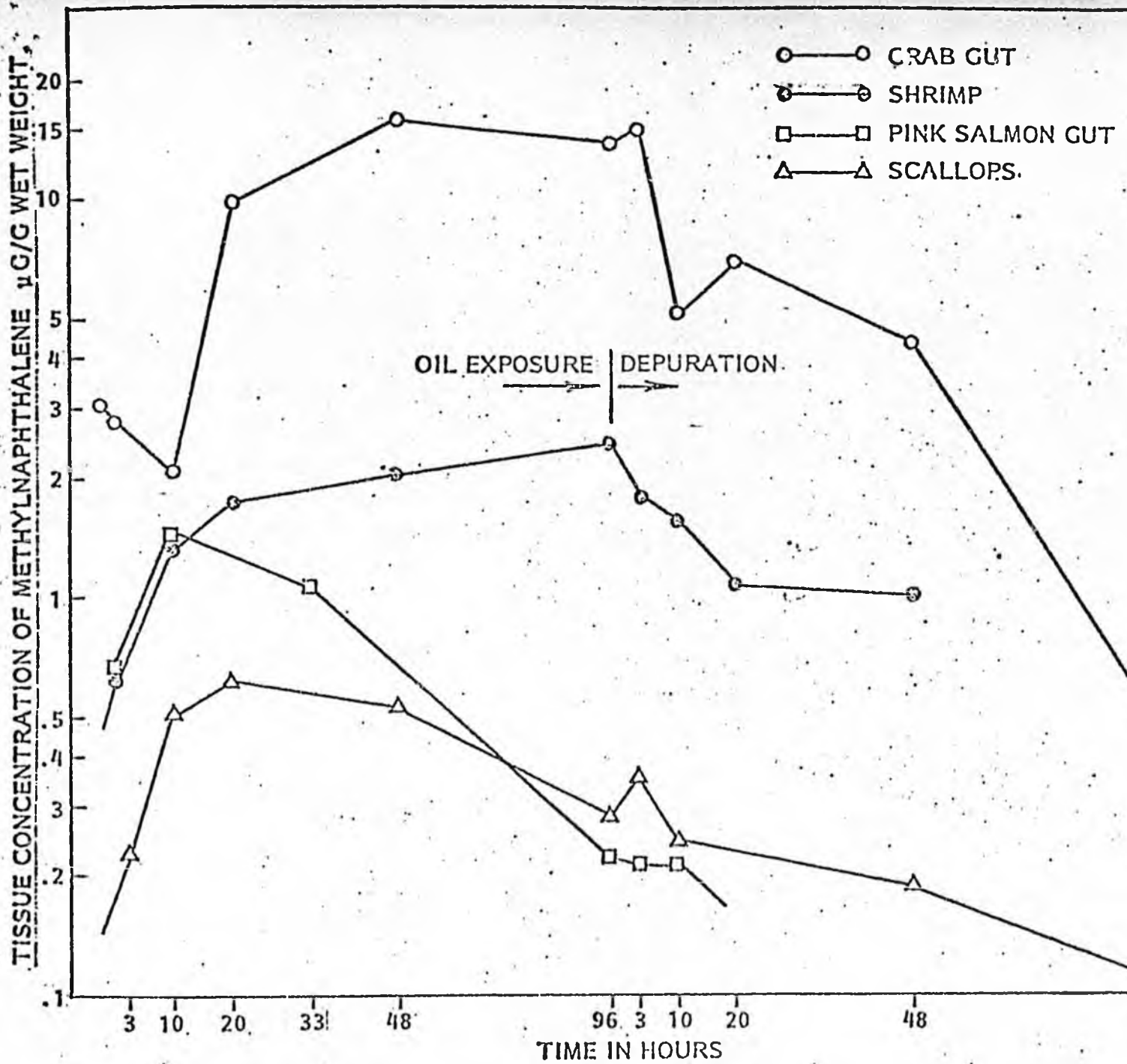


Fig. 2 . . Comparison of methyl-naphthalene accumulation in juvenile king crab gut, whole shrimp, pink salmon gut, and whole scallops exposed to the water-soluble fraction of Cook Inlet crude oil. Methyl-naphthalene accumulated to a greater extent than any other aromatic compound in these tissues. Concentrations during exposure were approximately equal.

# STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

## DEPARTMENT OF LAW

Office of the Attorney General  
Pouch K - State Capitol  
Juneau 99811

April 9, 1976

The Honorable Fred E. Brown  
House of Representatives  
Alaska Ninth Legislature  
Pouch V  
Juneau, Alaska 99811

Re: HB 626, relating  
to repurchase of  
Kachemak Bay leases

Dear Representative Brown:

You have asked for our views on the constitutionality of legislation which would temporarily suspend the rights of the Kachemak Bay oil and gas lessees to drill or otherwise explore or develop their leases. The purpose of the temporary suspension is twofold: (1) to allow the Department of Fish & Game a reasonable period in which to develop plans and regulations to protect the living resources of Kachemak Bay from possible pollution incident to development activities, and (2) give the Commissioner of Natural Resources a reasonable opportunity to negotiate a repurchase of the leases.

The precise question you have raised was addressed and answered in two recent cases: Union Oil Co. of California v. Morton, 512 F.2d 743 (9th Cir. 1975), and Gulf Oil Corp. v. Morton, 493 F.2d 141 (9th Cir. 1973). In Gulf Oil Corp., the rule was established that a temporary suspension of drilling rights for a reasonable period in which Congress might act to cancel the leases (with compensation) was permissible. In Union Oil Co., the rule was established that an open-ended suspension based on considerations which were not by their nature temporary constituted an unauthorized cancellation.



"1776-A TRIBUTE FROM OUR STATE TO OUR NATION-1976"



April 9, 1976

-2-

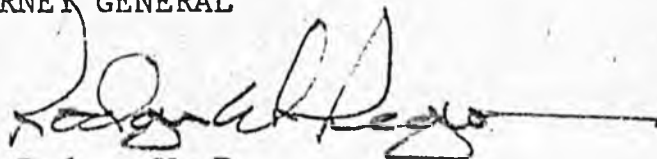
We are of the view that the temporary inconvenience to the lessees, including a speculative loss of profit, does not impair the legislature's power to impose a fixed, temporary suspension on the lessees' drilling and development rights. The proposed legislation falls within the rule of Gulf Oil Corp., and that rule was expressly reiterated and distinguished in Union Oil Co. Indeed, the situation here is even stronger. In Gulf Oil Corp., the Secretary of the Interior acted on his own initiative, suspending the drilling rights and submitting a cancellation proposal (never acted upon) to Congress. Here, the legislature would be imposing the suspension and fixing the time itself. Under these circumstances, there is simply no room for reasonable dispute as to the legislature's power to act on this subject.

There is no rule better settled than that the legislature may enact any law not prohibited by the state or federal constitutions. The rule from Gulf Oil Corp., is that there is no unconstitutional taking here. The prohibition in the state constitution against local and special legislation simply cannot be applied to a situation of such singularity as the Kachemak Bay leases. Both Gulf Oil Corp. and Union Oil Co. agree that this exercise of police powers does not unconstitutionally deprive the lessees of contract rights. Accordingly, the proposed legislation presents no constitutional problems.

Sincerely,

AVRUM M. GROSS  
ATTORNEY GENERAL

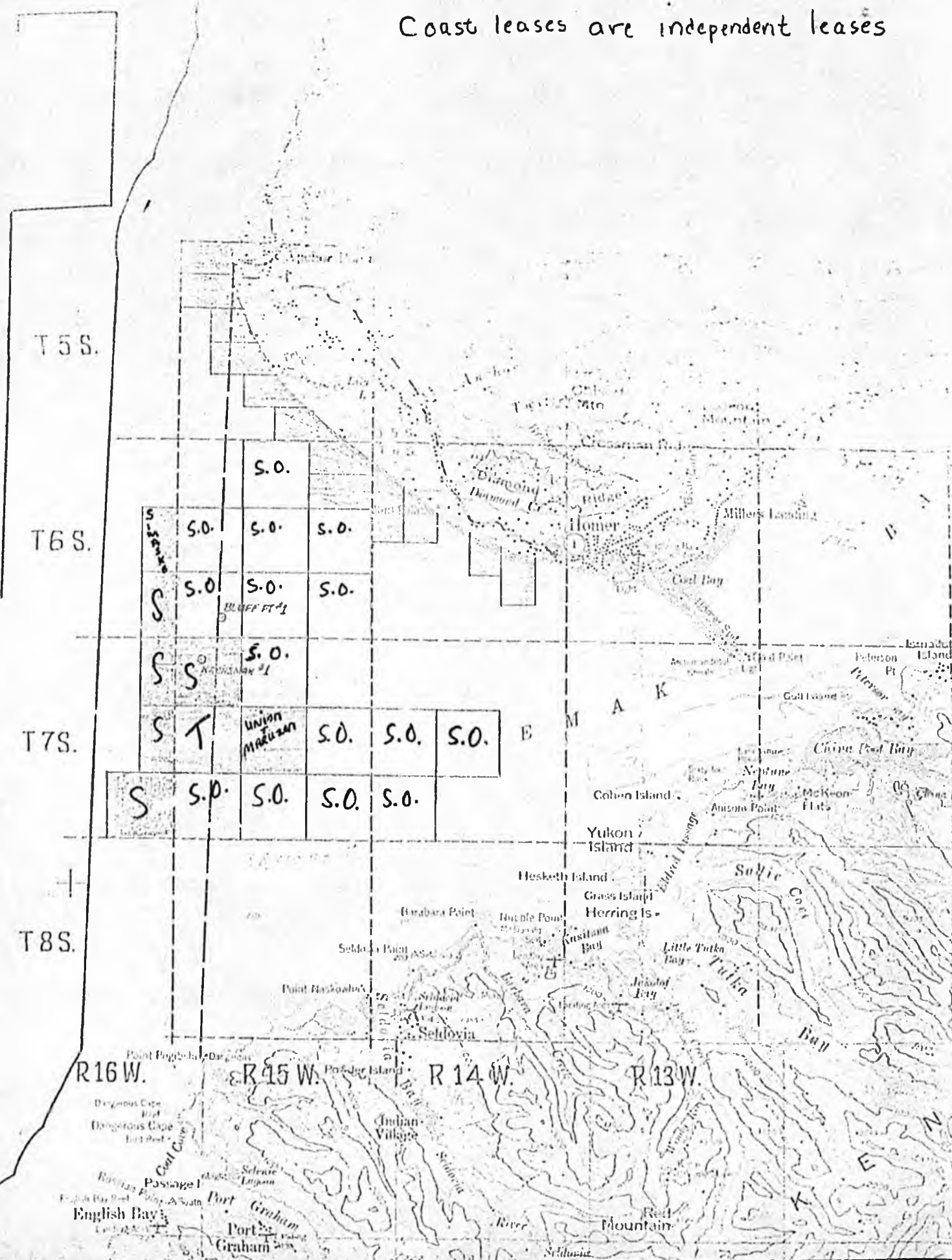
By:



Rodger W. Pegues  
Assistant Attorney General

RWP:jeh

Standard Oil . . . . . S.O.  
 Shell . . . . . S  
 Texaco . . . . . T  
 Coast leases are independent leases



Coast line leases are  
independents

T 5 S.

T 6 S.

T 7 S.

T 8 S.

R 16 W.

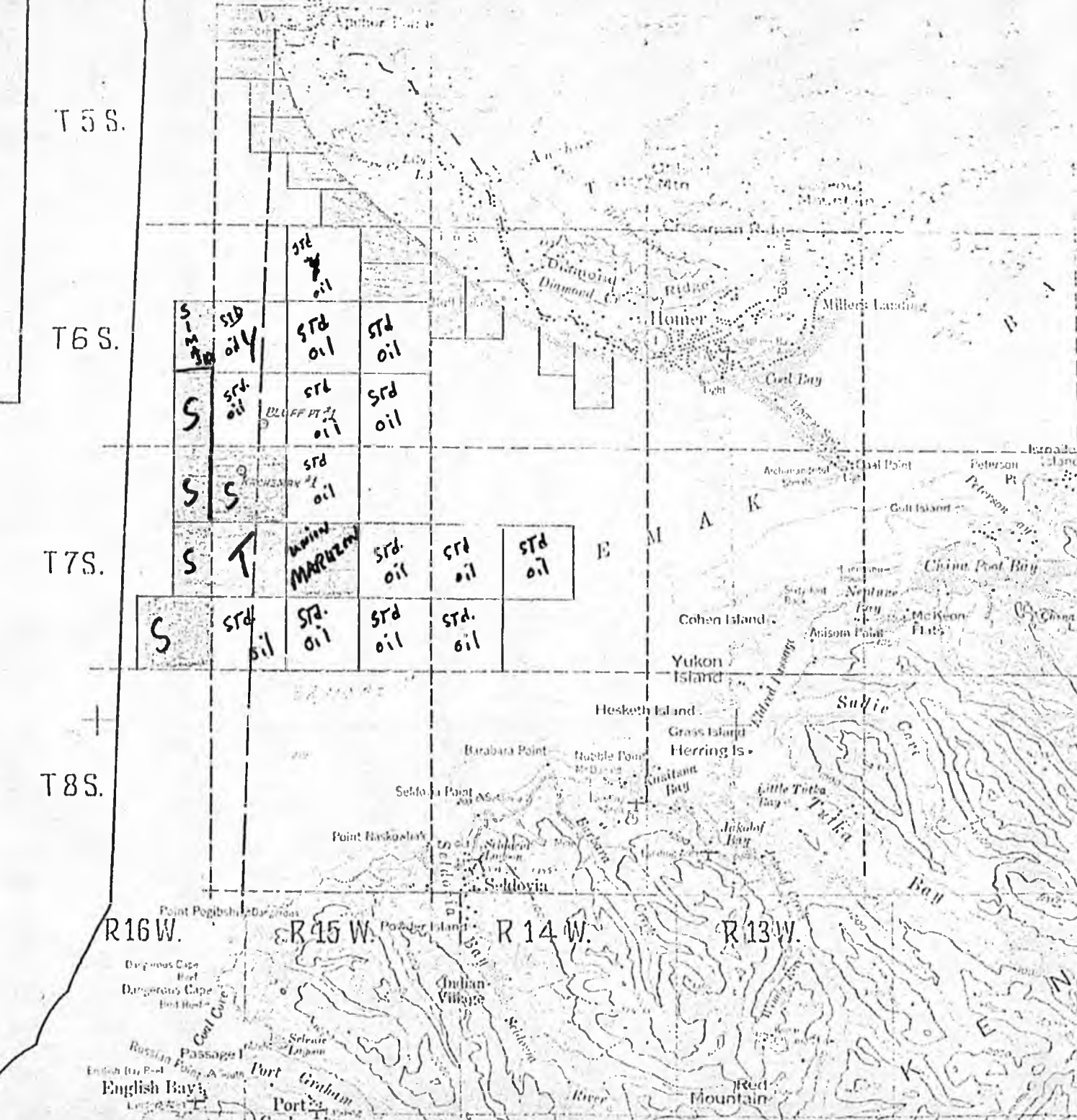
R 15 W.

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MINING  
MARIQUET



**\*\*PLEASE NOTE\*\***

THE ORIGINAL FILE CONTAINS AN OVERSIZED MAP UNSUITABLE  
FOR MICROFICHE. ORIGINAL FILE IS HOUSED AT THE ALASKA  
STATE ARCHIVES.

"SELDOVIA, ALASKA" N5900-W15000/60x180, 1963 WITH  
MINOR REVISIONS 1969, U.S. GEOLOGICAL SURVEY



Shell Oil Company  
One Shell Plaza  
Houston, Texas 77002  
Press Line 713-220-4544

CONTACT: R. P. JOHNSON  
(713) 220-3829

# News Release

JUNEAU, AK, April 9 -- A Shell Oil Company environmental specialist said today oil spills of any size are unlikely during exploratory drilling. He listed safeguards the industry applies to prevent spills, and noted drilling crews are highly trained in spill prevention and control.

"A massive spill, such as has been associated with tanker groundings, is not a realistic prospect from exploratory drilling. In all offshore drilling to date, only three significant oil spills have resulted from blowouts of drilling wells," Joe E. Dozier said in a statement prepared for a public hearing by the Alaska House Resources Committee.

Dozier is manager of safety and environmental conservation for production in Shell's Western Exploration and Production Region. The hearing concerned proposed legislation to exclude the Kachemak Bay area of Cook Inlet from further oil and gas leasing and to authorize the state reacquire the existing leases in the area.

Dozier said safeguards to prevent spills include:

-- Drilling mud, a specially-formulated fluid circulated in the well. By the weight of its column, it holds in check the fluids and gas under pressure in formations penetrated by the drill bit.

-- A blowout preventer--a system of valves and control devices--to close the well should control by mud be lost.

"Personnel on the drilling vessel are thoroughly trained to recognize symptoms indicative of a blowout and to take the requisite control measures before a well can actually begin uncontrolled flow," Dozier said.

He added that oil spill containment and recovery equipment such as skimmers, booms and dispersant materials is aboard drilling rigs in case an accident occurs.

#####

*Crews are trained in all recovery eqpt.*

*15 years experience*

*primary control*

*secondary control*

*oil spill response capability*

*Frequent drills held*



Shell Oil Company  
One Shell Plaza  
Houston, Texas 77002  
Press Line 713-220-4544

CONTACT: R. P. JOHNSON  
(713) 220-3829

## News Release

JUNEAU, AK, April 9 -- Two studies show that, contrary to some opinions, there are no scientific grounds to suggest oil and gas operations are incompatible with fisheries in Lower Cook Inlet, including Kachemak Bay, a marine biologist said today.

Dr. Frank Hester of Santa Barbara, CA, an independent consultant on marine biology and fisheries hired by Shell Oil Company to administer one of the studies, said in an oral statement prepared for a public hearing for the Alaska Resources Committee:

"These studies show that neither Kachemak Bay nor the marine animals in it appear to be unique with respect to their response to oil. Further, the studies indicate that the ecological situation in Alaska is not much different from that in other areas of offshore oil and gas production. There is no scientific basis for suggesting that fisheries and oil and gas operations in Lower Cook Inlet, including Kachemak Bay, are incompatible."

The hearing concerned proposed legislation to exclude the Kachemak Bay area from further oil and gas leasing and to authorize the state to reacquire existing leases in the area. Shell purchased five of these tracts for \$5.4 million at the December 1973 lease sale.

However, exploratory drilling has been delayed by litigation challenging the validity of the leases. The litigation is now before the Alaska Supreme Court.

The location of exploratory drilling proposed by Shell is outside the critical habitat area for marine life designated by the Alaska Fish and Game Department.

The studies grew out of public hearings some two years ago at which residents of the Kachemak Bay area expressed concern over exploration and possible development of leases near the bay.

(more)

One study was conducted by the National Marine Fisheries Services (NMFS) at Auke Bay. It was financed by the petroleum industry, but with the understanding that the results would be published. It was to determine whether Alaska marine animals of commercial importance are more sensitive to the effects of oil and gas drilling and producing operations than marine animals in warmer waters where such operations have been conducted for years with no apparent detrimental effects on fisheries. This study, which Hester administered, is completed.

The other study, by the Alaska Fish and Game Department, investigated water circulation patterns in Kachemak Bay and whether they tend to confine marine animals within the bay, with the effect of concentrating their number and life forms and increasing their vulnerability to oil spills. Although some believed this to be the case, Hester said preliminary results of the study indicate it is not. The study is still in progress.

He said, "the results of the Auke Bay study show there are no major differences between Alaskan species and those from elsewhere," as regards their susceptibility to oil and the time it takes these animals to release hydrocarbons from body tissues after they are returned to clean water.

He said preliminary results of the state study suggest that movement of water in the area of Kachemak Bay "is such that it is unlikely that larvae hatched in the Bay remain in the area. Instead, it appears that animals in the Bay are carried out to settle elsewhere. Thus, the belief that Kachemak Bay is self-sustaining appears to be unfounded."

Office of the Attorney General

Pouch K - State Capitol  
Juneau 99811

April 3, 1976

The Honorable Clem Tillion  
Alaska Senate  
Ninth State Legislature  
Pouch V  
Juneau, Alaska 99801

Dear Clem:

The amendment you requested is as follows.

Replace the present Section 2 of the bill with a new Section 2 reading as follows:

"Sec. 2. For a period of one year from the effective date of this section, or until the adjournment of the First Session of the Tenth Alaska Legislature, whichever period is longer, no drilling activities to explore or develop any existing state oil and gas leases in the Bay, are permitted. The purpose of this moratorium on exploration and development is to (1) permit the Department of Fish and Game a reasonable time to develop plans to insure protection for the living resources of the Bay from possible pollution incidental to drilling activities; and (2) permit the commissioner of natural resources a reasonable period to negotiate for the repurchase of the leases under (b) of this section. The lease period for any existing oil and gas leases in Kachemak Bay shall be extended by the commissioner of the Department of Natural Resources for the period of this moratorium."

The rest of the Act can remain as is.

Yours very truly,

Avrum M. Gross  
Attorney General

AMG:as

# TELEGRAM

RCA ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

JUNEAU, ALASKA 99801

#

02 156 N TDA SELDOVIA ALASKA 50 04-08 803P AST

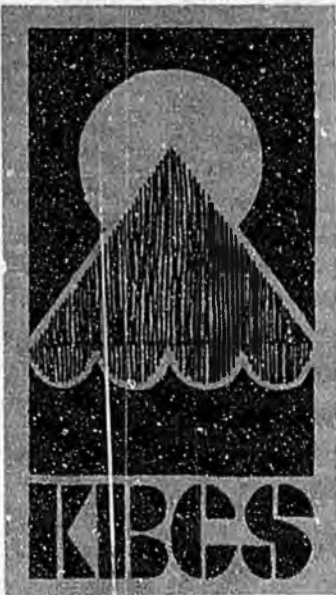
PMS LOTTIE EDELMAN CARE CLEM TILLION

JUN 1839

TO ADVISE YOU THAT AS A MEMBER OF THE SELDOVIA NATIVE  
ASSOCIATION NO ONE HAS AUTHORITY TO REPRESENT MY VIEWS  
ON THE KACHEMAK BAY CONTROVERSY EXCEPT MYSELF.

CLEO SWICK

1976 APR 8 PM 10 50



April 5, 1976

*rec'd 4/8/76*

Representative Nels Anderson  
Pouch V  
Juneau, Alaska 99811

K B  
A O  
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Dear Representative Anderson:

The fifty members of the Kachemak Bay Conservation Society ask that you lend your support to HB 626 or any divided bills which endorse the concepts of a Kachemak Bay marine sanctuary and condemnation of existing oil leases in the bay.

We consider the maintenance of an adequate food supply at least as important as the nation's gluttonous appetite for energy, especially when much of our energy is supplied by a resource which may have more critically important uses in the future.

Public support for the means to protect our environment and our renewable marine resources is unquestionable.

Won't you please do whatever you can to support this cause also? We thank you for your consideration.

Sincerely,

*Stephen Anderson*  
Stephen Anderson, President  
Kachemak Bay Conservation Society

rec'd  
4/7

April 4<sup>th</sup> 1976

Mels Anderson, No oil in <sup>lower</sup> Cook Inlet  
Please # 5-626 is a good bill & We  
need the marine sanctuary in  
Kachemac Bay. Use your head and  
heart for a change instead of your  
pocket book.

John Child  
24 years as a Boy 593 Homer Alaska  
property owner and one year as a Home - 94601

April 3, 1976  
Box 543  
Homer, Ak 99603

Dear Mr. Anderson -

I very much  
would like to see HB 626  
get on its way in  
order to condemn the  
leases in Kachemak  
Bay & create a marine  
sanctuary! There is  
too much negative  
evidence against the  
compatibility of oil &  
fishing to allow the  
illegal leases to go  
on. Homer is doing quite

well, with several new  
businesses, without  
the oil industry in  
the bay.

Sincerely  
Claudia K. Child

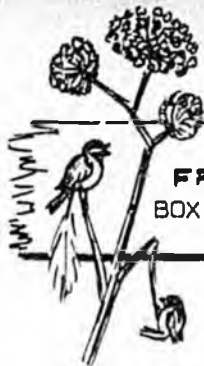
Dear Mr. Anderson;

rec'd  
4/7

As a Homer business person, I urge you to support H.B. 626 to buy back the Kachemak Bay oil leases. I would far rather have the stable economic base of a steady renewable resource than the uncertain & unstable economy of an oil production area. The fisheries is a valuable asset here; I don't feel we should gamble on ruining it.

Please endorse H.B. 626. Thank you.

Walter Plymmer



**FRITZ CREEK STUDIOS**  
BOX 996 HOMER, ALASKA 99603

PHONE: 235-8696



Rep. Nels Anderson, Chairman  
House Resource Committee  
Pouch V  
Juneau, Alaska 99811

**Parks and Recreation Council, Kachemak**

**Homer, Alaska 99603**

*Gay  
find out from  
Tullin and  
Shro what  
this is all  
about. nls*

Gentlemen:

Enclosed for your information and consideration is a draft proposal for a state recreation area. This proposal was formulated by the Park and Recreation Council, Kachemak after several months of public discussion and input.

We would like you to consider the proposal and would hope you could give us whatever guidance you deem necessary to move it closer to reality. We have accumulated a great deal of background information for justification and would be more than willing to provide it if you have questions. We feel that we have exhausted our talents and are hopeful that you would take an interest in this project and help move it forward.

If you have any questions or need any assistance, please call on us. My telephone numbers are: Home 235-8766 or Business 235-8818.

Sincerely,

*William B. Edens*

William B. Edens  
Chairman

enclosure

## *Parks and Recreation Council, Kachemak*

Homer, Alaska 99603

### Project Title:

ANCHOR RIVER RECREATIONAL AND NATURAL AREA.

### Description:

Those lands lying within the red boundary as shown on the Quadrangle Map (exhibit A) and further delineated in the soils maps (exhibit B). These lands are primarily State and Borough owned or controlled and are largely above the 1000 foot elevation line.

### Purpose:

To establish and provide public Recreational Lands and assure natural wildlife habitat.

### Objectives:

1. To develop and protect five trails as part of an over-all recreation program.
2. To protect the lands within area boundaries through proper management.
3. Hunting and fishing to be allowed under the direction of ADF&G.
4. To control use of off road vehicles to avoid habitat degradation and summer recreation conflicts.
5. To withdraw area from grazing leases as the current leases expire.
6. To prevent construction of roads and structures within the project area and to maintain a natural setting.
7. To prevent logging within one mile of the Anchor River and its tributaries.

### Proposed Management by State Agencies:

Joint control by Department of Natural Resources and Department of Fish and Game.

### Rationale:

This area has, for the most part, proved unfeasible as commercial agricultural land. The area is extremely fragile in terms of soil, vegetation and wildlife. The short summer, thin soil and susceptibility to erosion requires extensive management and protection for the area. The project area is used extensively by large numbers of persons locally, state-wide and by non-residents for fishing, hunting, hiking, snow machining, skiing and camping. It would also appear that the area is being viewed as a future source of commercial lands for private development. To prevent the loss of this valuable public recreational and natural habitat resource, we propose that this area be placed under a Resource Management concept. This would provide for the management and protection of the area by a variety of State agencies thus providing for the best interests of the land and public.

The intent of this project is not to create a State park, but rather to provide for the broadest recreational uses of the described area and the maintenance of the natural habitat.

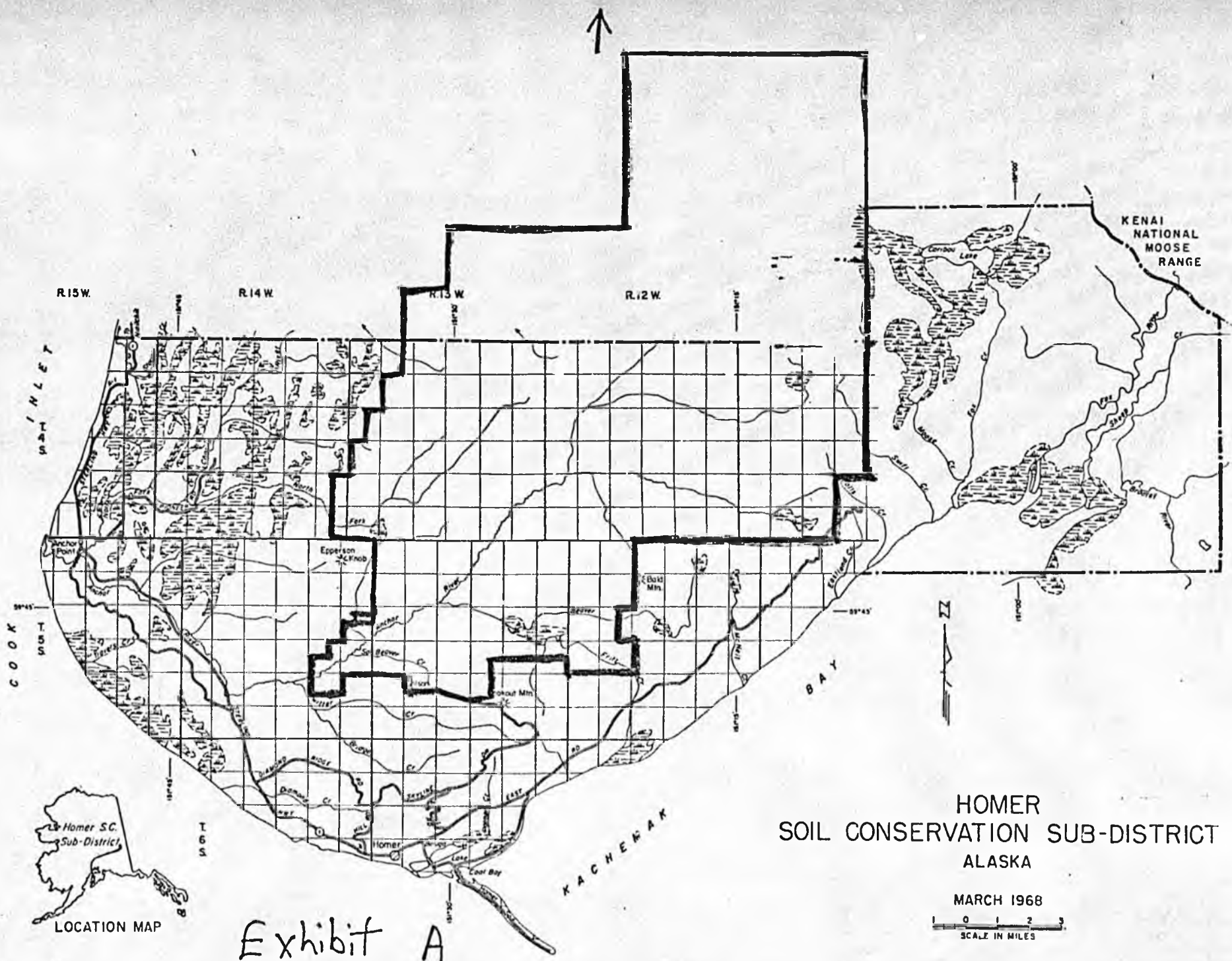


Exhibit A

HOMER  
SOIL CONSERVATION SUB-DISTRICT  
ALASKA

MARCH 1968  
SCALE IN MILES

INLET

151°30'

T. 1 N.

T. 1 S.

151°40'

Nimilehik

T. 2 S.

160°00'

T. 3 S.

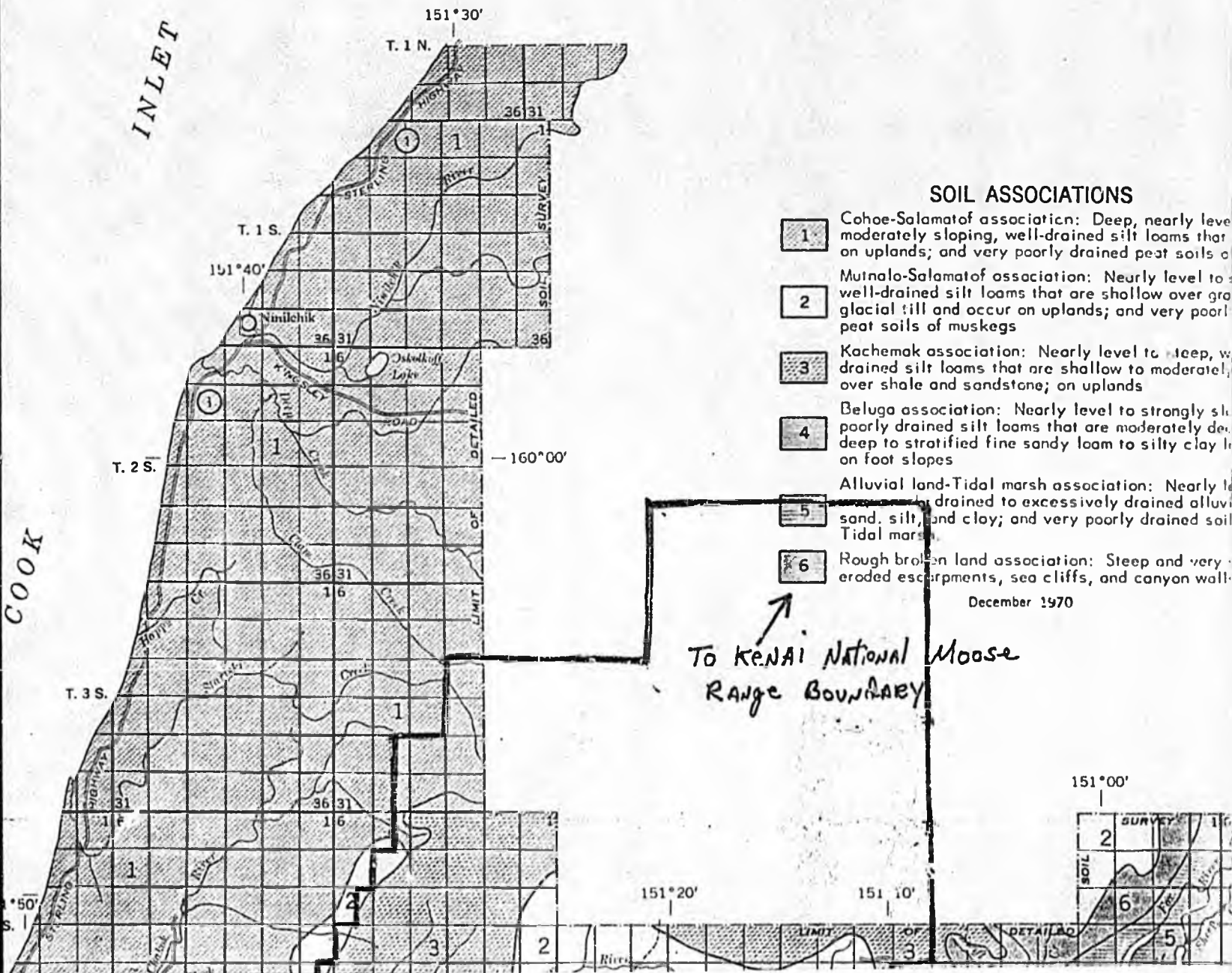
COOK

151°50'

151°20'

151°10'

151°00'



### SOIL ASSOCIATIONS

- 1 Cohoe-Salamatof association: Deep, nearly level to moderately sloping, well-drained silt loams that occur on uplands; and very poorly drained peat soils of muskegs
- 2 Mutnalo-Salamatof association: Nearly level to moderately sloping, well-drained silt loams that are shallow over glacial till and occur on uplands; and very poorly drained peat soils of muskegs
- 3 Kachemak association: Nearly level to steep, well-drained silt loams that are shallow to moderately deep over shale and sandstone; on uplands
- 4 Beluga association: Nearly level to strongly sloping, poorly drained silt loams that are moderately deep to stratified fine sandy loam to silty clay loam on foot slopes
- 5 Alluvial land-Tidal marsh association: Nearly level to moderately sloping, drained to excessively drained alluvial sand, silt, and clay; and very poorly drained soil on Tidal marsh
- 6 Rough broken land association: Steep and very eroded escarpments, sea cliffs, and canyon walls

December 1970

To KENAI NATIONAL MOOSE RANGE BOUNDARY

A

*File  
with 626*

KENAI PENINSULA FISHERMEN'S COOPERATIVE ASSN.  
Box 752, Rt. 2  
Soldotna, Alaska 99669

Charles E. Miller, President  
Lottie Edelman, Secretary Treasurer

March 17, 1976

Resources Committee  
State House of Representatives  
Pouch V  
Juneau, Ak. 99811

Attn: Nels Anderson

Dear Mr. Chairman and Members of the Resources Committee:

The Kenai Peninsula Fishermen's Cooperative Assn., an organization of better than 125 Cook Inlet commercial fishermen, in meeting March 12th, voted unanimously to support "Sponsor Substitute for House Bill No. 626, An Act relating to the establishment of marine sanctuaries; and providing for an effective date."

We are requesting that the Committee give serious consideration to the Bill and take favorable action on it for the following reasons:


1. Kachemak Bay is considered unique to any other place in the world because of its density of shell fish and shell fish larva.
2. Because of the gyre at Bluff Point larva drop here, surface here, settle and grow here before they disburse to other areas of lower Cook Inlet as far south as the Barren Islands.
3. Kachemak Bay has an annual average sea-food production of 200 lbs. per acre with a first whole sale value of \$7,000,000.
4. Kachemak Bay is the only place in Alaska where small boats can economically fish king crab. The fleet is made up of 100% Cook Inlet resident owned boats.
5. The Kachemak Bay area is only 2.6% of all Cook Inlet waters.

Rep. Nels Anderson  
Page two  
3/17/76

6. The latest studies completed by National Marine Fisheries and Shell Oil Company biologists working jointly, and partially funded by Shell Oil Company, showed the extreme danger of oil development in this area. As a result of these studies the Department of Interior, upon advice of the Coast Guard, withdrew the tracts adjoining the boundaries of this area from the pending Federal oil lease sale to take place in lower Cook Inlet.
7. This is also one of the, if not the, most popular recreation areas in Alaska, with summer homes, boating, salt water sports fishing for bottom fish, salmon, clams, shrimp and crab, water skiing, camping, etc. Kachemak Bay is very important to the Anchorage area residents, being assessable by paved highway, airplane and boat. Thousands of visitors and tourists come to the Bay each summer.

We feel there are areas where oil and fish are compatible and we wish this Committee to thoroughly understand that we are not adverse to oil development in other parts of Cook Inlet; but we do feel very firmly that we cannot take a chance in Kachemak Bay, which is so unique to any other place in the world, so valuable in food production, valuable to the economy of the people and with proper care can continue to be enjoyed by all, to time eternity.

Yours truly,



Lottie Edelman  
Secretary Treasurer

cmp

cc: Senator Clem Tillion  
Senator Chancy Croft, President of the Senate  
Senator John Rader  
Representative Hugh Malone  
Representative Mike Bradner, Speaker of the House

Nels Anderson -

I am writing in support  
of act SSH4 629 -

relating to the establishment  
of marine sanctuaries -  
of special interest

Kachemak Bay. Please  
consider this carefully.

Yours truly,  
Wally G. Brown  
1001 W. 12  
Anchorage 98501

KACHEMAK BAY

ENVIRONMENTAL-BIOLOGICAL ATTRIBUTES

PARTIAL ESTIMATE OF AVERAGE OF BIOLOGICAL POPULATIONS



HARBOR SEAL CONCENTRATIONS



SALMON SPAWNING GROUNDS



MARINE BIRD NESTING AREAS

MOOSE  
BLACK AND  
BROWN BEARS

FOX RIVER FLAT  
CRITICAL  
HABITAT

25,000+ WATERFOWL

CHUGASHIK ISL.  
KACH. BAY STATE PARK

MOUNTAIN GOATS

PREPARED BY ADFG  
HABITAT DIV., ANCHORAGE

KACHEMAK BAY CRITICAL HABITAT BOUNDARY

CRAB  
SANCTUARY  
1/2 MILLION  
DUNGENESS CRABS  
1. MILLION+ KING CRABS  
3-5 MILLION  
TANNER CRABS

HALIBUT  
ROCK SOLE  
YELLOWFIN SOLE  
SCALLOPS

1.5 BILLION  
SHRIMPS  
UP TO 160 MILLION  
HERRINGS

NESTING

HALIBUT  
COVE

KACHEMAK BAY  
STATE PARK

RICH, DIVERSE  
MACROPHYTE  
BELT

KACHEMAK BAY  
STATE WILDERNESS  
AREA

300,000 SALMONS +

VARIOUS

ARE

ANCHOR PT.

SEA OTTERS IN KELP BEDS

HOMER

30,000+ MARINE BIRDS

SEA  
OTTERS

PT. POGIBSHI

SELDOVIA

EAGLES

PORT  
GRAHAM

KENAI PENINSULA BOROUGH

Box 850

Phone 262-4441

SOLDOTNA, ALASKA 99669

*Fule*

March 8, 1976

Don Gilman  
MAYOR

The Honorable Jay S. Hammond  
Governor of Alaska  
Pouch A  
Juneau, Alaska 99811

RE: SB 444, HB 566 and HB 626

Dear Governor Hammond:

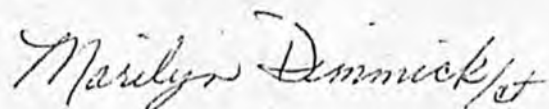
This is to inform you of the Kenai Peninsula Borough Planning Commission's strong disapproval of the above bills. SB 444 would affect all the beach area from highwater to -5 feet, from the entrance to the Kasilof River down to the beginning of the already existing critical habitat area in Kachemak Bay at Anchor Point. No mention is made in the bill of which species are critical or what regulations may be necessary to control or protect them. The provisions of the original critical habitat bill as stated in AS 16.20.230, give the Commissioner much too much latitude. The impression we get here on the local level from the local taxpayers (who also is the State taxpayer) is that there is entirely too much interference from Juneau in local affairs. The fiasco of the water - wastewater regulations and the hot and cold implementation by the Department of Environmental Conservation is well known and has caused trouble for far more people than it has helped. There is a limit to the amount of bureaucratic bungling the taxpayer and voter will tolerate.

The Kenai Peninsula Borough Planning Commission is also well aware that this type of legislation is a sneaky but very effective way to infringe on the local government's power to manage the land within its boundaries and the development which takes place. We are opposed to any infringement of local planning and zoning powers wherever it occurs, whether in one bill or several. We do not feel that the areas contained in the legal description of either SB 444 or HB 566 are actually environmentally threatened at this time nor are these vast areas likely to be in the near future.

Governor Jay S. Hammond  
RE: SB 444, HB 566 and HB 626  
March 8, 1976  
Page 2

Therefore, we see no need for any substitute and feel both bills should fail to pass out of committee.

Sincerely,

A handwritten signature in cursive script that reads "Marilyn Dimmick".

Marilyn Dimmick, Chairman  
Kenai Peninsula Borough  
Planning Commission

MD:ct

cc: (See attached list)

CC: SENT TO:

LEGISLATURES:

1. Nels Anderson
2. Helen Beirne
3. Mike Beirne
4. Bob Bradley
5. Thelma Buchholdt
6. Samuel Cotten
7. Helen Fischer
8. Clark Gruening
9. Mike Hershberger
10. Ramona Kelley
11. Joseph McKinnon
12. Hugh Malone
13. Al Ose
14. Kathryn Ostrosky
15. William Parker
16. Leo Rhode
17. Lisa Rudd
18. Theodore Smith
19. Keith Specking
20. Susan Sullivan
21. Richard Urion
22. Brad Bradley
23. Genie Chance
24. Mike Colletta
25. Chancy Croft
26. Jalmar Kerttula
27. Joseph Orsini
28. John Rader
29. Patrick Rodey
30. Clem Tillion

BOROUGH MAYOR  
Don Gilman

BOROUGH ASSEMBLYMEN

1. Erle Cooper
2. Tomm Corr
3. John Davis
4. Jean Douglas
5. Jo Ann Elson
6. Lewis Fields
7. Paul Fischer
8. Judith Hamrick
9. A.L. Hudson
10. Johnny Johnson
11. Robert Lutz
12. Ron Mika
13. Frank Mullen
14. Patrick O'Connell
15. Pamela Oldow

CITIES:

City of, Kenai

Mayor- James Elson  
Manager- Roland Lynn

City of, Seward

Mayor- Jim Filip  
Manager- Dr. Richard A. Nevé'

City of, Soldotna

Mayor-Lorraine Knight

City of, Homer

Mayor- Hazel Heath  
Manager-Larry Farmer

City of, Seldovia

Mayor-John Colberg  
Manager-Edwin H. Glotfelty

(File)

TANANA - YUKON CHAPTER  
*Alaska Conservation Society*

Box 80071  
College, Alaska 99701

10 March 1976

Dear Representative Anderson

We are writing to ask your active support of CS HB 626 dealing with the misbegotten oil leases in Kachemak Bay. We feel that it is up to you to do everything possible to get this bill moving through the legislative processes. We believe that the State should buy back the Kachemak leases at an equitable price because the leases were sold without consideration for the rich marine resources of the Bay. In the many areas in the world where offshore oil development has occurred it has been demonstrated to be far from foolproof. The best example is Santa Barbara. Since Kachemak Bay has been proven to be an especially productive marine environment in terms of providing man with high quality food it seems obvious that we should not jeopardize this essential and renewable resource. Further we support the provisions in CS HB 626 for creating a marine sanctuary in Kachemak Bay to further protect this valuable source of food. We urge you to promote CS HB 626 for prompt and favorable action.

Yours sincerely

*Gail Mayo*

Gail Mayo for the Tanana Yukon  
Chapter

(F 2)

KATRINA STONOROV

March 9, 1976

Rep. Nels Anderson, Chairman  
House Resources Committee

Dear Rep. Anderson:

I am extremely concerned about  
the future of Kachemak Bay  
and therefore sincerely hope  
that you will

a- work for legislation that  
will condemn oil and gas  
leases in Kachemak Bay

b- support and work for  
legislation that will  
protect Kachemak Bay  
through the establishment  
of a marine sanctuary.

I would like to thank you for  
bringing the Talkeetna Mountains  
Park Bill out of Committee.

Sincerely,

Tina Stomrod

1502 Second Avenue  
Fairbanks, 99701

Title: An act relating to the establishment of marine sanctuaries  
 Requested by: Governor Date: \_\_\_\_\_  
 Return Date Requested: \_\_\_\_\_  
 Agency: Natural Resources Program: Mineral leasing

II. FISCAL DETAIL

Budget Request Unit(s) Affected: 10-42-1-110

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL			25,000,000.			
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL			25,000,000.			

B. FUNDING: (Thousands of dollars)

GENERAL FUND			25,000,000.			
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

PERMANENT/TEMPORARY MAN MONTHS (P./T.)	- / - /	- / - /	- / - /	- / - /	- / - /	/
---	------------	------------	------------	------------	------------	---

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

There is no way to assess what the overall cost to the State might be if the option is exercised to purchase the leases under section 41.20.430. Leases were purchased from the State for \$24,685,460.31 and \$191,220. has been paid in rentals. There would also be considerable additional fiscal impact because of removing land with oil and gas potential from an available for leasing category in each of the three cases.

IV. ATTACHMENTS

V. DATE: 1/16/76 PREPARED BY: Dale P. Tubbs

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

I. REQUEST

Bill No. HB 626  
 Title: Marine Sanctuaries  
 Requested by: \_\_\_\_\_ Date: \_\_\_\_\_  
 Return Date Requested: \_\_\_\_\_  
 Agency: Nat. Resources - Div. Parks Program: District Operations

II. FISCAL DETAIL

Budget Request Unit(s) Affected: District Operations

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES		16.0	21.0	21.0	21.0	21.0
200 TRAVEL		2.5	1.4	1.4	1.4	1.4
300 CONTRACTUAL		4.5	4.5	4.5	4.5	4.5
400 COMMODITIES		2.0	4.0	4.0	4.0	4.0
500 EQUIPMENT		51.0	3.0	3.0	3.0	15.0
600 LAND & STRUCTURES		150.0	--	--	--	--
700 GRANTS, CLAIMS, ETC.						
TOTAL		226.0	33.9	33.9	33.9	45.9

B. FUNDING: (Thousands of dollars)

GENERAL FUND		76.0	33.9	33.9	33.9	45.9
FEDERAL FUNDS		75.0				
OTHER		75.0				

C. POSITIONS:

PERMANENT/TEMPORARY	/	1/	1/ 1	1/ 1	1/ 1	1/ 1
MAN MONTHS (P./T.)	/	12/	12/ 4	12/ 4	12/ 4	12/ 4

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Legislation creating marine sanctuaries will have fiscal impact only inasmuch as it creates the Kachemak Sanctuary in the enabling act. Manpower will be directed toward interpretation and education from a visitor center in Homer, and operation of a boat in conjunction with the Kachemak Bay State Park. Boat operations will also be coordinated with the Department of Fish and Game. One permanent ranger-naturalist will be assisted by a seasonal ranger. Initial development will be for a simple visitor center and parking area in Homer. Additional fiscal impact cannot be assessed until legislative intent vis-a-vis other marine sanctuaries is known.

IV. ATTACHMENTS

V. DATE: 3/16/76

PREPARED BY: Russell Cahill

# TELEGRAM

RCA ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440  
TUNEAU, ALASKA 99801

1976 MAR 10 PM 3 42

02060 PCM ANCHORAGE AK 15 03-10 1200P AST

PMS REPRESENTATIVE NELS ANDERSON

JUN

2511

PLEASE SUPPORT HB626 AND CONDEMN OIL LEASES IN

KACHEMAK BAY THANK YOU

ERIC BOEMER 1101 EAGLE STREET APT 8

ANCHORAGE ALASKA 99501

# TELEGRAM

RCA ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

JUNEAU, ALASKA 99801

1976 MAR 17 AM 12 12

02 157 PQM TDA HOMER ALASKA 15 23-16 0845P AST

PMS REP NELS ANDERSON

4660

JUN

HELP FISHERMEN CONDEMN KACHEMAK OIL LEASE SALES

THANKS

BILL BLEDSOE SRA BOX 61 HOMER 99603

# TELEGRAM

RCA ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

JUNEAU, ALASKA 99801

#

1976 MAR 17 AM 2 02

12 176 PM TDA SELDOVIA ALASKA 15 03-16 1040P AST

PHS REP NELS ANDERSON CHAIRMAN HOUSE RESOURCE

COMMITTEE

4672

JUN

PROTECT KACHEMAK BAY FISHERY NO OIL DRILLING IN THIS AREA

KEN SWICK BOX 214 SELDOVIA 99853

# TELEGRAM

RCA ALASKA COMMUNICATIONS, INC.  
PHONE: 586-6440  
JUNEAU, ALASKA 99801

1976 MAR 17 AM 12 12

#

02 168 NL TDA HOMER ALASKA 50 83-16 920P AST

PMS REP NELS ANDERSON

JUN

4664

WE URGE YOU TO SUPPORT LEGISLATION CONDEMNING KACHEMAK  
BAY OIL LEASES PLEASE DO NOT LISTEN TO OIL LOBBYISTS  
OR PRESSURE GROUPS WITH PHONY SURVEYS ASK AVRUM GROSS

RICHARD W ROBINSON BOX 867 99603

# TELEGRAM

ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

JUNEAU, ALASKA 99801

#

02 172 POM TDA HOMER ALASKA 15 03-16 954P AST

PMS REP NELS ANDERSON

JUN. 4668

URGE YOU PASS SB 626 FISHERIES MORE IMPORTANT THAN OIL

KILL KACHEMAK LEASES

DAVID L BEAVER BENTLY BOX 432 HOMER 99683

1976 MAR 17 AM 2 00

# TELEGRAM

RCA ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

JUNEAU, ALASKA 99801

1976 MAR 17 AM 1 59

#

02 170 PDM TDA SELDOVIA ALASKA 15 03-15 1025P AST

PMS REP MEL S ANDERSON

4666

HOUSE RESOURCES COMMITTEE CHAIRMAN

JUN 17

PROTECT THE FISHERY RESOURCES OF KACHEMAK BAY CANCEL

ALL OIL LEASES NOW

HANK GAIN SELDOVIA COMMERCIAL FISHERMAN BOX 132 99663

# TELEGRAM

AT&T ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

JUNEAU, ALASKA 99801

1976 MAR 17 AM 2 00

02 171 PDM TBA HOMER ALASKA 15 03-15 950P AST

PMS REP NELS ANDERSON

JUN 4667

SHOW RESPECT FOR FISHERIES DONT HONOR MISTAKE

KILL KACHEMAK LEASES

PAUL E JONES MAYOR KACHEMAK CITY BOX 697 HOMER 99603

# TELEGRAM

RCA ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

JUNEAU, ALASKA 99801

1976 MAR 17 AM 12 12

02 169 NL TOA HONER ALASKA 57 23-16 925P AST

PMS REP NELS ANDERSON 4665

JUN

RECENT SURVEY CONDUCTED IN HONER IS NOT REPRESENTATIVE  
OF RESIDENTS STRONGLY URGE YOU TO PROMOTE LEGISLATION  
WHICH WOULD CONDEMN KACHEVAK OIL LEASES

BRUCE JAMIESON BOX 867 99673

3-15-76  
Peter A. Lagerwey  
1101 Eagle St., #8  
Anchorage, Alaska 99501

Dear Mr. Anderson

The recent oil and gas leases in Kachemak Bay have disturbed me very much. Despite industry claims, offshore drilling has and continues to experience problems with oil leaks <sup>and</sup> spillages. High winds and rough water make the Kachemak Bay area particularly hazardous. If safe drilling operations cannot be carried on in much calmer areas, what will happen in an area like Kachemak Bay?

The fishing industries, the wild life and the people of Alaska need the protection of Kachemak Bay. I strongly ask your support of SSHB 626 which would establish a marine sanctuary in Kachemak Bay.

Oil and gas development in Kachemak Bay would only provide a temporary, short term solution to the energy problem while its environmental impact will be for years, perhaps forever. By preserving this area, Alaskans for generations will benefit from this area. Thus, I ask again that you support the establishment of a wild life sanctuary in Kachemak Bay.

Sincerely, Peter A. Lagerwey

March 15, 1976

Honorable Nels Anderson, Chairman  
Natural Resources Committee  
House of Representatives  
Pouch V  
Juneau, Alaska 99811

Dear Sir:

Please be advised that I am glad to see that the substitute for H.B. 626 has been tabled. I hope it will never get out of Committee. I feel strongly that the Kachemak Bay Oil Leases should be honored by the State. It is also my opinion that the State cannot properly be represented in court by an administration and attorney general who actively support the radical environmental groups and the fishermen in opposing the leases. Re: Attorney General Gross' statement in a letter to Asiah Bates as printed in the Homer News 9/4/75 where he states that he feels strongly, as does Governor Hammond, that the decision to lease Kachemak Bay was wrong, etc. There is definitely a conflict of interest also displayed at a recent hearing in Homer as conducted by the attorney general.

I believe the State should be represented by someone with the interest of the state at heart. I also feel that the publicity Homer has received in the last year or two opposing the oil leases is biased in favor of the environmental groups. The public sentiment locally actually favors the oil leases as indicated in a recent questionnaire. Until recently we have heard mostly from the newcomers supported by people or organizations outside the Homer or Kenai Peninsula area.

Sincerely yours,

Bob Barnett

cc: Leo Rhode, Clem Tillion, Hugh Malone, Kay Poland

# KENAI PENINSULA BOROUGH

Box 850 Phone 262-4441  
SOLDOTNA, ALASKA 99669

*File*

DON GILMAN  
MAYOR

March 5, 1976

The Honorable Jay S. Hammond  
Governor of Alaska  
Pouch A  
Juneau, Alaska 99811

Dear Governor Hammond:

Enclosed is a portion of the minutes of the Kenai Peninsula Borough Planning Commission meeting of February 9, 1976.

I would like to reiterate the commission's unanimous strong disapproval of HB 626, as well as the concept of any similar bill which preempts the powers of local government.

This administration seems to have a strong tendency to request or sponsor bills which would enhance the already too broad powers of State commissioners and thereby reduce the ability of local governing bodies, such as cities and boroughs, to make wise land use decisions based on facts rather than wishful thinking. While I know there are some very intelligent and experienced people working for the governor's office, these people are in Juneau, a little too far from the action to be aware of the real needs and continuing changes in the local area. People involved in local government, seeing those affected by that government every day and often confronted by them, cannot afford the luxury of unrealistic thought or action. When mistakes are made, as they are by any governing body, they must be corrected promptly. When mistakes are made on the State level, it often takes years to correct them. Our experience with the Department of Environmental Conservation concerning wastewater regulations is a prime example.

Of course, no solution to the problem of the oil leases in Kachemak Bay will satisfy everyone. The problem is a direct result of an action taken without the prior knowledge of the people most directly affected. The proposed solution (HB 626) was also drafted and introduced without prior knowledge of the residents of the wide area to be affected by it. Will governments never learn?

At the hearing held in Homer last Tuesday, I learned of the substitute bill, SB 612, on which I will report to the Kenai Peninsula Borough Planning Commission at its next regular meeting. This brings me to a continuing problem - that of being informed as early as possible on any bills coming from the Office of the Governor, or by request of the Governor, concerning the Kenai Peninsula, Cook Inlet, Kachemak Bay, Resurrection Bay or the Gulf of Alaska.

# KENAI PENINSULA BOROUGH

Box 850

Phone 262-4441

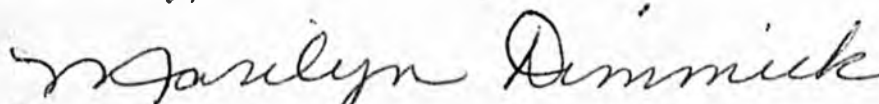
SOLDOTNA, ALASKA 99669

DON GILMAN  
MAYOR

Page 2

As the local and regional authority for land use planning and zoning, we would appreciate special consideration in being sent copies of these bills as soon as they are ready for introduction. This might help to alleviate the problems of remote control government that our citizens are adamantly against.

Sincerely,



Marilyn Dimmick, Chairman  
Kenai Peninsula Borough Planning Commission

cc: (See attached list)

Box 311  
Homer, Alaska 99603  
March 18, 1976

Nels Anderson  
Chm. House Resource Com.  
Pouch V  
Juneau, Alaska 99811

Dear Mr. Anderson,

I am opposed to SSHB626 as I was to HB626. I'm not only opposed to any sanctuary but also the condemnation of the oil leases.

I am in favor of retabling the motion and letting it die there. Should it ever be forced out of committee the recommendation should be a "Do not Pass!"

So far Gov. Hammond's tenure in office has been a real lesson in hypocrisy.

We are 10 year residents of the Homer area - Real property owners and gainfully employed.

Yours truly,  
Shirley Herwood



George R. Pollard

Licensed Master Guide

KENAI GUIDE SERVICE  
KASLOF, ALASKA 99610

March 17, 1976

Representative Nels Anderson, Chairman  
House Resources Committee  
House of Representatives  
Juneau, Alaska 99801

Dear Mr. Anderson:

In regard to SS for HB 626 it seems to me that the natural values of Kachemak Bay, both physical and intangible, are not being given enough consideration. The economic benefit to Alaska derived from oil development in the Bay is not worth the trade off.

There is absolutely no damage done to anyone, except a slight inconvenience to the oil companies, if the Kachemak Bay oil and gas leases are condemned. The revised HB 626 has removed objections to a marine sanctuary contained in the earlier bill.

Conversely, oil development impact on the renewable resource shell fishery in Kachemak Bay is firmly established. Here would be significant damage to a natural resource and to the people who make a living from it--damage created by our own actions if the marine sanctuary bill is voted down.

The adverse impact ~~impact~~ on tourism from oil development in the Bay is self evident; even one oil platform would blight the beautiful panorama of Kachemak Bay.

It is worth contemplating that the oil potential will always be there if we do not attempt development now, and that 20 years from now we can still have a Kachemak Bay fishery and an unimpaired tourist industry in the area. Vote for HB 626!

Sincerely,

*George R. Pollard*  
George R. Pollard

cc: Dick Eliason  
Leo Rhode

# TELEGRAM

RCA ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

JUNEAU, ALASKA 99801

1976 MAR 18 AM 10 06

02005 POM TDA HOMER AK 15 03-18 735A AST

PMS REP NELS ANDERSON

4931

JUN

I OPPOSE PASSAGE OF SSHB 66

MELVA HILLAS BOX 102 HOMER ALASKA 99603

#

# TELEGRAM

RCA ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

JUNEAU, ALASKA 99801

1976 MAR 18 AM 10 16

02008 POM TDA HOMER AK 15 03-18 735A AST

PMS REP NELS ANDERSON

JUN 1935

I OPPOSE PASSAGE OF SSHB 66

ANGELA HILLAS BOX 102 HOMER ALASKA 99603

#

COOK INLET FISHERMEN'S ASSOCIATION  
C/O P.O. Box 778  
Eagle River, Alaska 99577  
688-2380

Juneau, Alaska  
March 18, 1976

House Resources Committee  
Chairman, Rep. Nels Anderson  
@ Senate Resources Committee  
Chairman, Sen. Kay Poland

The Cook Inlet Fishermen's Association of Northern Cook Inlet fully supports the establishment of a marine sanctuary in Kachemak Bay.

We also support Sponsors Substitute for H.B. 626 and urge its passage.

*Tom Rollman*

---

Tom Rollman, Delegate  
Board of Directors for the  
Cook Inlet Fishermen's  
Association



*copy*

# UNITED FISHERMEN OF ALASKA

MAILING ADDRESS:  
P.O. BOX 1352  
JUNEAU, ALASKA 99802

OFFICE:  
197 S. FRANKLIN ST.  
907 586-2820

March 18, 1976

The Honorable Mike Bradner  
Speaker of the House  
Alaska State Legislature  
Pouch V  
Juneau, Alaska 99811

Dear Representative Bradner:

The United Fishermen of Alaska are holding their Fifth Annual Meeting of the Board of Directors this week.

In an action passed this day the Board of Directors moved unanimously to support Sponsor Substitute for House Bill 626, "An Act relating to the establishment of marine sanctuaries; and providing for an effective date." We strongly urge passage of this legislation by the Second Session of the Ninth Alaska State Legislature.

Yours truly,

Philip A. Daniel  
Executive Secretary

cc: Representative Nels Anderson, Chairman  
House Resources Committee

Representative Hugh Malone, Chairman  
House Finance Committee

Senator Kay Pollard, Chairman  
Senate Resources Committee

Senator Bill Ray, Chairman  
Senate Finance Committee

HB 626

March 22, 1976

Results of letters and telegrams on this issue, excluding "form" telegrams.

LETTERS

Supporting HB626 12

Against HB626 37

TELEGRAMS

Supporting HB626 2

Against HB626 4

RESULTS OF POST CARD POLL

	Yes	No
1.	19	286
2.	286	21
3.	18	282
4.	278	29

MRS. N. TURKINGTON  
BOX 233  
HOMER, ALASKA 99503

March 17, 76

Dear Representative Anderson:

Please do not pass SHB626.

We don't need a sanctuary  
or condemnation to protect  
the fisheries. We only need  
to work together and make  
some agreements.

Sincerely,

Norma Turkington

THE LEGISLATURE OF THE STATE OF ALASKA  
FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST

Bill No. HB 626  
 Title: Marine Sanctuaries  
 Requested by: \_\_\_\_\_ Date: \_\_\_\_\_  
 Return Date Requested: \_\_\_\_\_  
 Agency: Nat. Resources - Div. Parks Program: District Operations

II. FISCAL DETAIL

Budget Request Unit(s) Affected: District Operations

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES		16.0	21.0	21.0	21.0	21.0
200 TRAVEL		2.5	1.4	1.4	1.4	1.4
300 CONTRACTUAL		4.5	4.5	4.5	4.5	4.5
400 COMMODITIES		2.0	4.0	4.0	4.0	4.0
500 EQUIPMENT		51.0	3.0	3.0	3.0	15.0
600 LAND & STRUCTURES		150.0	--	--	--	--
700 GRANTS, CLAIMS, ETC.						
TOTAL		226.0	33.9	33.9	33.9	45.9

B. FUNDING: (Thousands of dollars)

GENERAL FUND		76.0	33.9	33.9	33.9	45.9
FEDERAL FUNDS		75.0				
OTHER		75.0				

C. POSITIONS:

PERMANENT/TEMPORARY	/	1/	1/ 1	1/ 1	1/ 1	1/ 1
MAN MONTHS (P./T.)	/	12/	12/ 4	12/ 4	12/ 4	12/ 4

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Legislation creating marine sanctuaries will have fiscal impact only inasmuch as it creates the Kachemak Sanctuary in the enabling act. Manpower will be directed toward interpretation and education from a visitor center in Homer, and operation of a boat in conjunction with the Kachemak Bay State Park. Boat operations will also be coordinated with the Department of Fish and Game. One permanent ranger-naturalist will be assisted by a seasonal ranger. Initial development will be for a simple visitor center and parking area in Homer. Additional fiscal impact cannot be assessed until legislative intent vis-a-vis other marine sanctuaries is known.

IV. ATTACHMENTS

V. DATE: 3/16/76 PREPARED BY: Russell W. Cahill

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

1976 MAY 12 P.M. 2:53

TELEGRAM

ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

JUNEAU, ALASKA 99801

#  
#2032 POM TDA HOMER AK 15 03-17 815A AST

PMS REP/ ~~W~~ S ANDERSON

JUN

CRITICAL HABITAT OK SANCTUARY NO CONDEMNATION NO

VOTE NO ON HB626

HAZEL SMITH PO BOX 676 HOMER ALASKA 99603

---

RESOURCES:

Please attach the fiscal note to  
your Committee Copy of HB 626.

We usually put all letters and  
material pertaining to a Bill or  
Resolution to the back and that  
should be the place you look for it  
when you receive it from the Chief  
Clerk's Office.

Edith

*Edith*

THE LEGISLATURE OF THE STATE OF ALASKA  
FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST

Bill No. Unnumbered House Bill 626  
 Title: An act relating to the establishment of marine sanctuaries  
 Requested by: Governor Date: \_\_\_\_\_  
 Return Date Requested: \_\_\_\_\_  
 Agency: Natural Resources Program: Mineral leasing

II. FISCAL DETAIL

Budget Request Unit(s) Affected: 10-42-1-110

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL			25,000,000.			
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL			25,000,000.			

B. FUNDING: (Thousands of dollars)

GENERAL FUND			25,000,000.			
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

PERMANENT/TEMPORARY MAN MONTHS (P./T.)	- / - /	- / - /	- / - /	- / - /	- / - /	/
---	------------	------------	------------	------------	------------	---

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

There is no way to assess what the overall cost to the State might be if the option is exercised to purchase the leases under section 41.20.430. Leases were purchased from the State for \$24,685,460.31 and \$191,220. has been paid in rentals. There would also be considerable additional fiscal impact because of removing land with oil and gas potential from an available for leasing category in each of the three cases.

IV. ATTACHMENTS

V. DATE: 1/16/76 PREPARED BY: Dale P. Tubbs

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

Stephen H. Nathanson  
Halibut Cove  
Alaska 99603  
Feb. 5, 1976

Clem Tillion  
State Senator  
Juneau, Alaska

Dear Clem,

I am unalterably opposed to HB626  
the Kachemak Bay Land Grab. This  
will be the major issue in the  
coming election. I will be opposed  
to anyone supporting this bill. This  
bill is the worst and most specific case  
of land grab and Totalitarian "process"  
that I have yet seen attempted in this  
state. I am opposed to this bill in  
particular and any form of it. I  
hope I have made my stand sufficiently  
clear on this.

Sincerely,

Stephen H. Nathanson  
Karen Nathanson  
Vern # 2 Roll #  
James A. Panchot  
Lee M. Ricketts

cc. Gov. Hammond  
Leo Rhodes  
Nels Andersen  
File

1976 JAN 31 AM 5 45

02026 NL TDA HOMER ALASKA 50 01-31 0955P AST

PMS LEO RHODE

JUN 1136

REF HB 626 URGE YOU TO DEFEAT THIS BILL.

AS NOT BEING IN THE PUBLIC INTEREST OR BEST

INTEREST RESIDENTS KACHEMAK BAY. HB 626 APPEARS TO BE

NEGATIVE LEGISLATION OF DISCRIMINATORY NATURE REFLECTING

DISCREDIT ON U.S. CONGRESS STATE OF ALASKA IN THEIR

ENDEAVORS TO ALLEVIATE AND ELIMINATE ENERGY SHORTAGE

USA

HOMER S THOMPSON

2/2/76  
Copy to: Nels Anderson, Chairman  
House Resources Committee

(2)

3/11/76  
Dear Representative Anderson

I would urge you in your capacity as Chairman of the House Resources Committee to support & urge passage of SS HR 626 (actions in Kachemak Bay to provide payment for oil leases, etc.)

I am a 20 year resident of Alaska and as such am probably more sensitive to fisheries considerations. It appears fisheries concerns in Kachemak Bay are paramount and should be protected by sanctuary and buy back of the oil leases in the crab spawning areas. It is my understanding SS HR 626 would permit actions protecting fisheries by buy back of oil leases.

The people of Homer are going to have oil activity from Federal OCS leasing so they should not be deprived of a chance for economic activity.

Thank you for any consideration.

James E. Fuller  
Box 397, Kenai

HOMER COMMITTEE

TO PROMOTE  
UTILIZATION OF THE PORT OF HOMER

Jerry Anderson, Chairman

P.O. Box 955  
Homer, Alaska 99603

Gov. Jay Hammond  
Juneau, Alaska

Dear Gov. Hammond:

Thank you for your letter, and the copy of the substitute bill 626. Before commenting on the bill, I would like to make some observations on the "TCW MEETING" held by your representatives here in Homer.

First, it is unfortunate that we had so little prior notice of the meeting. I tried to be a good "Paul revere" and spread the word, but when the meeting was held, I became aware that the "anti's" had done a much better job than I! I realize that your people cannot get the people and lead them by the hand to these meetings, and that the general tone of the people that were there did indicate that we were in favor of the condemnation. Your statement that there were "Exactly seventeen people" who indicated they were in favor of the oil production, is very mis-leading!

About half-way through the meeting, Mrs Cason asked for a similar vote, and the vote is so close that a count would have to have been made in order to tell how the feeling was running. By the time Mr. Gross got around to asking his questions, many of the people who were in favor of the leases being used, under stringent controls, had gotten disgusted at the whole tone of the meeting, and gone home. When Mrs. Cason took her "vote", Mr. Gross was asked how the split looked, and he declined to answer.

Enough on the leases tho, as this is not the main concern of the Port Committee.

The substitute bill is a vast improvement over the original offering, how-ever there are still some areas of concern. Mr. Gross mentioned that he was hesitant to include specific uses to be allowed in the bill, as future interpreters might decide that if a use weren't specified, then it must be considered prohibited. This is a very real possibility, and while I realize that every possible use couldn't be listed, our group was very concerned that no mention was made of our logging and timber industry, which contributes a considerable amount of money to our local economy.

I very strongly object to the requirement that the commissioner call for annual nominations for additions to the system. This requirement also exists in the critical habitat legislation, and since we have a finite amount of land, it would appear that at some future date, the entire state will be locked up in critical habitat and sanctuaries! Come now, Sir, we can't all be parks and wildlife employees!

I object to the provision allowing the commissioner to create a separate division within the department to deal with parks and marine sanctuaries.

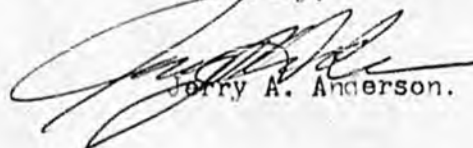
This would create another tentacle of the bureaucracy that already has the nation and the state so firmly in it's grasp.

In essence, I must oppose any bill that creates a marine sanctuary. This is akin to going rabbit hunting with an elephant gun. If the administration feels that it is the will of the people, ( a view I do not share) that the leases in the bay not be honored, then might I suggest an approach similar to SB 612, which deals with the buy-back of the oil leases, and ONLY the buy-back of the leases. At least this approach calls a spade a shovel.

The meeting held in Seldovia, (which I was unable to attend) seems to support this approach. The people there were fairly evenly split over the question of the leases, but showed almost no support for the Sanctuary concept. The recent poll of the people in Homer conducted by Mrs Cason and Mr. Browning seems to indicate that the people of the area feel somewhat differently that the mood expressed at the town meeting, and would seem to echo the feeling shown at the seldovia meeting.

I am painfully aware that there will never be a solution to the problems that will satisfy everyone, but I would hope that when the smoke clears, that all of the information received from this area, and from the rest of the state will be reflected in any final action. I would feel very badly indeed, if the administration only listened to the side of the issues that supported the desires of that administration. I do not expect that my wishes will be imposed on the rest of the state if that is not the desire of the majority of the tax-paying residents. I would hope that the reverse would also be true.

Sincerely,



Jerry A. Anderson.

CC: Nels Anderson Rep.  
Kay Polard Sen.  
Leo Rhode Rep.

March 5, 1976

Representative Leo Rhode  
House of Representatives  
Pouch V  
Juneau, AK 99801

Representative Rhode:

I would like to take your time to express my feelings on the present controversy of oil development in Kachemak Bay.

It seems that regardless of how many times you attend important meetings or respond by correspondence to issues, the ones you miss are only important ones.

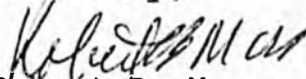
I would like to know how you can discount the evidence of Homers "Town Meeting" where, at the very best, only one (1) in ten (10) wanted oil development in the bay. Or perhaps you can tell me why it was more than three (3) to one(1) in favor of establishing a critical habitate on the west side of Cook Inlet. Both these meetings were advertised well in advance and did not appear to be attended by any specific group.

I have lived in this area for 26 years and have derived my livelihood solely from fishing. In addition, I graduated with honors from Montana State University with a Bachelors of Science degree in Fish & wildlife Management.

This does not qualify me to make any profound scientific statements, but I can assure you my opposition to development of oil in Kachemak Bay isn't based on the economic harvest that might be had if such development takes place.

In the future I hope you take into consideration the type of people that would promote the development of one industry at the possible detriment of another!

Sincerely,

  
Robert B. Moss  
Box 1206  
Homer, AK 99603

HIDDEN HILLS RANCH

JIM J. COBS, OWNER-OPERATOR

STERLING ROUTE

HOMER, ALASKA 99603

Feb. 23, 76

Att. Gen. AVRUM GROSS  
Juneau, Alaska

Dear Mr. Gross;

This letter is in regards to House Bill 626 and the hearing held in Homer on that bill. You are aware that people who are emotionally involved with a situation will respond to a public meeting call and the people that are not stay home. The fishermen are very deeply involved and the so called environmentalist respond loudly and negatively to any talk of development.

There are many people in the area who are not for or against development as such. Many of us agree that if drilling in the Bay will harm the crab and shrimp to a noticeable degree then by all means don't do it. Many of us feel that drilling and production of oil can be carried out without <sup>at all</sup> harming the fishery.

The question was put to the people early in the meeting by June Cason as to the feeling of the people on oil and fishing being compatible. The answer was roughly split 50-50. By the time you started asking your questions the people who were not so anti development had started to drift off to home and bed. As the night wore on the vote got more and more lop-sided as the moderate element went home.

I sincerely hope that you would not want the vote to be anti-oil so bad that you would accept these later votes as the will of the general community. Your attention is called to the questionnaire sent out by the City of Homer on how the people of the area felt on development of Homer and the area. More people responded to this questionnaire than came to the public meeting and I feel the questionnaire represents more closely the feeling of the majority of people in the Homer area.

In closing let me say that I feel there presently exists more than enough regulations to safeguard the fishery. If the courts say the leases are legal then the oil companies should be allowed to drill under close supervision. There is no need for HB626 or any other bill trying to lock up the Bay to any development.

cc: Bob Palmer  
Leo Rhodes  
Clay Hillier  
Hugh Malone  
Gov. Frank

Yours truly

Jim Cobs

FRANK A. TUPPER  
BOX 851  
HOMER, ALASKA 99603

*File*

Representative Ed Anderson  
Alaska House of Representatives  
Porch  
Seward, Alaska 99501

March 6, 1956

Representative Anderson;

I have recently learned that a Sponsor's Substitute of H.R. 626 has been introduced into the House, and that it would be referred to the House Resource Committee, of which you are the Chairman.

As one who is vitally interested in the merits of the intention of this piece of legislation, I would hereby request that I would be informed as to when you might be scheduling Committee hearings on this legislation. I would request that I be notified well enough in advance, so as to prepare some materials that I might believe of any such hearing, and to allow the necessary time to prepare for any travelling needed to get to Seward.

Please be so kind as to inform me at this address:

Box 81

Wichita, Alaska 99573

Thank you for your attention towards my request.

Best Regards;  
*Frank A. Tupper*  
Frank A. Tupper

FROM 708 OPINION POLLS  
THE FOLLOWING WAS TABULATED:

File

OPINION POLL OF KACHEMAK BAY RESIDENTS

I, \_\_\_\_\_ as a resident of (1) \_\_\_\_\_  
\_\_\_\_\_ area of Kachemak Bay.

- \* (2) I have lived in Alaska for \_\_\_\_\_ years.
- \*\* (3) I have lived in this area for \_\_\_\_\_ years.
- (4) My occupation is \_\_\_\_\_  
(own 531 )
- (5) I (do not own 145 ) property in this area.  
(help 511 )
- (6) I believe industry will (hinder 146 ) this area.
- (7) I believe that fishing and petroleum industries, with proper  
(are 494 )  
controls (are not 193 ) compatible in this area.
- (8) I believe that existing controls, if enforced (are not 240 )  
(are 310 )  
sufficient for joint utilization of our resources.  
(attended 206 )
- (9) I (did not attend 495 ) the "town meeting" in Homer on February  
17, 1976.
- (10) I believe the HOMER WEEKLY NEWS headline: HOMER SHOWS STRONG  
(is 209 )  
SUPPORT FOR KILLING KACHEMAK LEASES (is not 441 ) an accurate  
desire of the area residents.

(11) COMMENTS

* RESIDENT OF ALASKA:	** RESIDENT OF AREA
0-2 YRS. - 29	0-2 YRS. - 101
2-5 YRS. - 96	2-5 YRS. - 135
5-10 YRS. - 137	5-10 YRS. - 121
10 + YRS. - 446	10 + YRS. - 448

Signed \_\_\_\_\_

Address \_\_\_\_\_

KACHEMAK BAY

File

CARD CORRESPONDENCE SURVEY

Do you want the oil leases in Kachemak Bay condemned by the State?

Should the Legislature make the decision on spending these tax dollars?

Are you a property owner?

Should the condemnation cost be approved by the voters?

<u>yes</u>		<u>NO</u>		<u>Yes</u>		<u>NO</u>		<u>Yes</u>		<u>NO</u>	
<del>14</del>		<del>231</del>		13	<del>228</del>	<del>227</del>		<del>221</del>			
<del>18</del>		<del>267</del>		17	<del>264</del>	257		29			
20		245		18	<del>272</del>	241		5			
		277		18	274	266		33			
		286			283	273					
1 UNDECIDED				5 UNDECIDED							

It could cost the taxpayers \$75,000,000.00 to \$100,000,000.00 or more for the State to condemn the oil leases in Kachemak Bay. Do you want the leases condemned? (If the leases are condemned the State of Alaska will have to buy them back.)  
 Yes. 20. No. 286

If this amount of tax dollars is to be spent, do you think the People of the State should vote on it? Yes 285 No. 21

Or, do you believe 60 elected Legislators should make the decision to spend these millions of tax dollars? Yes 18 No. 283

Are you a property owner? Yes ~~273~~ No... 33  
 273

Signature.....

KACHEMAK BAY

File

CARD CORRESPONDENCE SURVEY

Do you want the oil leases in Kachemak Bay condemned by the State?

Should the Legislature make the decision on spending these tax dollars?

Are you a property owner?

Should the condemnation cost be approved by the voters?

Do you want the oil leases in Kachemak Bay condemned by the State?		Should the Legislature make the decision on spending these tax dollars?		Are you a property owner?		Should the condemnation cost be approved by the voters?	
<u>Yes</u>	<u>NO</u>	<u>Yes</u>	<u>NO</u>	<u>Yes</u>	<u>NO</u>	<u>Yes</u>	<u>NO</u>
<del>14</del>	<del>551</del>	13	<del>228</del>	<del>277</del>	<del>22</del>	<del>221</del>	<del>1</del>
<del>15</del>	<del>267</del>	17	<del>264</del>	257	29	266	<del>20</del>
20	<del>245</del>	18	<del>212</del>	<del>221</del>	<del>2</del>	<del>271</del>	21
	277	19	214	266	33	276	
	286		283	273		285	
1 UNDECIDED		5 UNDECIDED					

It could cost the taxpayers \$75,000,000.00 to \$100,000,000.00 or more for the State to condemn the oil leases in Kachemak Bay. Do you want the leases condemned? (If the leases are condemned the State of Alaska will have to buy them back.)  
 Yes. 20 No.. 286

If this amount of tax dollars is to be spent, do you think the People of the State should vote on it? Yes 285 No. 21

Or, do you believe 60 elected Legislators should make the decision to spend these millions of tax dollars? Yes 19 No. 283

Are you a property owner? Yes ~~257~~ No... 33  
 273

Signature.....

TELEGRAM

SCS ALASKA COMMUNICATIONS, INC.

PHONE: 586-6440

JUNEAU, ALASKA 99801

1976 MAR 13 AM 3 50

#

02440 POWANCORGE AK 15 03-12 615P AST

PMS REP NELS ANDERSON

3592

JUN

WE STRONGLY URGE PASSAGE OF THE BILL CREATING A MARINE

SA NCTUARY IN KATCHEMAK BAY.

EDGAR BAILEY 618 N ST APT 3 99571

Kachemak Bay Conservation Society  
Box 846  
Homer, Alaska 99603  
March 10, 1976.

Rep. Nels Anderson  
Juneau, Alaska 99901

Dear Representative Anderson:

The members of the Kachemak Bay Conservation Society, a local affiliate of the Alaska Conservation Society, wish to endorse the concept of a marine sanctuary in Kachemak Bay.

We have reservations about the clauses in HB 626 relating to eminent domain and what may be construed as "incompatible uses" of the bay. We do, however, wish to express our support of what we feel was the basic intent of the bill-- to protect an unusually productive and aesthetic body of water from degradation associated with oil development.

We also wish to support the designation of Kamishak and Chinitna Bays as critical habitat areas.

We consider the maintenance of an adequate food supply at least as important as the nation's gluttonous appetite for energy, especially when much of our energy is supplied by a resource which may have more critically important uses in the future.

Public support for the means to protect our environment and our renewable marine resources is unquestionable.

Won't you please do whatever you can to support this cause also? We thank you for your consideration.

Sincerely,



Stephen Andersen  
President, K.B.C.S.

Doyle Corporation  
Consulting Psychologists  
Marie Doyle Ph. D., President

384-2223  
Anchorage

Box 575  
Homer, Alaska  
99603

3-11-75

Dear Mr. Anderson,

Please Support H. B. 626 !

We need your help to keep Ketchikan  
a Marine Sanctuary -

Yours sincerely,

Marie Doyle

**ARNDT BROTHERS  
GENERAL CONTRACTORS**

BOX 133 -- HOMER, ALASKA 99603

Phone

235-8583 or 235-8584

Honorable Nels Anderson, Chairman  
Natural Resources Committee  
House of Representatives  
Pouch V  
Juneau, Alaska 99811

March 11, 1976

Dear Chairman Andersen,

The proposed Kachemak Bay Marine Sanctuary has stirred up much turmoil and interest in the Homer area particularly. I am a 20 year resident of Homer and feel that I have a vital interest in the Kachemak Bay area. I operate several vessels (landing craft) which are based here in Homer and also employ a number of people in my construction business.

I want to go on record as being totally opposed to creation of a Marine Sanctuary for Kachemak Bay. I do not feel that this creation will benefit anyone in the long run. It will be an anchor holding back or stopping orderly growth and development. I am convinced that the fishing and oil industries can live together. Proper controls and regulations with proper enforcement for all concerned are necessary.

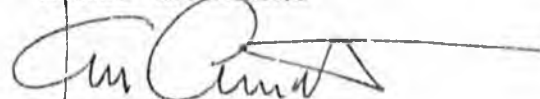
I would also like to mention that I disagree with the governor's effort to cancel the oil leases west of Homer. It would not be in the best interest of the people of Homer or the State of Alaska to do so.

I urge you to put a stop to this Kachemak Bay Marine Sanctuary idea and to take a position against its' creation.

Thank you for the opportunity to comment on this.

Sincerely,

ARNDT BROTHERS



Kenneth Arndt

cc: L. Rhode  
C. Tillion  
H. Malone

KA/sa

Backwoods Trail, Star Rt. #20972  
Fairbanks, Alaska 99701  
March 9, 1976

Rep. Nels Anderson, Chairman  
House Resources Committee  
Alaska State Legislature  
Pouch V  
Juneau, Alaska 99811

Dear Mr. Anderson:

RE: CS for HB 626  
KACHEMAK BAY bill

Please do everything possible to secure favorable reporting on the above bill in your committee, and to get it out onto the floor of the House for a vote as soon as possible.

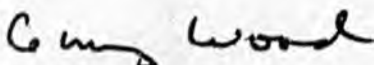
I want to be on record as favoring the above bill for the following points:

- 1) The State of Alaska should never have allowed the sale of oil leases in Kachemak Bay, because of the value of the fishery there, including shell fish.
- 2) The oil and gas leases now held in Kachemak Bay should be removed through condemnation, in order to clear the bay of all threats from this source.
- 3) I favor creation of a marine sanctuary within Kachemak Bay, which would preclude all future leasing or drilling in the area.

The values present in Kachemak Bay total far more than a possible find of oil and gas. It is a lovely area with a tremendous amount of appeal to the visitor, whether an Alaskan on vacation, or someone from Outside. The value of the Bay from this standpoint is permanent, unless we permit it to be damaged in our pursuit of short-term gains such as those from the oil and gas leases.

I hope you will expedite this bill through your committee, and assure a House vote just as soon as possible.

Sincerely,

  
Ginny Hill Wood

Grenac Rd. S. R. Box 30498  
Fairbanks, AK 99701  
March 10, 1976

Rep. Nils Anderson, Chairman  
House Resources Committee  
Pouch V  
Juneau, AK 99801

Dear Rep. Anderson:

We urge your support of the substitute for House Bill 626,  
to buy back the Kachemak Bay lease.

This is a high priority matter and probably the most environ-  
mentally positive action this year's Legislative session can take.

In addition to repurchase of the lease, it is important to  
assure legal protection for the fisheries resources in Kachemak  
Bay.

Sincerely,

*Ann Swift*  
Ann and Dan Swift

Mr. Wayne Jones  
Homer, Alaska  
March 9, 1976

Honorable Jay S. Hammond  
Governor  
State of Alaska  
Office of the Governor  
Juneau, Alaska 99811

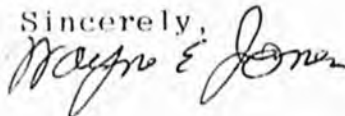
Dear Governor Hammond:

I am writing in reference to the Marine Sanctuary bills with its phoney misuse of condemnation laws. I think it is time to yank the rifle off the wall and declare open season on politicians, not on oil people.

I want to tell you a story. In the early 1940's I participated in three beach heads as a soldier with the 77th infantry division. We waded ashore three times. Three times I put my life on the line for three pieces of land, and do you know what? After the war they took most of it away. On May 10, 1947, I made another beach head. The United States Government told me that for helping my Country in her time of need, they would give me 160 acres of land, free and clear, if I lived on it for seven months and built a home on it. Here at last was a place for a tired old soldier to lay down his rifle to rest a while, and a place to die in peace and honor. So I waded ashore again to another piece of land at Happy Valey, Alaska.

And do you know what? They damn well better not take this piece of land away by condemnation action as authorized in your Marine Sanctuary bills.

Sincerely,



WAYNE E. JONES

cc: Honorable Nels Anderson  
Honorable Kay Poland  
Honorable Leo Rhode

Norma Turkington (Mrs.)  
Box 233  
Homer, Alaska 99603

March 10, 1976

RE: SS HB 626

Dear Representative Anderson:

I have attempted to comment on this bill in a sensible, rational manner and make it short. However I have come to the conclusion it's impossible.

The rewrite leaves many questions and fears for me as an average taxpaying voter. I wonder how attorneys would interpret it in the future. I have seen them spend a half hour or more, arguing before the supreme court, over the definition of just one word.

I can't go along with a sanctuary in Kachemak Bay. Animals in a contained environment will eventually increase in number until their food supply is not sufficient to sustain them. I feel an attempt is being made to put the people of the Kachemak Bay area and Lower Kenai Peninsula, in much the same predicament with a controlled economy. The watered down dollars that might be available from Federal Shared Revenue are not dependable. We can't selfishly tell the people of the other states that we don't want our waters to provide oil but we want Federal money to support us.

As to the bill itself: There appear to be provisions for increasing the marine park, but no provision for eliminating any portion. Has there ever been a park given up for another use? (I really don't like to "nit-pik" but we have so much at stake here, I feel I must question all I see now). Allowed are beachcombing for wood and coal, but no sea shells, rocks or other treasures. Does the geographical description include within the Homer or Seldovia boat harbors? How about the City's tide lands? We paid a good price to get them surveyed. How about Jakalof Pay? Will the lumber operation there be allowed to continue? How about digging clams? Will ships and barges be allowed in the bay? Not just the ones stopping at the Port of Homer, but the ones that unload on the beach or come for shelter and repairs. How about marine repair facilities? Will the owner of any sunken boat or ship be required to retrieve it from the bay bottom so it won't environmentally damage anything? I oppose to condemning the leases or buying them back. I especially oppose the power of eminent domain.

I oppose creating another department (The division of Natural Resources Department for Marine Sanctuaries) This administration is going to cost this state a bundle with its many new departments, positions and councils, and creating huge debts for lease pay back and the degrading of Alaska's creditability.

This bill was written in haste and often haste makes waste. Can't we work out uses of Kachemak Bay to the best interest of all concerned. Please just find funds to strictly enforce regulations for each use of the bay. Many thanks.....

Sincerely,

*Norma Turkington*  
Norma Turkington (Mrs.)

cc/ All legislators

# Alaska State Legislature

REPRESENTATIVE  
LEO RHODE  
BOX 408  
HOMER, ALASKA 99603

WHILE IN JUNEAU  
POUCH V  
JUNEAU, ALASKA 99811



COMMITTEES:  
COMMERCE  
NATURAL RESOURCES  
LEGISLATIVE COUNCIL

## House of Representatives

March 8, 1976

Julie and Robert Clutts  
Anchor River Inn  
Anchor Point, Alaska 99556

Dear Bob & Julie:

Thank you for your most comprehensive thoughts relative to the proposed condemnation of the oil leases in Kachemak Bay.

To comply with your requested conveyance, a copy of your communication will be placed in the hands of the Governor, President of the Senate, Speaker of the House, and the Chairmanships of the Resources Committee in both Houses.

The present bills, SSHB626, and HB854 (included) which deals with this subject are presently in the House Resources Committee. Committee hearings on these bills have not been scheduled to date.

Your interest in the Kachemak Bay issue is most appreciated.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Leo Rhode".

Leo Rhode  
State Representative

LR/jp

enclosures

cc: Jay Hammond, Governor of Alaska  
Chancy Croft, President of the Senate  
Mike Bradner, Speaker of the House  
Kay Poland, Chairman - Senate Resources  
Nels Anderson, Chairman - House Resources



EXCELLENT FOOD  
FRIENDLY BAR  
COMFORTABLE  
ROOMS

## Anchor River Inn

"Most Westerly Highway Point  
In North America"

PHONE 235-8531

ANCHOR POINT, ALASKA 99556



GOOD FISHING  
SALMON  
DOLLY VARDEN  
STEELHEAD

February 27, 1976

The Honorable Leo Rhode, Representative  
State of Alaska  
Pouch V  
Juneau, Alaska 99811

Dear Leo:

Please convey our opinion on the proposed action to renege on the Kachemak Bay lease sale to the legislature, the senate, and the governor.

By our letterhead it should be apparent that we are interested in any action which would harm the propagation of fish or people. However, our opinion on the proposed action is not clear and we hereby hope to clarify it.

Ninty percent of our tourist trade are Alaskans moving around Alaska. In the Summer most of our guests are federal or state employees, servicemen, their families and visiting relatives. During the Winter our guests are construction workers and fishermen. Oil oriented personnel stop in the year around. We are interested in the welfare of all Alaskans.

Most of the Kenai Peninsula homesteaders were able to prove up on their homesteads through the income they received working in oil development. Families moved from Homer and Anchor Point to Sterling and Soldotna while "Dad" worked in the Swanson River oil fields. When school started they came home. Later "Dad" worked for seismograph companies as a surveyor, cat skinner, driller, juggy, etc. Many fished in the Summer and worked in oil research in the Winter. Through this employment and the arrival of many "little homesteaders" the peninsula grew. It grew through free enterprise not through dependency on federal or state government agencies. The Anchorage, Fairbanks, and Juneau areas were and still are dependent on these.

The second generation finished school (Teaching these students became the most coveted teaching positions because they are the highest paid in the Nation.) There was the need for more jobs for more adults. We all hung on fighting the battle to make ends meet. The hope that "things will break next year" kept us going. By "things" we meant development of oil on or off shore. Now we have third generation peninsulians looking for employment.

In 1972 we traveled 16,000 miles to Oklahoma, Houston, Texas, Los Angeles and back home. We saw a lot of "grasshoppers" pumping away quietly, healthy

From: Bob and Julie Clutts  
To: Representative Leo Rhode

Page 2.

crops of grain growing around the pumps and small herds of cattle drinking from their water troughs beside the pumps. Our best day of sport fishing was the day we chartered a boat and fished in Long Beach harbor near what appeared to be highrise apartments. In reality they were shells surrounding drilling rigs. They were attractive by day and beautifully lighted at night. The most popular meal we serve in our dining room are jumbo prawns from the Gulf of Mexico. There are approximately 2000 drilling rigs in that body of water.

I grew up on Puget Sound in Washington State, home to some of the worlds largest fishing fleets. (It is difficult for me to accept the boast that Kachemak Bay is the most prolific body of water in the world.) My father was a machinist for Continental Can Company. While he serviced the machines installed in Southeastern Alaska canneries our family lived in cannery quarters at Kake. I started school there. At that time it was a small two room school house. I remember the scowloads of fish dumped overboard because the run was greater than the cannery could process before they spoiled. The same situation experienced here in Cook Inlet a short time ago. That time the Japanese processing barge was called too late to assist in saving the fish.

In view of the above and other reasons too numerous to mention here it is our opinion that:

1. No bill should be passed which would prohibit the development of oil or any other natural resource in our State.
2. The "know how" to insure compatibility between all industries is available and can be applied when radicalism is replaced by good judgement.
3. The majority of the Kenai Peninsula residents were not only aware of the probability of the lease sales they were looking forward to the day.
4. Newcomers secure with their retirement income, inheritances, content with welfare, etc., should consider the majority working for a living at the jobs they are best suited for.
5. Salaries paid with our tax dollar to environmental personnel should provide more technical assistance to preclude damage to man or fish, etc., and fewer "flat nos".
6. ENDANGERING THE CREDIBILITY OF THE STATE BY RENEGING ON THE LEASE SALE BORDERS ON TREASON TO OLD ALASKANS WHOSE WORD IS THEIR BOND.
7. ANY CONSIDERATION GIVEN TO OBLIGATING ALASKANS TO REPAY TWENTY-FIVE MILLION DOLLARS PLUS INTEREST AND OTHER COSTS WITHOUT PUTTING IT BEFORE THE PEOPLE IS ANARCHISTIC.

Respectfully yours,

*Julie Clutts*  
Julie Clutts  
*Robert H. Clutts*  
Robert Clutts

HOMER COMMITTEE  
TO PROMOTE  
UTILIZATION OF PORT OF HOMER

JERRY ANDERSON  
chairman

P.O. Box 955  
Homer, Alaska 99603

February 25, 1976

Dear Fellow Citizen:

Enclosed are five pre-addressed post cards with identical questions on each. Will you please check yes or no for each question, sign and mail them immediately?

Time is an important factor for individuals to express their opinions, whether they want the oil leases in Kachemak Bay revoked or not, as a new bill is being drafted for the Governor to submit to the legislators to accomplish the goal to condemn or purchase these leases.

The Committee is mailing as many sets of these cards as it can afford from the contributions that have been received. However, if you have a friend or neighbor who did not receive a set and would like to express his opinion, please ask him to come by the Manley Freight Terminal office. We will try to have a few more cards available.

We appreciate your assistance in this poll to give the Governor, both Resource Committee Chairmen, our Representative and us the opinion of what the majority of Kachemak Bay area residents really want. Thank you.

Sincerely,

COMMITTEE TO PROMOTE THE UTILIZATION OF THE PORT OF HOMER

JERRY ANDERSON  
Chairman

It could cost the taxpayers \$75,000,000.00 to \$100,000,000.00 or more for the State to condemn the oil leases in Kachemak Bay. *Do you want the leases condemned? (If the leases are condemned the State of Alaska will have to buy them back.)*  
Yes . . . . No . . . .

If this amount of tax dollars is to be spent, *do you think the People of the State should vote on it?* Yes . . . . No . . . .

Or, *do you believe 60 elected Legislators should make the decision to spend these millions of tax dollars?* Yes . . . . No . . . .

*Are you a property owner?* Yes . . . . No . . . .

*Signature* . . . . .

HOMER COMMITTEE  
TO PROMOTE  
UTILIZATION OF PORT OF HOMER

JERRY ANDERSON  
chairman

February 27, 1976

P.O. Box 955  
Homer, Alaska 99603

The Honorable Nels Anderson  
Chairman  
House Resource Committee  
Pouch V  
Juneau, Alaska 99811

Dear Mr. Anderson:

Enclosed is a copy of our letter to Governor Hammond which will explain the intent and purpose of the post cards that you will be receiving. Also enclosed is a copy of the letter sent with each set of cards, and a sample of the cards.


It is most regrettable that Homer is so divided on the Kachemak Bay issue. There is a deep resentment among the residence within the City who are faced with the tax burden to support the services for the non-property owning itinerate residence who are presuming to become the voice of the community.

However, some of the fishermen who support condemnation of the oil leases are among the most stable and most respected citizens in this community. Yet we believe these people would have accepted the decision of the Supreme Court without further furor had the Administration indicated its willingness to respect the Supreme Court's decision.

We can appreciate the difficult decision for all of you serving in the legislature. Again, we appreciate your thoughtful letters and we are deeply grateful for your concern for the welfare of our community.

Sincerely,

COMMITTEE TO PROMOTE THE UTILIZATION OF THE PORT OF HOMER



JERRY ANDERSON  
Chairman

JA:bcm

ENCLS

cc: Hon Leo Rhode

HOMER COMMITTEE  
TO PROMOTE  
UTILIZATION OF PORT OF HOMER

JERRY ANDERSON,  
chairman

P.O. Box 955  
Homer, Alaska 99603

February 27, 1976

The Honorable Jay S. Hammond  
Governor  
State of Alaska  
Office of the Governor  
Juneau, Alaska 99801

RE: Public Meeting Homer, Alaska February 17, 1976

Dear Governor Hammond:

The notice from your office to hold a public meeting in Homer on drafting an acceptable version of House Bill 626, was given to the City of Homer one week prior to the meeting. This short notice made it impossible for many people, who had prior commitments, to attend. The meeting was also very poorly advertised, none of the Anchorage papers carried a notice of the meeting. The intent of your three representatives, Attorney General Gross, Bob Palmer and Fish and Game Biologist Dr. Pat Wennekens, was most apparent: to revoke the leases in Kachemak Bay. The question was only how to accomplish this..condemnation or purchase.

We are not in agreement with either the percentage quoted by Mr. Gross, that 80% of the residents of Homer are in favor of condemning the oil leases, or, that it is a 20 to 1 ratio in favor of condemnation.

In an attempt to have the opinions of more than the select group of fishermen, ecologists and environmentalists considered in determining what is best for our community, we are mailing 500 sets of post cards, five pre-addressed cards per set.

These post cards are addressed to you; the Honorable Kay Poland, Chairman, Senate Resource Committee; the Honorable Nels Anderson, Chairman, House Resource Committee; the Honorable Leo Rhode, Representative; and our committee.

The questions asked are to be answered yes or no; they are on condemnation, whether or not the State's expenditure for condemnation or purchase should be approved by the qualified voters of the entire state, or, if it should be the decision

The Honorable Jay S. Hammond  
page 2

of the legislators, and if the individual is a property owner.

It is not the intent of this committee to influence the opinions on the oil leases in Kachemak Bay. We only want to be assured that all segments of our community have had an opportunity to express an opinion.

The mailing list for the post card poll was devised by four members of the committee selecting names at random from the telephone directory. It was an effort to contact people who have not attended the public hearings or public meetings and/or who have not expressed their views. One classic example is the fishermen who do not support condemnation nor purchase of the Kachemak Bay leases do not express themselves for fear of reprisal from other fishermen.

We are concerned that one faction of this small community can influence serious legislation to obligate every tax payer in the State of Alaska for unknown millions of dollars.

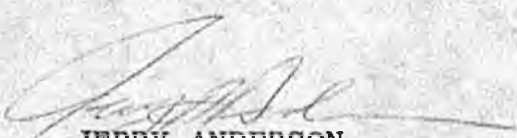
We are also concerned about the future opposition that can come from some of this same faction in our attempts to develop utilization of the Port of Homer as many of these people appear to object to all growth and development.

Our prime objective is to develop all potential uses through the Port of Homer to contribute to a stable economy in this area. To do so, we believe it is imperative that our community be fairly evaluated in its attitude toward the oil industry as well as other industries.

We request that you review the post cards as they arrive in your office, and ask that you give careful consideration to each signed card in your determination of what the desire is of the majority of the citizens in this area.

Sincerely,

THE COMMITTEE TO PROMOTE THE UTILIZATION OF THE PORT OF HOMER

  
JERRY ANDERSON  
Chairman

JA:bcm

cc: Hon Kay Poland  
Hon Nels Anderson  
Hon Leo Rhode  
Hon Hugh Malone

Susan H. Lockwood  
Box 1062  
Homer, Alaska - 99605  
MARCH 1, 1976

The Honorable Nels Anderson  
Chairman House Resource Committee

Dear Sir:

I 100% support the  
concept of condemning the Kachemak  
Bay oil leases.

Respectfully,  
Susan H. Lockwood

NAME Timothy Madchett  
SUBJECT Port Graham, Alaska - 99609  
DATE March 1, 1976

The Honorable Nels Anderson  
Chairman of the House Resource Committee  
Pouch V

Dear Sir:

I want to go on record favoring  
condemnation of the Kachemak Bay oil leases.

Sincerely,

Tim Madchett

File

OPINION POLL OF KACHEMAK BAY RESIDENTS

I, Allan B Crawford as a resident of (1) City of Homer  
\_\_\_\_\_ area of Kachemak Bay.

(2) I have lived in Alaska for 10 years.

(3) I have lived in this area for 4 years.

(4) My occupation is Postal employee  
(own X)

(5) I (do not own \_\_\_\_\_) property in this area.

(6) I believe <sup>extensive</sup> industry will (hinder X) this area.

(7) I believe that fishing and petroleum industries, with proper  
controls (are not X) compatible in this area.

(8) I believe that existing controls, if enforced (are not X)  
(are \_\_\_\_\_)

sufficient for joint utilization of our resources.

(9) I (did not attend X) the "town meeting" in Homer on February  
17, 1976.

(10) I believe the HOMER WEEKLY NEWS headline: HOMER SHOWS STRONG  
(is X)  
SUPPORT FOR KILLING KACHEMAK LEASES (is not \_\_\_\_\_) an accurate  
desire of the area residents.

(11) COMMENTS

The issue in the Kachemak Bay area is not oil vs fishing;  
but rather a number of "greedy" businesses and land owners  
(own 20 acres in the area) wanting more money instead  
of protecting a valuable food source. I much prefer  
to keep the food source. Therefore, I fully support  
HB 626. It is the only reasonable thing to do in light  
of the mounting world food crisis.

Allan B. Crawford  
Signed

Box 251 ; Homer, Ak.  
Address

File

February 24, 1976  
Box 1194'  
Homer, Alaska 99603

Hon. Nels Anderson, Chairman  
Natural Resources Com.  
House of Rep.  
Pouch V  
Juneau, Alaska

Dear Honorable Anderson,

This letter is in regards to HB 626. In the event that the gas/oil leases off Kachemak Bay are found to be legal, I am strongly in favor of a bill that would make Kachemak Bay a marine sanctuary but let it's people use the bay as they do now and just mainly keep gas/oil drilling and oil tankers out of this critical habitat area.

Thank you.

Sincerely,

*Judith Wenger*

Judith Wenger

February 18, 1976

Representative Nels Anderson  
House of Representatives  
Pouch V  
Juneau, Alaska 998111

Dear Mr. Anderson;

I would like to add my protest to the list against HB 626 - in its present form, which I understand will be rewritten.

I protest very definitely ANY condemnation clause in any form in the new bill. If the oil leases are condemned now, what is next? Coal, timber, crab pots-- what ever??? Why should the oil industry be singled out? Past experience indicates it will not stop with the oil industry.

There is much evidence that fishing and other industry can live side by side; to condemn one to enhance the other is economic folly.

And there is too much evidence of "condemnation" under any name, land grabs, management, or just plain "Big Government" taking over, or regulating every piece of ground, every movement a citizen makes.

Don't lock Alaska up! Let us grow! Let us have a place for our children, and these children not only need recreation and wilderness areas to enjoy, but they also need jobs and payrolls to be able to enjoy these recreation areas. I would like for my children to be able to live and work in Alaska, but as it stands now--because of limited entry they cannot fish, it is very difficult to start a small business because of regulatory restrictions, the list could go on and on. That leaves jobs with established industry, but with all Alaska land locked up, that will limit those jobs.

Then what? One politician feeding off another??

Sincerely,

*Virginia Wilson*

February 20, 1976

Honorable Nels Anderson  
Chairman, Natural Resources Comm.  
House of Representatives  
Pouch V  
Juneau, Alaska 99811

*File*

Dear Mr. Anderson:

In regards to HB 626; I am very much against the bill in all aspects. What it tends to do, what it involves and why it was written.

I am a fisherman first, but have other interests evolving from having lived here for approximately 28 years. I believe in the rights of all people, and of all people having the right to defend these rights, be they great or small. If We the People are to be regulated to the point of revolution, then we should have a voice in the writing of the regulations, by vote if nothing else.

I do not feel it is right for the State to be able to condemn the leases in Kachemak Bay, nor that the people should have to pay the penalty if a suit by the oil company should such action be taken.

I believe in the protection and conservation of all animals and fishes, but not of the locking up of these animals and fish! All things were put on this earth for all men to use, not just a few.

I do not believe in Commissioners being appointed that can dictate terms by which people shall live and be regulated by.

Do all lands and waters have to be classified and controlled to the point that none is left available to the expanding population? Should all lands be locked up, where the State will derive zero taxes? On what can a tax base be formed?

I enjoy the flora and fauna and I wish to enjoy it longer. And hope that all can! But I wish to see people being able to work and enjoy prosperity, but through working for what they get, not by the hand-outs that government seems to push, which are tax free. Give people jobs, put them to work, and normally you will have a happier society. Also it will take some of the tax load off my back!

My comments have gone a little further than HB 626, but are certainly related.

Sincerely,

*Charles H. Johnson*

Box 846  
Homer, Alaska 99603  
February 19, 1976

Governor Jay Hammond  
Pouch A  
Juneau, Alaska

Dear Governor Hammond:

Much controversy has surrounded HB 626 locally. People don't understand the obliquities of the legal/political world and it is little wonder!

The purpose of this bill was to enable the state to condemn the Kachemak Bay oil/gas leaseholds in the event that the courts find that the sale was held in a legal fashion. Why not do that--and nothing else?

I'd like to be able to support such legislation--that is a bill which would make it possible for the state to return to the oil industry leasees their lease payments, fair interest and "costs" and depreciation/appreciation; and return the right to exploitation of the oil and gas resources in the state territory of Cook Inlet (the area described as Kachemak Bay State Marine Sanctuary in HB 626) to the people of the State of Alaska.

Sincerely yours,



Jere T. Murray

CC/ Senator Clem Tillion  
Rep. Leo Rhodes  
Rep. Hugh Malone  
Rep. Nels Anderson

①

Dennis Hanoski  
Box 426  
Homer, Alaska 99603

Honorable Mel Anderson  
House of Representatives  
Pouch V  
Juneau, Alaska 99811

Dear Representative Anderson,

I have lived in Homer for eight years. During this time I have worked as a welder on oil platforms, a commercial fisherman (3 years), a construction worker away from home, and now as a businessman. I am also a member of the City of Homer Planning Commission and vice-president of the board of trustees of the Homer Volunteer Fire Department. I feel that my opinion has been drawn from my work experience and involvement with community affairs.

My main concern is HB 626 and any other legislation which would prohibit any oil development in the Homer area. I do not mean to say I am against controls or regulation but I am against outright prohibition.

②  
I feel that the present controversy in Homer stems from three viewpoints - saving aesthetic values such as scenery, quaintness, etc, preserving the fishing, and general economic development and growth.

In my opinion the need for oil by our country far outweighs the damage to aesthetic values. The sight of an oil rig or the associated activity are not enough to deprive the United States of energy independence. This statement may sound crazy but the events with the Mid-East of last year should be enough to make my views clear.

Fishing and oil, by themselves, are not compatible. I agree with this statement, but the fact is oil and fishing are not by themselves - there is technology and government. The oil people have agreed to controls and regulations to preserve the fishermen's way of life and to protect the environment. The state government has a duty to require the oil industry to use its technology to protect others. Many fishermen and conservationists have decided to oppose oil development regardless of controls, regulations, or surveillance agreed to by the oil industry. This is wrong. The world (business, government, politics, etc.) is based on need and compromise. The US needs oil and here in Kachemac Bay we need a compromise.

General economic development and growth is probably the issue under the controversy. Fishermen are striving for a status quo - no more fishermen and nothing that would even remotely threaten fishing. To maintain this attitude it is necessary to oppose growth and oil. Here in Hamu we have a fairly large number of transients (Hippie-types if you will) who also share this view. The phrase used is 'keep Hamu the way it is!' This is impossible in Hamu as anywhere else - no one can keep anything 'as it is'. The best we can do is to make the best of what can be. Hamu has a chance to help itself instead of remaining a poor sister or becoming a ward of the state.

I would like to comment on our most recent town meeting chaired by Mr. Gross. I have a very hard time writing without becoming angry about it. The part of the meeting that most irked me was the last head count of people for and against oil development and Mr. Gross' interpretation of it. I was unable to remain at the meeting and missed the last count but an earlier showing in response to a question by Mrs. Val Casan showed over half the people in attendance believed oil and fishing could be compatible. This showing was in spite of a large number of our transient people and having the meeting chaired by four people openly against oil development. Even I was surprised at this showing.

(4)  
I feel that the state is wrong in attempting  
to ban oil development like a dirty book in  
Boston. Let us control it, regulate it, tax it, but not  
prohibit it. Let the oil people pay for these protections.  
Help the United States find energy independence.

I am urging you to not be stampeded by short-sighted  
hysteria into making long-lived legislation.

Sincerely  
Nanni Hanisch

Homer ak 99603

Feb 20, 76

Honorable Nels Anderson, Chairman  
Natural Resources Committee  
House of Representatives  
Juneau, ak, 99811

Dear Mr. Anderson

I am a commercial fisherman,  
boat owner, registered guide and 37 year  
resident of the Kachemak Bay area.

I would like you to support  
legislation that will stop the  
development of oil in Kachemak Bay.

HB 26 was introduced to protect  
the Bay from oil development, but was  
poorly worded.

On Feb 17<sup>th</sup> a town meeting was  
held. The attorney General asked the people,  
his/may present would support a bill  
terminating the Kachemak Bay leases  
and taking care of the technical

problems in HB 626, and by a vote of 300 to 17 the people said they would support legislation that would terminate the leases,

I have sponsored proposed amendments to HB 626 that alleviate the problems contained in the original.

The majority of the residents of Ruckmak Bay feel that the resources of the Bay should not be risked by allowing the development of oil.

The Bay comprises only 2.15% of the Cook Inlet area, yet produces 52.15% of the fishery resources. This area also serves as a recreational area for many thousands of people from the surrounding areas, and includes a State Park, critical habitat area, and crab sanctuary. Considering this I would very much appreciate your support.

Thank you.

Sincerely

Paul & Corinne Jones



February 6, 1976

Governor Jay Hammond  
Pouch A  
Juneau, AK 99811

Dear Governor Hammond:

As manager of a corporation employing 700 taxpayers in the State of Alaska, I would like to voice my objection to any form of sanctuary as proposed in HB626.

There is not only a legal issue involved in canceling the oil leases already let in the Kachemak Area, but a moral issue that affects all Alaskans. These issues will affect prices received on all future leases.

I, as a taxpayer, am opposed to using the tax money received from myself and the corporation I represent to stop progress, reimburse money already received, and deprive us of any future revenue.

The safety of offshore oil production has been proven world wide. The main objection, as I see it, for the Kachemak could be taken care of by making shipping corridors. This would lessen the damage to gear which is stated as the major concern.

Rather than submit a bill for a very few special interest groups, let us look at what is best for all of the people and if it is required, put it before all of the people for a vote.

Your reconsideration in this matter will be appreciated.

Yours truly,

ALASKA CONSTRUCTORS, INC.

D. A. Cowser  
Senior Vice President, Manager

DM/vh

cc: Senator Chancy Croft  
Senator Jalmar Kerttula  
Senator Mike Colletta  
Senator Kay Poland  
✓ Representative Nels Anderson

Alaska State Legislature

626

SENATOR  
CLEM TILLION  
HALIBUT COVE, VIA  
BOX 373  
HOMER, ALASKA 99603



Senate

WHILE IN JUNEAU  
POUCH V  
JUNEAU, ALASKA  
99811

February 3, 1976

Richard M. Jones  
Box 866  
Homer, Ak. 99603

Dear Mr. Jones:

Thank you for the letter regarding House Bill 626. First, I do not support HB 626 as written. I have an inherent distrust of government--reinforced as much as anything by my years in the Legislature, and while I will do almost anything to protect the fishing industry locally, and hope to never see the day when there are fixed structures in Kachemak Bay, I never-the-less have difficulty supporting anything that exercises eminent domain powers over a man's home and property. I do support shipping lanes in and out of the port of Homer and Seldovia, and would not want to deny Homer the chance to be an active port as things open up in the Southern Inlet. While I don't want to see oil drilling within the Bay, I have no objections to seeing it take place in the Southern Inlet and feel that the Homer area has a major potential.

I introduced the Legislation for Kachemak State Park, incidently at the request of both the Chamber and the City Council of Homer some years ago, but in it I very carefully put a section that says the powers of eminent comain may not be exercised anywhere within the boundaries of the Park. I have added this same section to every other park bills that came through the Legislature since I have served on it and it was my Legislation that removed the power from the Ala-ka State Housing Authority.

I don't expect that you will agree with all of my positions, but I do appreciate your writing so I can at least explain where I stand.

Sincerely,

A handwritten signature in cursive script that reads "Clem Tillion".

Clem Tillion  
State Senate

cmp

Homer, Alaska  
Feb. 9, 1976

Honorable Clem Tillion  
Alaska State Senate  
Pouch V  
Juneau, Alaska 99811

Dear Senator Tillion:

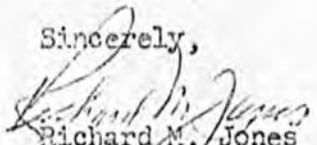
Thank you for your response of Feb. 3 in regard to House Bill 626. It would appear you and I may have more in common than my previous impressions. Very frankly, I was of the opinion this bill was probably the results of the Governors' "quiet" visit to Halibut Cove a short time ago.

According to the Homer Weekly of Feb. 5, Bob Palmer states, "he and Hammond are not happy with the present bill, which slipped by him and Senator Tillion". If proposed legislation can "slip by" those who are sponcering legislation it is a case of gross negligence. Or did the top aid to the Governor think such an outlandish and eighth graderish prepared piece of paper could "slip by" the ignorant legislators and public? Something should be done about this man other than a top position in the Fish & Game Department.

I am definately opposed to any breach in trust on the part of the State in reclaiming sold oil leases in the Bay. Morally, "A Deal is a Deal". This compares with Panama now claiming the Canal Zone, which we bought and paid for, and would be worth nothing to them had we not developed it. However, with the present noise of taxing the oil companies out of business, it may be the right time for negotiations. Could part or all of the leases be traded for other, with no monetary problems to us?

If opposition to fixed structures in the Bay is our stand, lets stick to this. To my knowledge, there is no sound basis of harm to the fisheries. In fact experience in other areas (Gulf of Mexico) prove otherwise. Furthur, the oil industry is noted for it's practical aid in research and development of agriculture and fisheries, both of which we are in dire need.

Sincerely,

  
Richard M. Jones  
Box 866  
Homer, Alaska 99603

CC - Rep. Rhode  
- Gov. Hammond  
- Anderson, Nat'l. Res. Comm.  
- News Media

Anchor Point, AK 99556

Mr. Nels Anderson, Chairman  
House Resource Committee  
Pouch V  
Juneau, AK 99811  
(Mail Stop 3100)

Dear Mr. Anderson:

I am writing concerning H.B. 626, An Act Relating to the  
Establishment of Marine Sanctuaries.

I am against such large sanctuaries that put wild life above  
human life. There are too many people in the Anchor Point-  
Homer area to choke off all future development.

Whole areas of the state are already locked up, why lock up  
the best part of the state to life so that no one can make  
a living except state workers. If the state can't develop,  
how can it continue to fund all these parks and sanctuaries?

The bill is too loose - no specific laws, just at the  
descretion of the commissioners. This leaves too much to the  
whims of appointed personnel. Everything should be spelled  
out before any land is withdrawn anywhere.

I am against H.B. 626.

Sincerely,

*Marguerite Jacobs*  
Marguerite Jacobs

cc:  
Clem Tillion  
Hugh Malone  
Leo Rhodes

February 5, 1976

The Honorable Nels Anderson, Chairman  
Natural Resources Committee  
House of Representatives  
Pouch V  
Juneau, Alaska 99811

Dear Chairman Anderson:

Representative Leo Rhode has kindly sent me a copy of HB 626 with the suggestion that any comments I may have be directed to you and your committee.

Kachemak Bay by virtue of its size, diversity, aquatic fertility, climate and, most important, location stands alone among the bays and shore lines of the State. Its accessibility to the State's now and future primary population center assures its future importance for recreational purposes. Many thousands of people visit here annually. Most of these visitors are from Anchorage. The number of future visitors could be projected as a parallel to projections for the growth of Anchorage.

I believe it makes very good sense to establish the shoreline of Kachemak Bay as a marine sanctuary and to incorporate it into the State Park System. The nature of the lands and waters proposed is now public. The shorelines have been and will in the future be utilized by the public. It is proper that the public should own them and through the State Park System pay for their maintenance.

The success of the Oregon Beaches State Parks in that state serves as an example of what could be achieved in Alaska. That system has in no way impeded industrial progress. It has prevented sprawling development and has controlled detrimental human activity.

There are parts of HB 626 which I question. Sec. 41.20.425 singles out the oil industry and no other for exclusion from the sanctuary. There very well may be other activities less desirable than the oil industry. Some of these may not even be known or anticipated at this time. It also may be that advancing technology will make industries not now desirable in a marine sanctuary quite acceptable in the future. Recognition of this possibility could make more people enthusiastic about the marine sanctuary and also encourage the technologists in their quest for safer systems.

February 5, 1976

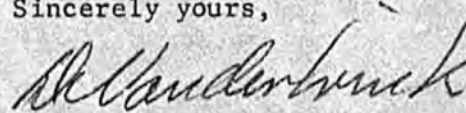
It would, perhaps, be better to single out those industrial activities which could be expressly permitted. For instance, aquaculture, the non-profit fish hatchery program, should be encouraged. It could immensely enhance the recreation use of the sanctuary.

In reference to Sec. 41.20.430, I believe that for the foreseeable future the Department of Natural Resources should address itself to the formation of a state-wide system of parks and sanctuaries rather than expending a great deal of time, money, and personnel on acquisitions in Kachemak Bay or any other specific area in the State.

Some oppose the sanctuary because they fear that industry will be completely sacrificed in favor of habitat. Our extremely high rate of unemployment is cited as a reason to encourage development. We have this high unemployment rate mostly because Homer is a nice place to be unemployed in. As long as our society makes it possible to be gainfully unemployed the present situation will continue.

The City of Homer should be allowed to develop its tidelands and since this area is growing rapidly and is extremely gravel poor the utilization of gravel from the deposits adjacent to the mouth of Grewing Creek could be provided for. With the exercise of a dab of common sense this could be accomplished with beneficial results for the City, the State Park, and the Marine Sanctuary.

Sincerely yours,



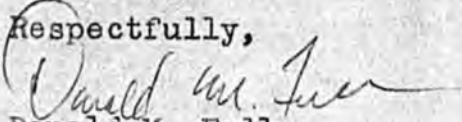
David Vanderbrink  
P. O. Box 1236  
Homer, Alaska 99603

January 27, 1976

Dear Sir:

I would like to express my opposition to H.B. 626 which would make a sanctuary of Kachemak Bay. Though I agree we should preserve the beauty and bounty of Kachemak Bay, I feel that restricting traffic in and out of the port of Homer is unduly restrictive to the entire Homer economy.

Respectfully,

  
Donald M. Fell  
Box 615  
Homer, Alaska 99603



# ALASKA WATERFOWL ASSOCIATION

118 East Sixth Avenue

~~235 WEST SIXTH AVENUE ANCHORAGE~~

ANCHORAGE, ALASKA 99501

TEL. (907) 272-2561

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J. MARTIN WINTON, FIELDR

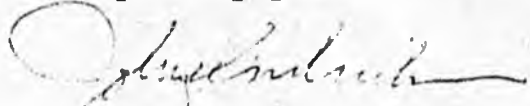
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JOHN F. KENT, ANCHORAGE  
LAMONT ALBERTSON, TELLER

This is a bad law, poorly thought out, and whoever drafted it does not understand management problems and evidently does not understand the present authority to establish sanctuaries. In closing I point out that where sanctuaries border federal refuges, we may have management problems, since a park administered area next to a Fish and Wildlife Service managed area can create problems. On the other hand U.S.F.&W.S. knows how to work with Fish and Game. Izembeck Lagoon is one example. No way should this be a sanctuary.

Please oppose this bill vigorously. It's a bummer.

Very truly yours,



JOHN W. HENDRICKSON  
Secretary

JWH:bk

cc: Nels Anderson, Rep.  
Kay Poland, Sen.  
Clark Gruening, Rep.  
Jay Hammond, Governor  
ADF&G  
U.S.F.&W.S.

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J. DOUGLAS BURKE  
ANCHORAGE

## HABITAT

GARY HEGG  
ANCHORAGE  
MARK C. ROWLAND  
ANCHORAGE  
TOM BRENNAN  
ANCHORAGE

Representative Mike Hershberger  
Re: Marine Sanctuaries Bill  
February 6, 1976

12.13 - HB 626

TELEGRAM

ALASKA TELEPHONE COMPANY  
ANCHORAGE ALASKA 99501  
PHONE: 333-640

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PMS REP LEO RHODE

1182

JUN

DUE TO THE SIGNIFICANT AND LASTING EFFECTS ON THE HOMER  
AND SELDOVIA ECONOMIES THE HOMER CHAMBER REQUESTS THAT  
PUBLIC HEARINGS BE HELD IN HOMER AND SELDOVIA PRIOR TO  
ADOPTIONS OF HB626 OR MODIFIED VERSION

ANGELO HILLAS HOMER CHAMBER OF COMMERCE

*Joan*  
*Please send copy to House Records*

(P)

Homer Alaska HB # ~~626~~ 626  
Feb. 2 1976

Dear Leo:

Thank you for the copy of the bill and also for the enclosure of the boat. The caption at the bottom of the boat picture is exactly what I think of the Marine sanctuary.

I am against the bill because it can kill Homer if there is enough pressure put on it.

I understand there is a petition being circulated in Homer against the sanctuary. I will sign it if I find it.

Sent  
Copy to / 2/4/76

Nels Anderson, Chairman  
Homer Resources Committee

Sincerely yours

Hugh S. Watson

Box 1313

Homer, AK 99603

Box No. 915  
Homer, Alaska  
Feb. 6, 1976

Hon. Nels Anderson, Chairman  
Natural Resources Committee  
House of Representatives  
Pouch V  
Juneau, Alaska 99811

Dear Mr. Anderson:

We have been studying HB 626, introduced 1/19/76 by The Rules Committee at the request of the Governor. This bill requesting establishment of marine sanctuaries and providing for an effective date, seems very high minded on the surface and perhaps only good was intended by its originators, but it sure does send a chill down our spine and many we have discussed it with, to think what the passage and future use of such a mandate could do to a community or area of this state in the hands of an unscrupulous governor or commissioner. It could virtually sterilize any area of our state and make it useless (except for special interests) to those whose livelihood depended on fishing or the use of other natural resources.. HB 626 would also require more state governmental departments, increased state payrolls, and more state meddling into local affairs, which the taxpayers certainly don't need or desire.

HB 626 while covering the State of Alaska as a whole in its opening sections leaves no doubt that the thrust of its spear is at the heart of the Kenai Peninsula, more specifically the Homer, Seldovia, Halibut Cove and Anchor Point areas, as evidenced by Sections:- 41.20.415, 41.20.425 and 41.20.430 of the Bill.

As residents of Homer for the past 17 years we are naturally concerned with the welfare of this area and would appreciate any documented evidence that gas and oil activities have not been compatible in other areas of the country or cannot be compatible in this area with other activities, and be regulated by existing laws and controls of our State, without such dictatorial legislation as HB 626.

We respectfully urge you and your Natural Resources Committee to vote against House Bill No. 626.

Sincerely,

*Harrison W. Brundage*

Harrison W. Brundage

*Elizabeth L. Brundage*

Elizabeth L. Brundage

cc. Sen. Clem Tillion  
Rep. Hugh Malone  
Rep. Leo Rhode

Fred Brown  
House of Representatives

HB 626

Francis Neel  
Box 1091  
Homer, Alaska.

Dear Sir

after reading over House Bill  
626 I find it hard to believe why  
some one would sell Homer down  
the drain with a Bill like this one.

I think the thing that upsets me  
and others in Homer the most  
about it is the freedom that would  
be taken away by a Bill that would  
remove the right to vote and choose  
the way we want to live and  
work - and put it in the hands  
of a Commissioner that makes  
up the law as he goes along

this would be like a King ruling  
over the land. I would rather  
have the oil in the State, a Commissioner or  
a King to run.

I would like to know where the State is going to come up with the money to do all this - pay off the oil co's for their leases, pay for all the unemployment, or do they plan to just steal the land from us and make a big State park out of it.

The State can't even come up with the money to man the all new fire sta at the Homer air port or mess it the State's plan to park dump trucks in it?

I vote for oil in Kachemak Bay,  
a B.C. Port in Homer,

Francis Meil  
Homer, Ak.

# Alaska State Legislature

REPRESENTATIVE  
NELS A. ANDERSON, JR.  
BOX 234  
DILLINGHAM, ALASKA 99576  
PHONE (907) 842-3202

WHILE IN JUNEAU  
POUCH V  
JUNEAU, ALASKA 99811  
PHONE (907) 465-3715



REPRESENTING DISTRICT 16  
BRISTOL BAY - LOWER KUSKOKWIM

CHAIRMAN  
RESOURCES COMMITTEE

## House of Representatives

January 30, 1976

R.E. Gamble  
Box 897  
Homer, Alaska 99603

Dear Mr. Gamble;

Thank you for your letter of Jan. 27, 1976 regarding your opposition to HB626. You can be assured that I will give your suggestion of killing HB626 strong consideration.

Very Sincerely,

Nels A. Anderson, Jr.

NAA/ra

cc. Rep. Leo Rhode  
Sen. Clem Tillion

Box 897  
Homer, AK. 99603  
Jan. 27, 1976

Dear Mr. Anderson -

As a resident, taxpayer, and business man of Homer I solicited your support in killing House Bill 626. I am also a property and home owner of real estate located in Islemalof Island in Ak, but love and can see no justification or sense for the bill. It would not only strangle Homer's growth but also put great hardship upon rights assured me by our constitution.

Thank you very much for your consideration.

Sincerely  
B.C. Gamble



BOX 335

HOMER, ALASKA 99603

January 19, 1976

Mr. Curt C. Berklund, Director  
Bureau of Land Management  
Dept. of Land Management  
Dept. of the Interior  
Washington, D. C.

Dear Mr. Berklund:

This letter is written in reference to the enclosed article which appeared in the Anchorage Times recently regarding the oil leasing in the lower Cook Inlet. I would very much appreciate receiving from you, a copy of the report to which this article eludes.

Portions of the article state that "the residents of the City of Homer have expressed strong resentment against the possible use of Homer as a base of operations". Contrary to this statement are the results of a public opinion questionnaire submitted to approximately 800 box holders of the local area six months ago. I have enclosed a copy of the questionnaire for your information with the resultant tabulation of the approximately 180 answers received by our office.

Also enclosed is a copy of the objectives of the City Council of Homer which are self explanatory and again indicate a point of view by this elective body of Homer which differs from the above mentioned article.

It seems that great emphasis is placed on the expressions of those in attendance at a public hearing and the silent majority in many cases is overlooked. I feel that some method of gaining input from this silent majority, such as personal contact, should be sought and considered in conjunction with the opinions expressed at public hearings. Opinions of a public hearing, often loud and far reaching, are sometimes put forth by a very small percentage of the population. Also, due to the public nature of the meeting, they can tend to be extremely emotional and sometimes unreasonable, as sincere thought is extinguished in the midst of a group considering a controversial subject. In order to eliminate this emotionalism and get down to

Mr. Curt C. Berklund, Director  
Bureau of Land Management  
January 19, 1976  
Page 2 of 2

sincere thought on any subject, perhaps a team making the rounds of an area to talk to those who are unable to attend public hearings for numerous reasons is needed in the total process of evaluation.

Your response with the information requested above, and your comments, will be appreciated.

Very truly yours,



Larry C. Farnen  
City Manager

LCF:jef

Encl.: 3

Dear Homer Citizen,

In order to more fully understand the desires of our citizens, we have prepared the following questionnaire. We would greatly appreciate your taking the few minutes required to fill out the questionnaire and return it to the City of Homer, Box 322, Homer, Alaska, 99603, or if more convenient we have placed drop boxes in several locations in town or you may leave it at the polls when you vote on election day. Thank you.

PLEASE CIRCLE THE APPROPRIATE NUMBER.

I. Do you think the City provides:

A. Police Protection

1. More than <sup>37</sup>adequate    2. Adequate <sup>94</sup>    3. <sup>19</sup>Less than adequate  
4. <sup>4</sup>Poor

B. Fire Protection

1. More than <sup>7</sup>adequate    2. Adequate <sup>104</sup>    3. <sup>43</sup>Less than adequate  
4. <sup>8</sup>Poor

C. Parks and Recreation

1. More than <sup>13</sup>adequate    2. Adequate <sup>64</sup>    3. <sup>61</sup>Less than adequate  
4. <sup>32</sup>Poor

D. Street Lighting

1. More than <sup>17</sup>adequate    2. Adequate <sup>87</sup>    3. <sup>92</sup>Less than adequate  
4. <sup>20</sup>Poor

II. A. Do you feel that the current amount of money spent on the city is:

1. <sup>80</sup>Too little    2. <sup>27</sup>Just Right

B. What type of new business or industry do you think should come to Homer?

1. <sup>28</sup>Timber    2. <sup>65</sup>Fishing    3. <sup>42</sup>Oil    4. <sup>22</sup>Other  
5. <sup>50</sup>Transportation    6. <sup>26</sup>None    7. <sup>10</sup>Others

C. Would you favor a bond issue to fund a major deep water port?

1. <sup>119</sup>Yes    2. <sup>48</sup>No

D. Would you favor a strict zoning ordinance and enforcement to reduce the amount of commercial development in the city?

1. <sup>81</sup>Yes    2. <sup>80</sup>No

E. Do you feel the city should actively promote the location of new business (industry) in the Homer area?

1. <sup>78</sup> Yes                      2. <sup>98</sup> No

III. Please rank the following in the numerical order in which you would like the city to proceed. For instance, if you feel the most important thing the city should work on is the sewer system, mark that "1." If the second most important is the water system, mark that "2", and so on.

- 3   Sewer System Expansion
  - 2   Water System Expansion
  - 1   Street Construction
  - 6   Public Safety Building Construction
  - 11   City Hall and Public Meeting Facility
  - 5   Expansion of Port Facilities
  - 4   Expansion of Small Boat Harbor Facilities
  - 10   Construction of Tourist and Camper Facilities
  - 8   Recreation Facilities
  - 9   Street Lighting Expansion
  - 7   Storm Sewer and Storm Drain Construction
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

IV. Which method would you prefer to finance capital improvements?

- 1. Increase in Millage rate? 60
- 2. Increase in local Sales tax? 87

V. Do you live

- 1. Inside the City? ~~128~~ 128
- 2. Outside the City? 44

VI. What is your primary occupation? \_\_\_\_\_

ADOPTED: March 24, 1975

VOTE: UNANIMOUS

OBJECTIVES OF THE CITY COUNCIL  
HOMER, ALASKA

It shall be the basic objective of the Common Council of the City of Homer, Alaska to continue to strive to establish a municipal government that most efficiently provides those services desired by the greatest number of its citizens within the economic boundaries prescribed by those citizens.

To accomplish this basic objective, the following objectives and goals are hereby adopted by the Common Council of the City of Homer, Alaska:

1. To provide an adequate and healthful water supply for all of its citizens.
2. To provide an adequate and properly maintained sewage collection system and treatment plant.
3. To provide the necessary law enforcement to protect the citizens safety and property.
4. To promote its Port facilities to full utilization and to plan for its further development as necessary.
5. To plan and promote improvement and enlargement of its boat harbor facilities.
6. To encourage the proper construction of streets and provide for adequate snow removal and maintenance of such streets.
7. To plan for and develop a drainage system for the area.
8. To actively pursue the acquisition of land within the boundaries of the city to be set aside for the purpose of parks and recreation areas, bike trails, and to preserve the environmental balance necessary in development of a drainage system for the area.
9. To create a climate that will assist and support the development of all the natural resources within the purview of its environs to broaden its economic base in order to increase the opportunities for the present and future citizens without the degradation of the prospective long term use of any natural resources.
10. To create a climate that will assist and support the establishment of that industrialization necessary to provide employment for its citizens.
11. To create a climate that will assist and support the maintenance of financial institutions to provide adequate and timely capital for construction of homes and necessary businesses to properly service its citizens.

Homer City Council Objectives  
page two

12. To create a climate that will assist and support the development of tourist facilities that will encourage the orderly enjoyment of the recreation potential of the area.
13. To promote the development of health care facilities adequate to care for its population, number and make up, at any stage of growth and economic capability.
14. To utilize all means and technology and regulations to protect the environment and economy.
15. To provide pay, benefits, training and working conditions for its employees that are within the capability of the economic base and standards for like employment.
16. To cooperate with all borough, state and federal agencies which can assist in obtaining the objectives of the Council and to provide for the general welfare of its citizens.
17. To assist any citizen with information on city government and other government functions that are reasonably available.
18. To encourage participation by its citizens in its own government.
19. To keep its citizens informed of its actions by furnishing of all information to the media available for dissemination of such in the area.

It will be the policy of the Council to review these objectives in January of each year.

HOMER COMMITTEE  
TO PROMOTE  
UTILIZATION OF PORT OF HOMER

JERRY ANDERSON,  
chairman

P.O. Box 95  
Homer, Alaska 99603

January 26, 1976

The Honorable Jay S. Hammond  
Governor  
State of Alaska  
Office of the Governor  
Juneau, Alaska 99801

RE: Promoting Maximum Diversified Use of the Port of Homer

Dear Governor Hammond:

Many residents of the Homer area are gravely concerned over the frequent misrepresentations portrayed through the news media, government agencies and/or organizations.

The implications are that the City of Homer and the vast majority of the people in Homer, and in the surrounding communities, do not want marine traffic to be encouraged to use the Port of Homer; that it is the desire of the people to have limited use of the City of Homer's port facilities.

This is not the true view of the majority of the people.

A group of businessmen have formed a committee for the purpose of promoting the maximum potential for diversified utilization of the Homer Port Facilities.

The Committee will attempt to accomplish this goal by sending substantiating documents to the Administration, each Legislator, all news media and marine-oriented Executives.

The reasons that necessitate the maximum use of the Homer Port are:

1. It is essential that the Port of Homer generate revenue to maintain and repair the port facilities in order to accommodate our fishing industry and for the local supply traffic for the outlying areas, i.e., Halibut Cove, Seldovia, English Bay, Port Graham. Revenue from these sources cannot maintain the present facilities.

2. The population of Homer continues to increase at a steady rate, creating greater demands on the services

Governor Jay S. Hammond  
page 2

provided by the City, especially the water and sewer systems.

3. The Port of Homer is a deep water port; Homer is a Sea Port City. Many of the past improvements have been accomplished because of participating funds from the Federal, State and Borough Planning. These have been promulgated on the Port activities.

4. Without promoting all facets for diversified use of the Port of Homer, there will be an economic strangulation of the City of Homer.

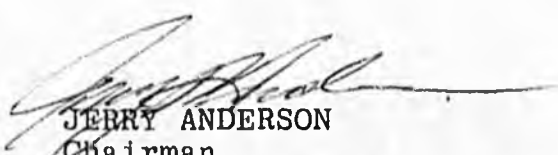
5. The Port, City Services and City Maintenance cannot be supported, at the current level, by property taxes only. The City needs other revenue. Homer cannot remain in a stalemate..the community must either progress, or regress.

We respectfully ask that you, your Administrators and each of the Legislators give consideration to the vital importance of the Port to the City of Homer. We ask that each of you will assist us in every way that is possible to promote the maximum potential for diversified use of the Port of Homer.

Enclosed are copies of documents that reflect the attitude of the City of Homer Common Council and the opinions of some of the residents. Others will follow at a later date.

Sincerely,

COMMITTEE TO PROMOTE THE UTILIZATION OF THE PORT OF HOMER

  
JERRY ANDERSON  
Chairman

JA:bcm

ENCLS: Ltr City Manager to Dir Berklund, BLM  
Tabulation, Questionnaire City Council  
Objectives Adopted, City Council

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