

**SB**

**35**

**HFIN**

**FILE**

# HOUSE COMMITTEE REPORT

(11)

Date Referred to Committee: April 16, 1997

FURTHER REFERRALS:

Date of Committee Action: 4/16/97

The FINANCE Committee considered:

CSSB 35(FIN)

CS FOR SENATE BILL NO. 35(FIN)

MANAGEMENT OF PARKS & RECREATIONAL AREAS

"An Act relating to management of state land, water, and land and water as part of a state park, recreational or special management area, or preserve; relating to reports to the legislature concerning prohibitions or restrictions of traditional means of access for traditional recreational uses within a park, recreational or special management area, or preserve; requiring legislative approval before certain land managed under AS 41.21 may be closed or have access restricted; relating to Chilkat State Park."

recommends it be replaced with the following committee substitute HCS CSSB 35 (Fin)  the same title  a new title

additional referral to \_\_\_\_\_ Committee  
 attached amendment(s)

ADOPTS: \_\_\_\_\_ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept)

APPROVES PREVIOUS: (Dept/Date)

fiscal note(s) \_\_\_\_\_

fiscal note(s) DNR # 7, 2/21/97

zero fiscal note(s) \_\_\_\_\_

zero fiscal note(s) (2) DNR # 9, 8, 2/21/97  
(2) F+G # 5, 4, 2/19/97

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
<i>[Signature]</i>	MULDER	✓			
<i>[Signature]</i>	DAVIS	✓			
<i>[Signature]</i>	MOSES			X	
<i>[Signature]</i>	MARTIN			X	
<i>[Signature]</i>	DAVIES			X	
<i>[Signature]</i>	KELLY			✓	
<i>[Signature]</i>	GRUSSENDORF			X	
<i>[Signature]</i>	KOHRING	X			
<i>[Signature]</i>	TERRIAULT	X			
<i>[Signature]</i>	HAWLEY	X			

CHAIR'S SIGNATURE

*[Signature]*

**FISCAL NOTE**

STATE OF ALASKA  
1997 LEGISLATIVE SESSION

No. 9

Bill Version: CSSB 35 (FIN)

(S) Publish Date: 3-21-97

Revision Date: 3-14-97

Dept. Affected: Natural Resources

Title: Management of Parks and Recreational Areas

BRU: Parks & Rec Management

Sponsor: Senator Green

Components: Parks Management

Requestor: Senate Finance

Serial # 452.0

**EXPENDITURES/REVENUES: (THOUSANDS OF DOLLARS)**

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
Personal Services	0.0	0.0	0.0	0.0	0.0	0.0
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants, Claims						
Miscellaneous						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL</b>						
----------------	--	--	--	--	--	--

<b>REVENUE</b>						
----------------	--	--	--	--	--	--

**FUNDING: (THOUSANDS OF DOLLARS)**


General Fund						
Federal Fund						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

Full-Time						
Part-Time						
Temporary						

**ANALYSIS: (ATTACH A SEPARATE PAGE IF NECESSARY)**

Prepared by: **SENATE FINANCE COMMITTEE**

  
\_\_\_\_\_  
SENATOR DRUE PEARCE, COCHAIR

  
\_\_\_\_\_  
SENATOR BERT SHARP, COCHAIR

Date: 3/14/97

Phone: 465-4993

Date: 3/14/97

Phone: 465-3004

# FISCAL NOTE

No. 8  
 Bill Version: CS SB 35 (RES)  
 (S) Publish Date: 2/21/97

**STATE OF ALASKA**  
**1997 LEGISLATIVE SESSION**

**BILL NO.**

Revision Date: \_\_\_\_\_ Dept Affected: Natural Resources  
 Title: An Act restricting the Board of Fisheries, Board BRU: Resource Development  
of Game, ADF&G and DNR from...traditional access Component: Mining Development  
 Sponsor: Senator Green  
 Requestor: (S)FIN Component Serial No. 442

Expenditures/Revenues	(Thousands of Dollars)					
	FY98	FY99	FY00	FY01	FY02	FY03
<b>OPERATING EXPENDITURES</b>						
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0
<b>CAPITAL EXPENDITURES</b>	0.0	0.0	0.0	0.0	0.0	0.0
<b>CHANGE IN REVENUES ( )</b>	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE	(Thousands of Dollars)					
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY97) cost: \$ none

POSITIONS	FY98	FY99	FY00	FY01	FY02	FY03
FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

**ANALYSIS:** (Attach a separate page if necessary)

Under 11 AAC 86.145, a mining operator may restrict public access to a site only with the approval of the Division of Mining and Water Management, and only "to protect public safety" or to "prevent unreasonable interference" with the miner's rights. The proposed law appears to invalidate the ability of the state to allow this restriction to public access. Thus, it could force the Usibelli Coal Mine to let the public drive through its active mining areas, even during blasting operations (a violation of federal law). It might require the operator of Fort Knox to allow snowmobiles, dog mushers, pedestrians, and cars to compete with its 150-ton haul trucks for use of the road. While companies could ask for public access restrictions, the restriction would require legislative approval.

Please see continuation page.

Prepared by: Jules V. Tileston, Director *[Signature]* Phone: 269-8600  
 Division: Mining and Water Management Date: 19-Feb-97  
 Approved by Commissioner: *[Signature]* Date: \_\_\_\_\_  
 Agency: Natural Resources

Fiscal Note, continued: CSSB 35 (RES)

The bill has little effect on the operations of the Division, but it could have a significant but difficult to calculate cost to mining operators – and thus an affect to the Alaskans employment and income, and to state royalties and rents. The cost to mining operators could increase due to increased insurance costs, increased management costs, decreased efficiency. In addition, the inability to restrict public access to operating mines could decrease the current attractiveness of the state to new mining development.

# FISCAL NOTE

No. 7  
 Bill Version: CS SB 35 (RES)  
 (S) Publish Date: 2/21/97

**STATE OF ALASKA**  
**1997 LEGISLATIVE SESSION**

**BILL NO.**

Revision Date: 19-Feb-97 Dept Affected: Natural Resources  
 Title: An Act restricting the Board of Fisheries, Board of BRU: Resource Development  
Game, ADF&G, and DNR from...regulation [of] traditional access... Component: Land Development  
 Sponsor: Sen. Green  
 Requestor: Senate Finance Component Serial No. 431

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CAPITAL EXPENDITURES</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CHANGE IN REVENUES (1005)</b>	<b>(1,100.0)</b>	<b>(1,100.0)</b>	<b>(1,100.0)</b>	<b>(1,100.0)</b>	<b>(1,100.0)</b>	<b>(1,100.0)</b>

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY97) cost: \$ none

**POSITIONS**

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

**ANALYSIS:** (Attach a separate page if necessary)

Analysis assumes that the intent of Sec. 5 is to prevent any restriction or prohibition of access on state public domain land, including land offered for sale, surface lease, material sales, or rights-of-way. "Blanket" easements would be required instead of typical linear easements. Reduction of sale parcels' fair market value is estimated at 50% due to loss of exclusive use rights and perceived loss of privacy. Commercial/industrial lease bids and material sale prices are also projected to be reduced to account for higher insurance premiums charged for unsecured work sites. Projected revenue impact assumes no major new land sale offering to the general public; mostly preference-right sales, sales to current remote parcel lessees, homesitters, and homesteaders, material sales, and leases for commercial/industrial purposes. Also, figures do not attempt to reflect extra liability exposure for the state on land retained in public ownership. Analysis continued...

Prepared by: Jane Angvik, Director *[Signature]* Phone: 269-8503  
 Division: Land Date: 19-Feb-97  
 Approved by Commissioner: *[Signature]* Date: 2-19-97  
 Agency: Natural Resources

Analysis continued...

Sec. 5, added by the Resources Committee, would enact a new AS 38.95.300 forbidding DNR to adopt a regulation that would prohibit or restrict "traditional access" (undefined). As with ADF&G and the boards, a DNR finding of a "compelling reason" may be forwarded as proposed legislation. Because the restriction is in AS 38, it would apply to public domain land management, not just park management. Temporary parkland closures under AS 41.21.020(e), added by Sec. 7 of the bill, would be excepted.

Sec. 5: Statutory intent is not clear. DNR does not adopt regulations prohibiting access to Title 38 land. It is in the business of facilitating access, not precluding it. However, since 1970 it has had regulations requiring a permit to use heavy equipment on state land, which might qualify as a "restriction" of undefined traditional access. Further, those regulations let DNR impose more stringent permit requirements on a site-specific basis. It did this for off-road vehicle use on the North Slope in 1970 (still in effect, and necessary to prevent resource damage on permafrost soils). Other designations since then that may affect "traditional uses" include two at the Poker Flats rocket impact zone to prevent public access during rocket launches; three allow public safety controls at ski area (Hatcher Pass, Thompson Pass, and Alyeska Resort), e.g. during avalanche blasting; another prohibits camping in the Nenana Gorge to control a problem with seasonal Denali Park workers' squatters' camps; another restricts access to a sea-lion rookery at Marmot Island to minimize the threat that the federal government would place the Stellar sea lion on the endangered species list (an action that would have caused great disruption to commercial fisheries). DNR closed road access altogether to two sites in Juneau (at Montana Creek and Eagle River) that were being used for illegal trash dumping, as it was not funded for maintenance and the cleanup costs were becoming overwhelming. And DNR has just been notified it must close access to about 1,000 acres near Gerstle River (Delta) because of the presence of hazardous nerve gas left over from military testing. The bill may intend to invalidate existing restrictions or prevent new ones in equally compelling circumstances.

Allowing DNR to request a legislative closure, months or years later, is no solution. The bill has no exceptions for closures needed to protect public safety or prevent resource damage, just as it has no exceptions for resource development and land disposal purposes. Every land disposal to a municipality or a private owner "restricts" previous public access, unless this bill intends DNR to reserve blanket easements allowing all previous uses to continue. (Even if DNR follows its traditional practice of reserving easements to protect existing trails, being confined to a trail is a "restriction.") On land subject to timber sales, material sales, mineral leases, and other less-than-fee disposals, DNR generally retains public access, but it must be able to allow necessary restrictions. For instance, DNR authorizes timber purchasers to close logging roads during breakup or heavy rain, when travel would damage the road surface, or at the logging site to prevent safety hazards and to protect equipment and cut timber against theft and damage. And it requires logging roads to be blocked and "put to bed" if there is no new operator to assume responsibility for road and culvert maintenance. Gravel pits and rock quarries are operated under similar rules to protect public safety and the gravel purchaser's property rights. Similarly, oil and gas leases are open to public uses that do not unreasonably interfere with the lessees' rights. Lessees are prohibited by their lease terms from blocking public access. However, exceptions are allowed within the immediate vicinity of drill sites and structures. On mining locations, the miner must apply for permission for any closure, and restrictions are authorized only to protect public safety or prevent unreasonable interference with the miner's rights. This bill could force the Usibelli coal mine to let the public drive through its active mining areas, even during blasting operations (a violation of federal law). And it could invalidate Alyeska Pipeline Service Company's authority to restrict public access to its right-of-way lease, forcing removal of the locked gates that keep vehicles off the work pad and pipeline. Who would pay for the liability of allowing the general public, including children, into the midst of industrial operations using heavy equipment? This section could slow or halt resource development on state land.

Restrictions as in the above examples are imposed not by "regulation" but by land use plans, land disposal decisions, forest land use plans for timber sales, oil and gas lease forms, wildfire management plans, etc. However, because "regulation" is so broadly defined in AS 44.62.640, a case can be made that all of these documents are in fact regulations (a suit now before the Supreme Court raises this question). That interpretation would open most of DNR's land management and disposal decisions to the charge that they will restrict "traditional access," giving disposal opponents new ammunition to use in court.

# FISCAL NOTE

Bill Version: CS SB 35 (RES)

(S) Publish Date: 2/19/97

## STATE OF ALASKA 1997 LEGISLATIVE SESSION

Revision Date: 2/7/97 Dept. Affected: Fish and Game  
 Title: Management of parks and recreation areas BRU: Habitat and Restoration  
 Component: Habitat  
 Sponsor: Senator Green  
 Requester: Senate Resources COMPONENT SERIAL NO. 486

### Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES ( )	0.0	0.0	0.0	0.0	0.0	0.0
------------------------	-----	-----	-----	-----	-----	-----

### FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY97) cost: \$ 0.0

### POSITIONS

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

Prepared by: Janet Kowalski JK  
 Division: Habitat and Restoration

Phone: 465-3065  
 Date: 2/7/97

Approved by Commissioner: Frank Rue *Geron Bue for*  
 Agency: Department of Fish and Game

Date: 2/7/97

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# FISCAL NOTE

No. 4  
 Bill Version: CSSB35(PES)  
 (S) Publish Date: 2/19/97

**STATE OF ALASKA  
 1997 LEGISLATIVE SESSION**

Revision Date: 3540R 2/7/97 Dept. Affected: Fish and Game  
 Title: Management of parks and recreation areas BRU: Board Services  
 Component: Board Support  
 Sponsor: Senator Green  
 Requester: Senate Resources COMPONENT SERIAL NO. 482

**Expenditures/Revenues**

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CAPITAL EXPENDITURES</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CHANGE IN REVENUES ( )</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**FUND SOURCE**

(Thousands of Dollars)

FUND SOURCE	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY97) cost: \$ 0.0 \_\_\_\_\_

**POSITIONS**

POSITIONS	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

**ANALYSIS:** (Attach a separate page if necessary)

Prepared by: Diana Cote  
 Division: Boards Section  
 Approved by Commissioner: Frank Rue  
 Agency: Department of Fish and Game

Phone: 465-6143  
 Date: 2/6/97  
 Date: 2/6/97

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## TWENTIETH LEGISLATURE - FIRST SESSION

**CS for Senate Bill 35:** An Act relating to management of state land, water, and land and water as part of a state park, recreational or special management area, or preserve..."

CSSB 35 (Fin) has evolved to the point that severely cripples State Parks' ability to protect the safety of its citizens and to provide recreational opportunities for all its users in a balanced manner. This bill takes away State Parks' administrative authority on these issues and places it in the hands of the legislature, which may have neither the time nor the inclination to examine the issues closely. More specifically, CSSB 35 would:

- remove State Parks' discretion to close areas for longer than 90 days for reasons of public safety or resource protection without the approval of the legislature. In addition, if an area is closed again the following year, it must be taken to the legislature for approval again. This creates a very confusing and lengthy process, and if no action is taken by the legislature, Parks is forced to keep areas open regardless of potential safety hazards.
- potentially cause the state to lose its discretionary function immunity and become open to opportunities for litigation.
- essentially prohibit State Parks from protecting the serenity and quiet enjoyment of any of the land it manages from the intrusion of motorized activities without the authorization of the legislature.

Since the creation of the Division of Alaska State Parks, qualified and experienced land managers have been hired to address the issue of access onto these lands, and they have performed this task in a safe and responsible manner. CSSB 35 would cause Parks to be needlessly micro-managed by the

OVER



legislature, adding unnecessary levels of confusion, paperwork and bureaucracy to the process. It would also prevent Parks from achieving a fair and equitable balance between land allocated for motorized and quiet, non-motorized uses. The decision for park closures, whether it be for public safety, resource protection, or to create a balance between different recreational users, is better left in the hands of the State Parks staff rather than put in the political arena of the legislature.

Susan Schrader, Executive Director  
4/16/97

Adopted

Amendment #1 new

Offered in the House

By: G. Davis

To: CSSB 35 (FIA)

PAGE 4 LINE 1, AFTER "EXCEPT"

INSERT "FOR REASONS WHICH CREATE AN IMMEDIATE THREAT  
TO PUBLIC SAFETY, OR ~~AS OTHERWISE PROVIDED~~"

# delete

"specifically"

# ALASKA STATE LEGISLATURE

*Interim:*

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*Session*  
State Capitol  
Juneau, Alaska 99801-1152  
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## SENATOR LYDA GREEN

SENATE DISTRICT N

### SPONSOR STATEMENT -- CSSB35

#### Bill Protecting Traditional Rights of Access on State Lands

Senate Bill 35 ensures the effort made last session (SB230) to place the final decision to permanently restrict or prohibit access to State Parks or land managed as a state park in parcels now not covered by statute for activities including aviation, boating, mushing, skiing, snow shoeing and pack animal or all terrain vehicle use in the hands of elected officials, not the state bureaucracy. The Department may still temporarily close access for reasons of public safety.

Last year's version (SB230) passed by votes of 33-7 in the House and 17-3 in the Senate but was vetoed by Governor Knowles.

We feel it is good public policy to place more responsibility on legislators and rely more on public input through the legislative process than to grant closure decisions to the State when it comes to shutting down traditional access for recreation on many state lands.

More and more user groups and individual Alaskans are fearful about bureaucratic closures that permanently restrict recreational access. This bill will require the Department of Natural Resources to justify closures on public access before any closures become permanent."

Senate Bill 35 addressess park land that is not currently covered under Alaska State Statutes.

#	AREA	DESCRIPTION OF AREA	REASON FOR CLOSURE	UNDER LAW
1	<b>BISHOP CREEK CAMPGROUND</b>			
	CAPTAIN COOK SRA KENAI	3,600 acres Jointly manages /ADF&G	Annual Closure - Bear Danger	AS 41.21.420
2	<b>Denali State Park</b>			
	TROUBLESOME CREEK TRAIL		Annual Closure - Bear Danger	AS 41.21.150-51
	<b>Juneau Trail System</b>			
3	PERSERVERANCE TRAIL	15.5 miles of trail	Death of Hiker - Trailwork	ILMA
	<b>Chugach State Park</b>			
4	INDIAN OIL SPILL	14 acres	Closed in 1993 Jet Fuel Spillage	AS 41.21.123
5	EKLUTNA LAKESIDE TRAIL		Closed for Repair	41.21.123
	<b>ILMA'S</b>			
6	BINGS LANDING - KENAI RIVER	125.75 acres	River Bank Erosion	ILMA
7	MOOSE CREEK SRS	39.85 acres	Vandalism/Budget	ILMA
8	TOLSONA CREEK SRS	FED Property 2 acr. Proj mothballed '94	Never conveyed <sup>from Feds</sup> <sub>to State</sub>	
9	CENTENNIAL LAKE SRS	97.98 acres	Vandalism/Budget	ILMA
10	ANCHOR RIVER SRS	34.60 acres	Vandalism/Budget	ILMA
	<b>Chugach State Park</b>			
11	UPPER HUFFMAN TRAILHEAD		Parties and Vandalism	AS 41.21.123
12	MCHUGH CREEK		Parties and Vandalism	AS 41.21.123
13	POTTER CREEK		Parties and Vandalism	AS 41.21.123
14	BIRD CREEK VALLEY		Erosion and Vegetation Damage	AS 41.21.123

PARK LAND CLOSURES - ref SB35

	<b>AREA</b>	<b>DESCRIPTION OF AREA</b>	<b>REASON FOR CLOSURE</b>	<b>UNDER LAW</b>
15	<b>Sitka Parks</b>			
	PIONEER PARK SRS	3 acres	Local law after 11pm	ILMA
	BARANOF CASTLE SHS	1 acre	Local law after 11pm	ILMA
	HALIBUT POINT SRS	22 acres	Local law after 11pm	ILMA
	OLD SITKA SHP	51 acres	Local law after 11pm	ILMA
	<b>Chugach State Park</b>			
16	GLENN ALPS TRAILHEAD		Erosion and Vegetation Damage	AS 41.21.123
REF	<b>75 ILMA CAMPGROUNDS</b>	Various	Winter Closures	ILMA

## Alaska State Parks Units - ILMAs

Page 1 of 2

unit name	acres	land*	Facilities** →							PUC	City
			CS	P	T	W	S	Tr	B		
<b>Southeast Area</b>											
Wickarsham SHS	0.5	PED									Juneau
Baranof Castle SHS	1	SS									Sitka
Pioneer Park SRS	3	SS		6	T	W	S	Tr			Sitka
Mosquito Lake SRS	5	Fed	5		T	W			B		Haines
Portage Cove SRS	7	Fed	9	3	T	W					Haines
Totam Blight SHP	11	Fed			T			Tr			Ketchikan
Greening SHP	12	PED									Juneau
Refuge Cove SRS	13	Fed		14	T						Ketchikan
Juneau Trail System	15	PED						Tr			Juneau
Halibut Point SRS	22	Fed		9	T	W	S	Tr			Sitka
Settlers Cove SRS	38	SS	12		T	W		Tr			Ketchikan
Old Sitka SHP	51	Fed			T			Tr	B		Sitka
Johnson Creek SRS	66	SS									Juneau
Chilkoot Lake SRS	90	SS	32		T	W	S		B		Haines
Grindall Island SMP	240	SS			T					PUC	Ketchikan
Eagle Beach SRA	590	SS	planned	10	T			Tr			Juneau
Black Sands Beach SMP	640	SS					S				Ketchikan
<b>Southwest Area</b>											
There are no ILMAs in this area at this time.											
<b>Kodiak Area</b>											
Woody Island SRA	113	SS									Kodiak
Pasagshak SRS	120	SS, PED	7		T	W					Kodiak
Fl. Abercrombie SHP	183	SS	13		T	W	S	Tr			Kodiak
<b>Kenai Area</b>											
Kasilof River SRS	50	SS, PED	10		T	W		Tr	B		Soldotna
Stanski SRS	60	Fed	13		T	W	S				Homer
Ninlichik SRA	93	SS, Fed, PED	90		T	W	S				Homer
Crooked Creek SRS	105	SS, PED	79	30	T	W		Tr			Soldotna
Scout Lake SRS	164	SS, PED	8		T	W	S	Tr			Sterling
Deep Creek SRA	172	SS, PED	164		T	W			B		Homer
Anchor River SRA	228	PED	75		T	W	S				Homer
Johnson Lake SRA	332	SS, Fed, PED	50	25	T	W	S		B		Soldotna
Clam Gulch SRA	495	SS, PED	116		T	W	S				Soldotna
Tongass Point Access	620	SS, PED	4		T		S	Tr			Seward
<b>PWS Area</b>											
There are no ILMAs in this area at this time.											
<b>Chugach Area</b>											
California Creek Trailhead	3	SS						Tr			Anchorage
Commercial Drive	7	SS									Anchorage
Bird Creek Campground	31	Fed	47	20	T	W	S	Tr			Anchorage
* definitions of abbreviations in land ownership column											
SS - State Selection.											
Fed - Transferred from Federal Government for Public Recreation											
PED - Purchase, Exchange or Donation											
**Facility definitions											
CS - Campsites											
P - Picnic Sites											
T - Toilets											
W - Water											
S - Shelters											
Tr - Trails											
B - Boat Launch											
PUC - Public Use Cabins											

Alaska State Parks Units - ILMAs

Page 2 of 2

unit name	acres	land*	Facilities** ->							PUC	City	
			CS	P	T	W	S	Tr	B			
<b>Mat-Su Area</b>												
Big Lake South SRS	19	Fed	20	10	T	W			B		Wasilla	
King Mountain SRS	20	Fed	22	2	T	W	S				Palmer	
Big Lake North SRS	22	Fed	60	24	T	W	S		B		Wasilla	
Wolf Lake SRS	23	SS	4	4	T				Tr		Palmer	
Nancy Lake SRS	36	SS	30	30	T	W	S		B		Willow	
Moose Creek SRS	40	Fed	12	4	T	W			Tr		Palmer	
Finger Lake SRS	47	PED	41	10	T	W			Tr	B	Palmer	
Rocky Lake SRS	49	SS	10		T	W				B	Wasilla	
Bonnie Lake SRS	120	SS	8		T					B	Palmer	
Malenusk Glacier SRS	229	SS	12		T	W			Tr		Palmer	
Kaplar-Bradley Lakes SRA	346	SS, PED		10	T	W			Tr		Palmer	
Summit Lake SRS	380	SS			T				Tr		Palmer	
Long Lake SRS	480	SS	0		T					B	Palmer	
Independence Mine SHP	490	SS, PED			T	W			Tr		Palmer	
<b>Valdez/Copper Basin Area</b>												
Liberty Falls SRS	10	Fed	10		T				Tr		Chitina	
Little Natchina SRS	22	Fed	11		T				Tr	B	Glennallen	
Lake Louise SRA	94	PED	60		T	W	S			B	Glennallen	
Little Tongna SRS	103	Fed	8		T	W					Copper Cr.	
Wormington Glacier SRS	113	Fed			T		S		Tr		Valdez	
Squirrel Creek SRS	160	SS	23		T	W					Copper Cr.	
Percepsine Creek SRS	240	PED	12		T	W			Tr		Tok	
Dry Creek SRS	372	SS, PED	58	4	T	W	S		Tr		Glennallen	
Blueberry Lake SRS	379	Fed	15		T				Tr		Valdez	
<b>Northem Area</b>												
Tok River SRS	9	Fed, PED	43		T	W	S		Tr		Tok	
Big Delta SHP	11	SS, PED	25	5	T	W			Tr		Delta Jct.	
Moon Lake SRS	22	Fed	15		T	W				B	Tok	
Delta SRS	23	PED	22	6	T	W	S				Delta Jct.	
Chena River SRS	27	SS	63	30	T	W	S		Tr	B	Fairbanks	
Clearwater SRS	27	Fed	18		T	W				B	Delta Jct.	
Donnelly Creek SRS	42	SS	12		T	W			Tr		Delta Jct.	
Salcha River SRS	62	Fed, PED	95	5	T	W				B	Delta Jct.	
Upper Chatalnika River SRS	73	SS, Fed	35		T	W					Fairbanks	
Harding Lake SRA	169	SS	125	35	T	W	S		Tr	B	Delta Jct.	
Birch Lake SRS	182	SS	10		T					B	Delta Jct.	
Eagle Trail SRS	280	SS	45	4	T	W	S		Tr		Tok	
Lower Chatalnika River SRA	400	SS	80	9	T	W	S		Tr	B	Fairbanks	
Quartz Lake SRA	556	SS	88	8	T	W	S		Tr	B	Delta Jct.	
Fielding Lake SRS	605	SS	7		T					B	Delta Jct.	
<b>LDAs</b>												
Chilkat SP	17	PED	35		T	W	S		Tr	B	Haines	
Denali SP - Blair Lake	400	SS							Tr		Trapper Cr.	
Denali SP - Tokosma River	800	SS			hydrographic park boundary							Trapper Cr.
Funny River - KRSMA	11	PED	5		T	W					Sterling	
The Pillars - KRSMA	16	PED			T				Tr	B	Soldotna	
Pipeline - KRSMA	7	PED									Soldotna	
Cooper Landing - KRSMA	421	SS			boat launch & toilets planned for 1997 construction							Copper Lnd.
* definitions of abbreviations in land ownership column												
**Facility definitions												
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# STATE OF ALASKA

## DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

TONY KNOWLES, GOVERNOR

400 WILLOUGHBY AVENUE  
JUNEAU, ALASKA 99801-1756  
PHONE: (907) 465-2400  
FAX: (907) 465-3886

3601 C STREET, SUITE 1210  
ANCHORAGE, ALASKA 99503-5  
PHONE: (907) 762-2483  
FAX: (907) 562-4871

March 24, 1997

The Honorable Bert Sharp  
Alaska State Senate  
Co-Chair Senate Finance Committee  
Capitol Room 516  
Juneau, AK 99811

Dear Senator Sharp:

The Department of Natural Resources did not present testimony at the Senate Finance Committee hearing on SB 35. However, the department believes that information on this bill is important for the committee to consider as this bill approaches a floor session.

The sponsor of the bill is understandably concerned that her constituents are being denied full use of state parks by administrative actions which close park areas to certain activities which have traditionally been allowed. The action by the Division of Parks which initiated this bill was the 1995 release of draft regulations on Denali State Park. This draft proposal was not popular with the public due to the administrative inclusion of Blair Lake as an addition to Denali State Park and subsequent closure of aircraft landings on the lake. This draft proposal was withdrawn in response to public displeasure.

SB 35 would eliminate the Division of Parks discretion to close areas as described above without coming to the legislature for approval. However, it also removes the division's discretion to close any area for reasons of public safety or resource protection for over 90 days without the approval of the legislature. This approval must come in the form of a bill or resolution. Further, if the areas are reopened in the next year and then closed again, we need to take that second or subsequent closure to the legislature again for approval leading to a very confusing and convoluted process. There is every danger that a bill of this type would get held up in the process and fail to pass both bodies of the legislature. If that happened, the division would have to keep open areas that may be very dangerous to the public.

The department understands the sponsor's desire to curtail closures for aesthetic or social values. However, we do not understand nor think it wise to remove the department's discretion to close areas for longer than 90 days for reasons of public safety or resource protection.

In discussions with the Department of Law, it came to our attention that this method of dealing with closures for public safety reasons **potentially removes the state's discretionary function immunity and opens opportunities for litigation.**

The following are the types of closures over 90 days that the legislature will be required to either approve or disapprove each year. In addition, in the second year all closures of any type will need to come before the legislature for approval even if less than 90 days.

#### **Danger due to wildlife**

- ① Bishop Creek Campground (Captain Cook SRA) closed for the season-danger of bears
- ② Annual closure of Troublesome Creek trail in Denali State Park due to a high incidence of grizzly bears feeding on salmon in a heavily forested area.

Disasters-while the disastrous event is usually over with quickly (oil spills, floods, landslides), it frequently takes Parks longer than 90 days to repair. If the closure is not adopted by the legislature, and Parks was unable to post the area closed, the state could be held liable for not signing a dangerous site as closed. Examples:

- ③ Perseverance Trail washed out last fall and has been closed since. Trail work is planned for this summer. Closure is longer than 90 days. A local high school runner ignored the trail closure signs and fell to his death.
- ④ Indian Oil Spill in 1993 (37,000 gallons of jet fuel) caused Parks to close 14 acres for the duration of the clean-up and mediation process. This is on-going
- ⑤ Fall 1995 flooding caused extensive damage to the Eklutna Lakeside Trail, including culvert and bridge wash-outs. It took 18 months to repair this damage, during which the trail was closed.
- ⑥ Damage to Bing's Landing on the Kenai River caused closure of much of the river bank pending work that is scheduled for this summer.

#### **Lack of maintenance budgets**

- ⑦ Parks has permanently closed park units for management reasons, usually a combination of declining budget and increasing expenses due to vandalism or location. In the past few years Moose Creek SRS, Tolsona Creek SRS, Centennial Lake SRS, and Anchor River SRS have been closed for these reasons. Each of these closures would need to come before the legislature in addition to any of the Parks that would be closed for budgetary reasons during FY 98. These closures for budgetary reasons will be very controversial and would require legislative approval or disapproval.

11

**Parties and vandalism**--Teenagers and vandalism have caused numerous parks near urban centers to be closed either in the evenings or for the season. These are beyond 90 days and would need legislative approval.

12

Upper Huffman Trailhead--open only in the winter for snowmobile use. Closed in the summer because of partying.

13

McHugh Creek closed at 10 PM in the summer and closed all winter to deter partying and vandalism.

14

Potter Creek Trailhead closed during the winter to prevent vandalism.

15

Bird Creek Valley closed one-half mile of access road to displace teen partying site.

16

All Sitka parks are closed at 11 PM in cooperation with local law authorities.

**Over-use**--areas that receive so much use that the resource is damaged and needs immediate response.

Streambank closures on fishing streams to protect salmon rearing habitat on the Kenai River and at Deep Creek.

17

Glenn Alps Trailhead in Chugach State Park due to erosion and vegetation damage.

Vegetation damage--in the spring when the snow cover shrinks snowmobiling is closed.

### Winter Closures

75 campgrounds closed for the winter are longer than 90 days and would require annual legislative approval.

Day use areas in Chugach, Mat-Su, Kenai and Kodiak areas are similarly closed each season.

Conflicts between boating and swimmers causes us to close or restrict boating within swimming areas. Typically Parks defines a speed limit through creation of a no-wake zone. Examples are big Lake North and South, Nancy Lake, and Captain Cook.

**Construction closures** due to refurbishment of facilities, Parks will close a facility for longer than 90 days for public safety reasons to keep the public out of a construction zone.

The Honorable Bert Sharp

3/24/97

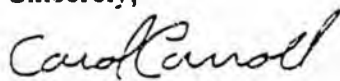
Page 4

The original SB35 had simply a restriction on administratively expanding park units without legislative approval (in response to Blair Lake) and an annual report of those areas where traditional recreational access was restricted and the reasons for closure. The overwhelming majority of such closures are for public safety and resource protection. The report would allow the legislature the opportunity to annually review the closures and take action against those they feel are inappropriate. This process would take far less of the legislatures time than taking affirmative action on routine public safety and resource protection closures.

Returning to the original intent of the bill would allow public safety or natural resource closures to remain active and would avoid any liability questions. We urge a return to the original intent of the bill.

Thank you for this opportunity to provide additional information.

Sincerely,

  
for John Shively  
Commissioner

Distribution:

Senator Phillips  
Senator Parnell  
Senator Pearce  
Senator Adams  
Senator Donley  
Senator Torgerson

**D & S Alaska Trail Rides Inc.  
P.O. Box 1437  
Palmer, Alaska 99645  
Tel/Fax (907)-754-2208**

February 17, 1997

Matanuska-Susitna Borough  
Planning Commission  
Assembly Members  
East Dahlia  
Palmer, Ak 99645-6488

Reference: **STATEMENT OF PURPOSE for Mat-Su Borough Planners and Assembly**

Following is D & S Alaska Trail Rides Inc. application and documentation for a Conditional Use Permit in the Mat-Su Borough's, Denali State Park Special Land Use District. Our proposal is to establish a horse and wagon ride seasonal (May - September) operations facility at Mile 132 of the Parks Highway, just east of the Mt. McKinley Princess Lodge. The site is well situated for horse rides and wagon tours by visitors to Denali State Park and the Mat-Su Borough. The proposed site incorporates zoning requirements set forth by Borough Ordinance, Chapter 17.17.

D & S Alaska Trail Rides Inc. Plans conform to the requirement stated in Article 1. GENERAL PROVISIONS, Section 17.17.020, PURPOSE. - The area within the boundaries of this special land use district is zoned for recreational uses.

D & S Alaska Trail Rides Inc. planned operations are of a recreational nature and for the support of like activities. Guided horse riding and wagon ride operations will include sightseeing and trail riding in remote locations of Denali State Park. The guests will be transported from Mt. McKinley Princess Lodge to the horseback riding trail head.

D & S Alaska Trail Rides Inc. permit application fulfills the requirement of; ARTICLE 11, Section 17.17.060 CONDITIONAL USES, A. 5, commercial uses; and all requirements of ARTICLE 11, SECTION 17.17.080 through SECTION 17.17.130, (see below), as well as meeting the requirements of ARTICLE 11 GENERAL STANDARDS, SECTION 17.17.180, A.2, the conditional use fulfills all other requirements of this chapter pertaining to the conditional use in question; as follows:

SECTION 17.17.080 COMPLIANCE. - No building, structure, land or water area located within this special land use district shall hereafter be used or occupied, and no building, structure or part thereof shall hereafter be erected, constructed, reconstructed, moved, repaired, or structurally altered except in conformity with regulations in this chapter and D & S Alaska Trail Rides Inc. Plans conform with regulations in this chapter and D & S

Alaska Trail Rides Inc. does not propose any use stated in ARTICLE 11 SECTION 17.17.070, PROHIBITED USES.

SECTION 17.17.080 COMPLIANCE- D & S Alaska Trail Rides Inc. Plan is to haul five hundred gallons of water per day from Mt. McKinley Princess Lodge water system, for the use of watering the horses.

SECTION 17.17.090 BUILDING HEIGHT LIMITS. - The maximum building height shall be 35 feet above finished grade.

D & S Alaska Trail Rides Inc. plans a maximum height of 25 feet in our currently proposed buildings. The pole barn will be open sided with a roof, 20x64 with 1,280 square feet. Our storage vans and camp trailers are on wheels so they are moveable.

SECTION 17.17.100 LOT AREA. - The minimum lot area for any use shall be ten acres. The lot length to width ratio shall be a maximum of 1:3 and a minimum of 1:1.

The site proposed by D & S Alaska Trail rides Inc. is approximately 10 acres in size with length and width measurements nearly equal.

SECTION 17.17.110 SETBACK REQUIREMENTS; - Except for signs, no structure shall be erected within 75 feet of the right-of-way of the George Parks Highway. Proposed site plans locate our ten acres two and half miles from the George Parks Highway.

SECTION 17.17.120 VEGETATION BUFFER; - A natural vegetation buffer shall be maintained for a minimum of 50 feet from the right-of-way of the George Parks Highway.

D & S Alaska Trail Rides Inc. proposed facility will be located on ten acres SE1/4 SE1/4 SE1/4 S33 T28N, R5W,5M corner of Sam Turner and Sunny Kragness 160 acres, to the east of Mt. McKinley Princess Lodge. This area has natural buffer vegetation which will remain to an acceptable extent. D & S Alaska Trail Rides Inc. plans to keep the natural buffer vegetation.

SECTION 17.17.130 SIGNS, - no signs: on top of building, flashing, rotating, animated, or intermittent lighted. Signs also cannot exceed 32 square feet in area and are regulated by CFR's.

D & S Alaska Trail Rides Inc. proposes two sign possibilities. Our first proposal is to seek placement within the Parks Highway right of way to place a sign near the Mile 132 and Mile 130, within view of highway motorists. D & S Alaska Trail Rides Inc. understands that an airspace lease must be secured through the Alaska State Department of Transportation.

D & S Alaska Trail Rides Inc. planned operations meets all of the requirements stated in Article 11 Section 17.17.180 GENERAL STANDARDS,A.:- the conditional use will not detract from the value, character, or integrity of Denali State Park:

Our proposed activities will add to the value, character, and integrity of Denali State Park (DSP) by creating a low impact means of access to acres of the park otherwise inaccessible. We anticipate using ten horses offering Denali State Park and Mat-Su Borough visitors sightseeing tours by guided horseback. Horses are an environmentally sound means of access to remote areas of the park. When compared to other means of access, long term impacts are negligible. Without the noise from a helicopter operations and other aircraft that would have flight paths over the remote reaches of Denali State Park and Denali National Park.

D & S Alaska Trail Rides Inc. proposal meets the requirement of ARTICLE 11 GENERAL STANDARDS, SECTION 17.17.180, A. 3, - granting the conditional use permit will not be harmful to the public health, safety, convenience and welfare; D & S Alaska Trail Rides Inc. proposed facility will enhance public health, safety, convenience, and welfare in several ways.

We would provide additional protection of sealed storage van to store our horse grain, making a safe place to store grain in without traction of bears.

We have the experience of fulfilling various needs for emergency response to the Denali State Park and Denali National Park. The addition of our horses based in this region of the would provide for an additional level of emergency response for residents as well as visitors to the northern reaches of the Mat-Su Borough. When weather prohibits helicopters and aircraft from flying.

D & S Alaska Trail Rides Inc. planned operations will provide several job opportunities for local residents. D & S Alaska Trail Rides Inc. prefers to hire locally if qualified applicants are available.

Local revenues will be realized by businesses in the area. D & S Alaska Trail Rides will seek local suppliers in the area for construction and operational requirements. Trickle down effects of revenue and wage earnings from D & S Alaska Trail Rides Inc. planned operations will provide economic benefits to the area indirectly.

D & S Alaska Trail Rides Inc. proposal meets all requirements of ARTICLE 11 SECTION 17.71.180, A.4; - sufficient access, setbacks, lot area, parking spaces, buffers, and other safeguards are being provided to meet the conditions; as follows:

Sufficient parking will be provided at Mt. McKinley Princess Lodge also and sufficient turnaround space will be provided at D & S Alaska Trail Rides Inc. ten acres trail head site.

Lot Area, Setbacks, and buffers are identified in previous descriptions above.

D & S Alaska Trail Rides Inc. proposal will meet the commissions requirements of ARTICLE 111, SECTION 17.17.180, A.5; - if the permit is for public use or structure,

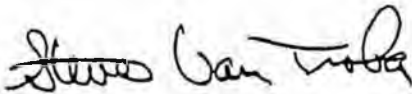
the commission must find that the proposed use or structure is located in a manner which will maximize public benefits; D & S Alaska Trail Rides Inc. will maximize public benefit increasing the tourism infrastructure in the area.

D & S Alaska Trail Rides Inc. proposed location benefits the public immensely through close proximity to overnight lodging at the Mt. McKinley Princess Lodge and Mary's McKinley View Lodge. Additional overnight facilities are speculated to develop in the vicinity as well. Horseback and wagon rides as an activity, is a fast growing experience of visitors to Alaska. Many highway travelers see Mt. McKinley at or near this location and desire taking horseback, or wagon ride in the untouched wilderness of Denali State Park and the Talkeetna Mountains. The proposed location will help to meet visitor expectations of an "experience of a lifetime" activity by enhancing this area of the Mat-Su Borough.

D & S Alaska Trail Rides Inc. proposed facility, by meeting the requirements of the Denali State Park Special Land Use District, will offer visitors quality experiences in the Mat-Su Borough which they seek.

If you have any questions about this statement of our proposed use or about the Conditional Land Use Permit Application, you can direct them to Steve Van Troba at (907)-745-2208

Sincerely,



Steve Van Troba

D & S Alaska Trail Rides Inc.  
P.O. Box 1337  
Palmer, Alaska 99645  
Tel/Fax (907)-745-2208

RECEIVED

AGS U.....

February 27, 1997

Jim Stratton, Director  
Division of Parks and outdoor Recreation  
Department of Natural Resources  
3601 C Street, Suite 1200  
Anchorage, Ak, 99503-5921

Dear Mr. Stratton,

D & S Alaska Trail Rides Inc. would like to exercise our right of appeal under 11AAC02 to conduct horse back trail rides in Denali State Park on Curry Ridge. In your Denali State Park Master Plan it states in chapter 2 under goals & objectives.

3. **Provide Recreation Opportunities and Facilities** for present and future Alaska residents. Denali State Park is a major component of the state park system, which exists primarily to serve Alaska residents. Non-resident and tourist recreation can be provided in Denali State Park to the extent that it complements but does not significantly place recreation by residents.

\*Provide those recreation facilities and uses that are most in demand given the regional status of the park and the existing recreation facilities in the area, including: campgrounds, campsites, and trail (hiking and cross-country skiing).

\*Provide those recreation facilities and uses that take advantage of the special natural qualities of the park, such as views of Mt. McKinley, glaciers, wildlife, river corridors, lakes, and the Curry-Kesugi Ridge Landscape.

4. **Support the State's Tourism Industry**, which depends on both resident and non-resident visitors.

◦ Provide a diversity of recreation opportunities that fit with various tourist groups

\* Provide a diversity of recreation facilities and opportunities that will encourage people to stay in the region longer, such as:  
opportunities for self-guided activities, such as hour, half-day and day hikes.

**Park Operations and Staffing Requirements**

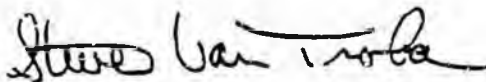
**Funding Shortfalls.** Recent budget cuts have severely limited the Division's ability to maintain and adequate management presence in the park. Present funding levels force rangers to confine their patrols primarily to the road corridor, limiting their ability to perform research, monitor back country used, and identify potential management problems. Facility maintenance has also been reduced in recent years. There is concern that new programs and facilities proposed in this plan will add major new responsibilities to and already stressed operational budget.

D & S Alaska Trail Rides Inc. has proposed guided horse back and wagon ride operation in Denali State Park. In your Denali State Park Master Plan it states the support of the tourism industry and trails for hikers. It does not specifically address a horse trail nor does not say a horse trail can not be installed in Denali State Park. Mr. Dale K. Bingham has denied D & S Alaska Trail Rides Inc. a commercial use permit to develop horse trails and to conduct horse back trail rides in Denali State Park. The State of Alaska Department of Natural Resources should support this activity in the Denali State Park. D & S Alaska Trail Rides Inc. will seek local suppliers in the area for construction and operational requirements, and will provide economic benefits to the area indirectly. The fees D & S Alaska Trail Rides Inc. will pay the State of Alaska for the use of the Denali State Park will help recent budget cuts, which has severely limited the division's ability to maintain and adequate management presence in the park.

D & S Alaska Trail Rides Inc. is enclosing a application to the Mat-Su Borough Planners and Assembly and a application to the Land Management Division of the Mat-Su Borough.

Please review the enclosed applications and if you have any question regarding this appeal, you can direct them to Steve Van Troba (907)-745-2208

Sincerely:



Steve Van Troba

cc: Sen. Lyda Green  
Rep. Beverly Masek  
Rep. Scott Ogan  
Rep. Vic Kohring

**D & S Alaska Trail Rides Inc.  
P.O. Box 1437  
Palmer, Alaska 99645  
Tel/Fax (907)-745-2208**

February 19, 1997

Matanuska-Susitna Borough  
Land Management Division  
350 East Dahlia Avenue,  
Palmer, Alaska 99645-6488

Reference: Statement of Purpose for Mat-Su Borough Land Management

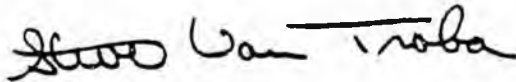
SECTION or MSB 11.10.010 through 11.10.110 - D & S Alaska Trail Rides Inc. a guided horse riding and wagon ride operations will include sightseeing and trail riding in remote locations of Denali State Park. (see attach map)

SECTION or MSB 11.10.010 through 11.10.110 - 1.- f. Trails and campsites shall be kept clean. All garbage and foreign debris shall be eliminated by removal and complete burning unless otherwise authorized. D & S Alaska Trail Rides Inc. trash policy, that is all trash will be pack out and deposited in trash bin at the trail head base site.

SECTION or MSB 11.10.010 through 11.10.110 -6.1-C. 4.- Any proposed use which will be potentially damaging to the environment or hazardous to the health, safety or welfare of the public must be carefully reviewed. Discretion should be used when coordination with other agencies which, by law or other authority, share jurisdiction over the use. Examples of these types of activities include storage of flammable or explosive materials, activities which may significantly affect anadromous fish habitat. D & S Alaska Trail Rides Inc. policy for horse manure, the horse corral and stalls will be clean on a daily base's and horse manure will be hauled to Van Troba's Tree Farm where it will be mixed with other organic material and made into organic compost.

SECTION or MSB 11.10.010 through 11.10.110-1.-b. Existing roads and trails shall be used wherever possible. Existing trail widths shall be kept to the minimum necessary. Trail surface may be cleared of down and dead timber, stumps, and snags. Due care shall be used to avoid excessive scarring or removal of ground vegetation cover. D & S Alaska Trail Rides Inc. proposal meets all requirements of SECTION or MSB 11.10.010 through 11.10.110, 1. b. - the horse path shall be no wider than 18" path surface, the horse path will go around all standing trees no tree will be cut down or removed, limbs under ten feet above the ground surface and two half feet on each side of the path will be cut back so that the rider will not be hit. The use of existing moose trails will be used, all wet ground will be avoided to protect ground vegetation cover, a bridge or board path will be build where ever the ground condition requires it. Dead timber laying across the horse path will not be removed unless the timber is too high that a horse is unable to step over it, we are trying to preserve the paths as natural as possible.

Sincerely:

A handwritten signature in cursive script that reads "Steve Van Troba". The signature is written in dark ink and is positioned above the printed name.

Steve Van Troba



## SUPPORT FOR SENATE BILL NO. 35

I am an Alaskan resident in support of Senate Bill No. 35. I do not believe access to park lands or waterways should be restricted without approval of the State Legislature. By signing, I acknowledge that I have reviewed a copy of Senate Bill No. 35, as originally presented by it's authors:

DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1-30-97	H. Winthrop Fowler	5100 Woodbridge A/A 99516	345-7432	H. Winthrop Fowler
1/30/97	Timothy D Kirschbaum	200 W 34TH AVE 762 Anchorage	744-2414	Timothy D Kirschbaum
1-30-97	BRENDA FAHLING	17413 ALICE LAI PEAK 99517	694-2981	Brenda Fahling
1-30-97	Chris Hawkins	38125 Pioneer Dr. Seldotac AK 99569	282-1728	Chris Hawkins
1-30-97	Robert E Noble	Box 39501 N. Nailchik 99639	567-3450	Robert E Noble
1-30-97	Arlene R. Noble	PO Box 39501 N. Nailchik, AK	567-3450	Arlene R Noble
1/30/97	SAMUEL L. BOYD	127 5TH ST. SEAL BEACH, CA	310-598-3911	Sam Boyd
1/30/97	K. Boyd	1831 Walden Dr. Seldotac AK		K. Boyd
1/30/97	JUDITH K TRAVLOS	745 ORAWEY CIRCLE ANCH 99508	344-8950	Judith K Travlos
1/30/97	John TRAVLOS	" " " "	" "	John Travlos
1/30/97	HORACE A. MARTIN	PO Box 870336 Wasilla AK 99687	376-5031	Horace A. Martin
1/30/97	JIM MARTIN	1611 N. Main St. Wasilla AK 99654	376-0641	Jim Martin
1/30/97	Cindi Martin	4300 N. Main. Wasilla 99651	376-0641	Cindi Martin
1/30/97	SHARON L. IVY	P.O. Box 770025 E.R. AK 99577	333-6471	Sharon L. Ivy
1-30-97	Jack C. Ivy	Box 770025 E.R. 99577	333-4171	Jack C. Ivy
1-30-97	Gott Coker	Box 91683 Anch 99509	562-9313	Gott Coker
1-30-97	Grant Pierce	4100 Rabbit Creek 99916	376-3789	Grant Pierce
1-30-97	Wes Fisher	HC 32 Box 66891 Wasilla 99654	376-3789	Wesley Fisher
1-30-97	Sue D'AVIGNON	HC 32 Box 66891 Wasilla 99654	376-3789	Sue D'Avignon
1-30-97	Carol Beasley	1894 N. Chukchuyuk Dr Erc	694-6396	Carol Beasley



## SUPPORT FOR SENATE BILL NO. 35

I am an Alaskan resident in support of Senate Bill No. 35. I do not believe access to park lands or waterways should be restricted without approval of the State Legislature. By signing, I acknowledge that I have reviewed of Senate Bill No. 35, as originally presented by it's authors:

DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1-30-97	DICK FAH-SING	17443 ALICE LOOP, ER, AK 99577	694-2981	Dick Fahsing
1/30/97	Bill Roper	H.C. 83 Box 1708 <sup>EAST RIVER</sup> AK 99577	688-5848	Bill Roper
1/30/97	Leonard M. Haine	mile 4.5 CRST 117 WASILLA	376-6183	Leonard M. Haine
1/30/97	Elizabeth C Johnson	P.O. Box 879030 <sup>WASILLA</sup>	376-6123	Elizabeth C Johnson
1/30/97	STEVEN W. STORBERG	P.O. Box 770025 ER, 99577	333-7141	Steven W. Stoberg
1-30-97	Elizabeth A. Zib	17337 MONTE RD EAGLE RIVER AK	194-2119	Elizabeth A. Zib
1-30-97	Mike Frost	17337 Monte Rd Eagle River AK	694-2119	Mike Frost
1-30-97	David M. Baresch	3521 Balchen B Anchorage AK	243-6301	David M. Baresch
1-30-97	Kristen P. Ruskvik	3061 Bridle Lane Anchorage AK	243-6174	Kristen P. Ruskvik
1-30-97	GUADALUPE RODRIGUEZ	11325 BRIDGEX PL, ER, AK, 99577	194-4466	Guadalupe Rodriguez
1/30/97	LEE STOUTS		698-3447	Lee Stout
1-30-97	John Kater	11000 GLAZANOFF DR	346-4744	John Kater
1-30-97	James R. Mulligan	4500 E 145	345-2392	James R. Mulligan
1/30/97	RICHARD SEEBOLD	PO Box 202214 ANCH AK 99520	243 0028	Richard Seebold
1-30-97	Mike Ensich	18746 Roads End <sup>EAST RIVER</sup> AK	696-2433	Mike Ensich
1-30-97	Paul SLOOTER JR	1001 MOOSE MEADOW ANCH. 99506	346-3070	Paul S. Sooter
1-30-97	KIMIE SLOOTER			Kimie Sooter
1-30-97	KEITH L. MILLER	1580 CENTURIA #1 <sup>WASILLA</sup> AK 99654	376-4117	Keith L. Miller
1-30-97	BLAZE BURKHART	1161 W. 79th, ANCH., AK 99518	349-5604	Blaze Burkhardt
1-30-97	MARK E. TETZEL	6400 Peppertree Cir Anchorage AK 99504	333-7412	Mark E. Tetzl

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## SUPPORT FOR SENATE BILL NO. 35

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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1/30/97	JAMES WHEISMAN	P.O. BOX 194 GIRDWOOD AK	783-2957	<i>[Signature]</i>
1/30/97	Charles Durican	9115 Jayne Ct. Anchorage AK	344-9906	<i>[Signature]</i>
1/30/97	Randy Howard	Box 243343 Anch AK 99521	345-3205	<i>[Signature]</i>
1/30/97	X. no. LaPuck	PO Box 110411 Anch AK 99511	563-6880	<i>[Signature]</i>
1/30/97	Mark LaPuck	PO Box 110411 Anch AK 99511	563-6880	<i>[Signature]</i>
1/30/97	Paul S. SENTER	6001 HOSSE HANSON LN - ANCH AK 99516	346-3070	<i>[Signature]</i>
1-30-97	BURNIS SIMS	8270 CTH 17 ANCH AK	338-1301	<i>[Signature]</i>
1-30-97	Aaron Hartsch	9222 Hillwood Rd E. Anchorage AK	674-8517	<i>[Signature]</i>
1-30-97	PARADE RANEY	918 West 14th Ave Anchorage AK	272-8801	<i>[Signature]</i>
1/30/97	Larry K. King	17201 Marjorie St Anchorage	575-2931	<i>[Signature]</i>
1-30-97	Steve D. Lusk	11440 Smeagol Dr	346-1141	<i>[Signature]</i>
1/30/97	DONALD F. SHERWOOD	1640 Brink Dr Anch (04)	333-6268	<i>[Signature]</i>
1-30-97	Marilyn Wilson	Mile 82.5 Parks Willow AK 99588	495-7700	<i>[Signature]</i>
1-30-97	Robert Finner	1120 Harbor Point LP ER	1096-2074	<i>[Signature]</i>
1-30-97	TERRY R. FILLINGIM	1429 W. 12, ANCH	276-5085	<i>[Signature]</i>
1-30-97	Wm McCleary	12840 Nora Dr.	744-0411	<i>[Signature]</i>
1-30-97	TINA S. PILCH	8130 Peck ave Anchorage AK 99506	333-5707	<i>[Signature]</i>
1-30-97	CLARENCE LAMM	9250 Shorecrest Dr	248-9515	<i>[Signature]</i>
1-30-97	Mark Fench	18917 So. Birdhead Clewona	1088-3599	<i>[Signature]</i>
1-30-97	Paul G. Johnson	PO Box 2428 Homer AK	235-4055	<i>[Signature]</i>



## SUPPORT FOR SENATE BILL NO. 35

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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1-31-97	A. CRAIG ROSSON	Box 275392 WASILLA AK	376-2100	A. Craig Rossen
1-31-97	JOHN SCHLODER	7043 Crawford Anch AK	248-3502	John Schloder
1-31-97	CONAN YOUNG	703 Williams Fair Rd	-158-3531	Conan Young
1-31-97	DAVID TESSE	1101 Sarah Plake Wasilla AK	376-9415	David Tesse
1-31-97	Bonnie Tesse	P.O. Box 874875 Wasilla AK	376-9415	Bonnie A. Tesse
1-31-97	Danny Bell	3222 Creekside Dr Anch.	338-3489	Danny Bell
1-31-97	Lorine F. Johnson	2716 Bryman Anchorage	243-1620	Lorine F. Johnson
1-21-97	Gerald C Faldoutner	Box 872975 Wasilla, Ak.	376-3554	Gerald C Faldoutner
1-31-97	David Palmer	HC 11 Box 6187 Palmer AK	745-3227	David Palmer
1/31/97	DENNIS R CREPEAU	16240 PARKSVILLE CHESTER	676-1094	Dennis R Crepeau
1/31/97	MIKE TUCKER	PO 670583 CHUGIYAK 99567	688-4488	Mike Tucker
1/31/97	Steve Pollock	POB 1312 Palmer Ak 99645	745-4036	Steve Pollock
1/31/97	THOMAS WEBER	41710 RIVERCREEK DRIVE	203-6585	Thomas Weber
1/31/97	Tom Hopp	PO BOX 592 Gudwood 99587	783-0006	Tom Hopp
1/31/97	LARRY WILLIAMS	Box 89, CHUGIYAK	688-2366	Larry Williams
1/31/97	Lewis Dea	4041 Talise Dr. Anch. <sup>9001</sup>	243-5962	Lewis Dea
1-31-97	Don Smith	P.O. Box 1102 Palmer 99645	745-6008	Don Smith
1-31-97	Tom Rensch	12601 Tolson Ave. Anch. 99516	345-3125	Tom Rensch
1-31-97	Dale E. Farrell	2021 Alameda Dr. Anch. 99502	248-8340	Dale E. Farrell
1-31-97	Richard Dickens	10306 45th St Anchorage AK 99577	676-4154	Richard Dickens



## SUPPORT FOR SENATE BILL NO. 35

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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1/30/97	Michael Wilson	2301 Lake George	3375064	Michael Wilson
1/30/97	Terry A Grumbard	7421 Ingram St	243-3738	Terry A Grumbard
1/30/97	Martha Grumbard	7421 Ingram St	213-3738	Martha A Grumbard
1/30/97	Virginia Brock	6040 Carmichael Dr. Anch AK	333-1978	Virginia Brock
1/30/97	Lois E. Danielson	7415 Donnelly Lane Anch AK	333-0532	Lois E. Danielson
1/30/97	Bill Hess	7013 Friedman Dr. Anch AK	337-5808	Bill Hess
1/30/97	Shari Hess	7010 Judnicks Dr. Anch AK	337-5808	Shari Hess
1/30/97	Troy L. Blaylock	5208 Cape Rock Dr. Anch AK	562-4975	Troy L. Blaylock
1/30/97	Robert H. Finwiler	3860 Campbell/Airstrip Anch AK	333-5503	Robert H. Finwiler
1/30/97	Linda Finwiler	11923 Rainier Anch AK 99516	345-8320	Linda Finwiler
1-30-97	Leslie Bennett	11923 Rainier Lane Anch AK	345-8320	Leslie Bennett
1-20-97	Kim Peterson	5615 NAKNEIL LN ANCHORAGE AK	345 0743	Kim Peterson
1/30/97	Oliver Stelzer	16633 Wilkey Dr East Anch AK	694-5283	Oliver Stelzer
1-30-97	Darlene Sellie	16633 Wilkey Dr East Anch AK	694 3283	Darlene Sellie
1-31-97	Earl V. Roeman	Box 2175 Palmer AK	746 5424	Earl V. Roeman
1-31-97	Jack Foley	11201 Avion St, Anch AK 99516	345 1805	Jack Foley
1-31-97	Todd L. Winter	4900 Ellipse Dr. Anch AK 99516	346 3287	Todd L. Winter
1-31-97	Larry Kopischke	17424 Midway Cr Dr. East Anch AK	694-5792	Larry Kopischke
1-31-97	David L. Lueder	P.O. Box 190573, Anch AK, 99519	542-1248	David L. Lueder
1-31-97	Jack M. Willis	P.O. Box 876615 Wasilla AK 99687	376-1666	Jack M. Willis



## SUPPORT FOR SENATE BILL NO. 35

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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1-30-97	Randy B. Sorenson	3038 Dunnington Dr. E. Anch.	333-2747	<i>[Signature]</i>
1-30-97	Rodney V. Conklin	9740 Vanguard Dr. #39 Anch. 99507	349-5343	<i>[Signature]</i>
1-30-97	Paul F. Ward	7137 Clemens Cir. Eagle River	694-6123	<i>[Signature]</i>
1/30/97	Lois Simenson	9524 Noble Circle, E.R. 99571	696-4502	<i>[Signature]</i>
1/30/97	Barbara Goetz	Box 1 Galena Ak. 99566	822-3140	<i>[Signature]</i>
1-30-97	Garland Dean	PO Box 1149 Willow Ak. 99600	495-6464	<i>[Signature]</i>
1-30-97	Harry James	6004 Chatham Dr. Juneau 99801	780-5932	<i>[Signature]</i>
1-30-97	BETTY CHRISTIE	2306 Lincoln Ln Anch 99517	248-1706	<i>[Signature]</i>
1/30/97	NICHOLAS WASH	86120Y 67th 98	6886688	<i>[Signature]</i>
1/30/97	Josiah A. Hawlan	1011 Long Tree Anchorage, AK 99506	346-2207	<i>[Signature]</i>
1/30/97	Daryl Sta. Froid	1614 Lake Otis	344-6498	<i>[Signature]</i>
1/30/97	Craig Mitchell	3714 W 35th	243-4670	<i>[Signature]</i>
1/30/97	Charles Mitchell	3714 West 35th Ave	243-4670	<i>[Signature]</i>
1/30/97	Ron Schmitz	8120 Fairwood Cir Anch AK	344-0105	<i>[Signature]</i>
1/30/97	William L. Rose	11621 Thoreau Anch AK	349-9452	<i>[Signature]</i>
1/30/97	Mary Stackhouse	731 W 88 Anchorage AK	349-5717	<i>[Signature]</i>
1/30/97	Scott West	2000 Jarvis Ave Anch AK	345-0358	<i>[Signature]</i>
1/30/97	Tom Cocklin	4910 DeSnoy Anch AK	345-4558	<i>[Signature]</i>
1/30/97	Tracey Mueller	9499 Bayview #157 Anch AK	344-8165	<i>[Signature]</i>
1/30/97	MICHAEL HERBERT	19615 WAR ADRIAN EAGLE RIVER AK	694-7581	<i>[Signature]</i>



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1/31/97	Ronnie Clark	2814 Alder Dr Anch AK	279-7171	<i>Ronnie Clark</i>
1-31-97	Todd Candill	19971 Tulwar AK	658-5848	<i>Todd Candill</i>
1/31/97	John T. Robertson	22314 Woodliff Ct, Chugiak AK	688-1388	<i>John T. Robertson</i>
1/31/97	Carl C. Dela	22342 Woodliff Ct Chugiak	688-0722	<i>Carl C. Dela</i>
1/31/97	Edward L. Hughes	P.O. Box 972696 - Wasilla, AK 99687	373-5850	<i>Edward L. Hughes</i>
1-31-97	Steven P. Strub	Po Box 521155 Delta AK	892-7760	<i>Steven P. Strub</i>
1-31-97	Jerry Wilbur	P.O. Box 520071 R. Anch AK	832-6660	<i>Jerry Wilbur</i>
1-31-97	DAVID BERG	3750 GREY WOLF DR. WASILLA AK	376-5431	<i>David Berg</i>
1-31-97	R E GALLAGHER	80 BOX 871188 WASILLA	376-5391	<i>R E Gallagher</i>
1-31-97	<i>R. Smithson</i>	3401 E. 66TH AVE. AIA	344-5184	<i>R. Smithson</i>
1-31-97	MICHAEL MEERS	2480 TASHIT DR. ANCHORAGE	243-5089	<i>M. Meers</i>
1-31-97	Erick V Gode	P.O. Box 321 Copper Center AK	822-5129	<i>Erick V Gode</i>
1-31-97	Tim Hucley	2821 COURTESY LANE WASILLA	387-0317	<i>Tim Hucley</i>
1-31-97	Van B. Carter	11401 DOGUE AVE. ANCHORAGE AK	346-4470	<i>Van B. Carter</i>
1/31/97	<i>Tom Vornick</i>	Box 253 GIRDWOOD, AK 99827	763-0114	<i>Tom Vornick</i>
1/31/97	DEXTER LERNER	9500 NORTH PT. DR ANCH	747-5024	<i>Dexter Lerner</i>
1-31-97	Gar Hubbey	5010 Nottingham Anch.	567-4552	<i>Gar Hubbey</i>
1-31-97	Carl Gode	2635 Sprucewood, ANCH	278-5931	<i>Carl Gode</i>
1/31/97	Kelley Riley	3974 Defiance St Anch	388-7710	<i>Kelley Riley</i>
1-31-97	Tom Swallow	3401 Lewis Dr	272-2120	<i>Tom Swallow</i>



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1-31-97	Richard K Corbett	1031 Norman A/A 9954	233 4107	Richard Corbett
1-31-97	Scotty M. Merculio	Sutton AK, PO Box 398	272 29374	Scotty M. Merculio
1-31-97	JACK Storbuck	18713 Lower Skyline RIVER	644-5151	Jack Storbuck
1-31-97	Harrell Davis	908 Clay Ct Anch AK 99503	561-8062	Harrell Davis
1-31-97	Benjamin Smith	17604 Karlihan CR 99577	644-3282	Ben Smith
1-31-97	Robert King	8230 Wilcox St ANCH 99502	243-7010	Robert King
1-31-97	Joseph M. Cross	410 W 92nd Ave Anch 99515	349-4908	Joseph M. Cross
1-31-97	Louis Karl Barth	3620 E. 42 Cir, Anch. 99508	562-2313	Louis Karl Barth
1-31-97	Jim Kershner	PO Box 13074 TRAPPER CREEK 99685	753 2512	Jim Kershner
1-31-97	Gerald A. Klein	12311 Tracy Rd Anch. 99516	346-0898	Gerald A. Klein
1-31-97	FRANK CUNNINGHAM	9499 Brimley Dr Anch 99507	349-3045	Frank Cunningham
1-31-97	KERIC HUOVINEN	4576 Partridge Dr. Anch 99517	694 1089	Keric Huovinen
1-31-97	Edwin V. Rinner	6461 Tesher Anch. 99507	344 4131	Ed Rinner
1-31-97	LEE BROWNING	2907 W 34th Ave Anch 99512	249-1632	Lee Browning
1-31-97	Georgie Woodson	8901 Spendlove Dr Anch 99516	345-6335	Georgie Woodson
1-31-97	Millard Lee Woodson	8901 Spendlove Dr. Anchorage 99516	345-6335	Millard Lee Woodson
1-31-97	Karen Arsenault	1704 F St Anch AK	276 2524	Karen Arsenault
1-31-97	AJ STARKS	11860 Suncrest Anch AK	344-7827	AJ Starks
1/31/97	JOE WROBEL	4107 E 68th Anch. AK. 99507	349 8506	Joe Wrobel
1/31/97	JOHN Diering	PO Box 770458 Eagle River	694 2453	John Diering



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1-31-97	Barbara Jean King	Box 13 Sterling, AK <sup>mile</sup> 55	262-4801	Barbara King
1/31/97	Janet M. Wright	9708 DINAKA CR. 99577	694-4339	Janet M. Wright
1/31/97	Janet M. Wright	9708 DINAKA CR. 99577	694-4339	Janet M. Wright
1/31/97	REMY WILLIAMS	5600 MEADOW DR, WASILLA, AK 99654	907-376-5532	Remy Williams
1/31/97	JACK ALBAUGH	1500 Chinook Kenai	283-5142	Jack Albaugh
1/31/97	TINI PETERSON	1124 WINDSOR KENAI	283-7845	Tini Peterson
1/31/97	Buster Hall	4822 W 89th Anch	243-4949	Buster Hall
1/31/97	THOMAS BARTBER	1107 W 36	561-5463	Thomas Bartber
1/31/97	THOMAS B KNOWLES	7401 EDEN WINSILLA AK	745-4945	Thomas B Knowles
1-31-97	Roger Newman	631 MCAUOOD WAY W WASILLA	371-8385	Roger Newman
1-31-97	Joseph Simpson	PO 39381 N. ANCHORAGE AK 99639	567-1052	Joe Simpson
1-31-97	Ben Sheehan	2325 ANCHORAGE AK 99516	345-3495	Ben Sheehan
1-31-97	Gregor P. Martinson	7720 LOTUS DR ANCHORAGE AK 99502	248-9547	Gregor P. Martinson
1/31/97	Michael Devoreaux	1409 W. LAKEVIEW DR ANCHORAGE AK 99577	696-0505	Michael Devoreaux
1/31/97	Lyle D. Martore	1409 W. LAKEVIEW DR ANCHORAGE AK 99577	696-0505	Lyle D. Martore
1/31/97	John T. Covlasky	450 Island Dr. Wasilla, AK	376-2923	John T. Covlasky
1/31/97	Veda J. Magby	P.O. Box 672410 Chugiak, AK. 99567	688-0197	Veda Magby
1/31/97	Brian Keenan	6901 K. THISEN DR ANCHORAGE AK	248-8866	Brian Keenan
1-31-97	MARLEA H. MOUNTAIN	3120 DRACO DR ANCHORAGE AK	243-5986	Marlea H. Mountain
-	JAN M. SORVI	3120 DRACO DR. ANCHORAGE AK	" "	Jan M. Sorvi



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1/31/97	Ralph J. Kurka	11400 Curlew Dr Anch AK 99516	345-4340	<i>[Signature]</i>
1/31/97	KEVIN A. KURKA	13100 ALPINE DR Anch. AK 99516	345-8498	<i>[Signature]</i>
1/31/97	Frank E. Brown	3701 Eureka Anch AK.	563-6684	<i>[Signature]</i>
1-31-97	Lawrence Hartman	18804 Mendenhall Egle River AK 99577	696-2967	<i>[Signature]</i>
1-31-97	PAUL W. WEAVER	5537 ARBUSTUS AVE AK 99518	567-9009	<i>[Signature]</i>
1-31-97	Beverly A. Orr	P.O. Box 670849 Chugiak AK 99560	688-3599	<i>[Signature]</i>
1-31-97	Don Hornell	P.O. Box 364 Glennallen AK 99580	822-5815	<i>[Signature]</i>
1-31-97	Kim Miller	7505 #2 Trinity Ct Anch. AK.	248-7136	<i>[Signature]</i>
1-31-97	JESS Taylor	8950 WOODSTOCK CRT	243-3253	<i>[Signature]</i>
1-31-97	John B. Brownings	16501 146674 Anchorage AK 99514	552-9999	<i>[Signature]</i>
1-31-97	MILES Crocker	1600 Dimond Dr. Anch AK	563-6787	<i>[Signature]</i>
1/31/97	COY J Wittfeld	1508 W 43rd Ave #22. Anch 99503	561-8704	<i>[Signature]</i>
1-31-97	Paul D. Hender	6006 Hillcrest Anch AK	696-1123	<i>[Signature]</i>
1-31-97	Harold W. Reed	15218 Doris-1 99577	696-1257	<i>[Signature]</i>
1-31-97	Merry Hoop	4178 Mills Dr. Anch 99508	333-1803	<i>[Signature]</i>
1-31-97	Sonia S. Reed	20207 Revere Cir EPT AK 99577	694-6713	<i>[Signature]</i>
1-31-97	Mark Ford	Box 411503 Seward Dr Palmer AK	745-8461	<i>[Signature]</i>
1-31-97	Sherri L. Martin	3480 Seward Palmer	745-8460	<i>[Signature]</i>
1-31-97	Donner ALFRED	2001 CLEARVIEW DR Anch AK	376-5540	<i>[Signature]</i>
1/31/97	LEONARD REID	20207 REVERE EPT AK	694-6713	<i>[Signature]</i>



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1 2/8/97	Dan McClellan	11709 Rainbow Anch AK	345-4586	<i>Dan McClellan</i>
2 2-2-97	RANDALL ODENS	4700 Leran Ave Anch AK	338 8135	<i>Randall Oden</i>
3 2-2-97	Arnold B Blackader	17011 Emily St (ER AK 99577)	696-5851	<i>Arnold B Blackader</i>
4 2/2/97	Michael Harrigan	9271 Arlow St #117 Anch AK	243-6881	<i>Michael Harrigan</i>
5 2/2/97	Dana Johnston	9271 Arlow St #117 Anch AK	563-3515	<i>Dana Johnston</i>
6 2-2-97	Larry Catyig	P.O. Box 220047 ANC 99522-0047	522-3975	<i>Larry Catyig</i>
7 2-2-97	Kette Johnson	3809 W 79th St Anch AK 99502	N/A	<i>Kette Johnson</i>
8 2-2-97	Bruce Santorre	3809 W 79th St Anch AK 99502	N/A	<i>Bruce Santorre</i>
9 2-2-97	Robert J. BALL	2426 WENT WORTH ANCH AK 99508	276-6827	<i>Robert J. Ball</i>
10 2-2-97	PHILIP J. DEMBROSKI	733 LORI DR, ANCH, AK 99504	333-1058	<i>Philip J. Dembroski</i>
11 2-2-97	CHRIS OVSAK	21837 Shelling Springs Loop <sup>Chugach</sup> Anch AK 99527	688-0812	<i>Chris Ovsak</i>
12 2-2-97	PAUL ERICKSON	P.O. Box 771744 EAGLE RIVER AK	696 7303	<i>Paul Erickson</i>
13 2-2-97	Debra Gierke	4840 Folker St. Anch AK	561-3056	<i>Debra Gierke</i>
14 2-2-97	Edward C Embler	4030 Lore #12 Anch AK 99508	522-6577	<i>Edward C Embler</i>
15 2-2-97	DAVID W. KELLS	4030 LORE #17 ANCH AK	344-2436	<i>David W. Kells</i>
16 2-2-97	KAREN SMITH	9705 Richardson Dist <sup>Anchor</sup> Anch AK 99509	272-6288	<i>Karen Smith</i>
17 2-2-97	Ken Smith	905 Richardson Vista Anch	272-6288	<i>Ken Smith</i>
18 2/2/97	Craig Johnston	P.O. Box 770334 Eagle River AK	694 7303	<i>Craig Johnston</i>
19 2/2/97	Jane T. MASON	1200 W. Dimond #707	344-5782	<i>Jane T. Mason</i>
20 2/2/97	Russell Vogel	200 W. Dimond Blvd #707 Anch AK 99515	344-5782	<i>Russell Vogel</i>



## SUPPORT FOR SENATE BILL NO. 35

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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE	
1	2/1/97	JAMES M. MORAN	1300 W. 10th Ave Anch AK	349-2141	[Signature]
2	2/1/97	Mary Wilkie	5711 Pioneer DR Havn. AK	238-1133	[Signature]
3	2/1/97	James Nesbitt	10470 Hampton A. Anch AK	525-2944	[Signature]
4	2-2-97	Steven C Magistro	4641 Canterbury Way	561-2889	[Signature]
5	2/2/97	FRANK BRADLEY	7531 MARGARET	344-1474	[Signature]
6	2-2-97	Clifford Ficht	12130 Forebends Anch	522-2894	[Signature]
7	2-2-97	Carter Boyd	P081044 Girdwood	783-2119	[Signature]
8	2-2-97	Louis J. Bonetta	17321 BRAND ST AVE. AK 99577	694-2750	[Signature]
9	2-2-97	Anita McCallan	11750 Rainbow Dr Anch AK	345-4586	[Signature]
10	2/2/97	Lee K Lewis	4042 HOODET ANCH	248-6032	[Signature]
11	2/2/97	Paul Drummond	1603 E 4th CT ANCH	561-6225	[Signature]
12	2-2-97	SPARKY KOENIGER	4109 LYNN DR #207 Anch, AK	343-6824	[Signature]
13	2-2-97	Jim Skarberg	7250 Huntsman Anchorage	349-4818	[Signature]
14	2/2/97	JO-ANN MARUSICH	250 LANE ANCH	333-8355	[Signature]
15	2/2/97	Fredrick F. Nolan, Jr	6410 B "I" ST, Egan AK	553-4070	[Signature]
16	2/2/97	Charles McCormick	1222 W. 75th Ave Anch AK 99577	349-4544	[Signature]
17	2/2/97	Stephen W. Burke	4840 Folker St	561-3656	[Signature]
18	2/2/97	LARRY J. MURPHEY	9321 Arlene St #1		[Signature]
19	2/2/97	RON DEIS	7950 REVENA ST	349-6990	[Signature]
20	2-21-97	DANIEL LOUDON	22225 Whispering Birch Anch AK	688-1920	[Signature]



## SUPPORT FOR SENATE BILL NO. 35

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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE	
1	2-2-97	LELON Russell	823 Marina Loop Anch. AK 99518	344-2961	<i>LeLon Russell</i>
2	2-2-97	Brian Russell	823 Marina Loop Anchorage, AK 99518	344-2961	<i>Brian Russell</i>
3	2-2-97	WHALE D. EVANS	681 EXETER AVE FAIRBANKS 99701	450-5432	<i>W.D. Evans</i>
4	2-2-97	Kathy Sheehan	PO Box 231 Kenai AK	776-5441	<i>Kathy Sheehan</i>
5	2-2-97	Gary Scholljegerdes	72359 Mirror Lake Dr.	688-5303	<i>G. Scholljegerdes</i>
6	2-2-97	Sherry Scholljegerdes	22359 Mirror Lake Dr	688-5303	<i>S. Scholljegerdes</i>
7	2-3-97	Richard H. Ames	6650 Augusta Cir W/A 99521	337-0713	<i>R. Ames</i>
8	2-3-97	J. M. KARDONSKY	7210 Kymocott Cir	345-8400	<i>J.M. Kardonsky</i>
9	2-2-97	Sharon Briggs	PO Box 1087 Palmer	376-5075	<i>Sharon Briggs</i>
10	2/2/97	TROY DAVE FORT	3307 Boniface Pt SPS	333-7613	<i>Troy Dave Fort</i>
11	2/2/97	JUL MYERS	643 E. 1st	333-8853	<i>J. Myers</i>
12	2/2/97	GARY LANCY	PO Box 87012 Wasilla	376-3324	<i>Gary Lancy</i>
13	2-2-97	GREEN McIVER	HO 31 Box 5272 BA WASILLA AK 99684	373-0275	<i>Green McIver</i>
14	2-2-97	Kenneth L. Wardwell	1444 Willowood Dr Anch 99523	25-4772	<i>Kenneth Wardwell</i>
15	2-2-97	Thomas L. Seaward	20715 Melody Lane ER 99577	694-1947	<i>Tom Seaward</i>
16	2/2/97	GARY L. McMichael	HO 1 Box 60503 PALMER 99645	745-8274	<i>Gary L. McMichael</i>
17	2/2/97	Paul Russell	8621 Moss Ct Anch. 99504	333-9266	<i>Paul Russell</i>
18	2-2-97	Doris Russell	8621 Moss Ct Anch	333-9266	<i>Doris Russell</i>
19	2-2-97	Karen Attwood	2420 227 Anch.	776-0211	<i>Karen Attwood</i>
20	2-2-97	Robert Valley	18539 Laguna E.P.	696-8223	<i>Robert Valley</i>



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE	
1	2-1-97	Gordon Starling	19426 S. Birchwood Ln Anchorage AK	688-5624	Gordon Starling
2	2-1-97	<del>Amelia McChapelle</del>	1574 Wolverine Dr Anchorage AK	333-1200	Amelia McChapelle
3	2-1-97	DAVID S. NACEY	1311 Cassin St. #1, ANCH, AK	337-2505	D S Nacey
4	2-1-97	Randy Bergeson	3038 Dunnington Dr.	333-8341	Randy Bergeson
5	2-1-97	Charm Gurnsey	901 E. Klatt Rd #2	747-0601	Charm Gurnsey
6	2-1-97	Ronald Williams	P.O. Box 875299 Wasilla	573-4627	Ronald Williams
7	2-1-97	William Merrill	3114 Draco Dr Anchorage AK	248-6279	William Merrill
8	2-1-97	Cynthia Merrill	3114 Draco Dr Anchorage AK 99502	248-6239	Cynthia Merrill
9	2-1-97	Luella M. Johnson	8016 Peck Anchorage AK 99504	333-2252	Luella M. Johnson
10	2-1-97	Urbie CARRELL	6522 E. 16th ANCH	333-9522	Urbie Carrell
11	2-1-97	Ferry Carrell	6522 E 16 ANCH	333-9522	Ferry Carrell
12	2-1-97	JOHN R. CLER	M632 Box 66266 WASILLA AK	973-4834	John R. Cler
13	2-1-97	WILLIAM RODRIGUEZ	11325 Bridger Pl Anchorage AK	694-0001	William Rodriguez
14	2-1-97	THOMAS TESENIAR	P.O. Box 110017 ANCH AK 99511	653-1979	Thomas Teseniar
15	2-1-97	JANNA K. CHANDLER	10920 KASLOF BEVD ANCH. 99510	346-2935	Janna Chandler
16	2/1/97	Belle CHANDLER	" " " " "	" "	Belle Chandler
17	2/1/97	KEVIN BROWNSBERGER	3923 Pawn Pl Anch AK 99508	333-7521	Kevin Brownsberger
18	2-1-97	TOM GREENWILL	M19 WEST BEND RD Box 6641 NOME AK 99603	235-8036	Tom Greenwill
19	2-2-97	John Amerson	9523 ANCH Cir Eagle River AK 99577	491-5452	John Amerson
20	2-2-97	Edmund MANN	Box 62176 Anchorage AK 99563	688-6888	Edmund Mann



## SUPPORT FOR SENATE BILL NO. 35

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	DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1	2-1-97	DIRK Dijkstra	1317 U.N. LIGHTS Anch AK 983	561-2096	<i>Dirk Dijkstra</i>
2	2-2-97	Michael J. Fallon	9820 SAAYA Circle 99577	644-6174	<i>Michael J. Fallon</i>
3	2-2-97	Robert Williams	7800 Debrae #507 98104	338-5274	<i>Robert Williams</i>
4	2-2-97	Greg Gore	P.O. B 112057 Anch AK 9951	337-1585	<i>Greg Gore</i>
5	2-2-97	Dan P. Cagle	7718 Delridge Cr Anch AK 9950	522-2533	<i>Dan P. Cagle</i>
6	2-2-97	WILLIAM P. PEARSON	1577 U.N. LIGHTS P.O. 99503	221-2250	<i>William P. Pearson</i>
7	2-1-97	Herman G. Turnbull	1450 E. 1st Ave Anch AK 99504	333-7648	<i>Herman G. Turnbull</i>
8	2-2-97	JOHN DE RICK	6250 WESTREE AVE	349-2987	<i>John De Rick</i>
9	2-2-97	WILLIAM SCHOID	8380 PIONEER, ANCH	271-6843	<i>William Schoid</i>
10	2-2-97	MICHAEL R. LAWRENCE	PO BOX 10147 FBKS AK	457-6454	<i>Michael R. Lawrence</i>
11	2-2-97	JAMES SIMS	8530 E 17th AVE ANCHORAGE AK	326-1301	<i>James Sims</i>
12	2-2-97	LOUIS DUNKOP	8125 E 3rd Ave Anch. AK	-	<i>Louis Dunkop</i>
13	2-2-97	PATRICK G. SMITH	710 CASCADE CT PALMER AK	746-3445	<i>Patrick G. Smith</i>
14	2/2/97	MIKE L. MILLS	745 CASCADE CT PALMER AK	745-4050	<i>Mike L. Mills</i>
15	2/2/97	JOHN BURGESS	3106 PLEASANT DRIVE	243-4641	<i>John Burgess</i>
16	2-2-97	GARY WIRZ	P.O. Box 1173 Kenai	283-5831	<i>Gary Wirz</i>
17	2-1-97	LANCE HERRINGTON	P.O. Box 143083 ANCHORAGE 99514	272-5383	<i>Lance Herrington</i>
18	2/2/97	Gerald A. Finkler	6634 Grandview Anch.	243-2889	<i>Gerald A. Finkler</i>
19	2/2/97	Richard L. GRIFFIN	PO BOX 1087 PALMISTE AK	376-3075	<i>Richard L. Griffin</i>
20	2/2/97	DAVID P. WOLFE	2211 PIONEER DR A/A	338-1133	<i>David P. Wolfe</i>



## SUPPORT FOR SENATE BILL NO. 35

I am an Alaskan resident in support of Senate Bill No. 35. I do not believe access to public lands or waterways should be restricted without approval of the State Legislature. By signing, I acknowledge that I have reviewed a copy of Senate Bill No. 35, as originally presented by it's authors:

DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE	
1	2/1/97	JOE HANSMAYER	2535 GLENKERRY DRIVE AK	333-0015	Joe Hansmayer
2	2/1/97	Paul R. Bischoff	511 W 92 <sup>nd</sup> Ave Anch. AK	349-6450	Paul R. Bischoff
3	2/1/97	Margery Waggood	9600 Victor Rd Anchorage Ak	951-349452	Margery Waggood
4	2-1-97	Rev PAKE	3271 ACQUIS CIR ANCH	349-8800	Rev Pake
5	2-1-97	Timothy K. Warrick	5700 Sherrie St. Anchorage, Ak.	733-8814	Timothy K. Warrick
6	2-1-97	ANDY L. CHRISTENSEN	PO Box 24 Moose Pass AK	288-3132	Andy L. Christensen
7	2-1-97	LESLIE C. WITHERS	7101 SHOOKESWICK CIR. ANCH.	337-8366	Leslie C. Withers
8	2-1-97	Shirley R. Withers	7101 Shookeswick Cir Anch AK	337-8366	Shirley R. Withers
9	2-1-97	Grant K. Clark	4021 IONA Cir. Anchorage	344-6048	Grant K. Clark
10	2-1-97	DONALD S. ANTHONY	Box 771914 Eagle River AK	694-7200	Donald S. Anthony
11	2-1-97	RICHARD D PROVOLT	18600 DANNY DR. EAGLE RIVER	696-8546	Richard D. Provolt
12	2-1-97	Edith E Pense	617 Kim Pl Anchorage		Edith E. Pense
13	2-1-97	STEVEN D. BARBERA	13650 SUNSET LAKE ANCHORAGE	345-7069	Steven D. Barbera
14	2-1-97	DINK G FAST	P.O. Box 157 TALKEETNA AK	733-3278	Dink G. Fast
15	2-1-97	Bill Fast	3801 Barbara Dr Anch AK	243-8428	Bill Fast
16	2-1-97	Bonnie Fast	3807 Barbara Dr. Anch. AK	243-8428	Bonnie Fast
17	2/1/97	Karen Hargett	11319 Rebischke ER AK	696-1759	Karen Hargett
18	2/1/97	MARGUERITE LEIS	3300 EVERGREEN ANCH	337-7480	Marguerite L. Leis
19	2/1/97	ADRIAENSSENS, DIANE	9333 Westlake ER AK	694-6945	Adriaenssens, Diane
20	2-1-97	RJ. ADAMS	7750 JAGUAR Cir Anch.	248-9918	RJ. Adams



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
2-1-97	Paul A Palmer	P.O. Box 872508 Wasilla AK	376-4177	<i>Paul A Palmer</i>
2-1-97	Charlie E. Robinson	18621 Roads End E.R. AK	694-3225	<i>C.E. Robinson</i>
2/1/97	Laura Coney	47th St Anchorage AK	376-0964	<i>Laura Coney</i>
2/1/97	Robert W. Plante	2729 W. Marston Anch AK	248-2061	<i>Robert W. Plante</i>
2/1/97	Richard S. Bartelme	Box 229, Clam Gulch, AK 99581	262-9057	<i>Richard S. Bartelme</i>
2/1/97	MICHAEL W. DUNEEN	3636 FAIRWAY DR. Anch AK 99576	345-2517	<i>Michael W. Duneen</i>
2/1/97	Ernest Kirby	HCS Box 9964C Palmer AK 99645	745-8682	<i>Ernest Kirby</i>
2-1-97	Kimberly Kirby	HCS Box 9964C Palmer AK 99645	745-8682	<i>Kimberly A. Kirby</i>
2-1-97	Stella Richey	PO Box 772463 Eagle River 99577	688-0688	<i>Stella Richey</i>
2-1-97	Charles Richey	Box 772463 Eagle River 99577	688-0688	<i>Charles Richey</i>
2-1-97	Linda S. Webber	5710 F. R. St Wasilla 99654	576-9130	<i>Linda S. Webber</i>
2-1-97	MAUD S. RHOADES	P.O. Box 520686 RIGLAKE, AK	994-9499	<i>Maud S. Rhoades</i>
2-1-97	W. J. DRISCOLL	17775 Knutson Ave Eagle River AK	694-3400	<i>W. J. Driscoll</i>
2-1-97	ISTVAN E. TOTH	P.O. B. 112053 ANCHORAGE	345-3693	<i>Istvan E. Toth</i>
2-1-97	Jimmy Lutz	6260 71st S.A.F.D	753-0300	<i>Jimmy Lutz</i>
2-1-97	Ruth Rosine	17109 Anderson Dr Eagle River 99577	696-1060	<i>Ruth Rosine</i>
2-1-97	PATRICIA J. MILLS	PO Box 20345 Anch AK 99524	349-0706	<i>Patricia J. Mills</i>
2-1-97	TAMARA KAY ZEWER	2020 E. 7th Anch AK	249-0706	<i>Tamara Kay Zewer</i>
2-1-97	NITHEAVENER	PO Box 670449 Cheyenne AK		<i>Nitheavener</i>
2-1-97	Thomas A. Bailey	5324 Marine Ct Anchorage 99508	337-5304	<i>Thomas A. Bailey</i>



## SUPPORT FOR SENATE BILL NO. 35

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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE	
1	2/1/97	Anthony P. Bensch	1800B Meadow Crk Dr. AK	696-5477	Anthony P. Bensch
2	2/1/97	Katy Hannon	18538 Bernaling Birch	688-7141	Katy Hannon
3	2/1/97	Susan Bailey	5324 Maria Ct Anch AK	4337-5305	Susan Bailey
4	2/1/97	BARRY A. MARCOV	18314 CIRCLE CREST C.A. F.A. AK	696-8013	Barry A. Marcov
5	2/1/97	JOHN W. GARDNER	4833 UPPER KOGRU DR	694-3012	John W. Gardner
6	2-1-97	ROBERT W. GARDNER	4833 UPPER KOGRU DR	694-3012	Robert W. Gardner
7	2/1/97	BARRY J. WILSON	PO BOX 245931 ANCH. AK.	269-5526	Barry J. Wilson
8	2/1/97	DANIEL TAKANAK	2221 Muldoon rd #625	337-6506	Daniel Takanak
9	2/1/97	Neal Coyle	PO Box 2071	486-3249	Neal Coyle
10	2/1/97	Clay Smith	5040 Remerton	345-9800	Clay Smith
11	2-1-97	Sonya Rosetti	9311 Hiland ER AK	696-6819	Sonya Rosetti
12	2/1/97	Bill Rosetti	9311 N. land ER AK	696-6819	Bill Rosetti
13	2/1/97	FRANK GAMBAL	1805 STANTONWAY ANCH AK	583-2889	Frank Gambal
14	2/1/97	Ernest Johnson	7070 Baxter Terrace Cir.	338-6785	Ernest Johnson
15	2/1/97	PRESTON FARLEY	1103 Church WAY	583-7554	Preston Farley
16	2/1/97	Laureen Ritzel	1103 Church Anch. AK	unlisted	Laureen Ritzel
17	2-1-97	Anne M. Stephens	8325 Wilcox Anch 99502	248-9726	Anne M. Stephens
18	2-1-97	VALDORA J. BRENNAN	P.O. Box 870490 Wasilla AK <sup>99687</sup>	907-376-6750	Valdora J. Brennan
19	2-1-97	Ron Moore	1381 W Shoreline Dr.	376-5410	Ron Moore
20	2-1-97	Bobbie Houser	Po Box 620084 GUS, AK	686-6715	Bobbie Houser



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
2-1-97	JEANNE HUSONEN	2520 BANBURY DR, ANCH	338-5184	<i>Jeanne Husonen</i>
2-1-97	PAUL BARBER	P.O. Box 48, PALMER, AK.	745-0972	<i>Paul Barber</i>
2-1-97	Ken Johnson	PO BOX 670946 Cheyenne AK	688-6091	<i>Ken Johnson</i>
2-1-97	John Boring	1470 Walkinaw WASKLA	376-447	<i>John Boring</i>
2-1-97	Heryl Scarborough	1592 Willinaw Wasilla	376-2785	<i>Heryl Scarborough</i>
2-1-97	JAMES SCHROEDER	625 Fir DR KENAI	997-4144	<i>James Schroeder</i>
2-1-97	William J. Barr	2310 Lake George Drive Anch. AK 99504	337-1752	<i>William J. Barr</i>
2-1-97	Robert T. Studebaker	P.O. BOX 2458 Kenai	262-7603	<i>Robert T. Studebaker</i>
2-1-97	Cheryl Studebaker	P.O. BOX 2458 Kenai	262-7603	<i>Cheryl Studebaker</i>
2-1-97	MARK MASUR	18326 TEDDIE W. CIRCLE EAGLE RIVER, AK 99577	694-2817	<i>Mark Masur</i>
2-1-97	Alan Arima	611 Oxford Anchorage AK 99503	563-6060	<i>Alan Arima</i>
2-1-97	Rob Heckman	6101 Beth Craig Anch 99504	337-3366	<i>Rob Heckman</i>
2-1-97	Cheri Heckman	4117 Dorothy Anch 99504	243-6333	<i>Cheri Heckman</i>
2-1-97	Robert B. McLean Jr	2942 Leewood, A/A 99575	345-3887	<i>Robert B. McLean Jr</i>
2-1-97	Michelle C. Hopkins	523 Togiak #A A/A 99503	521-8696	<i>Michelle C. Hopkins</i>
2-1-97	JUGA K. OLSEN	P.O. BOX 10068, Anch AK 99500	263-6806	<i>Juga K. Olsen</i>
2-1-97	Kim Beardsley	3737 Clay Prudhoe	248-5990	<i>Kim Beardsley</i>
2-1-97	Marjorie Jorgensen	133 1/2 E. Main KIR.	258-5711	<i>Marjorie Jorgensen</i>
2-1-97	Paul Keith	18940 Third ST Eagle River AK	696-8720	<i>Paul Keith</i>
2-1-97	John H. ...	3300 BILLYE DR ANCH AK	349-2440	<i>John H. ...</i>



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE	
1	2-2-97	Shi Alley E. Littleton	17025 Park Place Eagle River, AK	894-5958	Shi Alley E. Littleton
2	2-2-97	Taina P. Kulieva	P.O. Box 077523 Ed. Anchorage, AK	694-3466	Taina P. Kulieva
3	2/2/97	Donna W. Martin	3321 Eureka #11 Anchorage, AK	561-5069	Donna W. Martin
4	2/2/97	Conrad L. Johnson	6928 St. Ilya Park Anchorage, AK	344-7694	Conrad L. Johnson
5	2/2/97	Del L. Clark	1910 State St. Anchorage, AK	337-8101	Del L. Clark
6	2/2/97	Ronald C. Jacobs	13211 Reef Place Anchorage, AK	345-5145	Ronald C. Jacobs
7	2-2-97	Michael Stunelle	Box 878845 Wasilla	9927516	Michael Stunelle
8	2-2-97	Amundson, Donald	Mile 230 Parkstein Healy, AK	503-0055	Amundson, Donald
9	2/2/97	Danny Van Allen	4324 E 2nd Ave Anchorage, AK	333-6774	Danny Van Allen
10	2/2/97	Don Horton	4805 Buckingham Way Anchorage, AK	562-5705	Don Horton
11	2/2/97	Margaret S. Cobley	3511 Balchen Dr Anchorage, AK	20 2450675	Margaret S. Cobley
12	2/2/97	DAVID L. WHITE	P.O. Box 1026 Bethel, AK		David L. White
13	2/2/97	Gaull Pittner	3471 Crandall Way Anchorage, AK	344-4533	Gaull Pittner
14	2/2/97	Michael Dickson	8511 Ridgeway Anchorage, AK	338-0011	Michael Dickson
15	2-2-97	David A. O'Brien	Box 2056 Cordova, AK 99571	424-3246	David A. O'Brien
16	2-2-97	Nancy O'Brien	Box 2056 Cordova, AK 99571	424-7061	Nancy O'Brien
17	2-2-97	PATRICK J. AMUNDSON	109 BUNNELL ST ANCHORAGE, AK	338-5235	Patrick J. Amundson
18	2-2-97	FRANCIS M. SHERWOOD	1640 BRINTON ANCHORAGE, AK	333-6248	Francis M. Sherwood
19	"	FRANCIS M. SHERWOOD	1941 WILKINSON ANCHORAGE, AK	503-7616	Francis M. Sherwood
20	"	Choy Froste	"	11	Choy Froste



## SUPPORT FOR SENATE BILL NO. 35

I am an Alaskan resident in support of Senate Bill No. 35. I do not believe access to park lands or waterways should be restricted without approval of the State Legislature. By signing, I acknowledge that I have reviewed a copy of Senate Bill No. 35, as originally presented by it's authors:

DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
2-1-97	Billy Houser	22522 Norton, Chugiak, AK	688-1131	Billy Houser
2-1-97	Christine Gutterby	1103 Box 7190 Seldovia, AK	2624912	Christine Gutterby
2-1-97	V. Schwartz	1930 Percipin, Wasilla	376 2034	V. Schwartz
2-1-97	Bill	P.O. Box 871510	373-3164	Bill
2-1-97	Beverly Serrano	P.O. Box 811510 Wasilla, AK 99607	376-3484	Beverly Serrano
2-1-97	Michelle Claff	697 Chickadee St Anchorage, AK	243-1625	Michelle Claff
2-1-97	JH Summers Jr	534 Quicksilver, Palmer, AK 99645	445-4623	JH Summers Jr
2-1-97	K. F. Summers	534 Quicksilver Ct. Palmer, AK 99645	745-4623	K. F. Summers
2-1-97	A. Joseph	Box 230096 Anchorage	345-0967	A. Joseph
2-1-97	Andy Siebort	521 Mellau Pl Anchorage, AK	337-6468	Andy Siebort
2-1-97	Paul Barnet	P.O. Box 48, Palmer, AK	745-0972	Paul Barnet
2-1-97	Myron L MacEubner	P.O. Box 1767 Palmer, AK	746-5467	Myron L MacEubner
2-1-97	Norma M. McPumbe	P.O. Box 1767 Palmer, AK	746-5467	Norma M. McPumbe
2-1-97	Mike Fratton	3104 W. 33rd, Anchorage, AK	245-7624	Mike Fratton
2/1/97	Sherry Lovell	8221 Majestic Dr Anchorage, AK	338-4990	Sherry Lovell
2/1/97	Doris Lovell	8221 Majestic Dr Anchorage, AK	338-4990	Doris Lovell
2-1-97	Kent Kelley	25418 Eagle River Rd E. R.	694-6768	Kent Kelley
2/1/97	Mig Dillingham	8100 Lantana Dr Anchorage, AK	344-9671	Mig Dillingham
2/1/97	Bill Hickey	1831 Bellevue Loop Anchorage, AK	344-5806	Bill Hickey
2/1/97	Lori Morkkanen	11706 Iceland Cir E, Anchorage, AK 99517	694-5043	Lori Morkkanen



### SUPPORT FOR SENATE BILL NO. 35

I am an Alaskan resident in support of Senate Bill No. 35. I do not believe access to park lands or waterways should be restricted without approval of the State Legislature. By signing, I acknowledge that I have reviewed a copy of Senate Bill No. 35, as originally presented by it's authors:

DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
2-1-97	Jennifer A Rosetti	2262 Outside Blvd North Pole <sup>AK</sup>	707-488-2981	Jennifer A Rosetti
1 Feb 97	Randee Aman	4633 Paul F St Anchorage AK	32-7771	R. Aman
2-1-97	John Palumtier	523 Topical Anch AK	561-4696	John Palumtier
2-1-97	Kenny Kachitz	4535 E 4th Anch AK	553-4111	Kenny Kachitz
2-1-97	Charles A. Goff	3130 Jerix Anch AK	237-2534	Charles A. Goff
2-1-97	David Byrd	8281 Longport St Anch	346-3689	David Byrd
2/1/97	Frank Korda	6324 Air Guard RR Anch.	243-5216	Frank Korda
2-1-97	Andrew J. Donovan	PO BOX 570490 Wasilla AK	376-6750	Andrew J. Donovan
2-1-97	DONALD R. PETRUS	PO BOX 9875 PALMER AK	745-6307	Donald R. Petrus
2-1-97	Kathi L. Lester	PO BOX 872896 Wasilla AK	376-7787	Kathi L. Lester
2-1-97	THOMAS T. LESTER	PO BOX 872896 Wasilla AK	376-7787	Thomas T. Lester
2-1-97	Joseph J. Polito	PO BOX 3209 PALMOUR AK	746-0578	Joseph J. Polito
2-1-97	JOHN P SUPPLE	P.O. BOX 3624 KENAI AK	283-3487	John P. Supple
2/1/97	Gene L. Gains	1702 Nunuka Dr Anch AK	333-7703	Gene L. Gains
2/1/97	MAY GAINS	1702 Nunuka Dr Anch AK	333-7703	May Gains
2-1-97	GARY J. ROYAL	19729 SAMALGA CIR E/K AK	696-6801	Gary J. Royal
2-1-97	Ken Johnson	PO BOX 670946 CHUGIAT AK	688-6091	Ken Johnson
2-1-97	Ronda Staebner	18713 Upper Skyline, Eagle River, AK	694-5151	Ronda Staebner
2-1-97	Emma B. Zimoff	1470 Will. Wain Way Wasilla	376-1470	Emma B. Zimoff
2-1-97	Allen Thornhill	2111 West HATH - Anch 99517	248-4908	Allen Thornhill



## SUPPORT FOR SENATE BILL NO. 35

I am an Alaskan resident in support of Senate Bill No. 35. I do not believe access to park lands or water should be restricted without approval of the State Legislature. By signing, I acknowledge that I have reviewed Senate Bill No. 35, as originally presented by its authors:

DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE	
1	1/1/97	Charles G Hunt	27211 FALCON DR Chugiak	688-6832	Charles G Hunt
2	2-1-97	Ronald E Bailey	910 KATH PL Anch 99504	333-6147	Ronald E Bailey
3	2-1-97	Teresa E Bailey	910 KATH PL Anch. Ak. 99504	333-6147	Teresa E Bailey
4	2/1/97	Richard E Dytner	14711 W. Lakeside Dr Eagle River AK 99577	694-1869	Richard E Dytner
5	2/1/97	Kendall Graven	19318 Samukaluk Circle Eagle River AK 99577	696-2771	Kendall Graven
6	2/1/97	Eric Bryous	6130 E 41 <sup>st</sup> St Anch #1 Anch	333 0928	Eric Bryous
7	2/1/97	John F. Bradford	12401 E. Swan St Anch AK 99507	746-2612	John F. Bradford
8	2/1/97	Bill Chaseman	PO Box 671501 Chugiak AK 99507	688-8085	Bill Chaseman
9	2-1-97	Stephen Tatakis	8030 Little Dipper	337 3775	Stephen Tatakis
10	2-1-97	Robert G. Dragnick	6246 TRAYON DR Anch AK	345-7521	Robert G. Dragnick
11	2-1-97	LARRY G MONSON	170 LARK CIR. ANCH AK 99508	337 3745	Larry G. Monson
12	2-2-97	DAVID H. CONRAD	1001 BONIFACE 16N 99504	337 5778	David H. Conrad
13	2/2/97	R. S. PLUMMER	2726 Tulipwood Dr	561-0429	R. S. Plummer
14	2/1/97	CAROL PALMER	PO Box 72508 Was. 99577	376-4177	Carol Palmer
15	2/1/97	LARRY L. PARKS	PO Box 712072 Eagle River	294-6529	Larry L. Parks
16	2/1/97	Bradley Scott	PO Box 231142 Anch 99522	345-7852	Bradley Scott
17	2/1/97	Bruce Stoney	4400 ZODIAK DR FINEA AK 99507	346-2215	Bruce Stoney
18	2/1/97	Emil A. Bartolowicz	Box 227 Clam Gulch AK	262-9063	Emil A. Bartolowicz
19	2/1/97	Edward W. Moran	2906 Dawson St Anch	562-9498	Edward W. Moran
20	2/1/97	JAMES R. STANTON	395 Pearl Dr FBKS AK	488-7735	James R. Stanton



## SUPPORT FOR SENATE BILL NO. 35

I am an Alaskan resident in support of Senate Bill No. 35. I do not believe access to park lands or waterways should be restricted without approval of the State Legislature. By signing, I acknowledge that I have reviewed a copy of Senate Bill No. 35, as originally presented by it's authors.

DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE	
1	2/1/97	L. R. Blackst	13115-Gulf Circle, Anch. AK 99515	264-3025	L. R. Blackst
2	2/1/97	JOHN A. ALKEMAN	20906 Chickadee Pt. Anch.	688-2175	John Alkeman
3	6/1/97	DON THOMASNESS	2715 LAISSAC	248 1819	Don Thomasness
4	2/1/97	BRIAN HOWES	7536 ISLAND DR.	337-3647	Brian Howes
5	2/1/97	SUZAN L. HARTLICH	3419 Museum Ave Anch 99517	243-8198	Suzan Hartlich
6	2/1/97	William L. Stanley	Box 403 Soldotna AK	262-7125	Will Stanley
7	2/1/97	Nate Pennington	7190 Broadway Palmer AK	745-8228	Nate Pennington
8	2-1-97	DONALD L. PENNINGTON	P.O. Box 57-1308 Big Lake	745 9228	DL Pennington
9	2-1-97	Stevan C. Krom	4671 Southpark Bluff Dr. Anchorage AK 99516	345-7521	Stevan C. Krom
10	2-1-97	DONALD J. CHARLTON	2032 BRANVILYN CIRCLE ANCHORAGE	345-3319	Donald J. Charlton
11	2-1-97	Don Goodston	9200 Byrd Way Anchorage AK	346-1083	Don Goodston
12	2/1/97	BART BIAS	1600 Vesku Cir	344 9919	Bart Bias
13	2/1/97	Royal Field	10501 Constitution Cir.	694-1627	Royal Field
14	2/1/97	TERRY K. HYER	1342 ZIMMIS	561-5543	Terry K. Hyer
15	2-1-97	DAVID G. ROY	2807 Brookstone LP	349-4987	David Roy
16	2-1-97	Mike Kunder	6241 Newt Dr. Anch. AK	561-7776	Mike Kunder
17	2-1-97	KATHERINE S. BARSCHKE	10241 Mount Dr. Anch. AK	561-7776	Katherine S. Barschke
18	2-1-97	Don R. King	5770 Colbye Dr. Anch.	238-5991	Don R. King
19	2-1-97	Donald P. McManis	Box 1613 Palmer AK		Donald P. McManis
20	2/1/97	Matthew Wajrowski	19729 Eagle River Rd. Bagdad AK	694-3530	Matthew Wajrowski

ALASKA BOATING ASSOCIATION 111 1670 1677-0021





## SUPPORT FOR SENATE BILL NO. 35

I am an Alaskan resident in support of Senate Bill No. 35. I do not believe access to park lands or waterways should be restricted without approval of the State Legislature. By signing, I acknowledge that I have reviewed a copy of Senate Bill No. 35, as originally presented by it's authors:

	DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1	2/2/97	Hether Gilbert	750 Copet Industrial Way, Palmer, AK 99645	746-8800	<i>Hether Gilbert</i>
2					
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## SUPPORT FOR SENATE BILL NO. 35

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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE	
1	2/2/97	CHARLES F. NEIBORCUTT	12221 Whittier, N.I. E.P. AK 99507	694-7303	Charles F. Neiborcutt
2	2/2/97	Phillip C. Petrie	24532 Teal Loop Chugiak AK 99567	688-1190	Phillip C. Petrie
3	2/2/97	ROBERT D. TRASKER	4771 N. W. 25th St Anch 99507	346-3602	Robert D. Trasker
4	2-2-97	LAWRENCE GROVE	P.O. BOX 22253 ANCH AK 99512	248 6031	Lawrence Grove
5	2-2-97	BRENT DAVIES	2917 Cambridge Anch AK 99177	247 7311	Brent Davies
6	2/2/97	Nickie Sherburne	24807 Teal Loop Chugiak AK	688-0102	Nickie Sherburne
7	2-2-97	Benjamin E. Shorburne	P.O. Box 67024 Chugiak AK 99517	688-0102	Benjamin E. Shorburne
8	2/2/97	Stephen Skortvede P.A.C.	P.O. Box 875564 Kodiak AK 99687	373-3331	Stephen Skortvede
9	2/2/97	Gerald Pollock	3501 Eastwind Dr.	345-0555	Gerald Pollock
10	2/2/97	Elaine M. Pollock	3501 Eastwind Dr. Anch AK	345-0655	Elaine M. Pollock
11	2/2/97	Ernie Barndt	1807 Meadow Ln Anch AK 99507	694-3045	Ernie Barndt
12	<del>2/2/97</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>
13	2/2/97	Rexford W. Martin	5308 Arctic Blvd. Anch. AK 99518	561-4884	Rexford W. Martin
14	2/2/97	TERRY A. BICNE	346 GAVINE CIRCLE ANCH, AK 99501	337-6835	Terry A. Bicne
15	2/2/97	Tom Riedell	P.O. Box 91934 Anch AK	56-1832	Tom Riedell
16	2/2/97	MARTIN DICKER	8511 RIDGEWAY AVE	338-0011	Martin Dickers
17	2/2/97	Michelle Pearson	4107 E 68th	344-1394	Michelle Pearson
18	2-2-97	GEORGE F. WELLS	1409 E 21 ANCH	333-6872	George F. Wells
19					
20					



## SUPPORT FOR SENATE BILL NO. 35

I am an Alaskan resident in support of Senate Bill No. 35. I do not believe access to park lands or waterways should be restricted without approval of the State Legislature. By signing, I acknowledge that I have reviewed a copy of Senate Bill No. 35, as originally presented by it's authors:

DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
2/2/97	Theresa A. Clark	1910 State St. Anch AK	337-8101	Theresa A. Clark
2-2-97	DAVID L. May-15	PO1421 PALMER AK	746 1056	David L. May-15
2-2-97	Steven J. Post	21305 Lowland Ave Elyria AK	696-0845	Steven J. Post
2-2-97	James K. Cunha	2948 Carriage Dr. Anch	522-2948	James K. Cunha
2-2-97	Don A. Weste	8330 DAGAN ST	243-2580	Don A. Weste
2/2/97	Kristina Nelson	PO Box 876747 Waukena AK	892-7516	Kristina Nelson
2/2/97	Neil Cutler	4122 Lakeway Dr. Anch	243-4667	Neil Cutler
2/2/97	John Rohde Lewellyn	4350 AMBER CIRCLE	337-8669	John Rohde Lewellyn
2/2/97	Gloria Jean Lewellyn	4350 AMBER Circle	337-8669	Gloria Jean Lewellyn
2/2/97	Christina Fiedler	3511 Fralcher Dr	265-0675	Christina Fiedler
2/2/97	Timothy H. Furdy	909 E 12 <sup>th</sup> APT J	272-9861	Timothy H. Furdy
2/2/97	Timothy Beyer	2411 W. 79th Ave	243-0218	Timothy Beyer
2/2/97	Don Somers	3636 W 78	337-2744	Don Somers
2/2/97	CARY HILL	10270 JAMESTOWN Dr "H" Anch	349-7275	Cary Hill
2/2/97	FRED R KING	9000 VERNON, Anchorage AK	349-2997	Fred R King
2/2/97	Lucille M. Powell	4909 E 24 <sup>th</sup> Anchorage AK	333-6872	Lucille M. Powell
2/2/97	DON SHROEDER	1640 BRINK DR, Anch, AK	333-6268	Don Shroeder
18				
19	-			
20				



P.O. Box 210408 • Anchorage, AK 99521

Gilase A. Burkhardt  
1161 W 7th  
Anchorage, Alaska 99518  
Secretary - Alaska Boating Association

**Senator Lyda Green**  
Twentieth Legislature - First Session

**Re: Senate Bill No. 35**

**CC: State of Affairs Committee**

Dear Senator Green,

I am a lifelong Alaska resident writing in support of your proposed Senate Bill No. 35, referring to classification and restriction of use for public lands and waterways.

I support this bill for two reasons. First, I believe access on public lands and waterways should be open to all traditional means of transportation, and should not be restricted for the exclusive use of a single or specific group of users. More importantly, I believe ~~any~~ such restrictions or classifications which are deemed necessary, should bear legislative approval.

Currently, the Department of Natural Resources and other government agencies have the power to impose restrictions and limitations on the use of public lands and waterways. I believe they do currently have a requirement to seek public testimony on such matters. In the past, however, I have seen overwhelming testimony be disregarded in the final determination. This has happened repeatedly for many years.

Having a public opinion process is meaningless if the opinion is sought simply to comply with "agency requirements". It should be considered seriously by the people we empower as state leaders. It appears to me that many times agencies submit to the public opinion process, only to proceed with actions they were determined to take before the public was heard. This not only contributes to continued apathy of the people, it is inappropriate in our form of government.

The commissioners of these various agencies do not sit in elected positions. For the most part, they can remain in their positions for the better part of their careers, unaffected by the will of the people or popular vote. If they fail to follow the will of the people, there is little recourse for the residents of the state who collectively own these resources.

This bill is appealing, regardless of whether one supports my feelings on unrestricted access. It's basic premise is that land and waterway resources owned by the people of Alaska may only have use restrictions or re-classifications imposed *if the legislature approves them*.

Contrary to the current process, *this bill would place the responsibility for such measures in the hands of those representatives who the people elect.* Even though this may become somewhat of a tedious burden, the legislature is the appropriate avenue.

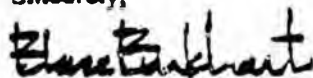
It may appear a somewhat ridiculous analogy, but I would remind you that this country (and others in the world) has fought several wars throughout history. Many of these, in one respect or another, involved freedom of the seas. No country wanted another to impose restrictions on their use of international waters. Likewise, Alaskans are getting tired of state agencies doing basically the same thing. If restrictions are necessary, let the people we elect make those decisions.

In closing I would like to address one argument I am sure will surface during discussions of this bill. In the recent movement to restrict snowmachine access at Curry Ridge, near Denali National Park, public testimony was heard on the matter. Ultimately the closure was not implemented. Opponents of this bill may point to that example as a means of defending the status quo - saying "see - the public opinion process works".

I can tell you from experience there was far less public testimony on that issue than was received on many others. I believe the real reason the closure was not implemented is the fact that you had already pre-filed this bill at that time. I wonder what would have come about had that not been the case.

**I SUPPORT SENATE BILL NO. 35**

Sincerely,



Blase Burkhart

Secretary - Alaska Boating Association

January 17, 1997



RECEIVED

APR 6 1997

---

Alaska Boating Association • P.O. Box 210430 • Anchorage, Alaska 99521

---

Senator Lyda Green  
Alaska State Senate  
State Capitol, Interdepartmental Mail Stop: 3101  
Juneau, AK 99801-1182

Dear Senator Green:

This letter is in response to your proposed SB0035 relating to traditional means of access for traditional outdoor uses. At a regularly scheduled meeting of the Alaska Boating Association held on January 16, 1997, our organization voted unanimously to support your efforts and to strongly urge this legislation be passed. This letter is to communicate to you the organizations official position on this legislation.

In addition, many of our individual members will be corresponding with individual letters, POM's, testimony at teleconferences, etc. This bill is important to all members of our organization since traditional means of access is not only important to us for recreational considerations; but, in some cases is vital to some members livelihood.

Thank you for your efforts and continue to keep us informed of any and all related legislative matters we can be effective in supporting.

Yours truly,

Roy J. Burkhardt, Legislative Affairs Officer  
Alaska Boating Association  
Voice: (907)495-6337 FAX:(907)495-6338 E-Mail: rjburk@alaska.net

cc: Donald Sherwood, President, Alaska Boating Association  
Senator Drue Pearce, Co-Sponsor, SB0035, Alaska State Senate  
Senator Robin Taylor, Co-Sponsor, SB0035, Alaska State Senate

- Dedicated to the rights of Alaskan Boaters -

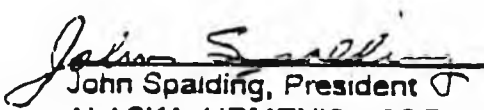


ALASKA AIRMEN'S ASSOCIATION, INC.

**RESOLUTION**

The Alaska Airmen's Association hereby resolves that the Alaska Legislature adopt proposed Senate Bill 35 dealing with traditional means of access for traditional outdoor uses which shall include access by small private as well as commercial aircraft.

So Resolved this 22 day of January, 1997

  
John Spalding, President  
ALASKA AIRMEN'S ASSOCIATION, INC.

3038 Donnington Drive  
Anchorage, AK 99504-3847  
333-8347

RECEIVED

January 22, 1997

ANS U.....

Sen Lyda Green

I would like to thank you for your bill that will insure access to Alaskan resources. Your course of action will right a wrong that has needed fixing for a very long time. Our state resource managers have become puppets for the lower forty eight environmentalists, which have realized that they (the radical environmentalists) have wasted and ruined the lower forty eight, and now they want to lock up OUR State from us. Unfortunately, they are slowly succeeding because of no legal means of stopping the state administrative process. If we don't like the actions of a resource manager, there is nothing that can be done. The public has no recourse. He is not an elected official, and therefore is untouchable by anyone except his fellow green supervisor. Your bill enables a real public input process with people who are countable to their community. You know the idea went the mile last year, only to be conveniently delayed until the legislative session had ended, then after listening and reacting according to the wishes of the green radicals from the land southeast of Juneau, the bill was vetoed. Our Governor showed his true colors.

Please continue your efforts on our behalf. We greatly appreciate your work and diligent efforts. I sorry to say that because of the short notice, I probably will not be able to get off from work to testify at the hearing tomorrow; however, I want you and whomever else necessary to know that I believe that this bill will have a greater impact on the future of Alaska than any other bill that will be considered. It must complete the entire process and become our new way doing business.

Our right to access, utilize, and enjoy the unlimited resources within our State should not and cannot be denied. Just as it is our responsibility to wisely use and protect these same resources. Misuse by an individual or certain groups should be dealt with on a case by case basis, and not punish the whole for the mistakes of a few.

Please continue your outstanding efforts, and if I may be of any assistance; please let me know. Thank you.

BJ  
Randy "Bj" Bjorgan  
W - 269-8978

3038 Donnington Drive  
Anchorage, AK 99504-3847  
333-8347

RECEIVED

January 22, 1997

ANS U.....

Sen Lyda Green

I want to let you know that I wholeheartly support your bill to move the restrictive powers from administrative boards to your legislative body. This will allow us to have an input into the management of our State resources. Thanks for your support of the people who use and enjoy Alaska.

signed  
Margaret "Peggy" Bjorgan  
W - 264-0514

PUBLIC OPINION MESSAGE

RECEIVED

FROM RONALD R WILSON  
P.O. BOX 871706  
WASILLA AK 99687  
(907) 373-6700

TO ALL SENATE RESOURCE MEMBERS

REF SB35 --- "AN ACT RELATING TO TRADITIONAL MEANS OF ACCESS..

**SUPPORT**

AS A CONCERNED INDIVIDUAL AND A MEMBER OF THE ALASKA BOATING ASSOCIATION,  
I SUPPORT THIS BILL. I FEEL THAT ALL ALASKANS SHOULD HAVE THE RIGHT TO  
ACCESS PUBLIC LANDS AND WATERWAYS BE IT MOTORIZED OR NON-MOTORIZED.  
HOPEFULLY, THE LEGISLATURE WILL ACT MORE RESPONSIBLY THAN DNR WHO DO  
NOT ACT FOR THE MAJORITY OF ALASKANS

RONALD R WILSON

(13) "riparian area" means

(A) the areas specified in AS 41.17.116(a) on private land in the coastal forest of spruce or hemlock;

(B) the areas specified in regulations adopted by the commissioner under AS 41.17.116(b) on private land outside the coastal forest of spruce or hemlock;

(C) the area 100 feet from the shore or bank of an anadromous or high value resident fish water body on state land managed by the department and on other public land;

(14) "significant impairment of the productivity of the land and water" means an activity that may foreseeably result in prolonged or substantial damage to renewable resources or prolonged or substantial reduction of the continuing capability of the land or water to produce renewable resources at their natural or historic levels;

(15) "silviculture" means the art of producing and tending a forest, the application of the knowledge of silvics in the treatment of a forest, and the theory and practice of controlling and managing forest establishment, composition, and growth;

(16) "state forest" means an area designated by the legislature and retained in state ownership in order to

(A) provide a base for sustained yield management of renewable resources;

and

(B) permit a variety of beneficial uses;

(17) "sustained yield" means the achievement and maintenance in perpetuity of a high level annual or regular periodic output of the various renewable resources of forest land and water without significant impairment of the productivity of the land and water, but does not require that timber be harvested in a non-declining yield basis over a rotation period;

(18) "timber owner" means a person who owns timber on forest land or who has the rights to timber, but does not own the land itself;

(19) "Type A water body" means an anadromous water body that is

(A) a stream or river of any size having an average gradient of eight percent or less, with banks held in place by vegetation, channels that are not incised, and a substrate composed of rubble, gravel, sand or silt;

(B) wetlands and lakes, including their outlets; and

(C) an estuarine area delimited by the presence of salt-tolerant vegetation;

(20) "Type B water body" means an anadromous water body that is a fish stream or river of any size having an average gradient of eight percent or less, a channel that is incised and contained by the geomorphology and not by vegetation, and a substrate that ranges from rubble to bedrock; and

(21) "Type C water body" means a stream that is tributary to anadromous waters and that is incised greater than 28 degrees, has an average gradient of greater than eight percent, is narrower than 20 feet between ordinary high water marks, has a substrate of rubble and bedrock, and is a mountain slope stream at the upper end of the watershed.

History -

(sec. 1 ch 108 SLA 1978; am sec. 88 ch 59 SLA 1982; am sec. 43 ch 85 SLA 1988; am sec. 27 ch 34 SLA 1990)

Cross References -

For additional definitions, see AS 41.99.900.

Amendment Notes -

The 1990 amendment, effective May 12, 1990, rewrote this section.

Decisions -

The "sustained yield principle" - as used in Alas. Const. art. VIII, sec. 4 accords with the definition set forth in AS 38.04.910(10), and the added language in the definition of "sustained yield" in this section that it "does not require that timber be harvested in a nondeclining yield basis over a rotation period"; and it should be read as permitting timber cutting at a level that cannot be sustained over a forest rotation period only in unusual circumstances. Southeast Alaska Conservation Council, Inc. v. State, 665 P.2d 544 (Alaska 1983).

Chapter 41.20. PARKS AND RECREATIONAL FACILITIES

*Renumbered as AS 41.21.*

Chapter 41.21. PARKS AND RECREATIONAL FACILITIES

Article 01. ADMINISTRATION

Sec. 41.21.010. PURPOSE.

It is the purpose of AS 41.21.010 - 41.21.040 to foster the growth and development of a system of parks and recreational facilities and opportunities in the state, for the general health, welfare, education, and enjoyment of its citizens and for the attraction of visitors to the state.

History -

(sec. 1 ch 158 SLA 1959)

Revisors Notes -

Formerly AS 41.20.010. Renumbered in 1983.

Article Notes -

Collateral References. - 59 Am. Jur. 2d, Parks, Squares and Playgrounds, sec. 1-15; 63A Am. Jur. 2d, Public Lands, sec. 16.

81A C.J.S., States, sec. 138, 145-150.

Statutes relating to establishment or administration of parks as encroachment on right of local self-government. 88 ALR 228.

Construction of highway through park as violation of use to which park property may be devoted. 60 ALR3d 581.

State's liability for personal injuries from criminal attacks in state park. 59 ALR4th 1236.

Sec. 41.21.020. DUTIES OF DEPARTMENT OF NATURAL RESOURCES.

(a) The department shall

(1) develop a continuing plan for the conservation and maximum use in the public interest of the scenic, historic, archaeologic, scientific, biological, and recreational resources of the state;

(2) plan for and develop a system of state parks and recreational facilities, to be established as the legislature authorizes and directs;

(3) acquire by gift, purchase, or transfer from state or federal agencies, or from individuals, corporations, partnerships or associations, land necessary, suitable and proper for roadside, picnic, recreational, or park purposes;

(4) develop, manage, and maintain state parks and recreational areas;

(5) provide for the acquisition, care, management, supervision, improvement, development, extension, and maintenance of public recreational land, and make necessary

arrangements, contracts, or commitments for the improvement and development of land acquired under AS 41.21.010 - 41.21.040; contracting for improvement and development under this paragraph is governed by AS 36.30 (State Procurement Code);

(6) adopt, in accordance with this section and AS 44.62 (Administrative Procedure Act), regulations governing the use and designating incompatible uses within the boundaries of state park and recreational areas to protect the property and to preserve the peace;

(7) cooperate with the United States and its agencies and local subdivisions of the state to secure the effective supervision, improvement, development, extension, and maintenance of state parks, state monuments, state historical areas, and state recreational areas, and secure agreements or contracts for the purpose of AS 41.21.010 - 41.21.040;

(8) encourage the organization of state public park and recreational activities in the local political subdivisions of the state;

(9) provide for consulting service designed to develop local park and recreation facilities and programs;

(10) provide clearinghouse services for other state agencies concerned with park and recreation matters;

(11) perform other duties as are prescribed by executive order or by law;

(12) maintain memorials to Alaska veterans located in state parks; and

(13) adopt, in accordance with AS 44.62 (Administrative Procedure Act), regulations governing the use of the Chena River State Recreation Area and designating incompatible uses within the boundaries of the Chena River State Recreation Area in accordance with AS 41.21.490.

(b) In adopting regulations under (a)(6) of this section, the department shall consider whether the use of dogs, horses, and other animals for packing gear, pulling sleds, or for other recreational use is a compatible use within a state park or recreational area.

(c) The department may accept cash and other donations from public or private sources to assist and support the department in carrying out the purposes of this chapter.

#### History -

(sec. 2 ch 158 SLA 1959; am sec. 1 ch 233 SLA 1970; am sec. 3 ch 30 SLA 1981; am sec. 1, 2 ch 78 SLA 1981; am sec. 1 ch 16 SLA 1984; am sec. 40 ch 106 SLA 1986; am sec. 19 ch 2 FSSLA 1992; am sec. 74 ch 63 SLA 1993)

#### Revisors Notes -

Formerly AS 41.20.020. Renumbered in 1983. Paragraph (a)(13) was enacted as (a)(12) and renumbered in 1981. The present second sentence of AS 41.21.490 was enacted as a part of (a)(13) and transferred in 1981, with minor word changes in (a)(13) of this section. In 1984, "a compatible use" was substituted for "compatible" in subsection (b) to correct a manifest error in ch. 16, SLA 1984.

#### Cross References -

For power of the department of military affairs to construct memorials to veterans, see AS 44.35.030.

#### Amendment Notes -

The 1992 amendment, effective July 1, 1992, in subsection (a), substituted "develop, manage, and maintain" for "control, develop and maintain" in paragraph (4) and substituted "management" for "control" in paragraph (5).

The 1993 amendment, effective January 1, 1993, added subsection (c).

#### Editors Notes -

Section 87, ch. 63, SLA 1993 provides "if any section of this bill is found to violate the

single subject rule it is severed from the rest of the bill."

Decisions -

Kenai River Area. - The legislature intended the Kenai River Area to be a state park and intended normal state park regulations to govern the area unless those regulations were inconsistent with a regulation promulgated specifically for the area under AS 41.21.506(b). State v. Lawrence, 858 P.2d 635 (Alaska Ct. App. 1993).

Collateral Refs -

Use to which park property may be devoted. 18 ALR 1266; 63 ALR 484; 144 ALR 486.

#### Sec. 41.21.022. DISCHARGE OF FIREARMS.

The discharge of firearms during lawful hunting, trapping, and fishing is permitted within the boundaries of: (1) Caines Head State Recreation Area; (2) Chena River State Recreation Area; (3) Chugach State Park; (4) Denali State Park; (5) Kachemak Bay State Park; (6) Kachemak Bay State Wilderness Park; (7) Marine Parks established in AS 41.21.300 - 41.21.306; (8) Quartz Lake State Recreation Area; and (9) Wood-Tikchik State Park, except that all or part of a state park, marine park, wildlife preserve, or recreation area may be closed to the discharge of firearms by regulations adopted by the department for purposes of public safety or, with the concurrence of the Board of Game, for limited areas of Chugach State Park for public display of local wildlife under AS 41.21.121.

History -

(sec. 1 ch 126 SLA 1934)

#### Sec. 41.21.024. EASEMENTS AND RIGHTS-OF-WAY FOR ACCESS TO PRIVATE LAND.

The department may grant a public easement or public right-of-way within a state park unit for access to private property if the commissioner determines that the easement or right-of-way

- (1) will not unduly affect park resources; and
- (2) is in the public interest.

History -

(sec. 1 ch 172 SLA 1990)

Revisors Notes -

Enacted as AS 41.21.020(c). Renumbered in 1990.

#### Sec. 41.21.025. ZONING OF PRIVATE LAND WITHIN STATE PARKS.

(a) The department may adopt, under AS 44.62 (Administrative Procedure Act), zoning regulations governing private property within the boundaries of state parks established under this chapter.

(b) Land patented to or under interim conveyance to a regional or village native corporation under 43 U.S.C. 1601-1628 (P.L. 92-203, Alaska Native Claims Settlement Act) that falls within a state park boundary is subject to the zoning regulations provided for under (a) of this section only if the affected regional or village native corporation consents to or fails to reject the zoning regulations within 60 days from the date they are submitted to the affected corporation.

(c) Uses existing on June 25, 1976 are not affected by zoning regulations adopted after June 25, 1976.

History -

(sec. 1 ch 250 SLA 1976)

Revisors Notes -

Formerly AS 41.20.025. Renumbered in 1983.

Decisions -

Quoted in State v. Lawrence, 858 P.2d 635 (Alaska Ct. App. 1993).

Sec. 41.21.026. FEES FOR THE USE OF STATE PARK SYSTEM FACILITIES.

(a) Notwithstanding (b) of this section, the department may charge or collect a fee in a park unit for

- (1) rental of public use cabins or other overnight lodgings;
- (2) overnight use of a developed campsite;
- (3) special park use permits;
- (4) competitive and exclusive commercial use permits;
- (5) noncompetitive and nonexclusive commercial use permits;
- (6) use of a sewage holding tank dump station;
- (7) admission to or guided tours of visitor centers and historic sites;
- (8) use of an improved boat ramp in a park facility developed principally for boat launching;
- (9) sale of firewood;

Sec. 41.21.030. DISPOSITION OF FUNDS.

(a) All money received from the operation of parks and recreational facilities, including money from concessions, rentals, or donations, shall be deposited in the general fund of the state.

(b) *Repealed, sec. 28 ch 90 SLA 1991.*

(c) In (a) of this section, "money from concessions" means, for a concession contract under AS 41.21.027, the consideration received by the state from the contract.

History -

(sec. 3 ch 158 SLA 1959; am sec. 2 ch 89 SLA 1987; am sec. 28 ch 90 SLA 1991)

Revisors Notes -

Formerly AS 41.20.030. Renumbered in 1983.

Amendment Notes -

The 1991 amendment, effective July 3, 1991, repealed subsection (b).

Sec. 41.21.040. DIVISION WITHIN DEPARTMENT.

The commissioner may establish within the department a separate division to perform the functions relative to parks and recreational facilities specified in AS 41.21.010 - 41.21.040 and related or additional functions as are otherwise assigned to the department by law.

History -

(sec. 4 ch 158 SLA 1959)

Revisors Notes -

Formerly AS 41.20.040. Renumbered in 1983.

Editors Notes -

A division of parks was established in 1970 under the authority given in this section. The division is now named the division of parks and outdoor recreation.

Sec. 41.21.112. INCOMPATIBLE USES.

The commissioner shall designate by regulation incompatible uses within the boundaries of the Chilkat State Park in accordance with AS 41.21.110, and those incompatible uses designated shall be prohibited or restricted, as provided by regulation. Nothing in this section affects the rights and uses of water and facilities of the city of Haines located within the boundaries of this area.

History -

(sec. 1 ch 76 SLA 1970; am sec. 3 ch 47 SLA 1975)

Revisors Notes -

Formerly AS 41.20.190. Renumbered in 1983.

Sec. 41.21.113. EMINENT DOMAIN PROHIBITED.

The state may not acquire by eminent domain privately owned land for inclusion in Chilkat State Park.

History -

(sec. 4 ch 47 SLA 1975)

Sec. 41.21.120. PURPOSE OF AS 41.21.120 - 41.21.125.

The purpose of AS 41.21.120 - 41.21.125 is to restrict state-owned land and water described in AS 41.21.121 to use as a state park. Under AS 38.05.300, state land, water, or land and water containing more than 640 acres may be closed to multiple purpose use only by act of the legislature. Because the area described in AS 41.21.121 exceeds 640 acres, AS 41.21.120 - 41.21.125 are intended to provide for the closing of the described land and water to multiple purpose use in conformity with AS 38.05.300 and its subsequent designation as a special purpose site in accordance with art. VIII, sec. 7, of the Constitution of the State of Alaska.

History -

(sec. 1 ch 112 SLA 1970)

Revisors Notes -

Formerly AS 41.20.200. Renumbered in 1983.

Decisions -

Inclusion of university lands in park without compensation. - Although the inclusion of university lands in Chugach State Park by statute, without compensation to the university, was a breach of the federal trust, invalidating that portion of this section which included the university land in the park was error; the proper remedy is to permit an award in inverse condemnation. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

Sec. 41.21.121. CHUGACH STATE PARK ESTABLISHED.

The presently state-owned land and water, and all that acquired in the future by the state, lying within the parcels described in this section are designated as the Chugach State Park. The park is established to protect and supply a satisfactory water supply for the use of the people, to provide recreational opportunities for the people by providing areas for specified uses and constructing the necessary facilities in those areas, to protect areas of unique and exceptional scenic value, to provide areas for the public display of local wildlife and to protect the existing wilderness characteristics of the easterly interior area. The eastern area of the park shall be operated as a wilderness area, the central area as a scenic area, and the periphery areas as recreational areas. The land and water designated as the Chugach State Park and reserved from all uses incompatible with its primary function as a state park is that within the following described parcels excluding valid entries:

- (1) Township 11 North, Range 3 West, Seward Meridian  
 Section 10: Lots 19 - 22, 24, 25, 28, 29, 33, 34, 37; and SE1/4, and E1/2 SW1/4  
 Section 14: SW1/4  
 Sections 15, 22, 23, 25 and 26  
 Section 24: S1/2 and NE1/4;
- (2) Township 10 North, Range 2 West, Seward Meridian  
 Sections 1 - 4;
- (3) Township 11 North, Range 2 West, Seward Meridian  
 Sections 1 - 3  
 Section 4: Lots 1 - 4, and S1/2N1/2, SE1/4, NW1/4 SW1/4, NE1/4 SW1/4, and SE1/4 SW1/4  
 Section 5: Lots 1, 2, 4, and S1/2 NE1/4, SW1/4 NW1/4, W1/2 SW1/4 and SE1/4 SW1/4  
 Section 7: E1/2 NE1/4 and SE1/4  
 Section 8: S1/2, NW1/4, and N1/2 NE1/4  
 Section 9: N1/2 N1/2, SW1/4, and S1/2 SE1/4  
 Section 10 - 17  
 Section 18: Lot 4; and NE1/4, SE1/4, and E1/2 SW1/4  
 Section 19, except Lot 1 USS 4909  
 Section 20, except Lot 2 USS 4909  
 Sections 21 - 26  
 Section 27: E1/2, NW1/4, and SE1/4 SW1/4  
 Section 28: NE1/4 NE1/4, NW1/4, and E1/2 SW1/4  
 Sections 29 - 32  
 Section 33 except USS 2891 and USS 3384  
 Sections 34 - 36;
- (4) Township 12 North, Range 2 West, Seward Meridian  
 Section 3: W1/2, SE1/4, and SW1/4 NE1/4  
 Sections 4, 5, and 7 - 10  
 Section 11: SW1/4, W1/2 NW1/4, SE1/4 NW1/4, and SW1/4 SE1/4  
 Section 13: SW1/4 NW1/4, SW1/4, and SW1/4 SE1/4  
 Sections 14 - 29  
 Section 31: S1/2 SE1/4 and SE1/4 NE1/4  
 Sections 32 - 36;
- (5) Township 14 North, Range 2 West, Seward Meridian  
 Section 11: Lots 74 and 75  
 Section 13  
 Section 14: Lots 1 - 3, 13 - 16, 31, 32; and NE1/4 NE1/4 NE1/4, SE1/4 NE1/4 NE1/4, and SW1/4 NE1/4 NE1/4  
 Section 24: N1/2 N1/2;
- (6) Township 10 North, Range 1 West, Seward Meridian  
 Sections 1 - 4  
 Section 5, except USS 3215 and Indian Valley Subdivision  
 Section 6, except USS 1868 and USS 3200  
 Section 8  
 Section 9, except USS 3680, USS 3382, and USS 1069

Section 10, except USS 3201, USS 3202, and USS 3382  
Sections 11 - 14 and 23 - 25  
USS 3680: Lot 1;  
(7) Township 11 North, Range 1 West, Seward Meridian  
Sections 1 - 30  
Section 31, except USS 3200, USS 1868 and First Addition Indian Valley  
Subdivision  
Sections 32 - 36;  
(8) Township 12 North, Range 1 West, Seward Meridian, except lands covered by  
PLO 2029;  
(9) Township 13 North, Range 1 West, Seward Meridian;  
(10) Township 14 North, Range 1 West, Seward Meridian  
Sections 1 - 4  
Section 5: Lots 1 - 4; and S1/2 NE1/4, SE1/4 NW1/4, N1/2 SW1/4  
NW1/4, SE1/4 SW1/4 NW1/4, E1/2 SW1/4 SW1/4 NW1/4, E1/2 SE1/4, and N1/2  
NW1/4 SE1/4  
Section 6: Lots 1 - 3  
Section 9: E1/2  
Sections 10 - 13  
Section 14 N1/2, E1/2 SE1/4, and N1/2 SW1/4  
Section 15: NE1/4, N1/2 NW1/4, SE1/4 NW1/4, and SW1/4 SW1/4  
Section 16: SW1/4, S1/2 SE1/4, and NW1/4 SE1/4  
Section 17: S1/2  
Section 18: S1/2  
Section 19: N1/2 N1/2  
Section 20: N1/2 and SW1/4  
Section 21, except NW1/4 SW1/4  
Section 22, except E1/2 NE1/4  
Section 23: SW1/4 NW1/4, SW1/4, SW1/4 SE1/4, SW1/4 NE1/4 SE1/4,  
and S1/2 SE1/4 SE1/4  
Section 24: N1/2 E1/2 SE1/4, NW1/4 SE1/4, W1/2 SW1/4 SW1/4 SW1/4,  
SE1/4 SW1/4 SW1/4 SW1/4, and W1/2 NW1/4 SW1/4  
Section 25: S1/2 except N1/2 NE1/4 NE1/4 SE1/4; and SW1/4 SW1/4  
NE1/4, SW1/4 SE1/4 SW1/4 NE1/4, SW1/4 NW1/4 SW1/4 NE1/4, S1/2 NW1/4,  
NW1/4 NW1/4, SW1/4 NE1/4 NW1/4, S1/2 SE1/4 NE1/4 NW1/4, and SW1/4  
NW1/4 NE1/4 NW1/4  
Sections 26 - 36;  
(11) Township 15 North, Range 1 West, Seward Meridian  
Section 1  
Section 2: SE1/4  
Section 11: E1/2, N1/2 SW1/4, E1/2 NW1/4, and SW1/4 NW1/4  
Sections 12 and 13  
Section 14: S1/2, NE1/4, E1/2 NW1/4, and SW1/4 NW1/4  
Section 15: SE1/4 and S1/2 NE1/4  
Sections 21 - 28  
Section 29: E1/2, E1/2 SW1/4, and SW1/4 SW1/4  
Section 31: E1/2 and E1/2 SW1/4

Section 32: N1/2, E1/2 SE1/4, and S1/2 SW1/4

Sections 33 - 36;

(12) Township 16 North, Range 1 West, Seward Meridian

Section 25: NE1/4SE1/4SE1/4 and N1/2SE1/4SE1/4SE1/4; and Tract B, Thunderbird Heights Subdivision, as shown on Plat 77-226, Anchorage Recording District, October 10, 1977;

(13) Township 10 North, Range 1 East, Seward Meridian;

(14) Township 11 North, Range 1 East, Seward Meridian;

(15) Township 12 North, Range 1 East, Seward Meridian;

(16) Township 13 North, Range 1 East, Seward Meridian;

(17) Township 14 North, Range 1 East, Seward Meridian

Sections 1 - 29

Section 30: Lots 2, 4; and N1/2, N1/2 SE1/4, N1/2 SE1/4 SE1/4, N1/2 NE1/4 SW1/4, SW1/4 SW1/4 SW1/4 SE1/4, S1/2 SE1/4 SW1/4, S1/2 NW1/4 SE1/4 SW1/4, and NW1/4 NW1/4 SE1/4 SW1/4

Section 31: Lots 1, 2, 3, 5; and E1/2 W1/2, SE1/4, S1/2 NE1/4, S1/2 NW1/4 NE1/4, NW1/4 NW1/4, NE1/4, W1/2 NE1/4 NW1/4 NE1/4, SE1/4 NE1/4 NW1/4 NE1/4, SW1/4 NE1/4 NE1/4, and SW1/4 SE1/4 NE1/4 NE1/4

Section 32: N1/2 NE1/4, W1/2 SE1/4 NE1/4, NE1/2 SE1/4 NE1/4, SW1/4 SW1/4, S1/2 SE1/4 SW1/4, S1/2 NE1/4 SE1/4 SW1/4, W1/2 NW1/4 SE1/4 SW1/4, SE1/4 NW1/4 SE1/4 SW1/4, SW1/4 SW1/4 SE1/4, SW1/4 SE1/4 SW1/4 SE1/4, W1/2 SW1/4 NW1/4 SE1/4 SE1/4, S1/2 NW1/4 SW1/4, NW1/4 NW1/4 SW1/4, W1/2 NE1/4 NW1/4 SW1/4, SE1/4 NE1/4 NW1/4 SW1/4, SW1/4 SW1/4 NW1/4, SW1/4 NW1/4 SW1/4 NW1/4, and W1/2 SE1/4 SW1/4 NW1/4

Section 33: N1/2 NE1/4, NE1/4 NW1/4, and N1/2 NW1/4 NW1/4

Sections 34 - 36;

(18) Township 15 North, Range 1 East, Seward Meridian;

(19) Township 16 North, Range 1 East, Seward Meridian

Sections 26 - 29 and 31 - 36

Section 30: SW1/4 SW1/4;

(20) Township 10 North, Range 2 East, Seward Meridian

Sections 4 - 6, except Chugach National Forest

Section 7

Section 8: W1/2, W1/2 NE1/4, NE1/4 NE1/4, and N1/2 SE1/4 NE1/4, except USS 3045

Section 9: N1/2

Section 18: N1/2 and SW1/4, except USS 3043 and USS 3042;

(21) Township 11 North, Range 2 East, Seward Meridian

Sections 1 - 7, 18, 19, 30, and 31, except Chugach National Forest;

(22) Township 12 North, Range 2 East, Seward Meridian;

(23) Township 13 North, Range 2 East, Seward Meridian;

(24) Township 14 North, Range 2 East, Seward Meridian;

(25) Township 15 North, Range 2 East, Seward Meridian.

Sections 1 - 4, 6, 7, and 10 - 36

Section 9: E1/2;

(26) Township 16 North, Range 2 East, Seward Meridian

Section 1: S1/2 except USS 3527, USS 3914, USS 4789, and USS 3282

Sections 2 and 9 - 11: that portion south of the Glenn Highway  
Sections 12 - 16  
Section 17: that portion of the E1/2 south of the Glenn Highway  
Section 19: S1/2  
Section 20: NE1/4  
Sections 21 - 28  
Sections 30 and 31  
Sections 33 - 36;

- (27) Township 11 North, Range 3 East, except Chugach National Forest;
- (28) Township 12 North, Range 3 East, Seward Meridian;
- (29) Township 13 North, Range 3 East, Seward Meridian;
- (30) Township 14 North, Range 3 East, Seward Meridian;
- (31) Township 15 North, Range 3 East, Seward Meridian.

History -

(sec. 1 ch 112 SLA 1970; am sec. 3 ch 39 SLA 1987)

Revisors Notes -

Formerly AS 41.20.210. Renumbered in 1983. In 1970, "E21/2W1/2" was substituted for "E1/2S1/2" near the beginning of the description of land in Section 31 in paragraph (17) of this section to correct a manifest clerical error in ch. 112, SLA 1970.

Cross References -

For 1974 modifications to the boundaries of the park under AS 41.21.122, see the revisor's note to that section; for legislative purposes and findings in connection with the 1987 amendment to paragraph (12), see sec. 1, ch. 39, SLA 1987 in the Temporary and Special Acts.

Decisions -

Compensation required. - The statute which created Chugach State Park requires compensation. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

Inclusion of university lands without compensation. - Inclusion of the University of Alaska lands in Chugach State Park without paying compensation to the university violated the trust provision of the federal grant. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

The objective that park lands are to be managed in a way that will increase "the value of a recreational experience" is incompatible with the objective of using university land for the "exclusive use and benefit" of the University of Alaska, since the implied intent of the grant was to maximize the economic return from the land for the benefit of the university and this intent cannot be accomplished if the use of the land is restricted to any significant degree. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

AS 38.05.030(a) not impliedly repealed. - By enacting this section, creating Chugach State Park, the legislature did not impliedly repeal former AS 38.05.030(a), which prevented disposal of university lands by the commissioner of natural resources without the approval of the Board of Regents of the University of Alaska. This section withdrew the particular university land involved from the operation of the management mechanism created by former AS 38.05.030(a) and 14.40.170(a)(4), which grants certain management powers to the Board of Regents. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

Article 4. State Recreation Areas.

- Section 410. Purpose of AS 41.21.410 — 41.21.425
- 415. Authority to designate Captain Cook State Recreation Area
- 420. Incompatible uses
- 425. Negotiated purchase authorized
- 430. Purpose of AS 41.21.430 — 41.21.445
- 435. Authority to designate Caines Head State Recreation Area
- 440. Incompatible uses
- 445. Purchase authorized; eminent domain prohibited
- 450. Purpose of AS 41.21.450 — 41.21.465
- 455. Nancy Lake State Recreation Area established

- Section 460. Incompatible uses
- 465. Purchase authorized
- 470. Purpose of AS 41.21.470 — 41.21.490
- 475. Chena River State Recreation Area established
- 480. Eminent domain authorized to acquire necessary access
- 485. Zoning of private land
- 490. Incompatible uses
- 491. Willow Creek state recreation area
- 492. Designation of management responsibilities
- 493. Comprehensive management plan
- 494. Regulations
- 495. Cooperative management agreements

**Sec. 41.21.410. Purpose of AS 41.21.410 — 41.21.425.** The purpose of AS 41.21.410 — 41.21.425 is to empower the governor to restrict state owned land and water described in AS 41.21.415 to use as a public recreation area. Under AS 38.05.300, state land, water or land and water containing more than 640 acres may be closed to multiple purpose use only by act of the legislature. Because the area described in AS 41.21.415 exceeds 640 acres, AS 41.21.410 — 41.21.425 are intended to provide for the closing of the described land and water to multiple purpose use in conformity with AS 38.05.300 and its subsequent designation as a special purpose site in accordance with article VIII, § 7, of the Constitution of the State of Alaska. (§ 1 ch 100 SLA 1969)

**Revisor's notes.** — Enacted as AS 41.20.070. Renumbered as AS 41.20.130 in 1969. Renumbered again in 1983.

**Sec. 41.21.415. Authority to designate Captain Cook State Recreation Area.** The governor may designate by proclamation the state-owned land and water and all that acquired in the future by the state, lying within the parcels described in this section, as the Captain Cook State Recreation Area. The proclamation may include the entire area or portions of the area at different times, shall reserve the areas included from all uses incompatible with their primary function as public recreation land and water, and shall assign them to the department for control, development and maintenance. Land covered by AS 41.21.410 — 41.21.425 is that within the following described parcels:

Township 8 North, Range 10 West, Seward Meridian

Section 3

Section 9

Section 10: NW¼, NE¼, SW¼, W½ SE¼

Section 15: W½ W½

Sections 16 and 17

All tideland abutting the above and all of Stormy Lake. (§ 1 ch 100 SLA 1969)

**Revisor's notes.** — Enacted as AS 41.20.080. Renumbered as AS 41.20.140 in 1969. Renumbered again in 1983. In 1969, "SW¼" was added to the

description of land in Section 10 to correct a manifest clerical error in ch. 100, SLA 1969.

**Sec. 41.21.420. Incompatible uses.** The commissioner shall designate by regulation incompatible uses within the boundaries of the Captain Cook State Recreation Area in accordance with AS 41.21.410, and those incompatible uses designated shall be prohibited or restricted, as provided by regulation. (§ 1 ch 100 SLA 1969)

**Revisor's notes.** — Enacted as AS 41.20.090. Renumbered as AS 41.20.150 in 1969. Renumbered again in 1983.

Section 15, "Lot 1" correct a manifest error

1990 amendment

prohibit or restrict uses within the

Fish and Game AS 16.05.092

park unit of the original purposes,

Game shall be subject to enforcement (SLA 1986)

rehabilitation enhancement and development under AS 16.05.092 on land lying within the parcels described in AS 41.21.140. (§ 1 ch 82 SLA 1972)

Revisor's notes. — Formerly AS 41.20.261(d). Re-numbered in 1983.

Sec. 41.21.143. Discharge of firearms. [Repealed, § 2 ch 126 SLA 1984.]

Sec. 41.21.150. Purpose of AS 41.21.150 — 41.21.152. The purpose of AS 41.21.150 — 41.21.152 is to restrict state-owned land and water described in AS 41.21.151 to use as a state park. Under AS 38.05.300, state land, water, or land and water containing more than 640 acres may be closed to multiple use only by act of the legislature. Because the area described in AS 41.21.151 exceeds 640 acres, AS 41.21.150 — 41.21.152 are intended to provide for the closing of the described land and water to multiple use in conformity with AS 38.05.300 and its designation as a special purpose area in accord with art. VIII, § 7 of the Constitution of the State of Alaska. (§ 2 ch 233 SLA 1970)

Revisor's notes. — Formerly AS 41.20.300. Re-numbered in 1983.

Sec. 41.21.151. Denali State Park established. The state-owned land and water and that acquired in the future by the state lying within the parcels described in this section are designated as the Denali State Park. This land and water is reserved from all uses incompatible with its primary function as park area. Land covered by AS 41.21.150 — 41.21.152 is that within the following described parcels:

(1) Township 29N Range 6W, Range 5W, and that portion of Range 4W lying north and west of the Alaska Railroad right-of-way; Township 30N Range 5W and that portion of Range 3W and 4W lying north and west of the Alaska Railroad right-of-way; Township 31N Range 5W, Range 4W and that portion of Range 3W and Range 2W lying north and west of the Alaska Railroad right-of-way; Township 32N Range 4W, Range 3W and that portion of Range 2W lying north and west of the Alaska Railroad right-of-way; and Township 33N Range 4W, Range 3W and that portion of Range 2W lying west of the Alaska Railroad right-of-way, all in the Seward Meridian;

(2) Township 29N, Range 7W; Sections 1-27 and 34-36, Township 29N, Range 8W; containing approximately 42,240 acres, all in the Seward Meridian. (§ 2 ch 233 SLA 1970; am § 1 ch 135 SLA 1976)

Revisor's notes. — Formerly AS 41.20.310. Re-numbered in 1983.

see AS 41.21.020(6); for legislative declaration that certain electrical transmiss on line is a compatible use in Denali State Park, see § 14, ch 118. SLA 1981.

Cross references. — For authority of commission to adopt regulations designating incompatible uses,

Sec. 41.21.152. Eminent domain prohibited. The state may not acquire by eminent domain privately owned land for inclusion in the Denali State Park. (§ 2 ch 233 SLA 1970)

Revisor's notes. — Formerly AS 41.20.320. Re-numbered in 1983.

Sec. 41.21.160. Purpose of AS 41.21.160 — 41.21.167. The purpose of AS 41.21.160 — 41.21.167 is to establish the state-owned land and water areas described in AS 41.21.161 as the Wood-Tikchik State Park. The primary purposes of creating the Wood-Tikchik State Park are to protect the area's fish and wildlife breeding and support systems and to preserve the continued use of the area for subsistence and recreational activities. The state park is also created to protect the area's recreational and scenic resources. AS 41.21.160 — 41.21.167 are intended to close the described land and water

to multi purpose (§ 1 ch 1

Revisor numbered

Sec. 4 acquired 1,428,320 corner of corner of westerly R58W, S. northerly corner of thence ea. of T4N, I northerly R55W, S.M NE corner thence eas of T3N, F southerly R52W, S.M NE corner thence wes of T4S, R southerly t

(b) All o adjacent p Tikchik Sta R54W, S.M of T8S. R5 southerly to SW corner T9S, R57W, to the NE cc which point

(c) Land i are valid et corporations Alaska Natl However, if state, it shal

Revisor's ne numbered in 19 of the legal de

Sec. 41.21 described in development ment of Fish

NOTES TO DECISIONS

NW¼ NE¼, NW¼  
, SW¼ NE¼ NE¼

¼ SW¼, ½ SE¼  
¼ SE¼ SW¼, SW¼  
¼, ½ NW¼ SW¼,  
SW¼, SW¼ SW¼

ept USS 3045

est;

3282

orest;

112 SLA 1970; am

74 modifications to the  
AS 41.21.122, see the  
or legislative purposes  
the 1987 amendment  
. 39, SLA 1987 in the

Compensation required. — The statute which created Chugach State Park requires compensation. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

Inclusion of university lands without compensation. — Inclusion of the University of Alaska lands in Chugach State Park without paying compensation to the university violated the trust provision of the federal grant. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

The objective that park lands are to be managed in a way that will increase "the value of a recreational experience" is incompatible with the objective of using university land for the "exclusive use and benefit" of the University of Alaska, since the implied intent of the grant was to maximize the economic return from

the land for the benefit of the university and this intent cannot be accomplished if the use of the land is restricted to any significant degree. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

AS 38.05.030(a) not impliedly repealed. — By enacting this section, creating Chugach State Park, the legislature did not impliedly repeal former AS 38.05.030(a), which prevented disposal of university lands by the commissioner of natural resources without the approval of the Board of Regents of the University of Alaska. This section withdrew the particular university land involved from the operation of the management mechanism created by former AS 38.05.030(a) and 14.40.170(a)(4), which grants certain management powers to the Board of Regents. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

**Sec. 41.21.122. Management responsibility.** The state land and water described in AS 41.21.121 as the Chugach State Park is assigned to the department for control, development and maintenance, except that the Department of Transportation and Public Facilities is responsible for the repair and maintenance of all existing public roads within the park. The control of highway access and roadside structures within the Chugach State Park is the responsibility of the department. The Department of Fish and Game shall cooperate with the department to provide for those purposes under AS 41.21.121 relevant to the duties of the Department of Fish and Game. If, in the exercise of management responsibility under this section, conflicts of land ownership, jurisdiction, or authority are unreconcilable or unmanageable other than at an unreasonable cost and expense to the state, the commissioner after public hearing in accordance with AS 44.62 may modify, subject to the approval of the legislature, the boundaries of the Chugach State Park not to exceed 20 percent of the total acreage described in AS 41.21.121. (§ 1 ch 112 SLA 1970)

Revisor's notes. — Formerly AS 41.20.220. Renumbered in 1983. Under the authority of this section, the commissioner of natural resources held public hearings and modified the boundaries of the park. By adopting HCR 75 am in 1974, the legislature gave the required approval. The action removed the following land from the park: (1) land lying within the city limits of Girdwood in T10N, R2E, S.M.; (2) land in Sec.

10, T11N, R3W, S.M. south and west of and adjacent to the toe of the bluff that extends from Campbell Point southeasterly to Potter Creek that has been designated as the Potter Point State Game Refuge; (3) USS 3070 in Sec. 9, T16N, R2E, S.M., which is an isolated parcel of foreclosed land not contiguous to the park.

**Sec. 41.21.123. Incompatible uses.** (a) The commissioner shall designate by regulation, adopted in accordance with AS 44.62 (Administrative Procedure Act), incompatible uses within the boundaries of the Chugach State Park in accordance with AS 41.21.120 — 41.21.125, and those incompatible uses designated are prohibited or restricted as provided by regulation.

(b) In adopting regulations under this section and in complying with AS 44.62.210, the commissioner shall provide the opportunity for the oral presentation of statements, arguments or contentions. (§ 1 ch 112 SLA 1970)

Revisor's notes. — Formerly AS 41.20.230(a) and (b). Renumbered in 1983.

**Sec. 41.21.124. Discharge of firearms.** [Repealed, § 2 ch 126 SLA 1984.]

**Sec. 41.21.125. Purchase authorized.** The commissioner may acquire, by purchase in the name of the state, title to or interest in real property lying within or abutting the boundaries of the Chugach State Park. (§ 1 ch 112 SLA 1970)

# STATE OF ALASKA

## DEPARTMENT OF NATURAL RESOURCES

### DIVISION OF PARKS & OUTDOOR RECREATION

TONY KNOWLES, GOVERNOR

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MILE .7 BOGARD ROAD  
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MAILING ADDRESS:  
HC 32 BOX 6706  
WASILLA, ALASKA 99654

February 6, 1997

Steven K. Van Troba  
D & S Alaska Trail Rides Inc.  
P.O. Box 1437  
Palmer, Ak. 99645

Dear Mr. Van Troba:

This letter is in response to your Commercial Use Permit application to conduct horse back trail rides in Denali State Park to Curry Ridge and to Blair Lake as proposed in your application.

After a thorough review of your proposal, I have determined that commercial horse back trail rides are not allowed by state park regulations in the areas that you have selected nor is it consistent with the Denali State Park master plan recommendations and guidelines. In addition, there are no existing horse trails or any record of traditional horse use associated with the requested area and activity.

Therefore, I must deny your application and will not issue you a commercial use permit to develop horse trails and/or conduct horse back trail rides in Denali State Park as requested.

A person adversely affected by this decision may appeal this decision, in accordance with 11 AAC 02, to :

Jim Stratton, Director  
Division of Parks and outdoor Recreation  
Department of Natural Resources  
3601 C Street, Suite 1200  
Anchorage, Ak. 99503-5921

Any appeal must be received at the above address within 30 calendar days after the date of "delivery" of this decision, as defined in 11 AAC 02.040. A copy of 11 AAC 02 may be obtained from any regional information office of the Department of Natural Resources. If an appeal is not filed before the end of the period specified, this decision then goes into effect.

Sincerely,

  
Dale K. Bingham  
Area Superintendent

cc: Jim Stratton, Director