

HB

165

Alaska State Legislature

SESSION ADDRESS:
State Capitol
Juneau, Alaska 99801-1182
Phone (907) 465-2693
Toll Free 800-463-2693
Fax 907-465-3835



INTERIM ADDRESS:
35477 Suite 101-B Spur Hwy
Soldotna, Alaska 99669
Phone 907-260-5236
Fax 907-260-3044

Representative Ken Lancaster District 8

Sponsor Statement
For

HOUSE BILL 165

"An Act relating to the Kenai River Special Management Area;"

The Kenai River Special Management Area (KRSMA), under direction from the Alaska Legislature (AS 41.2.1500), is managed as a unit of the Alaska State Park system by the Division of Parks and Outdoor Recreation, Department of Natural Resources. To provide the protection and management called for in the management plan revision, 7,938 acres of general state lands, 11 upper Kenai River or Kenai lake tributaries, and the waters of Upper and Lower Trail Lakes must be legislatively added to the boundary of KRSMA. This includes almost all the public lands and waters that contribute to sustaining the Kenai River's important fish, wildlife, and recreational resources. The level and consistency of management to adequately protect the valuable resources of these lands and waters is currently not possible without KRSMA designation. Existing park staff assigned to KRSMA is adequate to cover additional management responsibilities. No new facilities are planned for the proposed additional lands.

The largest blocks of proposed lands are on the south side of Kenai Lake along Snug Harbor Road and up to Cooper Lake, and around much of Upper and Lower Trail lakes, and Trail River in the Moose Pass area. Of key importance are the numerous tributary streams draining into the upper Kenai River and Kenai Lake. These are important contributors to the watershed's fishery and water resources. A 200-foot corridor has been retained along each side of most of the tributaries and is proposed for KRSMA addition, along with each tributary. The mineral closing order for the KRSMA does not include those streams north of Cooper Creek.

Downstream from Skilak Lake there are a few limited additions proposed, primarily lands acquired as habitat and recreation lands under the Exxon Valdez Oil Spill settlement funding, or isolated tracts of state land overlooked during the 1984 KRSMA legislation.

This bill will transfer State lands to the Kenai River Comprehensive Management Area.

New Proposed Land Additions for the Kenai River Special Management Area

Background

During public meetings to revise the Kenai River Comprehensive Management Plan (KRCMP) and subsequent public review of the Kenai Area Plan, comments clearly suggested that the State should manage the Kenai River as a watershed system. The health of the entire Kenai River system, including its many communities, depends on sustaining adequate water quality and quantity, and healthy riparian fish and wildlife habitat throughout the watershed's basin. The region's economy depends on the \$37 million in direct spending by non-locals visiting the Kenai River. River guides, RV Park owners, motels, B&B and restaurant operators, car and boat rental dealers, and many other local Kenai Peninsula businesses depend upon a healthy Kenai River for economic sustainability.

Proposal

The Kenai River Special Management Area (KRSMA), under direction from the Alaska Legislature (AS 41.21.500), is managed as a unit of the Alaska State Park system by the Division of Parks and Outdoor Recreation, Department of Natural Resources. To provide the protection and management called for in the management plan revision, 7938 acres of general state lands, 11 upper Kenai River or Kenai Lake tributaries, and the waters of Upper and Lower Trail Lakes must be legislatively added to the boundary of KRSMA. This includes almost all the public lands and waters that contribute to sustaining the Kenai River's important fish, wildlife, and recreational resources. The level and consistency of management to adequately protect the valuable resources of these lands and waters is currently not possible without KRSMA designation. Existing park staff assigned to KRSMA is adequate to cover additional management responsibilities. No new facilities are planned for the proposed additional lands.

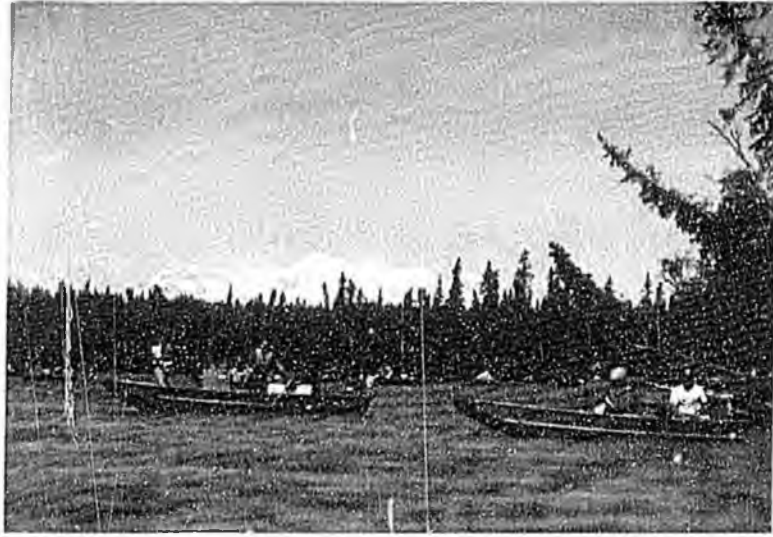
Why now?

During the creation of the KRSMA in 1984, the State had not yet received title from the federal government to lands surrounding Upper and Lower Trail lakes, Trail River, and adjacent lands around the upper Kenai River and Kenai Lake. The original Kenai River Comprehensive Management Plan directed the state to designate these lands for the KRSMA once they became available. Since that time, these lands have been conveyed to the state. The recent plan revision re-emphasizes the intent that these important habitat lands and waters should be included in the boundaries of the Special Management Area.

Where are these lands?

The largest blocks of proposed lands are on the south side of Kenai Lake along Snug Harbor Road and up to Cooper Lake, and around much of Upper and Lower Trail lakes, and Trail River in the Moose Pass area. Of key importance are the numerous tributary streams draining into the upper Kenai River and Kenai Lake. These are important contributors to the watershed's fishery and water resources. A 200-foot corridor has been retained along each side of most of the tributaries and is proposed for KRSMA addition, along with each tributary. The mineral closing order for the KRSMA does not include those streams north of Cooper Creek.

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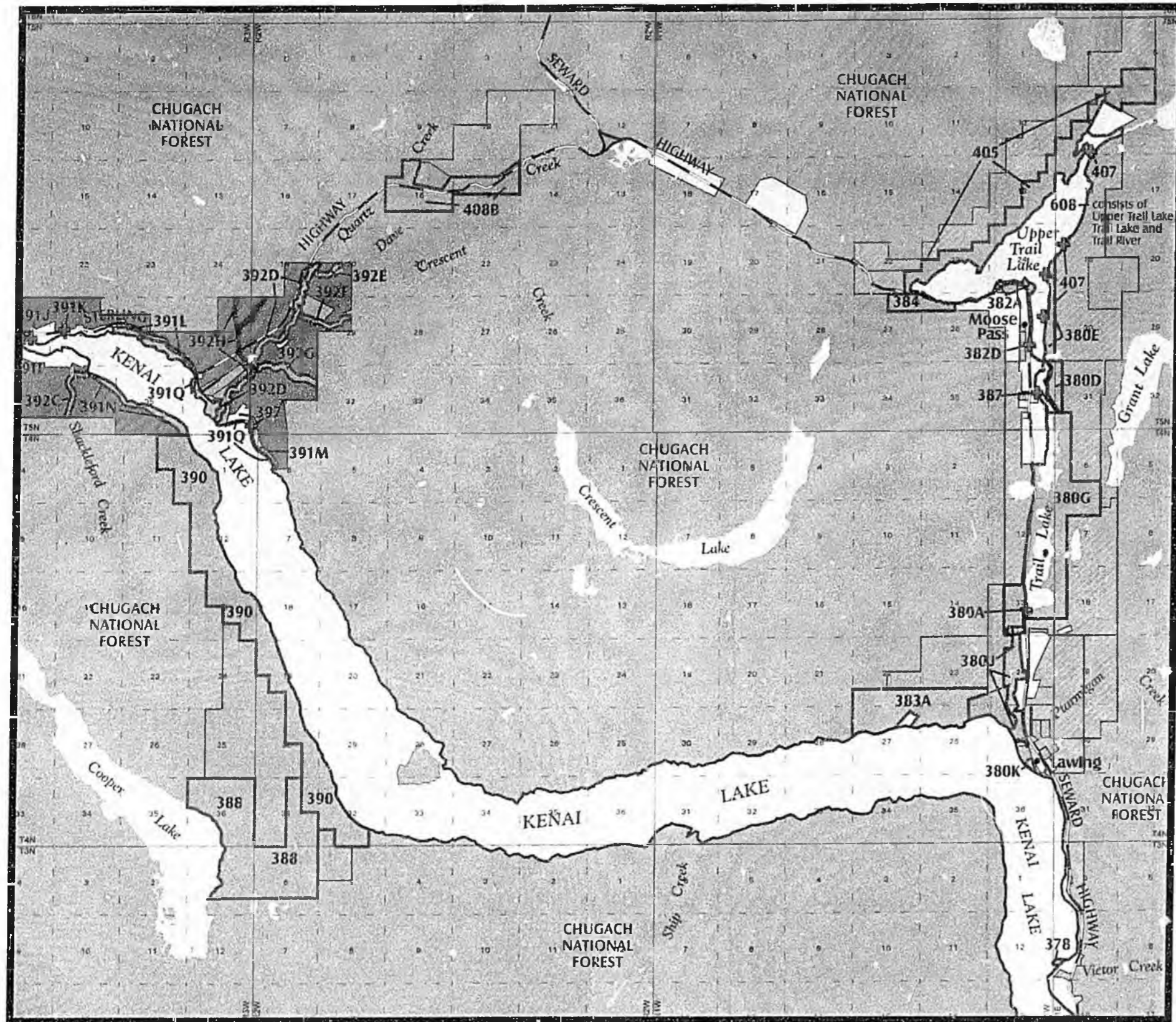


Proposal

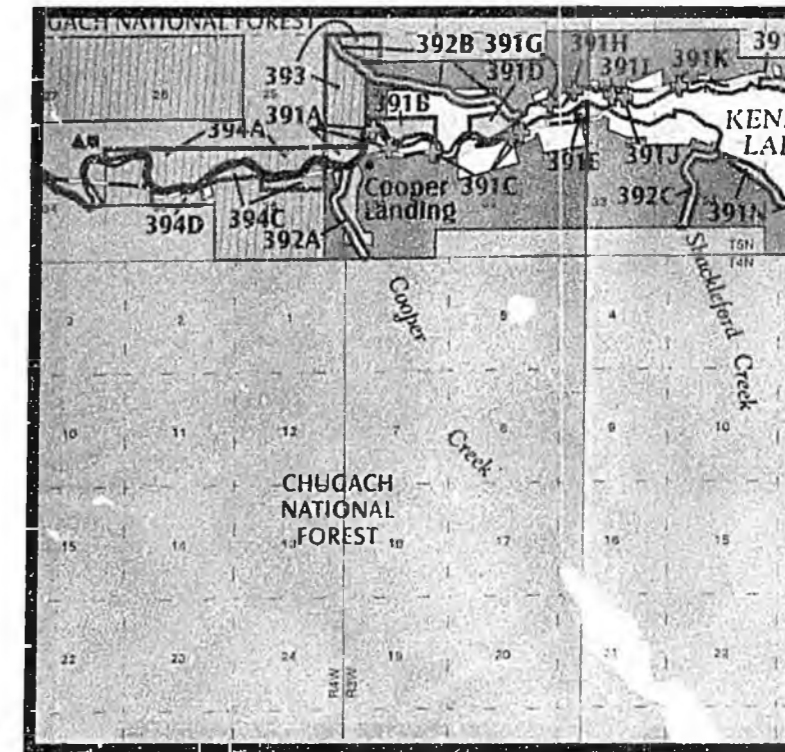
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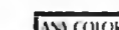


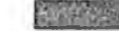


Kenai Lake



Upper River Segment

LEGEND


Land Ownership:

-  KRSMA - Managed by Alaska State Parks
-  Other State Owned
-  Borough
-  Borough selected
-  Federal (Nat'l. Forest, Refuge, Wilderness)
-  Private

Proposed Additions to KRSMA:

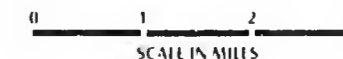
-  State
-  State parcels smaller than 2 acres

Map features

-  Main roads



NORTH



SCALE IN MILES

22-LS0389C
Luckhaupt
3/29/01

CS FOR HOUSE BILL NO. 165()
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY

Offered:
Referred:

Sponsor(s): REPRESENTATIVES LANCASTER, Scalzi

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the Kenai River Special Management Area; and providing for an
2 effective date."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * Section 1. The uncodified law of the State of Alaska is amended by adding a new section
5 to read:

6 PURPOSE. The purpose of this Act is to further the implementation of the Kenai
7 River Comprehensive Management Plan by making additions of certain state-owned land and
8 water as described in this Act to the Kenai River Special Management Area.

9 * Sec. 2. AS 41.21.502(a)(4)(L) is amended to read:

10 (L) Other Lower River Land

11 Township 5 North, Range 9 West, Seward Meridian

12 Section 22: Lots 4, 9, 10, NE1/4SW1/4

13 Township 5 North, Range 10 West, Seward Meridian

14 Section 6: Lot 8

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Section 7: Lots 5 - 7, 15

Section 18: Lots 1, 2, 4 - 6,

Tract A, Larry's Fishing Hole Subdivision, Plat

No. 90-42

Government Lots 4 - 7, 10 - 13

NE1/4SW1/4

E1/2NW1/4

Section 19:

Tracts A and B, Timberland Terrace Phase 1

Subdivision, Plat 97-26

Lot 4, Kobylarz Subdivision, according to the

official plat filed under Plat No. 92-24, Kenai

Recording Office

Beginning at the section corner common to

Sections 19, 20, 29, and 30, Township 5 North,

Range 10 West, Seward Meridian, traverse west

along the section line common to Sections 19 and

30 a distance of 1320 feet, thence north along the

1/16 section line a distance of 1420 feet to Corner

No. 1 and the point of beginning, thence west 100

feet to Corner No. 2, thence north to the thalweg

of the Kenai River and Corner No. 3, thence east

along the thalweg of the Kenai River to the point

of intersection with 1/16 section line and Corner

No. 4, thence south along the 1/16 section line to

Corner No. 1, and the point of beginning, located

in the Kenai Recording District, as may be

modified by a record of survey accepted by the

state

Lot 16

Section 30: Tracts A, J, and K, Channel Shores

1 Subdivision, Plat No. 85-102

2 Section 31: Lots 2, 3, and 11, excluding the following
3 subdivisions, as shown in record of survey no. 96-7:
4 Halcyon Subdivision, Lot 1, Block 1, plat of survey
5 no. K-1706; Halcyon Subdivision Lot 5, Block 1,
6 plat of survey no. 73-9; Halcyon Subdivision plat of
7 survey no. 76-75; Halcyon Subdivision Addition No.
8 4, plat of survey no. 77-47; Halcyon Subdivision
9 Addition No. 5, plat of survey no. 77-82; Halcyon
10 Subdivision No. 3, plat of survey no. 78-25; Halcyon
11 Subdivision Amended Plat Lot 1-B, Block 1, plat of
12 survey no. 78-96; Halcyon Subdivision Addition No.
13 7, plat of survey no. 79-155; Halcyon Subdivision
14 Addition No. 8, plat of survey no. 83-174; Halcyon
15 Subdivision Addition No. 9, plat of survey no. 84-
16 47; Halcyon Subdivision No. 10, plat of survey no.
17 84-244; Halcyon Subdivision No. 9, plat of survey
18 no. 86-98RS; Halcyon Subdivision No. 9, plat of
19 survey no. 86-99RS; Halcyon Subdivision No. 11,
20 plat of survey no. 92-41; Halcyon Subdivision No. 8
21 Amended, plat of survey no. 92-72; and Halcyon
22 Subdivision No. 12, plat of survey no. 93-8; and
23 excluding that portion of Government Lot 3 east of
24 Daisy Drive conveyed by warranty deed recorded
25 March 10, 1989, in book 343, page 15, Kenai
26 Recording Office.

27 Section 32: Lot 1-B-1, ASLS No. 97-25, a subdivision
28 of Lot 1-B, Fisherman's Square Subdivision,
29 Addition No. 1, within the W1/2SW1/4;

30 Section 33: Lot 6-B, Mullen Homestead River
31 Addition Phase 1, Plat No. 97-89;

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Section 34: Lot 7, NE1/4SE1/4

Township 5 North, Range 11 West, Seward Meridian

Section 1: Lots 9 and [LOT] 10

Section 11: Tract A-1A, Cone Tracts; Lot 3, excluding that portion north of the south right-of-way boundary of the Beaver Loop Road and all land west of and including the Cone Tracts A-1A and A-1B Subdivision and SE1/4NW1/4, and the N1/2NW1/4, excluding that portion of the south right-of-way boundary of the Beaver Loop Road and all land west of and including the Cone Tracts A-1A and A-1B Subdivision

Section 12: Lots 1 - 3, 7 - 10, 13

N1/2SE1/4

SE1/4NE1/4

NE1/4SW1/4

N1/2SW1/4SE1/4

Section 13: Lot 1

SW1/4NW1/4

Section 14: Lots 2, 7

Section 16: Lots 1 - 10

SE1/4

NW1/4NW1/4

SE1/4SW1/4.

Section 24: That portion of Lot 11 within LSH 148

Section 25: Lot 3

Section 36: That strip of land between the line of ordinary high water of the Kenai River and EPF 21-11, Block 1

* Sec. 3. AS 41.21.502(a) is amended by adding new paragraphs to read:

(5) all state-owned land in the Seward Recording District that is

1 located in the following parcels:

2 (A) Cooper Landing

3 Township 5 North, Range 3 West, Seward Meridian

4 Section 28: Tract B of ASLS 91-6

5 Lot 3 of USS 2523

6 That portion of Tract A of USS 5105 lying between

7 Lot 4 of USS 2523 and Tract A of USS 2361 and

8 the south boundary of the Sterling Highway

9 That portion of Tract A of USS 5105 lying south of

10 USS 3306, north and west of USS 2524, east of

11 USS 2524, west of USS 2523, and south of Bean

12 Creek Road

13 That portion of Tract A of USS 5105 lying south and

14 west of USS 3306, north and west of USS 2524, and

15 north and west of ASLS 81-197

16 That portion of Tract B of USS 5105 lying south of

17 the Kenai River and north of the Sterling Highway

18 right-of-way

19 Section 29: Tract B of ASLS 91-6

20 That portion of Tract A of USS 5105 lying south of

21 Bean Creek right-of-way excluding ASLS 96-6

22 That portion of Tract A of USS 5105 lying south and

23 west of USS 3306 and south and west of ASLS 81-

24 183

25 Tract D of USS 5105

26 Lot 5 of USS 2527

27 Section 30: Tract E

28 That portion of Tract B of USS 5105 within the

29 SE1/4SE1/4SE1/4, NE1/4SE1/4SW1/4

30 That portion of Tract B of USS 5105 within the

31 S1/2SE1/4 lying north of the Kenai River excluding

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USS 1442 E1/2NE1/4NW1/4, W1/2W1/2,
W1/2E1/2W1/2

Section 31: Lots 1, 12

That portion of Tract B of USS 5105 within the
NE1/4NE1/4 lying south of the Kenai River and
north of the Sterling Highway

Section 32: That portion of Tract B of USS 5105 within
the NW1/4NW1/4 lying south of the Kenai River and
north of the Sterling Highway

Township 5 North, Range 4 West, Seward Meridian

Section 35: That portion of USS 1559 within the N1/2
and lying north of the Kenai River

That portion of the E1/2NE1/4 lying north and east of
USS 3392, south of the Kenai River, and north of
the Sterling Highway

That portion of the S1/2N1/2NE1/4 and that portion
of the E1/2E1/2NW1/4 lying south of the Kenai
River

That portion of the S1/2NE1/4 lying south of the
Kenai River, excluding USS 3392

Section 36: Lot 1 of USS 7286

That portion of the N1/2 lying between the south
bank of the Kenai River and the north side of the
Sterling Highway right-of-way

That portion of the N1/2S1/2NE1/4 and
NE1/4SE1/4NW1/4 lying south of the Sterling
Highway

That portion of the N1/2 lying north of the Kenai
River

(B) Kenai Lake

Township 3 North, Range 1 East, Seward Meridian

1 Section 7: SW1/4, lying north and west of USS 9002,
2 excluding USS 1774
3 Township 4 North, Range 1 West, Seward Meridian
4 Section 22: S1/2S1/2
5 Section 23: S1/2S1/2, excluding USS 7391
6 Section 25: Lot 8
7 Section 26: N1/2, excluding USS 7391
8 Section 27: N1/2, excluding USS 2065
9 Township 4 North, Range 2 West, Seward Meridian
10 Section 6: Lots 1 and 2, excluding ASLS 85-399, and
11 that portion conveyed under ADL 201307
12 Tract D of ASLS 85-339
13 Section 18: Lots 1 - 3
14 Section 19: NW1/4, NE1/4SW1/4, SW1/4SE1/4 lying
15 south and west of Kenai Lake
16 Section 30: NE1/4, E1/2SE1/4 lying south and west of
17 Kenai Lake
18 Section 31: E1/2NE1/4
19 Section 32: Lots 1 - 3, SW1/4NW1/4, W1/2SW1/4,
20 SE1/4SW1/4
21 Township 4 North, Range 3 West, Seward Meridian
22 Section 1: Tract D of ASLS 85-339, Lots 2 - 4,
23 W1/2SW1/4
24 Section 2: Lot 1, W1/2NE1/4, SE1/4NE1/4, E1/2SE1/4
25 Section 12: Lots 1 - 4, W1/2W1/2, SE1/4SW1/4
26 Section 13: Lots 1, 2, SW1/4NE1/4, E1/2NW1/4,
27 NW1/4SE1/4, E1/2SE1/4
28 Township 5 North, Range 2 West, Seward Meridian
29 Section 31: Tracts A, B, C, and D of ASLS 85-339
30 Township 5 North, Range 3 West, Seward Meridian
31 Section 25: That portion of Tract A of USS 5105 lying

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south of the Sterling Highway right-of-way

Section 26: That portion of Tract A of USS 5105 lying south of the Sterling Highway right-of-way, excluding PLO 829

Section 27: That portion of Tract A of USS 5105 lying south of the Sterling Highway right-of-way and west of USS 2521 Tract A

That portion of Tract A of USS 5105 lying south of the Sterling Highway right-of-way and west of USS 2934 and south and east of ASLS 80-103

Section 34: That portion of Tract B of USS 5105 lying east of ASLS 79-126 and between the north side of Snug Harbor Road and the south side of Kenai Lake

Section 36: Tracts B and E of ASLS 85-339

That portion of Tract A of USS 5105 within the NW1/4 lying south and west of the Sterling Highway right-of-way, excluding ASLS 85-339

(C) Quartz Creek Lowlands

Township 5 North, Range 2 West, Seward Meridian

Section 15: S1/2N1/2

Section 16: S1/2N1/2, NE1/4NW1/4, NW1/4NE1/4 excluding Unit 408A of the Kenai Area Plan, N1/2S1/2

(D) Cooper Lake

Township 3 North, Range 2 West, Seward Meridian

Section 6: Lots 1 - 3, NE1/4, E1/2NW1/4, NE1/4SW1/4, N1/2SE1/4

Township 3 North, Range 3 West, Seward Meridian

Section 1: Lots 1 - 4, E1/2NE1/4, NE1/4SE1/4

Township 4 North, Range 2 West, Seward Meridian

Section 31: W1/2E1/2, E1/2SE1/4

Township 4 North, Range 3 West, Seward Meridian

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Section 36: All
 (E) Upper and Lower Trail Lakes
 Township 4 North, Range 1 East, Seward Meridian
 Section 6: Lots 1 - 6, 8, 9, SE1/4SW1/4, SW1/4SE1/4
 Section 7: Lots 1, 2, 5, 6, NW1/4NE1/4, NE1/4NW1/4
 Section 18: Lots 1 - 3
 Township 4 North, Range 1 West, Seward Meridian
 Section 1: Lots 1, 4 - 8, and that portion of Lot 3 within
 the SE1/4
 Section 12: Lots 1 - 4, 7, 8, 11, 12, Those portions of
 Lots 5 and 6 as shown on state status plats
 Section 13: Tract B of ASLS 86-6
 Lot 1
 That portion of USS 1778 and USS 7391 lying within
 the N1/2SE1/4
 Township 5 North, Range 1 East, Seward Meridian
 Section 5: S1/2SW1/4
 Section 7: Lot 1, SE1/4 of Lot 2, Lots 5, 7, 9 - 14
 Section 8: N1/2NW1/4
 Section 18: Lots 2 - 7
 Section 19: Lot 2
 Section 31: That portion within the W1/2 of Lots 1, 2, 5
 Lot 6
 Township 5 North, Range 1 West, Seward Meridian
 Section 13: Lots 1 - 4, E1/2NE1/4NE1/4,
 S1/2SW1/4NE1/4, NW1/4SE1/4
 Section 22: Lot 2, S1/2NE1/4SE1/4
 Section 23: S1/2 of Lot 1, Lots 2 - 5, S1/2SE1/4NW1/4
 Section 24: Lots 1 - 3, 6 - 8, portions of Lots 4 and 5 as
 shown on state status plats
 Section 25: Lots 1, 2, 6 - 9, 14

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Tract I of USS 2529

Block 7 of USS 2676

Section 26: That portion of Lot 2 USS 7371 within state selection NFCG 192

Lot 3 of USS 7371

Section 27: Lot 1, NW1/4NE1/4

Section 36: Lot 4

Those portions of Lots 1, 5, and 6 excluding a lakeshore buffer 200 feet from the line of ordinary high water of Upper Trail Lake

(6) all state-owned shorelands and water known as Trail River and Upper and Lower Trail Lakes within the following parcels:

Township 4 North, Range 1 East, Seward Meridian

Sections 6, 7, 18

Township 4 North, Range 1 West, Seward Meridian

Sections 1, 12, 13, 24, 25

Township 5 North, Range 1 East, Seward Meridian

Sections 7, 18, 19, 31

Township 5 North, Range 1 West, Seward Meridian

Sections 13, 22 - 27, 36

(7) all state-owned shorelands and water within the riparian corridor of the state-owned land 200 feet landward from the line of ordinary high water on each side of each of the following waterways:

(A) Cooper Creek

Township 5 North, Range 3 West, Seward Meridian

Section 31

(B) Bean Creek

Township 5 North, Range 3 West, Seward Meridian

Sections 29, 30

(C) Shackelford Creek

Township 5 North, Range 3 West, Seward Meridian

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Section 34

(D) Quartz Creek

Township 5 North, Range 2 West, Seward Meridian
Sections 19, 20, 29, 30

Township 5 North, Range 3 West, Seward Meridian
Section 36

(E) Daves Creek

Township 5 North, Range 2 West, Seward Meridian
Sections 19, 20

(F) Crescent Creek

Township 5 North, Range 2 West, Seward Meridian
Sections 29, 30

(G) Dry Creek

Township 5 North, Range 2 West, Seward Meridian
Sections 30, 31

* Sec. 4. AS 41.21.502(a)(5) is amended by adding a new subparagraph to read:

(F) Additional Trail River lands

Township 4 North, Range 1 West, Seward Meridian

Section 13: Portions of lots 4, 5, and 7 that are east of the Seward Highway right-of-way and west of Lower Trail Lake; Portions of Lots 7, 8, and 9 that are within the 200 feet of the Trail River ordinary high water line or within the 100-year flood boundary for the river, whichever is greater;

Section 24: Portions of lots 3, 4, 7, 8, and 11 within 200 feet of the Trail River ordinary high water line or within the 100-year flood boundary for the river, whichever is greater;

Lots 2, 5, and 10

Section 25: Portions of lots 3 and 5 that are within 200 feet of the Trail River and Kenai Lake ordinary high

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water lines or within the 100-year flood boundary for the river and lake, whichever is greater; in this subparagraph, the 100-year flood boundary is that shown on the Federal Emergency Management Agency Flood Boundary and Floodway Map for this area, dated May 19, 1981;

* Sec. 5. AS 41.21.502(c) is amended to read:

(c) The mineral estate in the state-owned land and water described in (a) of this section is open to [EXCEPT FOR] oil and gas leasing under AS 38.05.180. The [, THE] mineral estate in the state-owned [STATE-OWNED] land and water described in (a)(1) - (4) [(a)] of this section is closed to mineral entry under AS 38.05.181 - 38.05.275.

* Sec. 6. Sections 1, 2, 3, and 5 of this Act take effect immediately under AS 01.10.070(c).

* Sec. 7. Section 4 of this Act takes effect on the date that the commissioner of natural resources notifies the revisor of statutes and the lieutenant governor that the selection by the Kenai Peninsula Borough of the land added to the Kenai River Special Management Area by sec. 4 of this Act has been denied or relinquished under AS 29.65.

THE
FOLLOWING
DOCUMENT(S)
ARE
POOR
ORIGINAL
COPIES

Column for Peninsula Clarion, 3/30/01

LOCKING UP LAND FOR PUBLIC USE
by Les Palmer

Rep. Ken Lancaster recently introduced HB 165, a bill that would add state-owned lands along the Kenai River and its tributaries to the Kenai River Special Management Area (KRSMA).

This idea was hatched 15 years ago, but couldn't be put forward until state and borough land selections had been completed. That accomplished, it's time to protect these lands.

In 1985, the Lands Subcommittee of the KRSMA Advisory Board met 38 times, part of the long process of writing the first comprehensive management plan for the river. As a member of that body, I well remember why we wanted those lands in the special management area. Left alone, they would be administered by the Department of Natural Resources.

Unfortunately, DNR historically has been less than a perfect landlord. Only after squatters' cabins had proliferated on state lands along Cook Inlet and in the Caribou Hills did this agency take notice that anything was amiss. Judging by its dismal record -- and it's not likely to change -- "DNR" could well mean "Department of No Responsibility."

The inclusion of state-owned lands in the special management area would give them at least minimal protection. Such enforcement as would be necessary would be administered by State Parks, which has year-round staff on the peninsula.

The best reasons for including these additional lands can be found in the 1984 act establishing the Kenai River Special Management Area, in Section 1, Findings: "The river's fishery and wildlife are its most important resources. The highest priority uses of the river and its adjacent land derive from its fishery and wildlife resources, which must be protected and preserved to ensure their renewability and continued usefulness."

Since the Kenai River Special Management Area is in effect a state park, some people will no doubt object to "locking up" more land. To that I say, if you're locking up lands for public fishing, hunting and recreation, lock away! That's the kind of locking up we need more of. The grim alternative is privatization, a true lock-up.

Water quality is another, even more important, reason for protection of these lands. Pollutants in the upper watershed pollute the entire Kenai River. A chemical spill in the Trail lakes or upper Kenai Lake could become a disaster beyond measure.

While serving on the Lands Committee, I was also a real estate broker and developer of recreational properties. At the time, my first thought about those lands along Kenai Lake and the Trail lakes was that they would make nice future home or cabin sites. But I had second thoughts. I decided such development wasn't worth the risk.

The lower 50 miles of the Kenai had already been allocated to private development, along with quite a lot of the upper watershed and lands

along several important tributaries. The Lands Subcommittee concluded that the state lands in the upper watershed should be added to the special management area, which would protect them from most kinds of development, but leave them open for public recreation. Both the Lands Subcommittee and the Kenai River Advisory Board unanimously adopted this recommendation.

That was 15 years ago. The reasons for including those lands are even more important today.

We can't allow ourselves to forget the importance of the Kenai. We must not allow ourselves to take it for granted. Those of us who love the Kenai must regularly remind one another and our elected officials that the river is valuable, but also vulnerable. Protecting the lands along the Kenai is an investment in the river's future.

And our future.

* * *

Want to learn more about the Kenai River and how you can help it to remain one the best salmon-producing streams on earth? Visit the Kenai River Center, 514 Funny River Road; or call 260-4882; or, visit the river center on the Internet at:
www.borough.kenai.ak.us/KenaiRiverCenter

Les Palmer is a freelance writer who lives in Sterling.

**A Resolution in Support of Expanding
the
Kenai River Special Management Area**

WHEREAS, the Kenai River Special Management Area (KRSMA) was established in 1984 to preserve and protect the important fish and wildlife habitat and resources of the Kenai River watershed and to provide for recreational opportunities; and

WHEREAS, certain state owned lands adjacent to the Kenai River were combined with the waters of Kenai River, Kenai Lake and Skilak Lake to form the KRSMA; and

WHEREAS, the Kenai River Comprehensive Management Plan was revised in December, 1997 and recommended the addition of a number of new state owned parcels and tributaries to the KRSMA; and

WHEREAS, these land parcels adjacent to Kenai Lake, Cooper Lake, Upper and Lower Trail Lakes, plus a number of Kenai Lake tributaries, and the waters of Upper and Lower Trail Lakes and Trail River all combine to provide additional protection of fish and wildlife resources and habitat, as well as provide an opportunity manage recreational activities in a larger area of the Kenai River watershed;

NOW, THEREFORE, BE IT RESOLVED BY Cooper Landing Community Club:

We hereby urge the Alaska Legislature to expand the Kenai River Special Management Area by adding the lands and waters identified in the 1997 Kenai River Comprehensive Management Plan. Such lands and waters are to be managed consistently with the mandate within Alaska Statutes Section 41.21.500.

Approved:

Mona Painter

1-28-99

Date

copy



COOPER LANDING COMMUNITY CLUB, INC.

Library, Park, Cemetery, Ambulance Squad, Dall Homemakers, Gun Club
P.O. Box 508 Cooper Landing, AK 99572

February 1, 1999

Chris Degernes, Kenai Area Superintendent
Department of Natural Resources Division of Parks and Outdoor Recreation
P.O. Box 1247
Soldotna, AK 99669

Dear Chris:

The Cooper Landing Community Club voted to endorse the accompanying Resolution in Support of Expanding the Kenai River Special Management Area during our last meeting on Jan. 28, 1999. Sixteen members were present; there was one dissenting vote. Notice of this possible action appeared on agendas posted the week before at the post office, library, and at the Shrew's Nest. Agendas were passed out at the Cooper Landing Advisory Planning Commission meeting on Jan. 21. The agenda item read: "10 b. State Parks Chris Degernes, Jim Richardson, David Rhoda; Consider endorsing addition of State lands to KRSMA as outlined in KRSMA plan available at the library and previously endorsed by CLAPC."

As you know, Jim H. Richardson and David Rhoda made the presentation aided by maps of the lands in question. Several people entered into the discussion. One of the concerns was that the Dept. of Transportation lot adjacent to the old Community Hall site near Mile 49 (for which the Community Club holds patent) would be put into KRSMA. Several members of the community have been wanting to have that piece added to the old Hall site which is to become a museum site. It was explained that while this is also state land, it is managed by DOT and so is not a part of KRSMA lands.

Another concern expressed was that this was taking land away from ownership by the public. It was explained that these lands are already DNR lands and they are not borough selectable lands nor state lands that would be earmarked for settlement.

Hope you are feeling well now—we missed your participation!

Sincerely,
Mona Palmer, president

painter@arctic.net

Introduced by:	Navarro
Date:	02/02/99
Action:	Adopted
Vote:	7 Yes, 2 No

**KENAI PENINSULA BOROUGH
RESOLUTION 99-013**

**A RESOLUTION URGING THE ALASKA STATE LEGISLATURE
INCLUDE ADDITIONAL STATE LAND INTO THE
KENAI RIVER SPECIAL MANAGEMENT AREA**

WHEREAS, the Alaska State Legislature established the Kenai River Special Management Area in 1984 to preserve and protect important fish and wildlife habitat and resources and to provide for recreational opportunities; and

WHEREAS, the Alaska Department of Natural Resources in cooperation with the Kenai River Special Management Area Advisory Board developed the 1986 Kenai River Comprehensive Management Plan; and

WHEREAS, in December 1997 a revised Kenai River Comprehensive Management Plan was adopted by the Commissioner of Natural Resources based on recommendations from the Kenai River Special Management Area Advisory Board; and

WHEREAS, the revised plan has recommended the additional State-owned lands and tributaries adjacent to the Kenai River be included in the boundary of the Kenai River Special Management Area; and

WHEREAS, Goal 3.9 of the Kenai Peninsula Borough Comprehensive Plan is to provide quality outdoor recreational areas and opportunities for Borough residents and visitors; and

WHEREAS, Goal 4.3 of the Kenai Peninsula Borough Coastal Management Program recommends public lands be retained for public open space or recreation areas; and

WHEREAS, the addition of these State lands and tributaries meets the goals and objectives of these Borough plans;

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

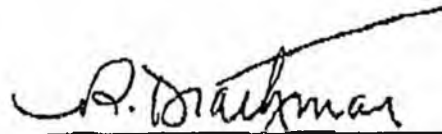
SECTION 1. The Kenai Peninsula Borough Assembly supports the addition of State land adjacent to the Kenai River and the addition of Kenai River tributaries into the boundaries of the Kenai River Special Management Area.

SECTION 2. The Alaska State Legislature is urged to introduce legislation to amend Alaska Statute 41.21.500 and to expand the boundaries of the Kenai River Special Management Area to include the 9,681 acres identified in the 1997 Kenai River Comprehensive Management Plan.

SECTION 3. That copies of this resolution shall be provided to The Honorable Tony Knowles, Governor, State of Alaska; the Honorable John Shively, Commissioner of Alaska Department of Natural Resources; the Honorable Brian Porter, Speaker of the House, Alaska House of Representatives; the Honorable Drue Pearce, Senate President, Alaska State Senate; Representative Gary Davis, Representative Hal Smalley, Representative Scott Ogan, Representative Jerry Sanders, Senator John Torgerson, and Senator Jerry Ward.

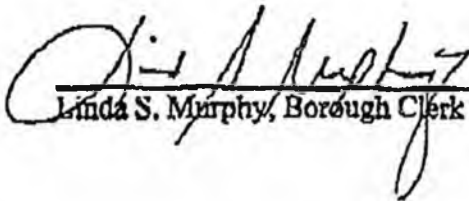
SECTION 4. This resolution shall take effect immediately upon adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 2ND DAY OF FEBRUARY, 1999.



Ronald Wm. Drahtman, Assembly President

ATTEST:


Linda S. Murphy, Borough Clerk

A Resolution in Support of Expanding
the
Kenai River Special Management Area

WHEREAS, the Kenai River Special Management Area (KRSMA) was established in 1984 to preserve and protect the important fish and wildlife habitat and resources of the Kenai River watershed and to provide for recreational opportunities; and

WHEREAS, certain state owned lands adjacent to the Kenai River were combined with the waters of Kenai River, Kenai Lake and Skilak Lake to form the KRSMA; and

WHEREAS, the Kenai River Comprehensive Management Plan was revised in December, 1997 and recommended the addition of a number of new state owned parcels and tributaries to the KRSMA; and

WHEREAS, these land parcels adjacent to Kenai Lake, Cooper Lake, Upper and Lower Trail Lakes, plus a number of Kenai Lake tributaries, and the waters of Upper and Lower Trail Lakes and Trail River all combine to provide additional protection of fish and wildlife resources and habitat, as well as provide an opportunity manage recreational activities in a larger area of the Kenai River watershed;

NOW, THEREFORE, BE IT RESOLVED BY The Alaska Flyfishers

We hereby urge the Alaska Legislature to expand the Kenai River Special Management Area by adding the lands and waters identified in the 1997 Kenai River Comprehensive Management Plan. Such lands and waters are to be managed consistently with the mandate within Alaska Statutes Section 41.21.500.

Approved:

David K. Goodman

16 February 1999
Date

Jim,
Here it is!

2/17
RECEIVED
FEB 23 1999

[Handwritten signature]

Chris:
2-18
ED FOGELS
Shepherdal this for



United Cook Inlet Drift Association

P.O. Box 389 - Kenai, Alaska 99611-0389 - (907) 260-9438 - fax (907) 260-9438 - ucida@kenai.net

March 30, 2001

House Resources Committee
Representative Drew Scalzi, Co-Chair
State Capitol, Room 13
Juneau, Alaska 99801-1182

Dear Drew,

On behalf of the approximately 585 drift fishermen in Cook Inlet, we wish to express our support for HB 165.

By including these lands and waters in the Kenai River Special Management Area, the Legislature will be providing additional protection to critical aquatic habitat. Clean water and natural habitat are essential to successful spawning and rearing of anadromous salmon and trout species.

Development and settlement of these lands can still be accomplished, but will have to be done under stricter rules. Rules designed specifically to ensure the continued availability and use of our valuable fishery resources.

Respectfully yours,

A handwritten signature in cursive script that reads "Bob Merchant".

Bob Merchant
UCIDA President

March 26, 2001

HB 165 Testimony to the Alaska House Resources Committee


Mr. Chairman, Members of the Committee

My name is Jim H. Richardson, P.O. Box 757, Cooper Landing, AK, 99572. We own property on the Kenai River in Cooper Landing in the vicinity of some of the parcels included in the proposed legislation. I am also a public member of the KRSMA Board.

I want to testify in favor of the passage of HB 165, an act relating to the Kenai River Special Management Area introduced by Representative Ken Lancaster.

1. The addition of these lands to KRSMA received extensive public review in the 1996-97 revision of the Original 1986 Kenai River Comprehensive Management Plan. As a KRSMA member, I participated in the public meetings.
2. The purpose of this legislation is to provide additional protection to the habitat and fish and wildlife resources.
3. It will also provide an opportunity for recreational activity use and management in a larger area of the Kenai River Watershed.

Thank you.


Jim H. Richardson



Alaska State Legislature

Please enter into the record my testimony to the House Resources committee name

Committee on HB 165, dated 3-26-01
bill # / subject

WTR
I DONALD RAMSEY HB 165
35774 PARLISE DR

*34
YEARS
WEST KENAI*

*SOLDOTNA AK.
ZIP 99669-
907-262-2802*

I SUPPORT HB 165
WE NEED TO CONSERVE HABITAT
FOR THE WELL BEING OF THE KENAI
RIVER FISH & GAME - END RESULT
THAT BENEFIT ALL INVOLVED - MENTALLY
AS WELL AS PHYSICALLY - FOR OUR FAMILIES
AS WELL AS DESCENDANTS IN THE FUTURE

Signed: Donald Ramsey
Testifier

Representing (optional)

Address

Phone number



Alaska State Legislature

Please enter into the record my testimony to the House Resources
committee name

Committee on _____, dated 3-26-01
bill # / subject HB 165

Support to provide additional protection of fish & wildlife resources and habitat as well as provide an opportunity to manage recreational activities. These lands and water were identified in 1997 in the Kenai State Comprehensive Management Plan.

Signed: Charles W. Neeve
Testifier

A property owner in area
Representing (optional)

36515 Bradford Road, Sterling AK 99672
Address

262-2115
Phone number

22-LS0431\C
Utermohle
2/27/01

CS FOR HOUSE BILL NO. 93()

**IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SECOND LEGISLATURE - FIRST SESSION**

BY

**Offered:
Referred:**

Sponsor(s): REPRESENTATIVE LANCASTER

A BILL

FOR AN ACT ENTITLED

1 **"An Act establishing the permit fee for the personal use dip net fisheries for the Kenai**
2 **River and the Kasilof River; and providing for an effective date."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 *** Sec. on 1. AS 16.05.340(a) is amended by adding a new paragraph to read:**

5 **(25) Personal use dip net fishing permit for the Kenai River and**
6 **the Kasilof River.....\$10.**

7 *** Sec. 2. This Act takes effect July 1, 2001.**

March 26, 2001

Amendment offered by Rep. Scalzi

House Resources Committee

CS FOR HOUSE BILL NO. 93 ()

22-LS0431\C

Add to (25) – line 5

A sport fish license is not required to purchase the dip net permit. Proof of Alaska residency is required.

FISCAL NOTE

STATE OF ALASKA
2001 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB 165
 () Publish Date: _____
 Dept. Affected: Natural Resources
 BRU: Parks & Recreation Mgt
 Component: Parks Management
 Component Number: 452

Revision Date/Time (Note if correction): _____
 Title: Kenai River Special Management Area
 Sponsor: Reps. LANCASTER, Scalzi
 Requester: (H) RES

Expenditures/Revenues

(Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
-----------------------------	--	--	--	--	--	--

CHANGE IN REVENUES ()						
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FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2001) cost: None

Check this box if funding for this bill is included in the Governor's FY2002 budget proposal: []

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill transfers management of the listed parcels from Division of Mining, Land & Water to Division of Parks as additions to the Kenai Special Management Area. These additions were envisioned in both the 1997 Revised Kenai River Comprehensive Management Plan, adopted by DNR in 1997, and the Kenai Area Plan adopted by DNR last year. There is no fiscal impact on this division.

Prepared by: Jim Stratton, Director Phone 269-8700
 Division: Parks and Outdoor Recreation Date/Time 23-Mar-01
 Approved by: Pat Pourchot Date 23-Mar-01
 Agency: Natural Resources

For distribution information, call the Governor's Legislative Office

FISCAL NOTE

STATE OF ALASKA
2001 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB 165
 () Publish Date: _____
 Dept. Affected: Natural Resources
 BRU: Minerals, Land & Water Dev.
 Component: Title Defense & Acquis.
 Component Number: 2459

Revision Date/Time (Note if correction): _____
 Title: Kenai River Special Management Area
 Sponsor: Reps. LANCASTER, Scalzi
 Requester: (H) RES

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2001) cost: None
 Check this box if funding for this bill is included in the Governor's FY2002 budget proposal: []

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill transfers management of the listed parcels from Division of Mining, Land & Water to Division of Parks as additions to the Kenai River Special Management Area. These additions were envisioned in both the 1997 Revised Kenai River Comprehensive Management Plan, adopted by DNR in 1997, and the Kenai Area Plan adopted by DNR last year. There is no fiscal impact on this division.

Prepared by: Bob Loeffler Phone 269-8600
 Division: Mining, Land and Water Date/Time 23-Mar-01
 Approved by: Pat Pourchot Date 23-Mar-01
 Agency: Natural Resources

For distribution information, call the Governor's Legislative Office

HOUSE BILL NO. 165

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES LANCASTER, Scalzi

Introduced: 3/9/01
Referred: Resources

None to text

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the Kenai River Special Management Area; and providing for an
2 effective date."

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

4 * Section 1. The uncodified law of the State of Alaska is amended by adding a new section
5 to read:

6 PURPOSE. The purpose of this Act is to further the implementation of the Kenai
7 River Comprehensive Management Plan by making additions of certain state-owned land and
8 water as described in this Act to the Kenai River Special Management Area.

9 * Sec. 2. AS 41.21.502(a)(4)(L) is amended to read:

10 (L) Other Lower River Land

11 Township 5 North, Range 9 West, Seward Meridian

12 Section 22: Lots 4, 9, 10, NE1/4SW1/4

13 Township 5 North, Range 10 West, Seward Meridian

14 Section 6: Lot 8

1 Section 7: Lots 5 - 7, 15

2 Section 18: Lots 1, 2, 4 - 6,

3 Tract A, Larry's Fishing Hole Subdivision, Plat

4 No. 90-42

5 Government Lots 4 - 7, 10 - 13

6 NE1/4SW1/4

7 E1/2NW1/4

8 Section 19:

9 Tracts A and B, Timberland Terrace Phase 1

10 Subdivision, Plat 97-26

11 Lot 4, Kobvlarz Subdivision, according to the

12 official plat filed under Plat No. 92-24, Kenai

13 Recording Office

14 Beginning at the section corner common to

15 Sections 19, 20, 29, and 30, Township 5 North,

16 Range 10 West, Seward Meridian, traverse west

17 along the section line common to Sections 19 and

18 30 a distance of 1320 feet, thence north along the

19 1/16 section line a distance of 1420 feet to Corner

20 No. 1 and the point of beginning, thence west 100

21 feet to Corner No. 2, thence north to the thalweg

22 of the Kenai River and Corner No. 3, thence east

23 along the thalweg of the Kenai River to the point

24 of intersection with 1/16 section line and Corner

25 No. 4, thence south along the 1/16 section line to

26 Corner No. 1, and the point of beginning, located

27 in the Kenai Recording District, as may be

28 modified by a record of survey accepted by the

29 state

30 Lot 16

31 Section 30: Tracts A, J, and K, Channel Shores

Subdivision, Plat No. 85-102

Section 31: Lots 2, 3, and 11, excluding the following subdivisions, as shown in record of survey no. 96-7: Halcyon Subdivision, Lot 1, Block 1, plat of survey no. K-1706; Halcyon Subdivision Lot 5, Block 1, plat of survey no. 73-9; Halcyon Subdivision plat of survey no. 76-75; Halcyon Subdivision Addition No. 4, plat of survey no. 77-47; Halcyon Subdivision Addition No. 5, plat of survey no. 77-82; Halcyon Subdivision No. 3, plat of survey no. 78-25; Halcyon Subdivision Amended Plat Lot 1-B, Block 1, plat of survey no. 78-96; Halcyon Subdivision Addition No. 7, plat of survey no. 79-155; Halcyon Subdivision Addition No. 8, plat of survey no. 83-174; Halcyon Subdivision Addition No. 9, plat of survey no. 84-47; Halcyon Subdivision No. 10, plat of survey no. 84-244; Halcyon Subdivision No. 9, plat of survey no. 86-98RS; Halcyon Subdivision No. 9, plat of survey no. 86-99RS; Halcyon Subdivision No. 11, plat of survey no. 92-41; Halcyon Subdivision No. 8 Amended, plat of survey no. 92-72; and Halcyon Subdivision No. 12, plat of survey no. 93-8; and excluding that portion of Government Lot 3 east of Daisy Drive conveyed by warranty deed recorded March 10, 1989, in book 343, page 15, Kenai Recording Office.

Section 32: Lot 1-B-1, ASLS No. 97-25, a subdivision of Lot 1-B, Fisherman's Square Subdivision, Addition No. 1, within the W1/2SW1/4:

Lot 2-A of ASLS 80-87

Section 33: Lot 6-B, Mullen Homestead River

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Addition Phase 1, Plat No. 97-89;

Section 34: Lot 7, NE1/4SE1/4

Township 5 North, Range 11 West, Seward Meridian

Section 1: Lots 9 and [LOT] 10

Section 11: Tract 3, Anglers Acres Subdivision Lowe

Addition, Plat No. 97-19; Tract A-1A, Cone Tracts;

Lot 3, excluding that portion north of the south

right-of-way boundary of the Beaver Loop Road

and all land west of and including the Cone Tracts

A-1A and A-1B Subdivision and SE1/4NW1/4, and

the N1/2NW1/4, excluding that portion of the south

right-of-way boundary of the Beaver Loop Road

and all land west of and including the Cone Tracts

A-1A and A-1B Subdivision

Section 12: Lots 1 - 3, 7 - 10, 13

N1/2SE1/4

SE1/4NE1/4

NE1/4SW1/4

N1/2SW1/4SE1/4

Section 13: Lot 1

SW1/4NW1/4

Section 14: Lots 2, 7

Section 16: Lots 1 - 10

SE1/4

NW1/4NW1/4

SE1/4SW1/4.

Section 24: That portion of Lot 11 within LSH 148

Section 25: Lot 3

Section 36: That strip of land between the line of

ordinary high water of the Kenai River and EPF

21-11, Block 1

1 * Sec. 3. AS 41.21.502(a) is amended by adding new paragraphs to read:

2 (5) all state-owned land in the Seward Recording District that is
3 located in the following parcels:

4 (A) Cooper Landing

5 Township 5 North, Range 3 West, Seward Meridian

6 Section 28: Tract B of ASLS 91-6

7 Lot 3 of USS 2523

8 That portion of Tract A of USS 5105 lying between

9 Lot 4 of USS 2523 and Tract A of USS 2361 and
10 the south boundary of the Sterling Highway

11 That portion of Tract A of USS 5105 lying south of

12 USS 3306, north and west of USS 2524, east of
13 USS 2524, west of USS 2523, and south of Bean

14 Creek Road

15 That portion of Tract A of USS 5105 lying south and

16 west of USS 3306, north and west of USS 2524, and
17 north and west of ASLS 81-197

18 That portion of Tract B of USS 5105 lying south of

19 the Kenai River and north of the Sterling Highway
20 right-of-way

21 Section 29: Tract B of ASLS 91-6

22 That portion of Tract A of USS 5105 lying south of

23 Bean Creek right-of-way excluding ASLS 96-6

24 That portion of Tract A of USS 5105 lying south and

25 west of USS 3306 and south and west of ASLS 81-
26 183

27 Tract D of USS 5105

28 Lot 5 of USS 2527

29 Section 30: Tract E

30 — That portion of Tract B of USS 5105 within the

31 SE1/4SE1/4SE1/4, NE1/4SE1/4SW1/4

amendment to delete

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That portion of Tract B of USS 5105 within the S1/2SE1/4 lying north of the Kenai River excluding USS 1442 E1/2NE1/4NW1/4, W1/2W1/2, W1/2E1/2W1/2

*delete
- which will be
provided
to us*

Section 31: Lots 1, 12

That portion of Tract B of USS 5105 within the NE1/4NE1/4 lying south of the Kenai River and north of the Sterling Highway

Section 32: That portion of Tract B of USS 5105 within the NW1/4NW1/4 lying south of the Kenai River and north of the Sterling Highway

Township 5 North, Range 4 West, Seward Meridian

Section 35: That portion of USS 1559 within the N1/2 and lying north of the Kenai River

That portion of the E1/2NE1/4 lying north and east of USS 3392, south of the Kenai River, and north of the Sterling Highway

That portion of the S1/2N1/2NE1/4 and that portion of the E1/2E1/2NW1/4 lying south of the Kenai River

That portion of the S1/2NE1/4 lying south of the Kenai River, excluding USS 3392

Section 36: Lot 1 of USS 7286

That portion of the N1/2 lying between the south bank of the Kenai River and the north side of the Sterling Highway right-of-way

That portion of the N1/2S1/2NE1/4 and NE1/4SE1/4NW1/4 lying south of the Sterling Highway

That portion of the N1/2 lying north of the Kenai River

1 (B) Kenai Lake
 2 Township 3 North, Range 1 East, Seward Meridian
 3 Section 7: SW1/4, lying north and west of USS 9002,
 4 excluding USS 1774
 5 Township 4 North, Range 1 West, Seward Meridian
 6 Section 22: S1/2S1/2
 7 Section 23: S1/2S1/2, excluding USS 7391
 8 Section 25: Lot 8
 9 Section 26: N1/2, excluding USS 7391
 10 Section 27: N1/2, excluding USS 2065
 11 Township 4 North, Range 2 West, Seward Meridian
 12 Section 6: Lots 1 and 2, excluding ASLS 85-399, and
 13 that portion conveyed under ADL 201307
 14 Tract D of ASLS 85-339
 15 Section 18: Lots 1 - 3
 16 Section 19: NW1/4, NE1/4SW1/4, SW1/4SE1/4 lying
 17 south and west of Kenai Lake
 18 Section 30: NE1/4, E1/2SE1/4 lying south and west of
 19 Kenai Lake
 20 Section 31: E1/2NE1/4
 21 Section 32: Lots 1 - 3, SW1/4NW1/4, W1/2SW1/4,
 22 SE1/4SW1/4
 23 Township 4 North, Range 3 West, Seward Meridian
 24 Section 1: Tract D of ASLS 85-339, Lots 2 - 4,
 25 W1/2SW1/4
 26 Section 2: Lot 1, W1/2NE1/4, SE1/4NE1/4, E1/2SE1/4
 27 Section 12: Lots 1 - 4, W1/2W1/2, SE1/4SW1/4
 28 Section 13: Lots 1, 2, SW1/4NE1/4, E1/2NW1/4,
 29 NW1/4SE1/4, E1/2SE1/4
 30 Township 5 North, Range 2 West, Seward Meridian
 31 Section 31: Tracts A, B, C, and D of ASLS 85-339

1 Township 5 North, Range 3 West, Seward Meridian
2 Section 25: That portion of Tract A of USS 5105 lying
3 south of the Sterling Highway right-of-way
4 Section 26: That portion of Tract A of USS 5105 lying
5 south of the Sterling Highway right-of-way, excluding
6 PLO 829
7 Section 27: That portion of Tract A of USS 5105 lying
8 south of the Sterling Highway right-of-way and west
9 of USS 2521 Tract A
10 That portion of Tract A of USS 5105 lying south of
11 the Sterling Highway right-of-way and west of USS
12 2934 and south and east of ASLS 80-103
13 Section 34: That portion of Tract B of USS 5105 lying
14 east of ASLS 79-126 and between the north side of
15 Snug Harbor Road and the south side of Kenai Lake
16 Section 36: Tracts B and E of ASLS 85-339
17 That portion of Tract A of USS 5105 within the
18 NW1/4 lying south and west of the Sterling
19 Highway right-of-way, excluding ASLS 85-339
20 (C) Quartz Creek Lowlands
21 Township 5 North, Range 2 West, Seward Meridian
22 Section 15: S1/2N1/2
23 Section 16: S1/2N1/2, NE1/4NW1/4, NW1/4NE1/4
24 excluding Unit 408A of the Kenai Area Plan, N1/2S1/2
25 (D) Cooper Lake
26 Township 3 North, Range 2 West, Seward Meridian
27 Section 6: Lots 1 - 3, NE1/4, E1/2NW1/4,
28 NE1/4SW1/4, N1/2SE1/4
29 Township 3 North, Range 3 West, Seward Meridian
30 Section 1: Lots 1 - 4, E1/2NE1/4, NE1/4SE1/4
31 Township 4 North, Range 2 West, Seward Meridian

1 Section 31: W1/2E1/2, E1/2SE1/4
2 Township 4 North, Range 3 West, Seward Meridian
3 Section 36: All
4 (E) Upper and Lower Trail Lakes
5 Township 4 North, Range 1 East, Seward Meridian
6 Section 6: Lots 1 - 6, 8, 9, SE1/4SW1/4, SW1/4SE1/4
7 Section 7: Lots 1, 2, 5, 6, NW1/4NE1/4, NE1/4NW1/4
8 Section 18: Lots 1 - 3
9 Township 4 North, Range 1 West, Seward Meridian
10 Section 1: Lots 1, 4 - 8, and that portion of Lot 3 within
11 the SE1/4
12 Section 12: Lots 1 - 4, 7, 8, 11, 12, Those portions of
13 Lots 5 and 6 as shown on state status plats
14 Section 13: Tract B of ASLS 86-6
15 Lot 1
16 That portion of USS 1778 and USS 7391 lying within
17 the N1/2SE1/4
18 Township 5 North, Range 1 East, Seward Meridian
19 Section 5: S1/2SW1/4
20 Section 7: Lot 1, SE1/4 of Lot 2, Lots 5, 7, 9 - 14
21 Section 8: N1/2NW1/4
22 Section 18: Lots 2 - 7
23 Section 19: Lot 2
24 Section 31: That portion within the W1/2 of Lots 1, 2, 5
25 Lot 6
26 Township 5 North, Range 1 West, Seward Meridian
27 Section 13: Lots 1 - 4, E1/2NE1/4NE1/4,
28 S1/2SW1/4NE1/4, NW1/4SE1/4
29 Section 22: Lot 2, S1/2NE1/4SE1/4
30 Section 23: S1/2 of Lot 1, Lots 2 - 5, S1/2SE1/4NW1/4
31 Section 24: Lots 1 - 3, 6 - 8, portions of Lots 4 and 5 as

1 shown on state status plats
 2 Section 25: Lots 1, 2, 6 - 9, 14
 3 Tract I of USS 2529
 4 Block 7 of USS 2676
 5 Section 26: That portion of Lot 2 USS 7371 within state
 6 selection NFCG 192
 7 Lot 3 of USS 7371
 8 Section 27: Lot 1, NW1/4NE1/4
 9 Section 36: Lot 4
 10 Those portions of Lots 1, 5, and 6 excluding a
 11 lakeshore buffer 200 feet from the line of ordinary
 12 high water of Upper Trail Lake

13 (6) all state-owned shorelands and water known as Trail River and
 14 Upper and Lower Trail Lakes within the following parcels:

15 Township 4 North, Range 1 East, Seward Meridian

16 Sections 6, 7, 18, 19

*delete - it does not
 contain any trail line or
 trail lake
 land.*

17 Township 4 North, Range 1 West, Seward Meridian

18 Sections 1, 12, 13, 24, 25

19 Township 5 North, Range 1 East, Seward Meridian

20 Sections 7, 18, 19, 31

21 Township 5 North, Range 1 West, Seward Meridian

22 Sections 13, 22 - 27, 36

23 (7) all state-owned shorelands and water within the riparian corridor of
 24 the state-owned land 200 feet landward from the line of ordinary high water on each
 25 side of each of the following waterways:

26 (A) Cooper Creek

27 Township 5 North, Range 3 West, Seward Meridian

28 Section 31

29 (B) Bean Creek

30 Township 5 North, Range 3 West, Seward Meridian

31 Sections 29, 30

1 (C) Shackelford Creek
2 Township 5 North, Range 3 West, Seward Meridian
3 Section 34

4 (D) Quartz Creek
5 Township 5 North, Range 2 West, Seward Meridian
6 Sections 19, 20, 29, 30

7 Township 5 North, Range 3 West, Seward Meridian
8 Section 36

9 (E) Daves Creek
10 Township 5 North, Range 2 West, Seward Meridian
11 Sections 19, 20

12 (F) Crescent Creek
13 Township 5 North, Range 2 West, Seward Meridian
14 Sections 29, 30

15 (G) Dry Creek
16 Township 5 North, Range 2 West, Seward Meridian
17 Sections 30, 31

18 (H) Indian Creek
19 - Township 5 North, Range 2 West, Seward Meridian
20 - Sections 30, 31

*delete
- a new count
forthcoms.*

21 * Sec. 4. AS 41.21.502(a)(5) is amended by adding a new subparagraph to read:

*Needs
write on lots
- only sections of the
lots should be in
bill*

22 (F) Additional Kenai Lake lands
23 Township 4 North, Range 1 West, Seward Meridian
24 Section 13: Lots 5, 7, and 9
25 Section 24: Lot 2

26 Portions of Lots 3, ⁽⁴⁾ and ⁽⁹⁾ as shown on state status
27 plats *add portions of these ? of*
28 Lots ⁽³⁾, 8, 10, 11 *Seward Hwy : W of trail lake*
29 Section 25: Lots 3 - 5; *to High Water Mark*

30 * Sec. 5. AS 41.21.502(c) is amended to read:

*- intention was only to include
lands near the water*

31 (c) The state-owned land and water described in (a) of this section is open

1 to [EXCEPT FOR] oil and gas leasing under AS 38.05.180. The [, THE] mineral
2 estate in the state-owned [STATE-OWNED] land and water described in (a)(1) - (4)
3 [(a)] of this section is closed to mineral entry under AS 38.05.181 - 38.05.275.

4 * Sec. 6. Sections 1, 2, 3, and 5 of this Act take effect immediately under AS 01.10.070(c).

5 * Sec. 7. Section 4 of this Act takes effect on the date that the commissioner of natural
6 resources notifies the revisor of statutes and the lieutenant governor that the selection by the
7 Kenai Peninsula Borough of the land added to the Kenai River Special Management Area by
8 sec. 4 of this Act has been denied or relinquished under AS 29.65.

FISCAL NOTE

STATE OF ALASKA
2001 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB 165
 () Publish Date: _____
 Dept. Affected: Natural Resources
 BRU: Parks & Recreation Mgt
 Component: Parks Management
 Component Number: 452

Revision Date/Time (Note if correction): _____
 Title: Kenai River Special Management Area
 Sponsor: Reps. LANCASTER, Scalzi
 Requester: (H) RES

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2001) cost: None
 Check this box if funding for this bill is included in the Governor's FY2002 budget proposal: []

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill transfers management of the listed parcels from Division of Mining, Land & Water to Division of Parks as additions to the Kenai Special Management Area. These additions were envisioned in both the 1997 Revised Kenai River Comprehensive Management Plan, adopted by DNR in 1997, and the Kenai Area Plan adopted by DNR last year. There is no fiscal impact on this division.

Prepared by: Jim Stratton, Director Phone 269-8700
 Division: Parks and Outdoor Recreation Date/Time 23-Mar-01
 Approved by: Pat Pourchot Date 23-Mar-01
 Agency: Natural Resources

For distribution information, call the Governor's Legislative Office

FISCAL NOTE

STATE OF ALASKA
2001 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB 165
 () Publish Date: _____
 Dept. Affected: Natural Resources
 BRU: Minerals, Land & Water Dev.
 Component: Title Defense & Acquis.
 Component Number: 2459

Revision Date/Time (Note if correction): _____
 Title: Kenai River Special Management Area
 Sponsor: Reps. LANCASTER, Scalzi
 Requester: (H) RES

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2001) cost: None
 Check this box if funding for this bill is included in the Governor's FY2002 budget proposal: []

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill transfers management of the listed parcels from Division of Mining, Land & Water to Division of Parks as additions to the Kenai River Special Management Area. These additions were envisioned in both the 1997 Revised Kenai River Comprehensive Management Plan, adopted by DNR in 1997, and the Kenai Area Plan adopted by DNR last year. There is no fiscal impact on this division.

Prepared by: Bob Loeffler Phone 269-8600
 Division: Mining, Land and Water Date/Time 23-Mar-01
 Approved by: Pat Pourchot Date 23-Mar-01
 Agency: Natural Resources

For distribution information, call the Governor's Legislative Office