

ALASKA LEGISLATURE COMMITTEE FILES 1987-1988 8672

5011 HRES SB 190 - SB 191 (FILE 1)

525

3/3/88

LETTER OF INTENT FOR HCS SB 190 (RESOURCES)

AN ACT ESTABLISHING THE POINT BRIDGET STATE PARK

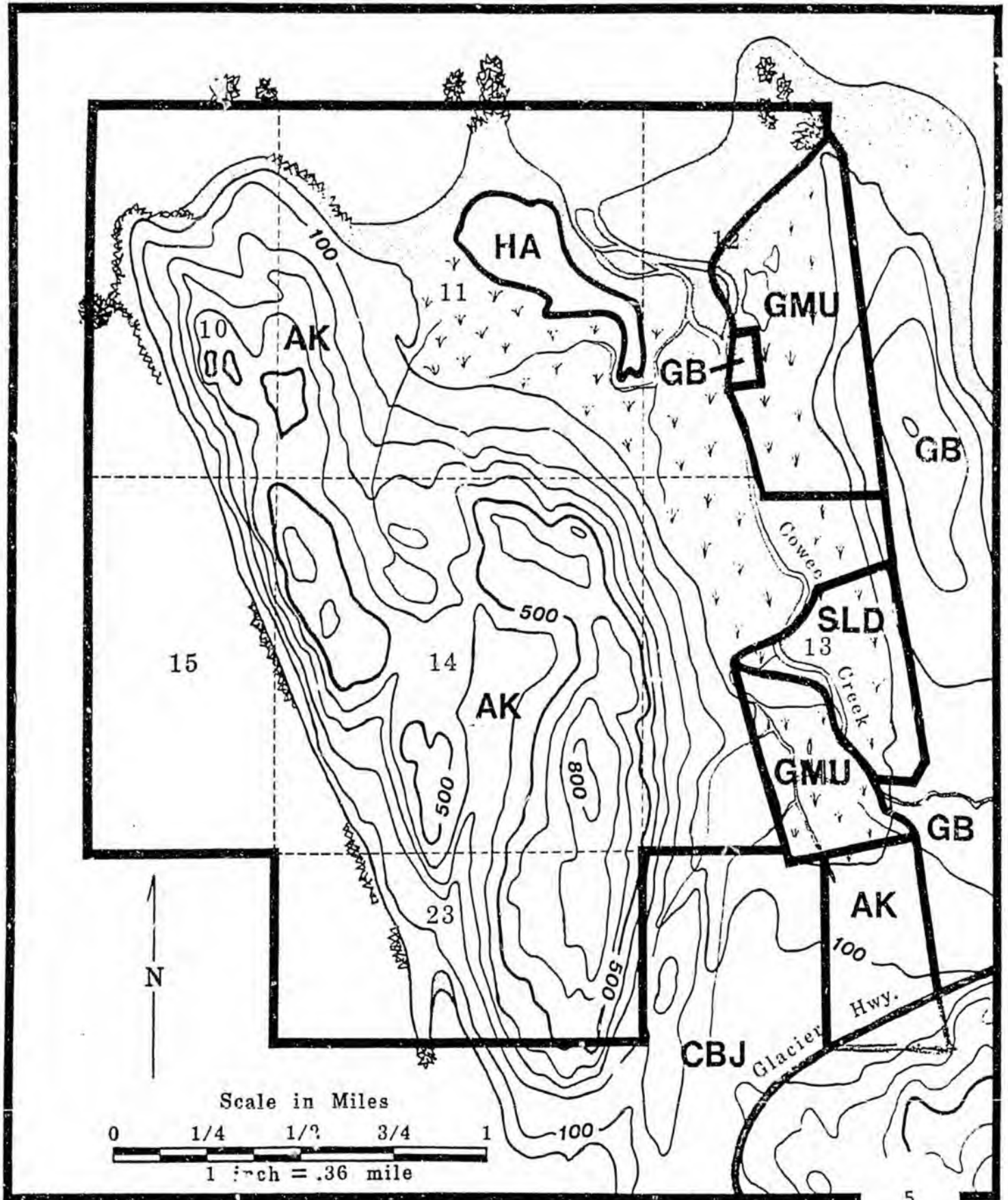
Offered by the House Resources Committee

It is the intent of the Legislature that the Department of Natural Resources, Division of Parks and Recreation issue a permit to the Gospel Missionary Union to allow continued grazing of the current number of horses on the Point Bridget State Park lands for five years, providing the grazing does not inhibit or interfere with the public use of the Point Bridget State Park.

The Legislature further instructs the Department of Natural Resources to assist the Gospel Missionary Union in indentifying alternatives to fill their future needs related to their horses after the five year grace period has expired.

POINT BRIDGET PROPERTY BOUNDARIES

(Key to landowners is on next page.)



KEY TO POINT BRIDGET LANDOWNERS

- AK --- State of Alaska
- CBJ -- City & Borough of Juneau
- GB --- Goldbelt, Inc.
John Beach, President
810 W. 10th, Suite 300
Juneau, AK 99801
- GMU -- Gospel Missionary Union, Inc.
Dean Diller, Director
P.O. Box 210608
Auke Bay, AK 99821
- HA --- Estate of Henry Anderson
c/o Bureau of Indian Affairs
Glenda Miller, Realty Officer
P.O. Box 3-8000
Juneau, AK 99802
- SLD -- Southeastern Land & Development
c/o Mal Menzies, R & M Engineering
6205 Glacier Highway
Juneau, AK 99801

SOUTHEAST LAND & DEVELOPMENT COMPANY
c/o R & M Engineering, Inc.
P.O. Box 34278
Juneau, Alaska 99803

February 10, 1988

State of Alaska
Department of Natural Resources
Division of Parks & Outdoor Recreation
400 Willoughby Avenue, 5th Floor
Juneau, Alaska 99801-1381

Attn: Ms. Linda Kruger
Regional Manager

Re: Point Bridget State Park

Ladies and Gentlemen:

This letter acknowledges receipt of your correspondence dated January 26, 1988, concerning Southeast Land and Development Company's concern of the approximate 2,750-acre proposed state park. First, let us state, that on behalf of Southeast Land and Development Company, we have no objections to the formation of a state park. Our concern, as expressed to you verbally and in a subsequent meeting on February 4, 1988, is access.

When acquiring the land, we obtained assurance from the then adjacent land owner (U.S. Department of Agriculture/Forest Service, Juneau Ranger District) that they would allow us a "right-of-way access" from the existing Glacier Highway to our property. Said access would be of our choice. When adjacent lands were selected by Goldbelt, Inc., we requested and obtained from the then chairman of the board of Goldbelt a letter stating they would allow us access through their land to our "in-holdings."

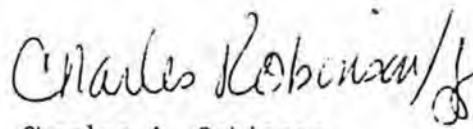
Our verbal concern to you, our new neighbor, remains access. It is our understanding that the Division of Parks would never deny, but would assist us in obtaining access. Said access could be at a minimum, a trail from the Glacier Highway roadway to the property; or it may require the dedication of a 60' wide right-of-way as outlined by local government's (City and Borough of Juneau) platting regulations.

With the above understanding, we support the formation of the Point Bridget State Park.

Sincerely,

SOUTHEAST LAND AND DEVELOPMENT COMPANY


Malcolm A. Menzies


Charles A. Robinson

fej



CENTRAL COUNCIL
Tlingit and Haida Indian Tribes of Alaska
ANDREW P. HOPE BUILDING
320 West Willoughby Avenue • Suite 300
Juneau, Alaska 99801

February 8, 1988

Ms. Linda Kruger, Regional Manager
State Division of Parks and
Outdoor Recreation
400 Willoughby, 5th Floor
Juneau, AK 99801-1381

RECEIVED FEB 09 1988

RE: Henry Anderson - A-061005

Dear Ms. Kruger:

On behalf of the probable heirs to the Estate of Henry Anderson, I would like to respond to the legislation proposing the establishment of Pt. Bridget State Park. Henry Anderson's Native Allotment Application was approved by the Bureau of Land Management on September 14, 1987. The heirs of Henry Anderson will receive title to his allotment upon survey of the land. This allotment must be recognized as a valid allotment claim within the proposed boundaries of the Pt. Bridget State Park.

As long as the legislation recognizes the rights to this property by the heirs of Henry Anderson, this agency has no objection to the creation of the Park. I would appreciate your agency sending me a copy of the legislation as it becomes law. Also, please forward me the plans for the management and use of Pt. Bridget State Park as they develop. Thank you.

Sincerely,


John Brower
Realty Officer

JB/fh

cc: Senator Jim Duncan
Alaska State Legislature
P. O. Box V (MS-3100)
Juneau, AK 99811

Glenda Miller, Realty Officer, BIA

11

RECEIVED MAR 01 1988

February 29, 1988

Senator Jim Duncan
P.O. Box V
Juneau, Alaska 99811

Dear Senator Duncan:

Henry Anderson of Juneau, Alaska, now deceased, had filed for a Native allotment in the Pt. Bridget Area, south of Sernice Bay. The allotment is still being processed through the U.S. Bureau of Land Management. While the application has been approved, no deed has been issued yet.

I am the sole heir to the Henry Anderson estate. I have carefully reviewed SB-190, entitled "Point Bridget State Park". I find that SB-190 in its present form as of this date, allows for satisfactory access to the Henry Anderson allotment. However, if there are changes made to SB-190 that would affect access to the allotment, I certainly would appreciate your informing me.

I have no problems with the provision in SB-190 in its present form as of this date.

Sincerely,



Julie Williams
8131 Dogwood Lane
Juneau, Alaska 99801



Goldbelt

GOLDBELT PLACE SUITE 300 / 801 W 10TH STREET / JUNEAU ALASKA 99501

TELEPHONE

BUSINESS OFFICE (907) 463-4846

SHAREHOLDER RELATIONS (907) 463-4824

TELEFAX (907) 463-4856

February 5, 1988

Ms. Linda Kruger
Regional Manager
Dept. of Natural Resources
Div. of Parks & Outdoor
Recreation
400 Willoughby, 5th Floor
Juneau, Alaska 99801-1381

Dear Ms. Kruger:

Thank you for your letter about Pt. Bridget State Park. Goldbelt had two serious concerns with the proposal. First, some Goldbelt land was included within the boundaries proposed for the park. We have now heard that the boundaries are redrawn and no longer enclosed any private land. Second, access rights-of-way through the proposed park exit to private lands north and east of the proposed site. It is extremely important that this access be maintained.

We are aware of trespass travel occurring through our land and will be stopping that very soon. Again, we have heard that access will be afforded to landowners through the park, and apparently our concerns have been addressed.

With both these concerns satisfactorily addressed, Goldbelt supports the creation and development of the Pt. Bridgit Park.

Sincerely,

GOLDBELT, INCORPORATED

John S. Black
President



Echo Ranch Bible Camp

BOX 2106.18

AUKE BAY, ALASKA 99821

(907) 788-8483

RECEIVED FEB 03 1988

February 1, 1988

Chairman, House Resource Committee

Subject: Proposed Pt. Bridget State Park
House Bill No. HB 210 Pt Bridget

Gentlemen:

We object to the establishment of the Point Bridget State Park as proposed. We offer the following concerns and recommendations for your consideration.

The property of Echo Ranch Bible Camp was given to Gospel Missionary Union, Headquarters in Kansas City, MO, by Mr. and Mrs. Allen McMurchie for the express purpose of a camp for children of all Southeast Alaska. The camp is administered by missionaries of Gospel Missionary Union. This year will be our 25th anniversary year of camping at Echo Ranch Bible Camp. The camp has changed much over the years. We started with around 25 - 30 campers and now have over 650 attend. These campers come from all over Southeast Alaska, as well as other states. Our retreat constituency is growing each year, also. We want to continue to serve the people of Southeast with the very best camping experience as possible. Our main concern is that a State Park designation will likely complicate the general administration of the Echo Ranch Bible Camp. Other concerns are as follows:

1. The proposed state park boundary encompasses ours and other private land. This implies that the state intends to eliminate inholdings or regulate expansion of current use levels on these private lands at some future date. We hope that our lands would be excluded from the park boundary along with adjacent state tide flats and timber stringers that we hope to expand parts of our operations onto with the next ten years.
2. The legal implications due to park users wandering onto our property and getting injured would likely increase with expanded public use of adjacent lands.
3. We have 83 acres on the west side of Cowee Creek which we currently use as a wagon camp. This property contains an active population of beaver which must be controlled to prevent flooding due to their damming activities.



Echo Ranch Bible Camp

BOX 210808

ALUKE BAY, ALASKA 99521

(907) 789-9463

4. The flat ground west of Cowee Creek offer potential expansion of our operations through the permit process currently handled by DNR Division of Lands and Waters. The timber fringe contains promising wagon camp potential under current state administration. We believe that the addition of another layer of state government (Division of Parks and Outdoor Recreation) is not in our best interest. Division of Land and Water's water use permit took three years to process. Therefore, we desire to be spared from obtaining permit clearance from another division within the DNR if possible, as we work out our annual ministry and administrative operational problems with our neighbors. We have had a great relationship with our neighbors and would very much like to keep it that way.

5. We recommend that the State Park boundary be confined to the timbered slopes not closer than 1/4 mile from Cowee Creek timber fringe as marked in green on the attached map. This adjustment would eliminate our concerns about the future of our ministry and our expansion plans. It also would result in non-objection to establishment of the smaller state park.

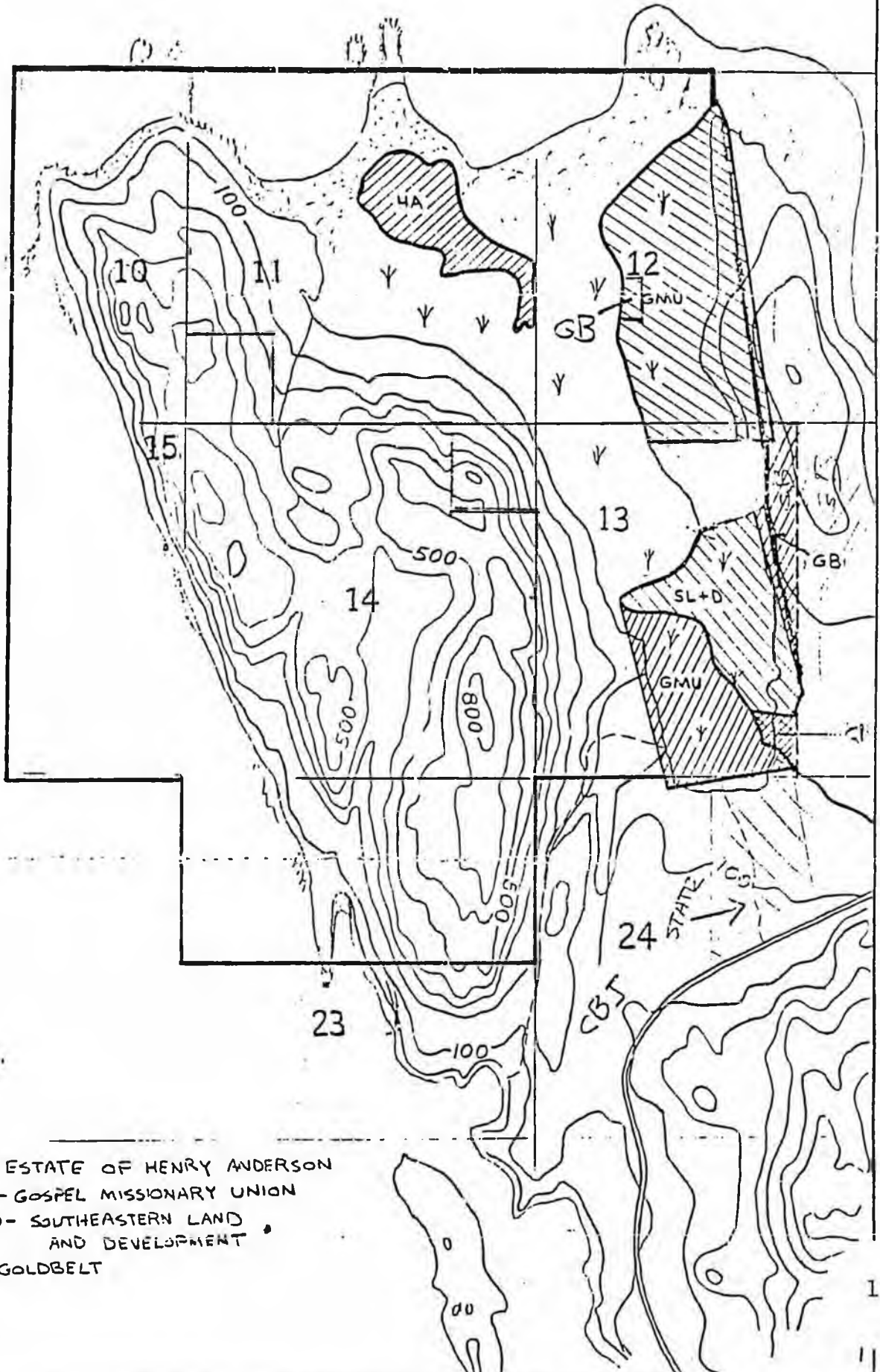
If you have any questions, please call 789-9463.

Sincerely,

Dean Diller

Director, Echo Ranch Bible Camp -

PT. BRIDGET LAND OWNERSHIP



HA - ESTATE OF HENRY ANDERSON
 GMU - GOSPEL MISSIONARY UNION
 SL+D - SOUTHEASTERN LAND
 AND DEVELOPMENT
 GB - GOLDBELT



Echo Ranch Bible Camp

BOX 210606 AKUKE BAY, ALASKA 99821 (907) 788-8483

February 8, 1988

Chairman,
House Resource Committee:

Subject: Proposed Pt. Bridget State Park
House Bill No. HB 210 Pt. Bridget

Gentlemen:

In our February 1, 1988 letter to you, we objected to the establishment of the Point Bridget State Park as proposed by HB210 and the corresponding Senate bill. We met with Senator Jim Duncan and discussed our concerns outlined in our letter. We explained that we didn't view the State's offer to swap this land to the University of Alaska as a threat to the Echo Ranch Bible Camp ministry and expected it to clear. We understood that the land swap proposal did not include state tide lands that front our property at the mouth of Cowee Creek as does the current proposed Point Bridget State Park. At the conclusion of our meeting with Senator Duncan on February 3, we stated that we preferred the Park boundary to be moved westward to the same location identified on the map we forwarded to you on February 1, 1988. State Division of Park and Outdoor Recreation staff present at the meeting argued that the park boundary should include as much of the Cowee Creek flat as possible, including the intertidal areas that front our property and surrounding the Native allotment located west of our property. They indicated that DNR's Division of Lands and Waters did not desire to manage small disjointed parcels of land that could otherwise be included in a park boundary. We contend that DNR's Division of Lands and Water will continue to administer tide lands adjacent to the proposed Point Bridget State Park and that the Parks staff argument is very weak. We also believe that designation of the tide flats adjacent to our property as State Park land will increase public use, increase trespassing on the uplands and increase our costs to obtain title to tide lands that have risen above the mean high water line adjacent to our property.

They were willing to draft up the meets and bounds description and change the proposed park boundary so that it abuts our property along the beach. On the surface this would appear to relieve our fundamental concerns. However, we identified the need to discuss this alternative at a joint Echo Ranch managers/board meeting Wednesday evening.

We remain convinced that the exclusion of most of the intertidal area from this proposed park is in our best interest and in the best interest of the general public and the Federal Government which administers the Native allotment. As an alternative to our proposed boundary change that we forwarded to you on February 1, 1988 we offer the following alternative aliquot part description of a park boundary which we are willing to support. This legal description does exclude private land, would minimize accrued tide land acquisition by private upland owners in the future, as well as decreasing occurrence of trespass onto private lands.



Echo Ranch Bible Camp

BOX 210808

AUKE BAY, ALASKA 99824

(907) 799-9493

page 2

Alternate Point Bridget State Park Boundary:

All State lands within the East 1/2 of Section 10,
The West 1/4 of Section 11,
The entire section 14,
NE 1/4 of Section 15, and
The North 1/2 of Section 23,
T.37S., R.63E., C.R.M.

This change is recorded in red on the attached map.

We count it a tremendous privilege to serve the youth of Southeast Alaska at Echo Ranch Bible Camp. All of our staff, other than the missionaries, are volunteers. They come to serve people.

Last year I spoke in a large prison in Lima, Ohio about the ministry of Echo Ranch Bible Camp. Many of the prisoners told me after I spoke that they wish they would have had a chance to go to a camp like ours when they were young. It would have changed their lives.

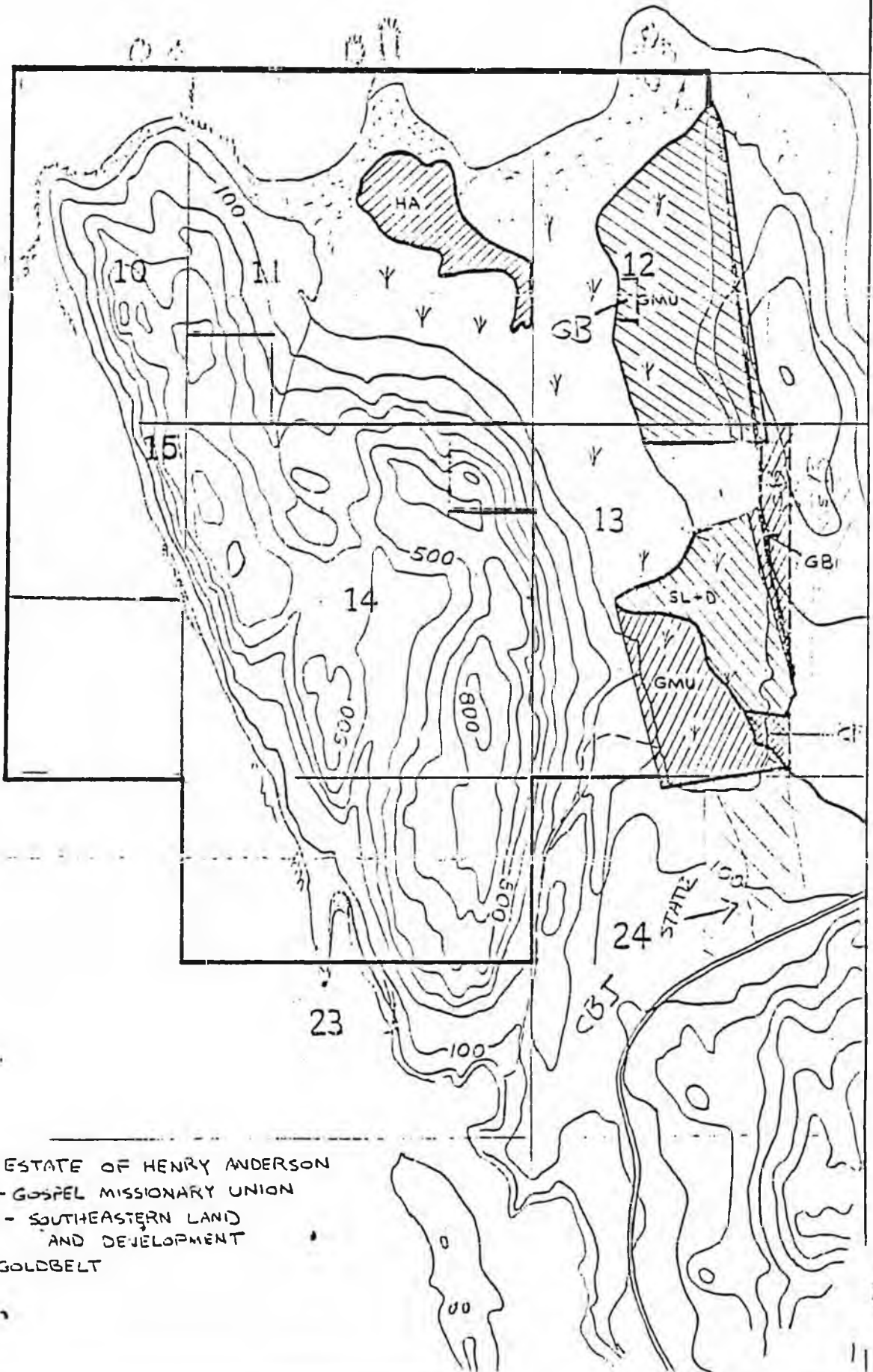
I don't know how many campers left Echo Ranch Bible Camp with a new sense of direction in the last 24 years. I do know it costs a large amount of taxpayer's money to keep a youth at the Johnson Center or Lemon Creek Correctional Institution. We want to continue to show kids that there is a better way than drugs, alcohol, sex and jail. We are now seeing second generation campers attend Echo Ranch.

We do believe that a "Point Bridget State Park", restricted to the uplands, would remain an asset for many years to Juneau and the people that visit and live in this great State of Alaska. It may even provide us opportunities to share the Gospel with park users from time to time.

Sincerely,

Dean Diller, Director
Echo Ranch Bible Camp

PT. BRIDGET LAND OWNERSHIP



HA - ESTATE OF HENRY ANDERSON
 GMU - GOSPEL MISSIONARY UNION
 SL+D - SOUTHEASTERN LAND
 AND DEVELOPMENT
 GB - GOLDBELT



Echo Ranch Bible Camp

BOX 210909

ALASKA BAY, ALASKA 99821

(907) 788-4483

February 10, 1988

Senator Jim Duncan
Capital Building
Juneau, Alaska 99801

Dear Senator Duncan:

We regret any inconvenience that we may have caused to date over our efforts to effect exclusion of Echo Ranch Bible Camp property and the adjacent tide lands from HB 210. We appreciate your efforts to date which have resulted in exclusion of all private lands from the proposed park boundary. We realize that the tide flats adjacent to camp remain within your February 5 draft bill. We remain hopeful that you and your fellow constituency will find merit in our request to exclude the tide flats from this park.

Our future plans for the adjacent tide lands include:

1. Obtaining quiet title to adjacent tide land occupied by tall beach grass.
2. Exploring and effecting a land exchange with DNR division of Lands and Water to consolidate our lands.
3. Effect a tide flat grazing permit which will allow for free ranging horses to graze and continuation of our horsemanship program.
4. Obtain a lease from DNR to operate wagon camps and tepee camps along the tree line in sections 11&13.
5. Obtain an all weather access road to our camp.

We would hope that disclosure of our future plans will provide you with enough information to permit you to exclude these adjacent tide lands from the proposed park boundary prior to the House Resource Committee taking action on this bill.

Thank you for your consideration in this matter.

Sincerely yours,

Dean Diller
Dean Diller

CC: Chairman, House Resource Committee

RE- HB 210

20

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

DIVISION OF PARKS & OUTDOOR RECREATION

STEVE COWPER, GOVERNOR

400 WILLOUGHBY, 5th FLOOR
JUNEAU, ALASKA 99801-1381
PHONE: (907) 465-4563

January 26, 1988

Mr. Dean Diller, Director
Echo Bay Bible Camp
Box 210608
Auke Bay, Alaska 99821

Dear Mr. Diller,

As you are aware the Legislature is considering a bill that would establish Pt. Bridget State Park. The proposed park would encompass 2750 acres of state land and water. The attached map shows the boundaries of the proposed park and the relationship of private property to state land.

While the boundaries of the park are drawn such that some private property is included within the park, the legislation establishes only "state-owned land and water and the land and water acquired by the state in the future" as Pt. Bridget State Park. This means that private property will be treated as private property and all existing rights will remain intact.

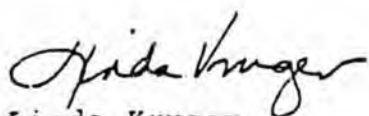
Requests for reasonable access to private property will be accommodated if all other governmental requirements and restrictions are met, ie. Department of Fish and Game, Borough, etc. The Division of Parks will work with property owners to assure appropriate access with the least impact on park resources and park users.

At this time there are no plans for acquisition of any of the private parcels. We are interested in any plans you may have for the development and use of your property. I hope we can work together as we develop plans for the management and use of Pt. Bridget State Park.

The House Resources Committee has asked us to solicit letters of support or non-objection from the private property owners with adjacent property. As this is the only thing holding up the bill we would appreciate your response at your earliest possible convenience to allow the bill to proceed toward passage.

If you have any questions or concerns please feel free to call me at 465-4563. Thank you for your quick response.

Sincerely,

A handwritten signature in cursive script that reads "Linda Kruger".

Linda Kruger
Regional Manager

DEPARTMENT OF NATURAL RESOURCES

DIVISION OF PARKS & OUTDOOR RECREATION

400 WILLOUGHBY, 5th FLOOR
JUNEAU, ALASKA 99801-1381
PHONE: (907) 465-4563

February 11, 1988

The Honorable Jim Duncan
P.O. Box: 020690
Juneau, Alaska 99802

Re: House CS for SB No. 190
Proposed Act Relating to
Establishing the Point
Bridget State Park

Dear Senator Duncan:

This is written in response to your request for our comments on points raised in Mr. Diller's letter of February 10, 1988.

1. Obtaining quiet title to adjacent tide land occupied by tall beach grass.

Our Department has no desire to deny property owners their "prior existing rights." This would include the rights of a "riparian owner" to seek title to lands accreted to their property through the courts, as well as reasonable access to deep water. We should not, however, guarantee title to the adjacent grass lands. That is a right typically reserved for the courts. Nor should we restrict or harness the Department's management of adjacent tidelands. It would be our desire and intent to ensure that the use of state tidelands in the area was done in a manner that was as consistent as possible with the management goals of the Park. This could possibly be handled through a legislative intent statement.

2. Exploring and effecting a land exchange with DNR division of Lands and Water to consolidate our lands.

The Division of Parks would not be adverse to considering the exchange proposal. The exchange proposed by Echo Ranch Bible Camp should involve the state parcel east of Cowee Creek in Section 13, and the Gospel Missionary Union (GMU) parcel in Section 13. The exchange would consolidate GMU property on the east side of the creek and improve public access to the state land. We recommend that the the legislation be amended to add:

"Exchanges Authorized: The Department of Natural Resources may enter into exchanges it feels will enhance the purposes of the Park. This shall include, but not be limited to, the improvement of access to the Park or consolidation of ownership. Any adjacent land acquired by exchange will become part of Point Bridget State Park."

3. Effect a tide flat grazing permit which will allow for free ranging horses to graze and continuation of our horsemanship program.

The Division of Parks does not feel that this use is appropriate for a public park. The purpose of the establishing the Park is to protect the natural and scenic resources. Past grazing has dramatically altered portions of the ecology in the Point Bridget area, severely impacting certain areas which have been overgrazed. Our experience, e.g. the Skagway area, indicates that the users of state parks generally find this use to be in conflict.

4. Obtain a lease from DNR to operate wagon camps and tepee camps along the tree line in sections 11 & 13.

It is the feeling of the Division of Parks that they would again find this use to be inappropriate as would most users of the Park. Although there must be some flexibility to accommodate reasonable needs of adjacent owners for access, the privatization of the park at the expense of other users is not something we would want to support.

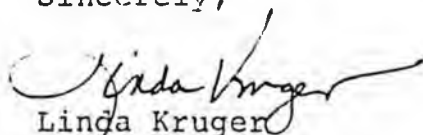
5. Obtain an all weather access road to our camp.

The Division of Parks is aware of the historical use of certain areas for access to the adjacent lands and is interested in maintaining this access. We are also willing to work with the owners to improve access should no other feasible or prudent alternatives exist, and after normal review (Alaska Coastal Zone Management Process) the access is found to be in the state's best interest. We support a statement of legislative intent to this effect. It should also be noted that the exchange, if implemented, could nullify this need.

It is also my understanding that some have requested assurance from DNR not to allow any improvements on portions of the Park. We feel that the management restrictions in the existing version of the bill are adequate to protect the public interests. We do not feel that further restriction of management prerogatives would be in the public interest.

We would like to thank you for the opportunity to comment and hope you will find these comments to be reasonable and constructive.

Sincerely,



Linda Kruger
Regional Manager

DEPARTMENT OF NATURAL RESOURCES

400 WILLOUGHBY, 5th FLOOR
JUNEAU, ALASKA 99801-1381
PHONE (907) 465-4563

DIVISION OF PARKS & OUTDOOR RECREATION
February 19, 1988

Honorable Senator Jim Duncan
Box V MS 1100
Juneau, Alaska 99811

Dear Senator Duncan,

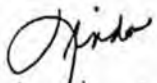
In response to concerns over the effect that establishment of the Point Bridget State Park would have on the adjacent private land and the Native Allotment I would offer the following comments.

Establishment of the state park accommodates all prior existing rights of private landowners. Any rights that a private landowner has before a park is established continue to be in effect after a park is established. Establishment of the park does not preclude any lawful activity undertaken on private land in compliance with state, federal and local laws. This would include but not be limited to construction of structures and timber harvest.

Reasonable access will be accommodated across state park land to private land. Any roads or trails that are developed will be located and developed such that there will be minimal impact to scenic and natural values and public recreational experience.

The Division of Parks and Outdoor Recreation will use a variety of methods to inform the visitor of the private property and the etiquette to be followed in regard to the private property. We are concerned that visitors respect private property and the owners' rights. Through use of brochures, press releases, interpretive and directional signing, programs and development of trails and facilities that will attract visitors away from private property we feel we can minimize the public's impact on private property.

Sincerely,



Linda Krueger
Regional Manager

5-0883B
Bradley
01/21/88

Original sponsor: Duncan

1 IN THE SENATE BY THE RESOURCES COMMITTEE
2 HOUSE CS FOR SENATE BILL NO. 190 (Resources)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to establishing the Point Bridget
7 State Park; and providing for an effective date."

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

9 * Section 1. AS 41.21 is amended by adding new sections to read:

10 Sec. 41.21.180. PURPOSE OF AS 41.21.180 - 41.21.184. The pur-
11 pose of AS 41.21.180 - 41.21.184 is to establish, subject to valid
12 existing rights, the state-owned or acquired lands described in
13 AS 41.21.182 as the Point Bridget State Park. The primary purposes of
14 establishing the Point Bridget State Park are to protect the area's
15 recreational and scenic resources and to preserve and enhance the
16 continued use of the area for hunting and fishing and recreational
17 activities.

18 Sec. 41.21.182. POINT BRIDGET STATE PARK ESTABLISHED. The
19 state-owned land and water and the land and water acquired by the
20 state in the future within the following described parcels is estab-
21 lished as the Point Bridget State Park:

22 All state land lying within the following unsurveyed sections:

23 Township 37 South, Range 63 East, Copper River Meridian

24 Section 10: E1/2

25 Section 11

26 Section 12: W1/2

27 Section 13: W1/2 and W1/2E1/2

28 Section 14

29 Section 15: E1/2

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

STEVE COWPER, GOVERNOR

400 WILLOUGHBY AVE.
JUNEAU, ALASKA 99801-1796
PHONE: (907) 462 2400

January 21, 1988

The Honorable Sam Cotten, Co-Chair
The Honorable Adelheid Herrmann, Co-Chair
House Resources Committee
P.O. Box V
Juneau, Alaska 99811

Dear Representatives Cotten and Herrmann:

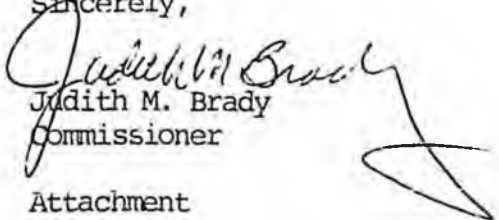
Subject: Senate Bill 190, which would establish the Point Bridget State Park.

Position: The Department of Natural Resources supports the passage of Senate Bill 190. Establishment of this park will (1) substantially improve present and future local recreation opportunities; (2) address an outstanding public need to access, enhance and protect this outstanding and distinct state owned parcel; (3) compliment the adjacent 3,490 acres of City/Borough land dedicated to Parks and Open Space; (4) accommodate the burgeoning local and visitor related need for increased outdoor recreation sites and opportunities; and (5) preserve the continued use of the area for hunting, fishing, cross-country skiing, bird watching, nature study and other recreational and educational activities.

Background: Establishment of the site as a park unit has been a priority of the Juneau Area State Park Advisory Board for two years and is recommended in the Juneau Area Recreation Plan and City and Borough documents for recreation and open spaces. The area has been identified as one of the best areas for birds in all of Southeast Alaska due to the combination of marine and intertidal zones, transition meadows and upland forests. The area is one of only three areas on the Juneau road system identified as a concentration area for shore birds and waterfowl. The area provides easy hiking through fields of wildflowers in summer and gentle cross-country ski experiences in winter. Fishing is good in the river for coho and dollies. Wildlife viewing opportunities include whales, sealions and other marine life, bears and the unique opportunity to view and study beavers.

Recommendation: We recommend passage of this bill and look forward to working with the sponsor and the committee concerning the establishment of a State Park in Juneau.

Sincerely,


Judith M. Brady
Commissioner

Attachment

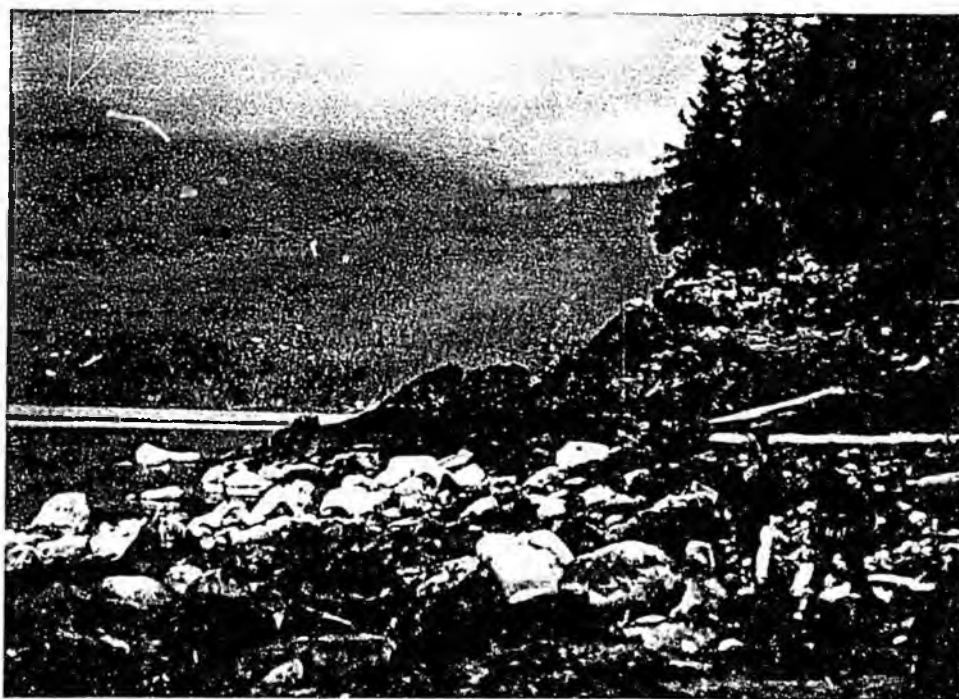
The Honorable Sam Cotten
The Honorable Adelheid Herrmann

-2-

January 21, 1988

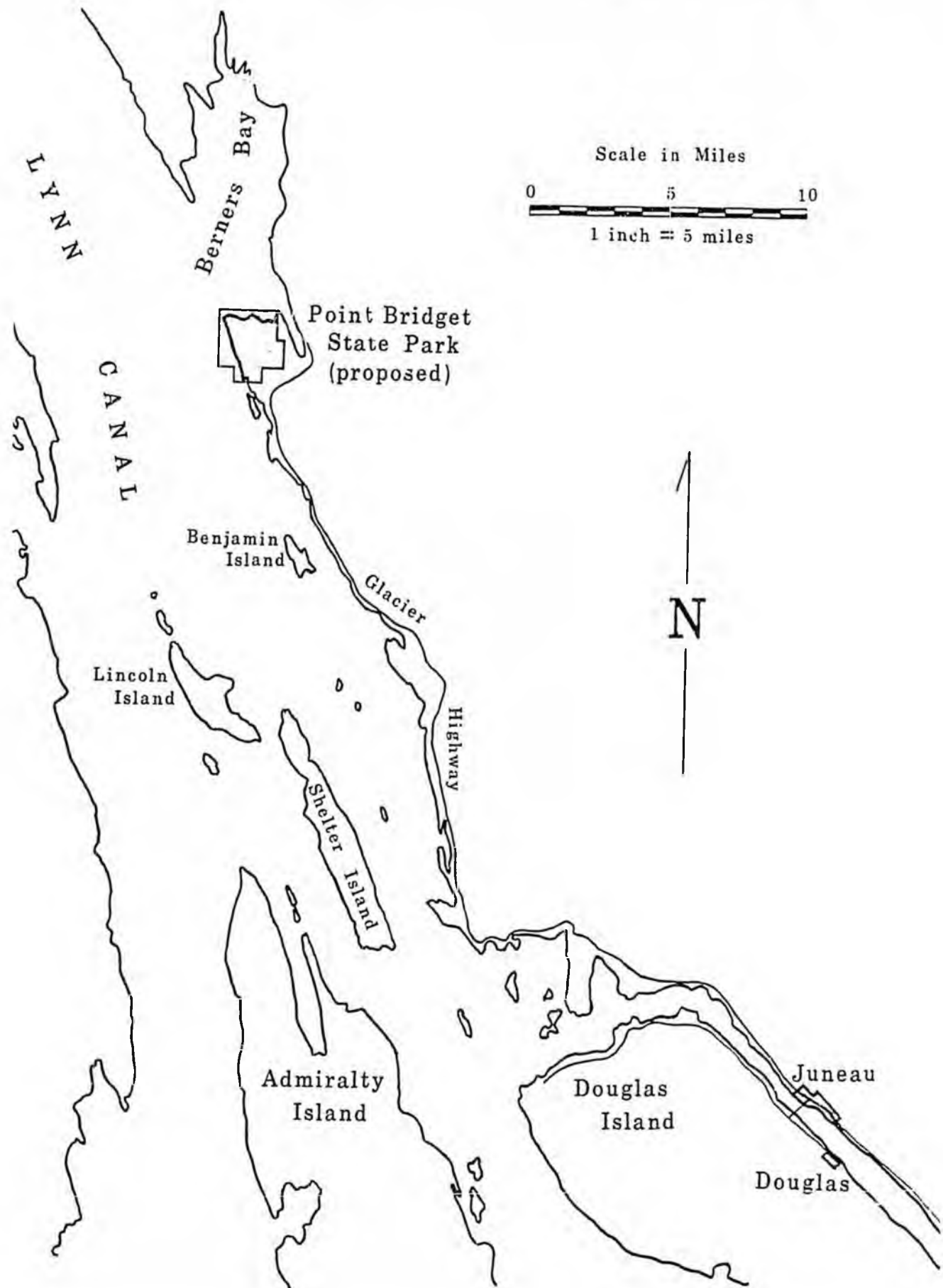
cc. Representative Fran Ulmer
Senator Jim Duncan
Representative Bill Hudson
House Committee members
Bob Evans
Rod Swope

PT. BRIDGET
A STATE PARK PROPOSAL



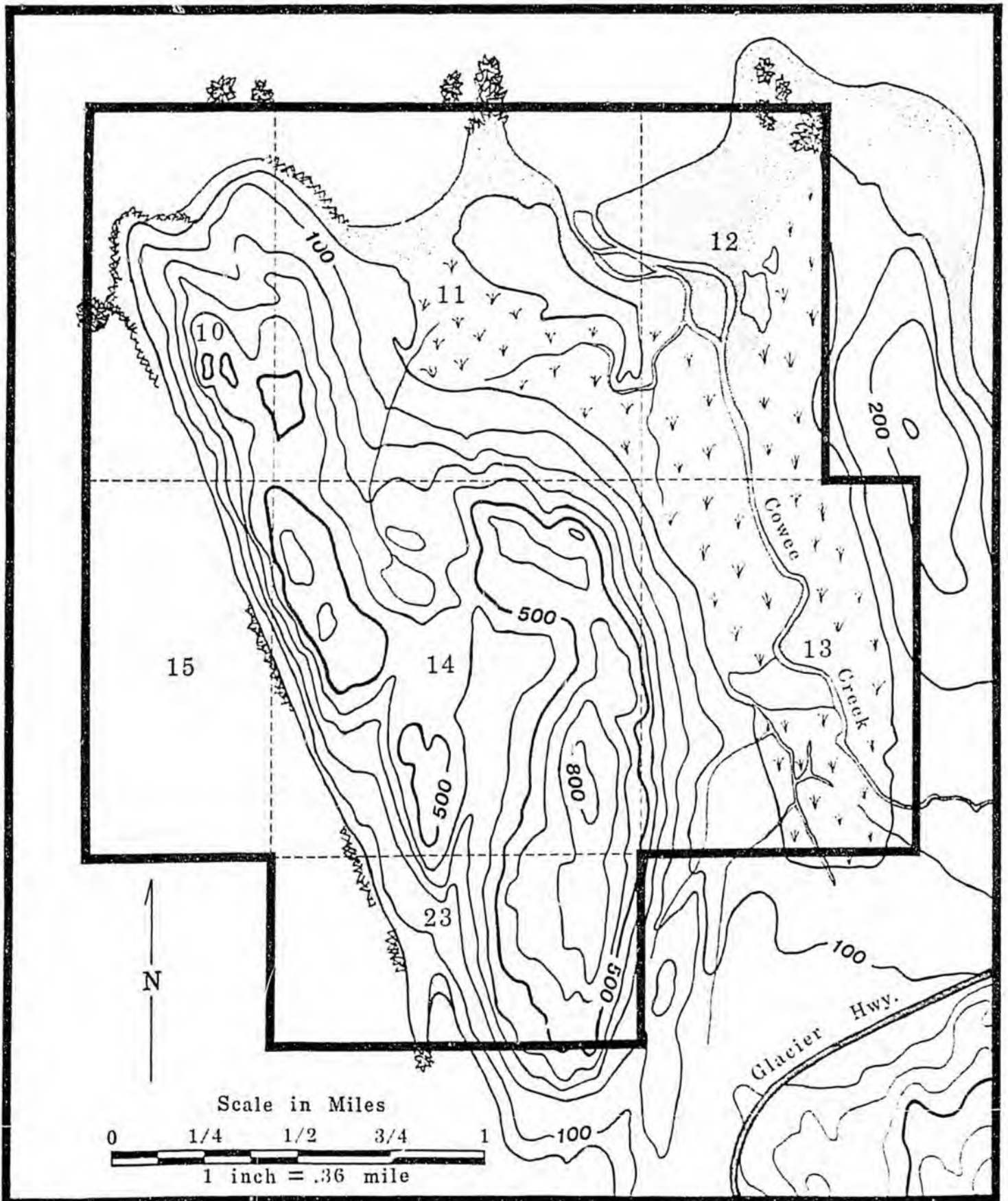
Presented by
The Juneau Area State Parks Advisory Board
1988

**POINT BRIDGET:
ACCESSIBLE BY ROAD AND WATER**



POINT BRIDGET TOPOGRAPHY

(Contours are in intervals of 100 feet.)



PT. BRIDGET

A proposal for a state park
in
Alaska's capital city



LOCATION

Pt. Bridget is located about 40 miles north of Juneau on Lynn Canal. It forms the southern entrance to Berner's Bay which is a popular Juneau recreation area. The proposed park contains approximately 2,750 acres and is accessible from Juneau by both highway and water.

CURRENT STATUS

The bill establishing Pt. Bridget as a state park (SB 190) was introduced by Senator Jim Duncan and passed the Alaska Senate during the 1987 session.

The bill will be considered by the Alaska House of Representatives during the 1988 session.

A final decision on state land selections by the University of Alaska to settle a law suit has been made, and the Commissioner of Natural Resources decided to retain the Pt. Bridget land in state ownership.

This state land is currently managed by the Division of Land and Water Management in an undesignated category.

REASONS FOR ESTABLISHING PT. BRIDGET STATE PARK

Although state parks have been established throughout Alaska, none exist in the capital city. In fact the only state park in Southeast is the Chilkat State Park in Haines.

Pt. Bridget is the only remaining large and contiguous parcel of state land in Juneau with park potential. Creation of Juneau's first state park at Pt. Bridget enhances the capital city for all Alaskans and other visitors.

The recreational potential of the Pt. Bridget land has long been recognized. In 1970 the chief, habitat development of the Department of Fish and Game requested that "a 'green belt' concept be developed for Cowee Creek...We would also like to see a recreation area developed around Point Bridget. The location would offer excellent beach fishing plus an unsurpassed scenic viewpoint."

PT. BRIDGET RECREATIONAL OPPORTUNITIES

This is one of the few areas in Juneau that incorporates so many varied uses and opportunities for outdoor enthusiasts of all ages and abilities:

--Bear Viewing: This is generally recognized as the best opportunity for bear sightings in the Juneau area.

--Bird Watching: The combination of marine, intertidal and meadow areas has created one of the Southeast's best areas for birds.

--Fishing: Dolly Varden, silver and chum salmon are available in Cowee Creek.

--Summer Use: In addition the area offers more typical recreational opportunities such as hiking, picnicking, berry picking, a profusion of flowers, photography, camping, and hunting.

--Winter Use: Because of a flow of cool air out of Berners Bay snow for cross country skiing remains at sea level long after it has gone from lower elevations in Juneau.

CHARACTERISTICS OF PT. BRIDGET

Habitat Features:

The Pt. Bridget area encompasses a variety of habitat features. One of the most important is an uplifted tideland that is rarely submerged. Cowee Creek meanders through the tideland meadow and supports a variety of wildlife. It is one of only three Department of Fish and Game identified waterfowl and shore bird areas on the Juneau road system. Bears are seen along the creek. Beavers have built a network of dams and resulting ponds. Dolly varden and several species of salmon are found in Cowee Creek. The meadows also offer a colorful assortment of wildflowers during the blooming season including shooting stars, lupine, columbine, and wild iris.

Terrain Features:

The Lynn Canal shoreline, on the east, is rugged with rocky cliffs that provide sweeping panoramas of the Chilkat Mountains, Berners Bay and the coastal mountains to the east.

The Berners Bay shoreline, on the north, provides normal beach walking condition to the actual Pt. Bridget. Near the end of the meadow an unusual large berm separates the intertidal area from the beach.

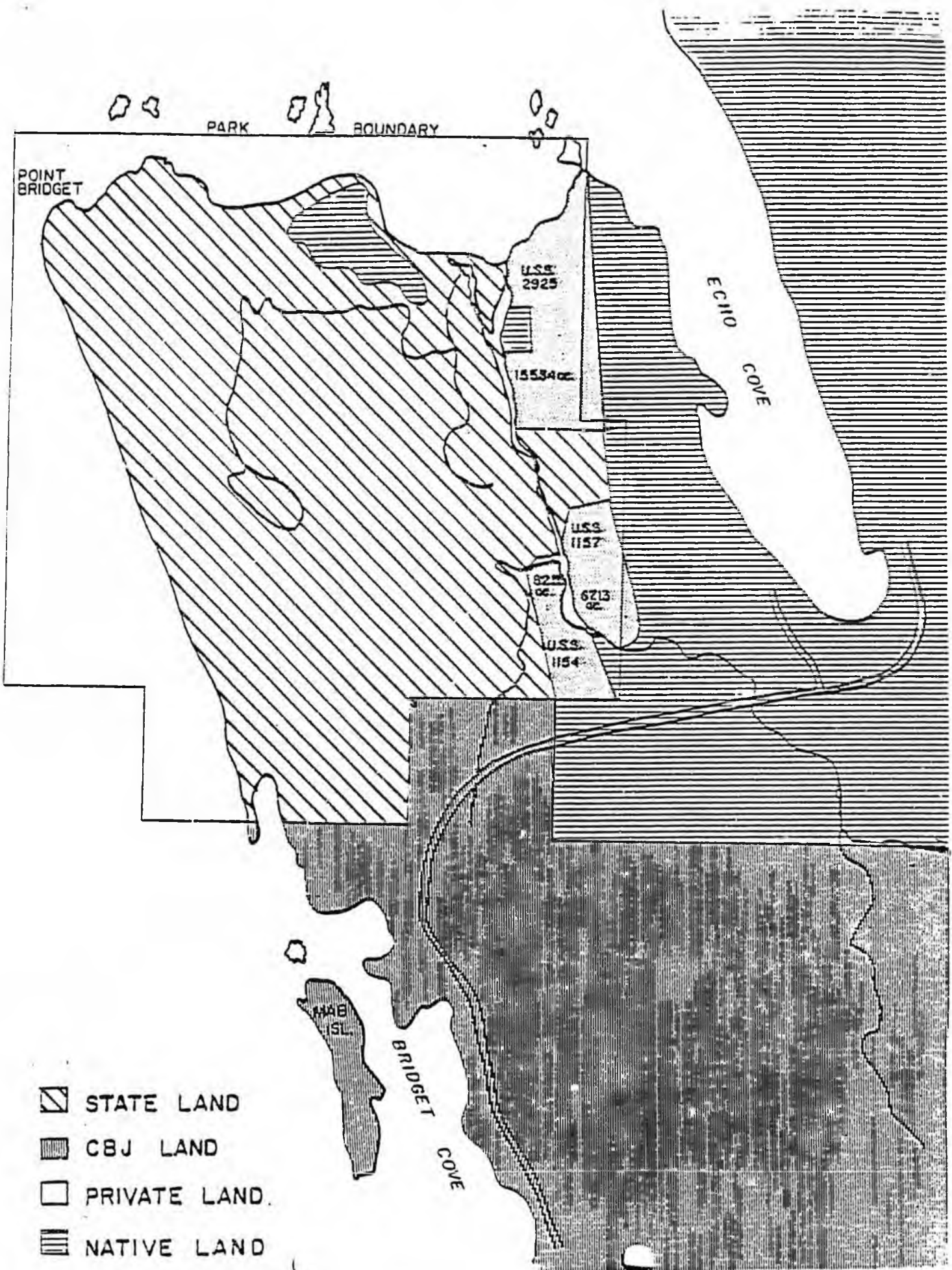
There are also large sections of wooded acreage in the proposed park. There are several hills, the highest point is 800 feet, and a small lake at about 300 feet.





Currently trail access exists along along Cowee Creek. Other older trails also exist including an older tram trail.



AN HISTORIC INTEREST IN JUNEAU PARKS

- 1975 The Juneau Comprehensive Parks and Recreation System Plan reported, "Use of regional parks...was found to be from 100 percent to 350 percent of what would be expected in the 'average' community."
- 1977 The Juneau "Comprehensive Park and Recreation System Plan" reports "It is evident by comparing the per capita park acreage in other portions of the state to the City and Borough of Juneau that there is a substantial lack of park land in Juneau."
- 1979 The Alaska Public Survey finds 84% of the survey respondents reported that outdoor recreation opportunities were a principle reason for living in the area.
- 1982 The Juneau Area Recreation Plan identifies numerous outdoor recreation sites and facilities accessible by highway that are in high demand by Juneau residents including the Pt. Bridget area.
- 1982 The "Alaska State Park System: Statewide Framework" says, "Parks should be geographically balanced on a regional basis to provide high quality natural areas for use by nearby residents as well as by visitors."
- 1982 The Juneau Area Recreation Plan by the Alaska Division of Parks says, "The predominant features of these popular recreation activities (fishing, hiking, beachcombing) are the dependence on relatively undisturbed natural areas, abundant fish and wildlife, marine access, and the opportunity for an uncrowded, or dispersed, recreation experience."
- 1984 The Juneau Comprehensive Plan designates the Cowee Creek estuary as an area meriting special attention and designated the Lynn Canal shoreline as an area of public open space.
- 1986 The Division of Parks and Outdoor Recreation reports in "Outdoor Recreation: Alaska" that Southeast Alaska has the highest participation in 10 of 23 categories of activities even though it includes only 7% of the state's recreation facilities and trails.
- 1987 Bills to establish the Pt. Bridget State Park are introduced in the Alaska Senate and House and pass the Senate.

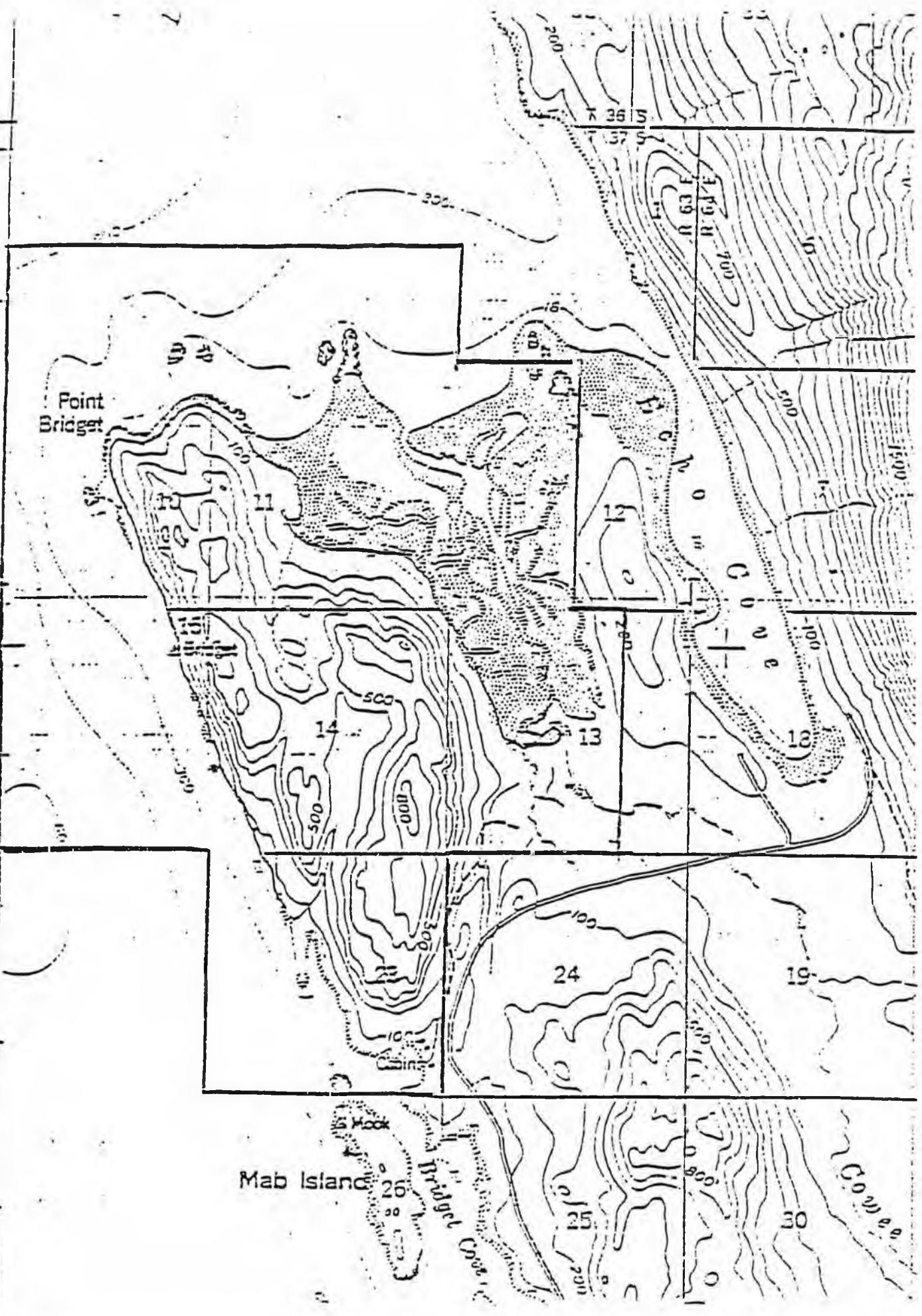


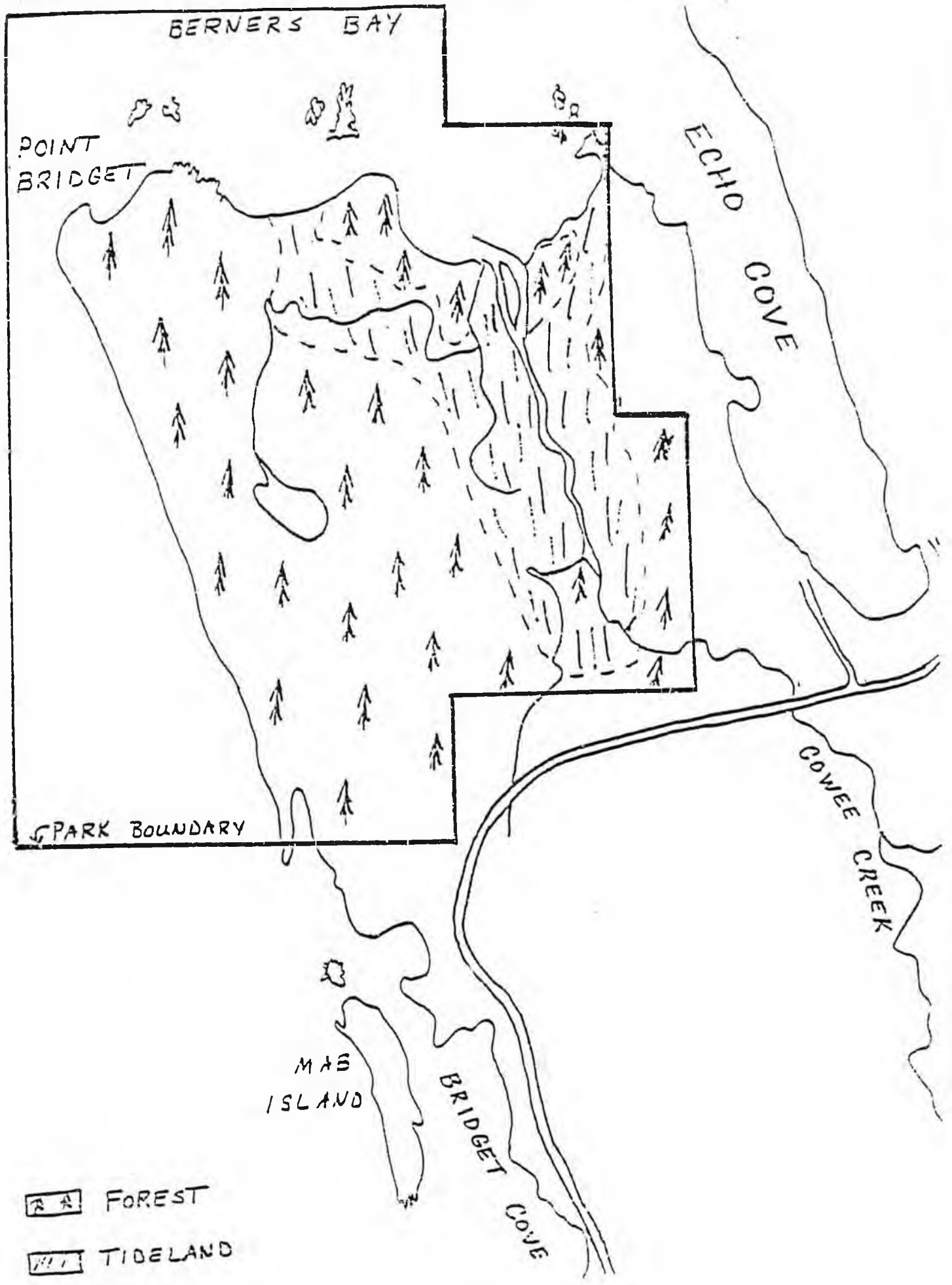
-  STATE LAND
-  CBJ LAND
-  PRIVATE LAND.
-  NATIVE LAND

0-41

Point
Bridget

Mab Island





BERNERS BAY

POINT BRIDGET

ECHO COVE

PARK BOUNDARY

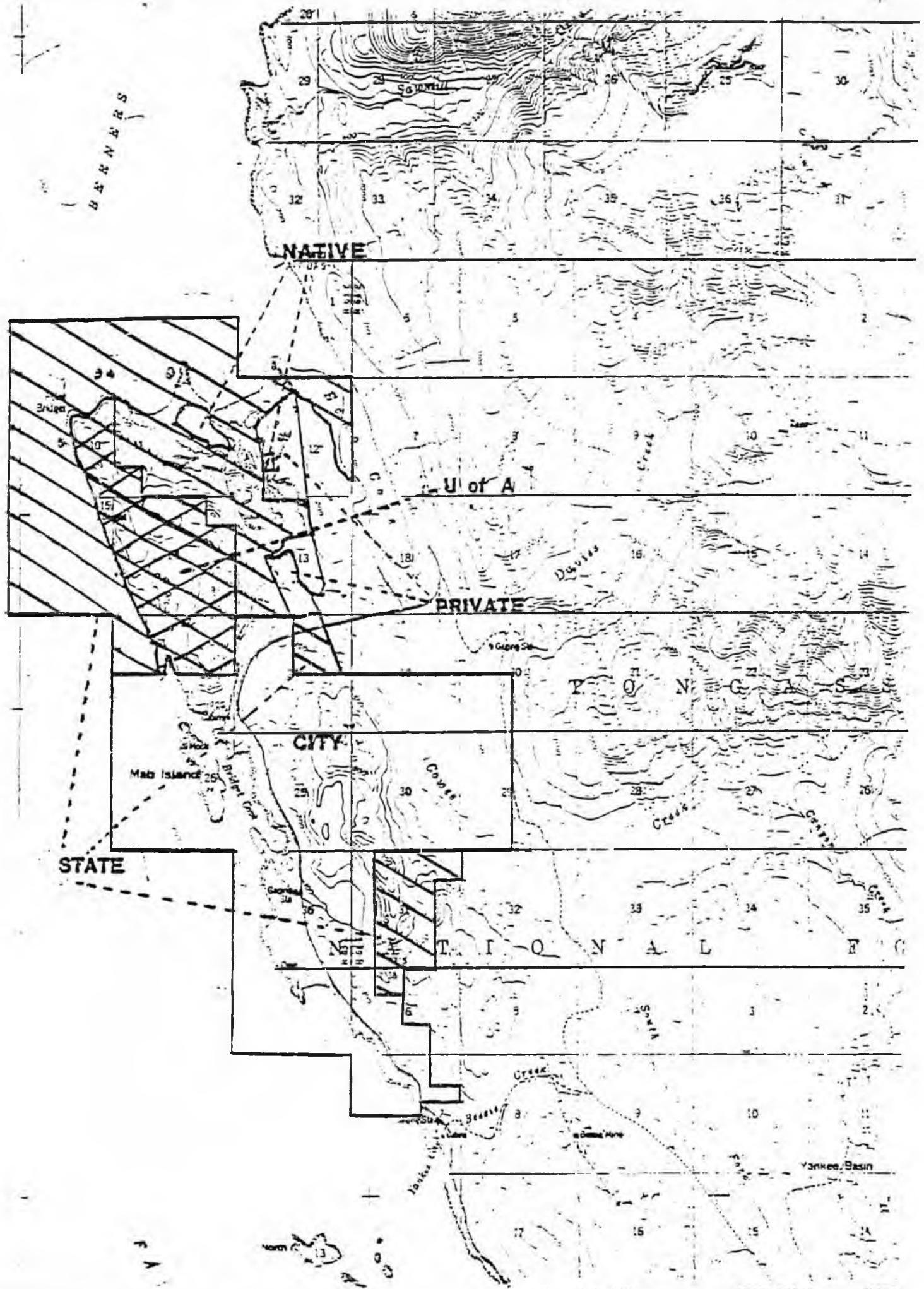
COWEE CREEK

MAS ISLAND

BRIDGET COVE

FOREST

TIDELAND



BANKERS

NATIVE

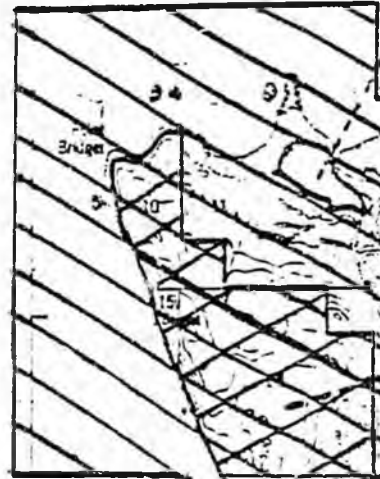
U of A

PRIVATE

CITY

STATE

T I O N A L F C



Mab Island

Yankee Basin

F A

Presented by: The Manager
Introduced: 04/20/87
Drafted by: B.J.B.

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 1234

A RESOLUTION OF THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU IN SUPPORT OF THE ESTABLISHMENT OF THE PROPOSED POINT BRIDGET STATE PARK.

WHEREAS, the citizens in the Juneau area have demonstrated a high level of interest in participating in outdoor recreational activities, and

WHEREAS, Senate Bill No. 190 and House Bill No. 210, both of which relate to establishing the Point Bridget State Park on state-owned lands on Point Bridget, have been introduced in the state legislature, and

WHEREAS, Point Bridget has excellent recreational value for hiking, cross-country skiing, fishing, photography, nature study, wildlife viewing, and other outdoor activities, and

WHEREAS, the establishment of the proposed state park will serve to protect and preserve the recreational and scenic resources and to preserve and enhance the continued use of the area for hunting, fishing, and other recreational activities, and

WHEREAS, the establishment of the proposed state park is consistent with the land use envisioned for the area in the federal, state, and city-borough report entitled "Juneau Area Recreation Plan," June 1982, and

WHEREAS, the proposed state park abuts certain city and borough land that is within the Juneau open space and park system established pursuant to Ordinance 85-76am, and

WHEREAS, there is currently no state park in the Juneau area that is accessible by road, and

WHEREAS, the establishment of the proposed state park will complement and enhance the use of the abutting city and borough lands and the use of the proposed Echo Cove boat launch area;

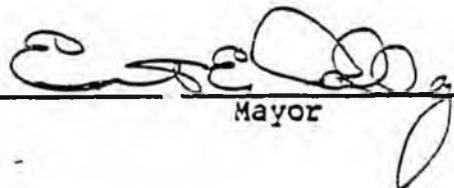
NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

1. That the Assembly supports Senate Bill No. 190 and House Bill No. 210, both of which propose the establishment of the Point Bridget State Park to be located on approximately 2,758 acres of state-owned land on Point Bridget.

2. That the Assembly urges that Senate Bill No. 190 and House Bill No. 210 be amended to specifically provide for the reasonable right of developed access to existing private in-holdings within the proposed state park, and encourages the development of improved public access to the proposed state park.

3. Effective Date. This resolution shall be effective immediately upon adoption.

Adopted this 20th day of April, 1987.



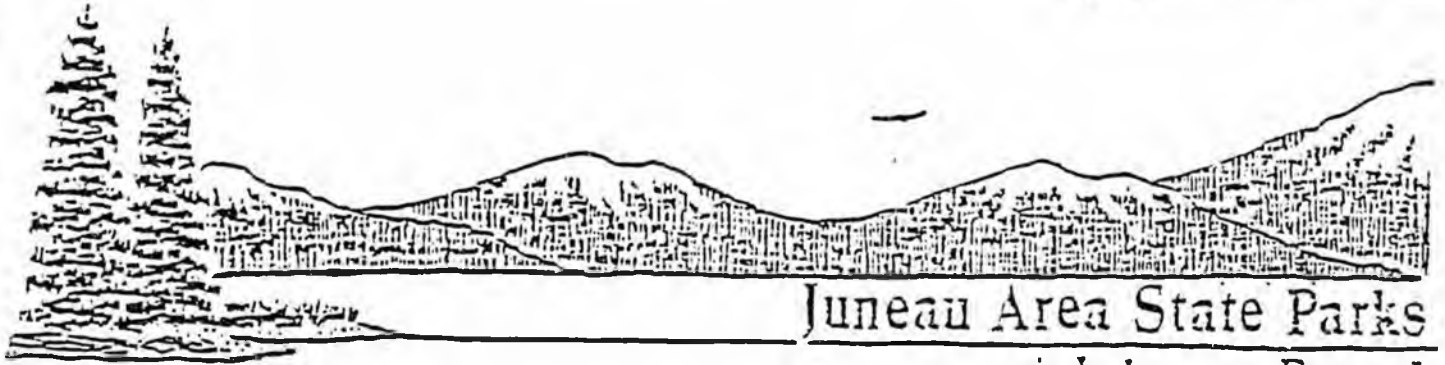
Mayor

Attest:



Clerk

RECEIVED APR 13 1987



Juneau Area State Parks Advisory Board

400 Willoughby Avenue

Juneau, Alaska 99801

Point Bridget State Park Proposal

A Summary

NEED FOR PT. BRIDGET STATE PARK:

- Pt. Bridget has outstanding park qualities.
- Pt. Bridget is the only remaining large and contiguous parcel of state land in Juneau with park potential.
- There is only one state park in Southeast, located in Haines.
- State park facilities should be available in the capital city.

RECREATIONAL OPPORTUNITIES AT PT. BRIDGET:

- Birds arrive in great concentrations because of the marine, intertidal, and meadow habitat.
- Bear viewing opportunities are the highest of any area in Juneau.
- Fishing for salmon and Dolly Varden is available in Cowee Creek.
- Hiking, picnicking, berry picking, camping, hunting, photography, etc. is available in the summer.
- Cross country skiing at sea level is available in the winter long after snow has left other low levels.

PT. BRIDGET DETAILS

- Highway access about 40 miles from downtown near the end of the Glacier Highway.
- 2,758 acres in park proposal.
- Lands include intertidal meadows, 800 foot tree covered hills, a small freshwater lake, Cowee Creek, viewpoint bluffs along Lynn Canal, shoreline along Berners Bay.

COSTS FOR PROPOSED PARK

- No fiscal notes are attached to the legislative bills.
- Modest future development might be accomplished by volunteer interest groups.

POINT BRIDGET STATE PARK

A PROPOSAL

A STATE PARK FOR JUNEAU:

Although state parks have been established throughout Alaska, none exist in the capital city. In fact the only state park in Southeast Alaska is the Chilkat State Park in Haines. The Alaska State Park system contains 3,116,956 acres of land. The Southeast Region manages 84,704 acres of park lands 606 of which are in the Juneau District.

In recent years city and borough and Native land selections have taken land that might have been considered for possible state park designation. Although there are several areas throughout Juneau with high park potential, declining state revenues make purchase of these lands an impractical consideration.

The only remaining large and contiguous parcel of state land in Juneau with park potential is located at Pt. Bridget. Although managed by the Division of Land and Water Management, the land has no status that protects it from possible future development that would negate its park potential.

The recreational potential of the Pt. Bridget land has long been recognized. In 1970 the Chief of Habitat Development, Department of Fish and Game wrote to the Division of Lands regarding the state land selection in the Berners Bay-Echo Cove area. Joe Blum wrote, "The Department of Fish and Game wishes to go on record as requesting that a "green belt" concept be developed for Cowee Creek... We would also like to see a recreation area developed around Point Bridget. The location would offer excellent beach fishing plus an unsurpassed scenic viewpoint."

In addition, two bills have been introduced in the Alaska House and Senate to establish the park, the area has been identified by the Juneau Area State Parks Advisory Board as a prime park site since 1984, and local residents support the proposal.

Creation of Juneau's first state park at Pt. Bridget is an investment for future residents and visitors. As demands for recreational opportunities grow the need for park areas will increase.

CHARACTERISTICS OF PT. BRIDGET

The proposed Pt. Bridget State Park containing approximately 2,753 acres, is about 40 miles from downtown Juneau and accessible by road.

--Surrounding Land:

The proposed park lands are bordered on the north by Berners Bay a popular water, hunting, and fishing recreation area, which has been proposed for logging; on the east by Native land selections, which could be developed, and the Echo Cove water access point to Berners Bay; on the west by Lynn Canal; and on the south by City and Borough of Juneau land designated as open space.

There are some private inholdings in the proposed area the largest of which is a church-owned Echo Bay Bible Camp. None of the land in this proposal is included in the proposed timber sale at Berners Bay.

--Habitat Features:

The Pt. Bridget area encompasses a variety of habitat features. One of the most important is an uplifted tideland that is rarely submerged. Cowee Creek meanders through the tideland meadow and supports a variety of wildlife. It is one of the only three Department of Fish and Game identified waterfowl and shore bird areas on the Juneau road system. Bears are seen along the creek. Beavers have built a network of dams and resulting ponds. Dolly Varden and several species of salmon are found in Cowee Creek. The meadows also offer a colorful assortment of wildflowers during the blooming season including shooting stars, lupine, columbine, and wild iris.

--Terrain Features:

The Lynn Canal shoreline, on the east, is rugged with rocky cliffs that provide sweeping panoramas of the Chikot Mountains, Berners Bay and the coastal mountains to the east.

The Berners Bay shoreline, on the north, provides normal beach walking conditions to the actual Pt. Bridget. Near the end of the meadow an unusually large berm separates the intertidal area from the beach.

There are also large sections of wooded acreage in the proposed park.

There are several hills, the highest point is 900 feet, and a small lake at about 300 feet.

Currently trail access exists along Cowee Creek. Other trails also exist including an older tram trail.

RECREATIONAL OPPORTUNITIES AT FT. BRIDGET:

Opportunities abound in this area for outdoor enthusiasts of all ages. This is one of the few areas in Juneau that incorporates so many varied uses and opportunities.

--Bear Viewing: This is generally recognized as the best opportunity for bear sighting in the Juneau area.

--Bird Watching: The combination of marine, intertidal and meadow areas has created one of Southeast's best areas for birds.

--Fishing: Dolly Varden, silver and chum salmon are available in Cowee Creek.

--Summer Use: The area offers typical recreational opportunities such as hiking, picnicking, berry picking, a profusion of flowers, photography, camping, and hunting.

--Winter Use: Because of the generally cooler temperatures in this area snow for cross country skiing remains at sea level long after it has gone from lower elevations in Juneau.

--Educational Opportunities: The availability of different ecosystems within one area provides an excellent forum for study and observation and could be used by such organizations as the school district sea week, parks and recreation hikes and outdoor programs, high school and university classes.

A BIRD VIEWING AREA OF UNUSUAL DIMENSIONS:

The Ft. Bridget area is only 1 of 3 areas of waterfowl and shore bird concentration on the Juneau road system according to the Department of Fish and Game.

The "Alaska Habitat Management Guide-Southeast Region" produced by the department's division of Habitat in 1986 identified shorebirds that might be seen: "The shorebird population consists primarily of semipalmated and black-bellied plovers, greater and lesser yellowlegs, spotted, least, western, pectoral, and rock sandpipers, dunlin, short-billed dowitcher, common snipe, black turnstone, red-necked phalarope, and sandhill crane."

The book also identified waterfowl that might be seen:

"The duck population consists primarily of mallard, northern pintail, green-winged and blue-winged teals, northern shoveler, American widgeon, greater and lesser scaups, common and Barrow's goldeneyes, bufflehead, oldsquaw, harlequin, black, white-winged scoters, and common, red-breasted, and hooded mergansers. Geese include the Vancouver and dusky Canada, greater white-fronted, and snow goose. Swans include trumpeter and tundra swan."

There is at least one identified eagle nesting site near the point.

NEED FOR A STATE PARK IN JUNEAU

--Juneau has no State Park:

The lack of state parks in the Juneau Borough was recognized in a 1977 city and borough "Comprehensive Park and Recreation System Plan."

They determined that throughout all of Southeast there were about 82 acres of park land/1000 people and none in the Juneau Borough. This compared with 1,077 acres of state parks/1,000 population in Southcentral Alaska, 396 acres of state parks/1,000 in Interior, and 3,900 acres/1,000 statewide.

The report's recommendation said, "It is evident by comparing the per capita park acreage in other portions of the state to the City and Borough of Juneau that there is a substantial lack of park land in Juneau. On this basis it appears that the State of Alaska should fulfill its responsibility by acquiring and developing regional parks within the area of Juneau that can be reached by normal means of transportation within two to three hours." Pt. Bridget is less than an hour by car from downtown Juneau.

"State parks should be geographically balanced on a regional basis to provide high quality natural areas for use by nearby residents as well as by visitors." according to the "Alaska State Park System: Statewide Framework" published in 1982.

The most recent plan which studied recreation resources and users in Alaska is Outdoor Recreation: Alaska, December 1986, by the Division of Parks and Outdoor Recreation. Statistics presented in this plan show that Southeast Alaska has the highest participation in 10 of 23 categories of activities even though there is only 7% of the states recreation facilities and trails located here. Fishing, hunting, camping, and hiking are all identified among most popular activities for Southeast residents.

--Juneau's Interest in Parks is High:

The 1975 Juneau Comprehensive Parks and Recreation System Plan reported, "Use of regional parks, for example, was found to be from 100 percent to 350 percent of what would be expected in the 'average' community."

There is good reason to believe that this enthusiasm for outdoor recreation has not diminished in recent years. In 1982 the Juneau Area Recreation Plan identified numerous outdoor recreation sites and facilities that were in high demand by Juneau residents.

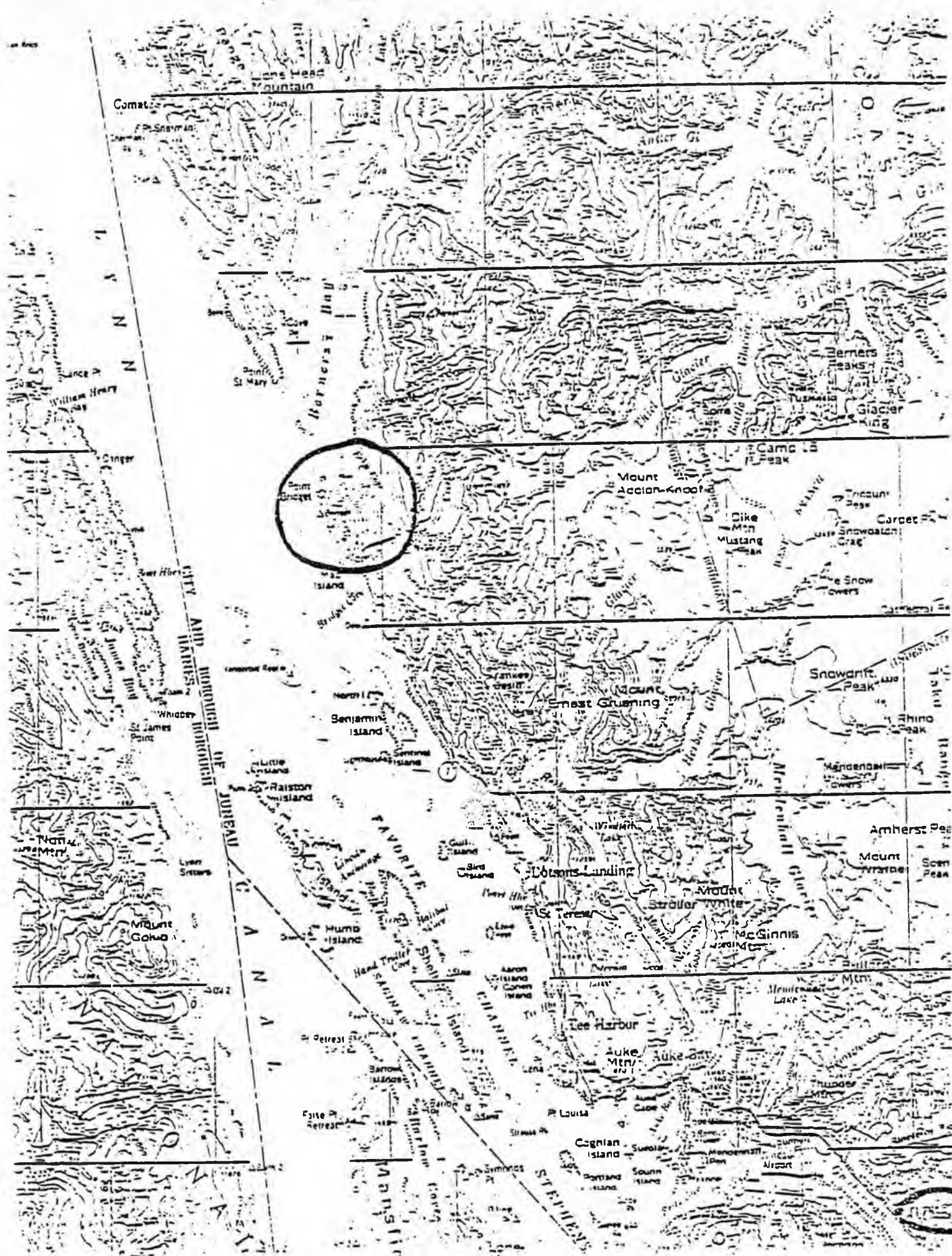
Among the priority recommendations by the plan were coastal parks and recreation beaches along the Glacier Highway, including areas accessible by road in the Point Bridget area. Development of trail access to the lake at Point Bridget area and stocking the lake with trout were both identified as important future recreation considerations.

More recent public responses to the city's budget survey further add to the documentation of public demand for quality outdoor recreation sites and facilities in the Juneau area.

--Juneau Residents Are Active Outdoor Recreationists

In the Alaska Public Survey, conducted in 1979, 84% of the survey respondents reported that outdoor recreation opportunities were a principle reason for living in the area. In that survey, beachcombing, hiking, and walking were the most popular activities identified with 75% of all residents participating. Fishing was mentioned most frequently of all responses as the activity that Juneau residents wanted to do more often.

The results of the survey were summarized in the 1982 Juneau Area Recreation Plan by the Alaska Division of Parks: "The predominant features of these popular recreation activities are the dependence on relatively undisturbed natural areas, abundant fish and wildlife, marine access, and the opportunity for an uncrowded, or dispersed, recreation experience."



STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

STEVE COWPER, GOVERNOR

400 WILLCUGHBY AVE.
JUNEAU, ALASKA 99801-1756
PHONE: (907) 465-2400

April 15, 1987

The Honorable Arliss Sturgulewski
Chair, Senate Community and Regional
Affairs Committee
P.O. Box V
Juneau, AK 99801

Dear Senator Sturgulewski:

Subject: Senate Bill 190, which would establish the Point
Bridget State Park.

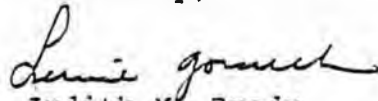
Position: Unfortunately, at this time, the Department of
Natural Resources is unable to take a position on Senate
Bill 190. A portion of the land to be included in the park
is also included in the replacement pool of land proposed
for settlement of pending litigation between the University
of Alaska and the Municipality of Anchorage, and the
University of Alaska and the State of Alaska (see attached
document).

Background: The proposed litigation settlement (including
the proposed pool of land) is currently being reviewed by
the public. Comments will be accepted through May 13, 1987,
and will be carefully considered before a final decision on
the land to be included in the pool is made.

Recommendation: We suggest that the record of public
testimony concerning Senate Bill 190 be provided to the
Department for inclusion in the public comment record for
the proposed settlement land pool.

A State Park should be established in Alaska's capital city
and we look forward to working with the bill's sponsor and
the committee concerning the establishment of a State Park
in Juneau.

Sincerely,


for Judith M. Brady
Commissioner

Attachment

cc: Senator Jim Duncan
Representative Fran Ulmer
Representative Bill Hudson
Senate Committee members
George Sullivan
Rod Swepe

STATE OF ALASKA 1987 LEGISLATIVE SESSION
FISCAL NOTE

REQUEST: _____

Bill Version: Senate Bill 190
Publish Date: _____

Revision Date: April 14, 1987

Title: on Bridger State Park

Agency Affected: Natural Resources
BRU: Park Management

Sponsor: Senator Duncan

Requester: Senate Park Committee

Comments: _____

EXPENDITURE REVENUES: (Thousands of Dollars)

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES		20.0	20.0	20.0	20.0	20.0
TRAVEL						
CONTRACTUAL		1.0	1.0	1.0	1.0	1.0
SUPPLIES		2.0	2.0	2.0	2.0	2.0
EQUIPMENT		2.0	2.0	2.0	2.0	2.0
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		25.0	25.0	25.0	25.0	25.0
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND		25.0	25.0	25.0	25.0	25.0
FEDERAL FUNDS						
OTHER						
TOTAL		25.0	25.0	25.0	25.0	25.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

Prepared by: Neil Johannsen/Linda Kruger
Division: Parks and Outdoor Recreation

Phone: 465-2400
Date: 4/14/87

Approved by Commissioner: Jennie Bostin Crank
Agency: Natural Resources

Date: 4-15-87

Distribution (by preparer):

- Legislative Finance
- Legislative Sponsor
- Requester
- Office of Management and Budget
- Impacted Agency(ies)
- Senate Secretary

CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. SB 190

100 - \$20.0 for half-time Park Ranger, Range 14 (Existing position, currently funded for only 5 months per year.)

200 - -0-

300 - \$1.0 Mileage for travel to and from park site.

400 - \$2.0 Supplies for volunteers to develop access trails to park.

500 - \$2.0 Equipment for volunteers to develop access trails to park.

The Park Ranger would supervise the volunteers and assist them in developing access trails to the park. Defined access routes would help to prevent trespass on private property adjacent to the park.

STATE OF ALASKA
DIVISION OF LAND AND WATER MANAGEMENT
PRELIMINARY DECISION
ADL 229496

I. Introduction

The action being considered in this preliminary decision is the designation and conveyance of certain lands and interest in land to the University of Alaska trust to replace seven parcels of University grant land (Appendix A) selected by the Municipality of Anchorage under former AS 29.18.206.

This action will settle pending litigation: University of Alaska v. Municipality of Anchorage, et al., (Alaska Supreme Court Nos. 1815 and 1825) and University of Alaska v. State of Alaska, et al., (Alaska Superior Court, case no. SAR-80-1434 Civ.). Further, conveyance of land and interest in land to the University approximately equal in value to the lands previously conveyed to the Municipality is authorized by former AS 29.18.206 and AS 38.05.810.

II. Background

The Municipal Entitlement Act as amended, former AS 29.18.206, enabled the Municipality of Anchorage to select University land in partial fulfillment of its land entitlement. The legislature by this same act directed the Department to replace this University grant land with replacement land of approximately equal value.

The University, the Municipality, and the State have been involved in a dispute over this land since at least 1979. The seven parcels were acquired by the State under the Congressional Act of 1929 in trust for the University. In 1979, the parcels were selected by the Municipality and were approved for conveyance to the Municipality by the State in 1980 and 1986 decisions. Previous attempts to reach an agreement between the Municipality, the University and the State to resolve the dispute have failed.

In 1985, the University challenged the State's transfer of the seven parcels to the Municipality as a violation of the Congressional Act of 1929. The Superior Court found in favor of the Municipality and the State. The issue is on appeal before the Alaska Supreme Court (University v. Municipality, cited above). On November 25, 1986, the Municipality and the State reached agreement settling the Municipality's claims under former AS 29.18. The University challenged that agreement (University v. State, cited above) in an effort to preserve possible replacement lands. The University and the State then again began discussions to settle the issue of replacement land.

III. Authority for the Preliminary Decision

On December 18, 1986, the State and the University signed a Memorandum of Understanding to attempt to settle this dispute (Appendix B). This preliminary decision is consistent with the terms of that Memorandum of Understanding, with former AS 29.18.206 and with AS 38.05.810. Notice of

this preliminary decision and an opportunity for public comment will be given under AS 38.05.945.

II. Proposed Action

A. Value of seven parcels in Anchorage

As provided in the Memorandum of Understanding, appraisals of the seven parcels in Anchorage have been done under appraisal instructions approved by both the State and the University (included in Appendix 3). The value of the seven parcels which have been approved for conveyance to the Municipality has been established as \$24,752,000 for purposes of this settlement. The University has accepted this valuation. After full consideration of all the circumstances relevant hereto, I believe that settlement of this matter based on this valuation amount is in the best interests of the State. The appraisals of the seven parcels are available for public review.

B. Replacement land pool

As provided in the Memorandum of Understanding, the University and the State have agreed to the identification of parcels of State land shown in Appendix C for the replacement land pool. This pool includes parcels presently under sale contracts which are referred to as Subdivision Mortgage Areas. All parcels are listed in priority order for conveyance and will be subject to valid existing rights. Appendix D lists the proposed replacement land pool with intra-agency comments solicited by the Division of Land and Water Management. Appendix D includes information which will be considered as part of public and agency review pursuant to AS 38.05.945.

For the Subdivision Mortgage Areas, the State would convey to the University the land subject to the land sale contracts, and the land sale contracts would be transferred to the University effective January 1, 1988. The University would then be responsible for administering the contracts and passing title to purchasers as contracts are paid off. Through December 31, 1987 all proceeds resulting from these contracts would accrue to the State. However, for purposes of calculating the value of the contracts to be subtracted from the value of the former University lands, the remaining principal on the contracts would be calculated as of the close of business Wednesday, February 13, 1987. In the event that a contract is paid off prior to December 31, 1987, the payment will be received for the benefit of the University, and the State will retain only the principal portions of payments which would otherwise have been made in 1987. In the event that a contract is relinquished or terminated prior to December 31, 1987, the State will convey to the University the land which had been subject to the contract.

Parcel priority 20, Cape Yakataga is limited to timber rights only. Parcels classified as agriculture would be conveyed subject to the provisions of AS 38.05.321.

At a special meeting of the University of Alaska Board of Regents on February 21, 1987, the Board accepted the replacement land pool identified in Appendix C for purposes of this settlement.

I have reached the preliminary decision that the replacement pool is acceptable for purposes of settling the pending litigation.

C. Replacement Process

The parcels in the replacement land pool are listed in priority of conveyance. These lands will be appraised pursuant to appraisal instructions agreed to by the University and the State (Appendix E). To replace the Anchorage parcels, lands of approximate equal value to the above value of the seven Anchorage parcels will be conveyed to the University. If additional land is necessary to accomplish this, the University will nominate additional, mutually acceptable lands and the Department will issue another preliminary decision for these lands.

D. Mineral Order

Only the surface estate of the parcels identified in Appendix C will be conveyed to the University. The intent of the University land trust is to provide a long term stable source of revenue for benefit of the University. This includes significant surface uses which would be incompatible with mining. Therefore, under the authority of AS 38.05.135(a), I propose to close those lands to be conveyed to the University which are not already closed to locatable mineral entry.

V. Best Interest Determination

I have considered the requirements of former AS 29.13.206, AS 38.05.310, and AS 38.05.035(a), the state's general trust responsibilities to the University, the Memorandum of Understanding dated December 18, 1986 and the advantages of settling pending litigation. Based on the knowledge and information we have at this time, it is my decision that the proposed action described herein is in the State's best interest.

VI. Public Comment

As required by the Alaska Constitution and AS 38.05.945, no action under AS 38.05.035(a) can be final until after the public has had an opportunity to review and comment. Comments will be accepted from the public if received

Preliminary Decision
Page 4

In writing by the Division of Land and Water Management at P.O. Box 107005,
3601 "C" Street, Anchorage, Alaska 99510-7005 before the close of business,
(4:30 pm) May 13, 1987.

Dated: 5/10/87

State of Alaska
Department of Natural Resources

By: 

Gordon A. Brady
Commissioner

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF LAND AND WATER MANAGEMENT
3601 "C" STREET, P.O. BOX 7005
ANCHORAGE, AK 99510-7005

PUBLIC NOTICE UNDER AS 38.05.945

PROPOSED CONVEYANCE, REDESIGNATION, AND CLOSURE
TO LOCATE MINERAL ENTRY FOR
UNIVERSITY GRANT LANDS

Subject to the provisions of AS 38.05.945, notice is hereby given that the Department of Natural Resources (Department) proposes to redesignate (under former AS 29.13.206), convey (under AS 38.05.810(a)) certain interests in state land to the University of Alaska (University), and close the lands to locatable mineral entry under the authority of AS 38.05.135(a). The mineral estate will be reserved by the state pursuant to AS 38.05.125. A preliminary decision has been made under AS 38.05.035(e) that such actions are in the best interest of the state. That decision may be modified as a result of public and agency review solicited by this notice.

The purpose of the state land conveyance is to replace University Grant land that was transferred to the Municipality of Anchorage (Municipality) while University land was managed by the Department. The value of the land transferred to the Municipality has been established at approximately \$25,000,000. The state proposes to replace University Grant land by conveying enough land to the University to equalize that amount. Parcels of state land will be selected from a statewide pool in the order which has been prioritized by the University until the approximate value is equalized.

Land Descriptions and Information

The areas and approximate acreages shown below are to be redesignated, conveyed, and closed to mineral entry as necessary under this notice. Each description is followed by a listing of the priority rankings which reflect the order in which lands will be conveyed to the University to equalize the value of their former lands.

More detailed information on the state land pool affected by the above actions is available for review at the following information offices of the Division of Land and Water Management: Southeastern Region, 3601 "C" Street, Suite 1080, Anchorage, Alaska (phone: 762-2202); Northern Region, 4420 Airport Way, Fairbanks, Alaska (phone: 479-2243); or Southeast Region, 400 Willoughby, Juneau, Alaska (phone: 465-3400). Additionally, a copy of this notice and a land description summary are posted at the following U.S. Post Offices: Argoon, Auke Bay, Cape Yakutat, Central, Chatanika, Clam Gulch, Cold Bay, Craig, Delta Junction, Denali National Park, Gustavus, Homer, Hyakburg, Kasilof, Ketchikan, Pelican, Petersburg, Sitka, Talkeetna, Valdez, Ward Cove, Whittier, and McCarthy.

SOUTHWESTERN REGION

- Arrivage Area — approximately 1 acre in 3 parcels (priority areas 14, 21, 32)
- Cold Bay, King Cove Area — approximately 15 acres in 1 parcel (priority area 114)
- Cook Inlet (Kodiak Island, Kalgin Island) — approximately 1,860 acres in 3 parcels (priority areas 39, 51, 81)
- Cordova Area — approximately 320 acres in 4 parcels (priority areas 34, 70, 103, 104, 112)
- Eder Area — approximately 1,300 acres in 5 parcels (priority areas 9, 89, 102, 126, 145)
- Elizabeth Lake Area — approximately 1,330 acres in 1 parcel (priority area 100)
- Rasilof — approximately 544 acres in 5 parcels (priority area 127)
- Xard Area — approximately 94 acres in 3 parcels (priority areas 36, 37, 109)
- McCarty Area — approximately 1,350 acres in 7 parcels (priority areas 56, 139)
- Mackinlay Village — approximately 350 acres in 1 parcel (priority area 97)
- Port Walker Area — approximately 13.4 acres in 3 parcels (priority area 129)
- Prince William Sound — approximately 508 acres in 2 parcels (priority areas 59, 69)
- Seward Area (Adia Island) — approximately 2,220 acres in 2 parcels (priority areas 17, 92)
- Talkeetna Area — approximately 94 acres in 2 parcels (priority area 46)
- Valdez Area — approximately 1,890 acres in 6 parcels (priority areas 10, 13, 71, 88, 94, 107)
- Wadilla Area — approximately 2 acres in 1 parcel (priority area 72)
- Yakutat Area — approximately 2,170 acres in 1 parcel (priority area 20)

SOUTHEAST REGION

- Admiralty Island (Argoon) — approximately 3.72 acres in 1 parcel (priority area 41)
- Craig Area — approximately 3,240 acres in 2 parcels (priority areas 16, 50)
- Jensen Area — approximately 1,470 acres in 7 parcels (priority areas 13, 35, 36, 37, 90, 123, 143)
- Ketchikan Area — approximately 3,260 acres in 7 parcels (priority areas 25, 78, 80, 83, 125, 141, 142)
- Pelican Area — approximately 830 acres in 1 parcel (priority area 106)
- Petersburg Area — approximately 4,670 acres in 6 parcels (priority areas 53, 57, 61, 98, 121, 124)
- Sitka Area — approximately 543 acres in 3 parcels (priority areas 23, 30, 45)
- Thomas Bay Area — approximately 1,170 acres in 1 parcel (priority area 31)
- Wrangell Area — approximately 4.76 acres in 1 parcel (priority area 43)

NORTHERN REGION

- Big Delta Area — approximately 5 acres in 1 parcel (priority area 119)
- Central Area — approximately 1.25 acres in 1 parcel (priority area 91)
- Saintbanks Area — approximately 717 acres in 5 parcels (priority areas 15, 95, 96)

Mineral Closing Order

Some land in the proposed conveyance pool is already closed to mineral entry having been previously reviewed under the public and agency review processes. The closed land consists of subdivision lots within subdivisions located statewide (priority areas 1, 3, 12, 13, 27, 28, 31, 38, 40, 47, 50, 62, 64, 66, 68, 76, 77, 83, 105, 110, 112, 116, 117, 118, 126, 128, 136, 144).

The Department of Natural Resources has prepared a draft finding under the authority of AS 38.05.135(a) that use of the lands for the benefit of the University includes significant surface uses which are incompatible with mining. Therefore, all lands identified for redesignation and conveyance to the University will be closed to locatable mineral entry, subject to public comment as required by AS 38.05.943. A final finding under AS 38.05.135(a) is expected to take effect June 12, 1987. Additional notice identifying lands subject to this mineral closing will be given as a part of the final finding under AS 38.05.135(a).

Public Hearings

Public hearings on the proposed conveyance, redesignation, and mineral closing actions are scheduled for April 23, 1987 (Thursday):

Anchorage - 7:00 p.m. at the Pioneer Schoolhouse, 3rd & Eagle

Fairbanks - 7:00 p.m. at the University of Alaska Campus, Rm. 466
Dickering Bldg.

Juneau - 7:00 p.m. at the Tiniget-Waida Community Center, 3225 Hospital Drive

Any comments, objections, expressions of interest pertaining to the proposed action, or assertions of a claim to the property involved must be received in writing by the Division of Land and Water Management at P.O. Box 107005, Anchorage, Alaska 99510-7005 on or before 4:30 p.m. on May 13, 1987. This deadline is required to supplement the administrative hearing record and to receive public comment solicited by this notice.

The Division of Land and Water Management reserves the right to waive technical defects in this publication.

Tom Hawkins, Director
Division of Land and Water Management

Publish _____

*See attached
for names + publication dates*

Publication dates: ^{Maudslayi} April 15, 1987 (Wednesday) - ^{202 10 10} ~~Antigua Times~~ Antigua Times 080
 Fairbanks Daily News Minor 082
 Joplin Empire 084
 Ketchikan Daily News 083
 Peninsula Clarion (Hawaii) 086
 Daily Sicha Sentinel 081
 Island News (Thomas Bay) 085
 April 15, 1987 (Wed.) - ~~Franciscan~~ Franciscan (Palmer/Nanilla) 087
~~Valdez Times~~ Valdez Vanguard 088
 Copper Valley Views (Copper Ctr) 090
 The Delta Paper (Delta Jct) 091
 April 16, 1987 (Thurs) - ~~Cordova Times~~ Cordova Times 092
~~Whangall~~ Whangall Sentinel 093
~~Seward~~ Seward Journal 094
~~St. Mary~~ St. Mary News 095
 Petersburg Pilot 088

THE PRECEDING DOCUMENT(S) MAY NOT FILM
LEGIBLY BECAUSE OF POOR QUALITY OF THE
ORIGINAL.

QUESTION #3: Provide a list of the land to be transferred to the University of Alaska, the status of the transfer, schedule of events and a copy of the restricted title document for Chena panel.

*Tentative
Schedule*

a: List of the land to be transferred to the University:

Appendix C of the preliminary decision will be provided.

b: Status of the transfer:

The Department is at the preliminary decision stage. The list of lands is subject to a thirty-day public notice/review process.

c: Schedule of Events: The following is a tentative schedule of events.

4/13/87 Start of comment period.

4/23/87 Public hearings are held in Anchorage, Fairbanks and Juneau.

5/13/87 The public notice period ends. The Department completes title work and finalizes the replacement land pool.

5/29/87 The University completes appraisals on replacement lands. The University and Department meet to equalize values and negotiates final replacement lands.

6/12/87 The Department issues the final decision and best interest finding. (The final finding under AS 38.05.125(a) (Mineral closing) is expected to take place 6/2/87)

6/15/87 Settlement agreement tentatively approved, subject to final approval by the Board of Regents. Pool land not subject to the settlement agreement are released and considered available for other purposes.

To be set Settlement agreement approved by Board of Regents and University dismisses the Supreme Court appeal. Department begins to convey replacement land to the University.

c. Provide a copy of the restricted title on Chena Parks Recreation area. The University, Division of Parks and Division of Land and Water Management are working on this selection to determine what specific restrictions will apply and how the panel will be appraised. As soon as Restrictions are completed a copy will be provided.

The proposed transfer is subject to public notice/review process. A final decision will be made after public comments are received.

PUBLIC SUPPORT FOR THE PT. BRIDGET STATE PARK:

Bob Armstrong, author of "Guide to the Birds of Alaska";

"The habitat combination of marine, intertidal and large expanse of transition meadows between the intertidal and forest has created one of the best areas for birds in all of Southeastern Alaska...

"...the Kowee Creek meadows are the only extensive nesting habitat for these birds (waterfowl and shorebirds) that remains along the Juneau road system...

"In summer the wildflowers are gorgeous within these meadows. And, best of all, the area is relatively easy to hike about. Fishing in the river is good for Dolly Varden and coho salmon...

"I strongly support your proposal to establish the Point Bridget State Park. I feel protection of this unique area from other potential types of development is of the most immediate importance."

Judy Hall Alaback, Conservation Chair, Juneau Audubon Society

"The Juneau Audubon Society supports your proposal for the establishment of Point Bridget State Park...

"This and surrounding areas are already heavily used for recreation by Juneau residents and visitors."

Richard Gordon:

"I strongly support this well-timed proposal...

"Other Juneau road-system river mouth meadows are either developed (Switzer Creek), or largely in private hands (Peterson Creek on Douglas Island, Amalga Harbor area meadows)...

"Extremely suitable due to extensive unforested lands and beaches..."

Joe Blum, Chief, Habitat Development, Department of Fish and Game, 1970:

"The Department of Fish and Game wishes to go on record as requesting that a 'green belt' concept be developed for Cowee Creek."

"We would like to see a recreation area developed around Point Bridget."

James King:

"Alaska is the envy of communities around the world because of our opportunity to dedicate such wonderful wild areas to public use. Lets not let them down."

ALASKA
DIV. OF LANDS
JUN 4 1970
RECEIVED
Juneau, Alaska

STATE OF ALASKA

DEPARTMENT OF FISH & GAME
OFFICE OF THE COMMISSIONER

KEITH H. MILLER, GOVERNOR

SUPPORT BUILDING
JUNEAU 99801

June 2, 1970

Mr. Mike Leach
Division of Lands
Department of Natural Resources
Goldstein Building
Juneau, Alaska 99801

Dear Mike:

This letter is in regards to the State selection of lands in the Berners Bay-Echo Cove area. The Department of Fish and Game wishes to go on record as requesting that a "green belt" concept be developed for Cowee Creek. This system supports an annual run of silver and chum salmon plus Dolly Varden. The creek has a great recreation potential which the "green belt" will help to protect. We will be happy to assist you in establishing the criteria for this concept.

We would also like to see a recreation area developed around Point Bridget. The location would offer excellent beach fishing plus an unsurpassed scenic viewpoint.

Your consideration in this matter will be greatly appreciated.

Sincerely yours,

Joe Blum
Joe Blum
Chief, Habitat Development

DIVISION OF LANDS	
SOUTHEASTERN DISTRICT OFFICE	
JUNEAU, ALASKA	
FILE	DATE
District Dir.	
Dist. Asst. Dir.	
Dist. Asst. Dir. I	
Field Dir.	
Dist. Lands Dir.	
Land Dir.	
Secretary	
Director's Sec'y	

- cc: B. Hilliker
R. Andrews
C. Rosier
D. Strode

Senator Jim Duncan
Alaska State Senate
Pouch V
Juneau, AK 99811

4/8/97

Dear Senator Duncan,

This is to congratulate you for your vision in proposing the Point Bridget State Park (Senate Bill NO. 190) and urge its passage.

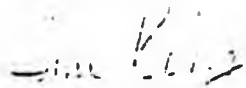
The Point Bridget Park would complement the adjacent Borough park that extends from Sunshine Cove to Bridget Cove and the two could be jointly managed as a "World Class" park. It may be difficult for some Alaskans, surrounded as we are by wilderness, to visualize this area as a World Class park but consider there are few if any easily accessible Alaska State Parks or US National Parks that include so much and so varied a wild coast.

This historic place was named by Capt. George Vancouver in 1793, perhaps for his mother, Bridget Berners. Juneau people use the area for recreation and as our population increases so does that use.

Major expenditures for park development would not be needed or desirable now. The area has a potential for hiking and skiing trails, campsites and perhaps overnight cabins that could be developed slowly by the volunteer organizations that do that sort of thing.

In an increasingly recreation oriented society the Point Bridget State Park will well serve the residents of Juneau, visitors from other parts of Alaska and tourists. Alaska is the envy of communities around the world because of our opportunity to dedicate such wonderful wild areas to public use. Lets not let them down.

Sincerely,


James G. King
Alaska Resident For 38 Years

1700 Branta Road
Juneau, Alaska 99801
April 8, 1967

Senator Jim Duncan
Pouch V
Juneau, Alaska 99811

Dear Senator Duncan:

I favor the Point Bridget area as a State Park and urge passage of your Senate Bill 190.

The Point Bridget State land is immediately north of beach front land owned by the City and Borough of Juneau. An upland beach trail on the Borough property could be extended to Point Bridget making an exciting addition to the already existing and planned system of upland beach trails in the City and Borough.

A trail on this proposed park would give foot access to a beautiful, wild stretch of coastline where the view west across Lynn Canal to the Chilkat Mountains, north toward Haines, across Berner's Bay and the mountains to the east provides a panoramic view that is spectacular. The meadows at the mouth of Cowee Creek with their flowers, fish in the stream and some of the best bird watching in the Borough are also a valuable part of this property.

Yours truly,

Mary Lou King
Mary Lou King

March 21, 1987

Senator Jim Duncan
P.O. Box V
Juneau, Alaska 99811

Dear Senator Duncan:

I was delighted to hear of your proposal to create the Point Bridget State Park. This area has long been a favorite of mine for hiking, X-country Skiing, bird watching and fishing.

The habitat combination of marine, intertidal and large expanse of transition meadows between the intertidal and forest has created one of the best areas for birds in all of Southeastern Alaska. These transition meadows are particularly productive because of the beaver dams and sloughs, scattered spruce, dead snags and adjacent red alder and cottonwood trees. In and around these meadows I usually see more and a greater variety of birds than other areas in Juneau. In particular it is attractive to hawks, owls and falcons; woodpeckers; snipe and warblers. I see more of these types of birds than elsewhere.

Transition meadows between intertidal and forest are the areas where waterfowl and shorebirds nest. Most of this type of habitat has been destroyed by development at the Mendenhall Wetlands. This means that the Kowee Creek meadows are the only extensive nesting habitat for these birds that remains along the Juneau road system.

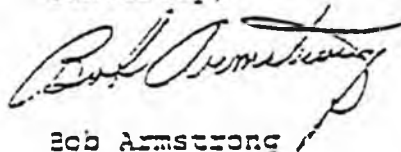
This area contains the most extensive and beautiful meadows I have seen in Southeast Alaska. In the last week I have gone x-country skiing in the area on two different occasions. The meadows offer miles of marvelous skiing. In one spot we estimated 2 miles of meadows between the forest and saltwater in one straight line! I like the area because, in normal winters of rain and warm weather, you can always ski on these meadows whereas other lowland areas of Juneau are bare of snow.

In summer the wildflowers are gorgeous within these meadows. And, best of all, the area is relatively easy to hike about. Fishing in the river is good for Dolly Varden and coho salmon.

I am concerned about development of the area. In particular road, campground, picnic areas etc. I believe the unique values of the area are its birds and wildlife. Development of this sort would, I feel, diminish these values considerably. Why not develop the area for hiking and x-country skiing? Right now its only about a one-half mile walk to the meadows from the existing road.

I strongly support your proposal to establish the Point
Sledge State Park. I feel protection of this unique area
from other potential types of development is of the most
immediate importance.

Sincerely,

A handwritten signature in cursive script, appearing to read "Bob Armstrong". The signature is written in dark ink and is positioned above the typed name.

Bob Armstrong
5370 Thane Road
Juneau, Alaska 99601

cc State Parks Advisory Board



JUNEAU AUDUBON SOCIETY

P.O. Box 1725 • Juneau, Alaska 99802

March 23, 1987

Senator Jim Duncan
P.O. Box V
Juneau, AK 99811

Dear Senator Duncan,

The Juneau Audubon Society supports your proposal for the establishment of Point Bridget State Park (S.B. 190). The diversity of lands to be included, ranging from beach to coastal wetlands to riparian habitats and old growth forests makes the area well suited for wildlife habitat and human recreation.

This and surrounding areas are already heavily used for recreation by Juneau residents and visitors. The Juneau Parks and Recreation hiking group leads hikes there and a well marked trail in the proposed park exists along Cowee Creek.

We agree that with its high proportion of residents that enjoy outdoor recreation, Juneau should have an easily accessible state park. We question the logic of allowing hunting in the Park. For safety reasons hunting may not be compatible with other forms of outdoor recreation, especially since the proposed park is less than 3000 acres in size.

Sincerely,

Judy Hall Alaback
Judy Hall Alaback
Conservation Chair

cc:
State Parks Advisory Board

**ALASKA
RESOURCES
KIT MINERALS**

Judith Entwife
Alaska Minerals & Energy Resource Education Fund
5925 Woods Street
Juneau, Alaska 99801

March 26, 1987

Senator Jim Duncan
P.O. Box V
Juneau, Alaska 99811

COPY

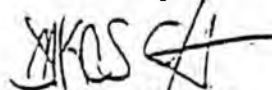
Dear Mr. Duncan,

In thirteen years as a classroom teacher I have been on the lookout for field trip sites to get my students first-hand experiences. Those sites need to meet the educational needs of the class and, of course, to be accessible. I was delighted to hear of your bill to establish a state park on Point Bridget, as it promises to be just such a site.

Point Bridget with its many diverse habitats--the beach, the wetland meadow, the salmon creek, small lake, even an eagle tree--in a compact area makes an excellent site for outdoor education. That same diversity makes it a fascinating outing for local families and visitors, a place to beachwalk or fish, to view eagles, black bear, waterfowl and wildflowers or pick berries. The eventual construction of road and picnic area would make it more accessible to local student groups, families, and tourists. In the meantime, it will remain available to the hikers, hunters, and fishers who use it now. We'll know that we won't lose our spot at the end of the road to private development.

Thank you for the insight to recognize the value of a Point Bridget State Park and your efforts to make it happen.

Sincerely,


Judith Entwife

FRIENDS OF BERNERS BAY

350 ERWIN STREET #102 JUNEAU, ALASKA 99801

Senator Jim Duncan
P.O. Box 1
Juneau, Alaska 99801

Dear Senator Duncan,

Friends of Berners Bay would like to thank you for sponsoring a bill which would create a State Park at Bridget Point, the southern tip of the entrance of Berners Bay.

Friends of Berners Bay is a coalition of recreation, sporting, and tourism groups, and more than 1300 individuals dedicated to the long-term preservation of Berners Bay and surrounding lands as a wilderness recreation area for Juneau's residents and visitors. We believe that the areas rich and diverse fish and wildlife habitat, as well as its proximity to a major population center with rapidly expanding recreation demands, make the Berners Bay area of vital and unique importance to the people of Juneau.

As recreational use continues to grow in the Berners Bay area, the need for preservation of the area becomes increasingly critical. The Alaska Public Survey, partially funded and conducted by the Forest Service is probably the most authoritative and widely-cited survey of recreational use in Alaska. It documents the dependence of Alaskan recreation on undisturbed lands. Out of 572 Juneau area residents who were asked what sort of areas they desired outside of town, 86% wanted undisturbed natural areas.

A 1982 report by the Alaska Division of Parks, in coordination with the Forest Service, states that the Berners Bay area is "considered to have particular significance as scenic, subsistence, and recreational areas as well as natural systems" to which high priority should be given in meeting "the public demand for reservation of undisturbed natural lands in the Juneau area."

The Alaska Department of Fish and Game has also recognized the unique character of the area by classifying it as part of eight percent of the Tongass with the highest fish and wildlife values.

Bridget Point, with its commanding view of the whole of Berners Bay and Lynn Canal, would make an excellent state park. Not only would it insure continued recreational use for residents, it would also be a benefit to the visitor industry and in so doing would add to what could become a major step in Juneau's efforts towards economic diversification.

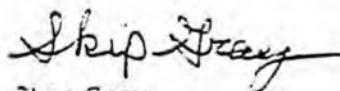
A popular point of discussion in that industry and among civic leaders, is how to attract a type of visitor that would stay in the area longer than the current visitors. The main choices presently offered visitors to Southeast are tourisnp travel or outdoor experiences via hunting and fishing lodges and wilderness tours, none of which encourage people to stay in Juneau much more than a night. There is a huge gap in the industry waiting to be filled. With proper marketing and services, Juneau could become a mecca for travelers who wish to enjoy the out-of-doors in a more domestic framework. Tours could be designed to give people several days of outdoor experiences mixed with the best of the citys' offerings. Hiking, fishing, birdwatching kayaking, and canoeing combined with museum visits, theater and nightlife could provide the more independent traveler with endless options and an Alaskan experience they would never forget..... and may come back for. Hotels, rental condominiums, restraurants, sportinggood stores, and guiding services would all benefit as would businesses that already cater to tourists.

A highlight in such a marketing plan would be the ability to boast of a state park.

You are to be congratulated for having the foresight to take steps now which will insure that Pt. Bridget remains a place of beauty and enjoyment for generations to come.

If we can be of further assistance please don't hesitate to contact us.

Sincerely,



Skip Gray
Co-Chair
Friends of Berners Bay
780-4854

SB

1911

file 1

PROPOSED AMENDMENT # 1
CS SB 191 (Finance) am

On Page 3, Line 15 after "with" inset:

"permanent"

AH -

SC MV -

passed

PROPOSED AMENDMENT #2
CS SB 191 (Finance) am

On Page 3, Line 24, Insert new section:

"guide" or "guiding" does not include setting up a camp for a big game hunter, if the person providing this service has departed the camp before a big game hunter arrives at the camp.

Renumber the subsequent sections.

Handwritten notes: AH, SE, jobs, Hold - Table to

Handwritten notes: 4-30 2nd page 0.

4-30-88

PROPOSED AMENDMENT #3
CS SB 191 (Finance) am

On Page 3, Delete Line 9 - 14 and Replace with:

(3) "guide" or "guiding" means accompanying or being present with a big game hunter in the field, or providing a personal service for a big game hunter while that hunter is in the field, personally or through an assistant, for compensation or with the intent or an agreement to receive compensation.

SC-170

SC WITHDRAW

ATT M.V.
SC - 30924

10/20 - Set.

2d -

4-30-88 purdy 1st p. 0

KF
4-30

PROPOSED AMENDMENT # 4 CS SB 191 (Finance) am

PROPOSED AMENDMENT

To CS SB 191 (Finance) am

On page 1, line 29, through page 2, line 1;

Delete all material, and insert in its place the following:

"(4) a person without a current valid registered or master guide license to advertise as or represent to be

(A) a guide; or

(B) an outfitter offering big game hunting services

[WITHOUT HOLDING A CURRENT VALID GUIDE LICENSE];

Handwritten notes: CD, OP, amendments, SC, DP, Yes, 8

PROPOSED A M E N D M E N T # 6

Offered in the HOUSE

By Cotten

TO: CSSB 191 (Finance) am

Page 2, line 11, after "if":

Insert "(A)"

Noted

Page 2, line 14, after ";":

Insert "or"

Page 2, after line 14:

Insert a new subparagraph to read:

"(B) an owner, operator, or employee of, or a person under contract with a hotel or lodge transports a hunter to or from the field and the

(i) hunter is a guest at the hotel or lodge;

(ii) transportation is incidental to the business of the hotel or lodge; and

(iii) aircraft is operated under 14 C.F.R. Part 91;"

Page 3, line 21, after "game":

Insert "during the transportation"

4-30 by Commerce,
M. of Occup-
ational Licensi-
ng
re: Oral Exams

Page 1, after line 13:

Insert a new bill section to read:

** Sec. 2. AS 08.54.040(a) is amended to read:

(a) Except as provided in AS 08.54.045, the board shall

(1) prepare, grade, and administer

(A) a written and oral examination of an applicant for a registered guide license that requires demonstration that the applicant is qualified generally to provide guided hunts and, in particular, to guide in each game management unit the applicant has selected; if an applicant demonstrates limited ability to read or write the English language, the entire examination shall be administered orally; and

(B) an oral examination of a registered or master guide who seeks an amendment of a game management unit certification; the examination must require demonstration that the guide is qualified to provide guided hunts in each new game management unit for which the guide seeks to be certified [EXAMINATIONS, WHICH MAY INCLUDE ORAL EXAMINATIONS OF APPLICANTS WHO DEMONSTRATE LIMITED ABILITY TO READ OR WRITE THE ENGLISH LANGUAGE];

(2) determine qualifications of applicants for licenses and authorize the issuance of licenses to those who qualify;

4/13/88

SC
K

PROPOSED AMENDMENT # 7 Continued

(3) establish guide performance standards and regulate activity;

(4) compile, maintain, and publish an annual register of master and registered guides who have not been convicted of a violation of a state game or guiding statute or regulation; a guide listed in the register whose license is revoked or suspended shall be removed from the register while the guide's license is revoked or suspended;

(5) prohibit guiding activities which are unsportsmanlike, unethical, unsafe, against principles of conservation, degrading to the guiding profession, or which adversely affect the natural resources;

(6) after a hearing, revoke, suspend, or deny renewal of a license in accordance with AS 08.54.200;

(7) establish a quota of licensed operating guides who may operate within designated geographical game units or subunits of the state and provide for an equitable, reasonable, and consistent procedure for limiting the number of guides to that quota; preference may be given to qualified available and willing licensed guides who reside within the designated game unit or subunit;

(8) meet at least twice annually, once in Anchorage and once in another municipality."

Renumber the following bill sections accordingly.

PROPOSED AMENDMENT #5
CS SB 191 (Finance) am

On Page 3, Line 24, Insert a new (E):

for the purpose of providing commercial photography services to big game hunters if the provider of that service is in possession of a commercial photographer's license and has held that license for at least one year and has been photographing big game hunters for one year.

Renumber following sections.

Not printed

ADDITIONAL CONCEPTS TO INCLUDE IN THE LETTER OF INTENT

CS SB 191 (Finance) am

- 1) In the second paragraph of the Senate letter of Intent after "Alaskan hunters," insert: "and other Alaskans,"
- 2) Further Definition of "personal services," "big game hunting services,"
- 3) Examination of whether rural residents from remote communities have an adequate and equal opportunity to participate in the guiding system.
- 4)

HOUSE RESOURCES COMMITTEE:

MEETING DATE: _____ :

SESSION '88:

MEETING TIME: _____ :

COMMITTEE MEMBERS:

5-2-88
SB 191

ROLL CALL VOTE:

NAME:	YEA:	NEA:
HERRMANN:	✓	
COTTEN:	✓	
SUND:	✓	
NAVARRE: Obey		✓
DAVIDSON:	✓	
PEARCE:	✓	
SPRINGER:	✓	
HOFFMAN:		✓
SHULTZ:		✓

SC - 1111

6

3

5-2

1.
Passeel

A M E N D M E N T

Offered in the HOUSE

TO: HCS CSSB 191 (Resources)
(4/29/88 draft)

Page 4, line 25, through page 5, line 9:

Delete all material and insert the following:

"(3) "guide" or "guiding" means accompanying or being present with, or providing a personal service for, a big game hunter in the field, personally or through an assistant, for compensation or with the intent or an agreement to receive compensation; "guide" or "guiding" does not include

(A) accompanying or being present with a hunter

(i) in a boat with ^{permanent (HS)} living quarters;

(ii) at a lawfully established cabin or permanent lodge;

(iii) while providing transportation to or from the field, if the persons providing transportation and the persons being transported do not stalk, pursue, track, kill, or attempt to kill big game; or

(iv) in a ^{base} camp while attending to ~~horses~~ ^{horses} that are being used to transport big game hunters to or from the field; or

(B) setting up a ^{SC Base} camp for a big game hunter while the hunter is not in the field;"

~~XXXX~~ MN - object horses

HS
#2
PAC animal
Passeel

#2 = 2-5

A M E N D M E N T

Offered in the HOUSE

TO: HCS CSSB 191(Resources) (4/29/88 draft)

Page 3, line 20, after "person":

Insert "for compensation or hire"

Page 3, lines 23 - 25:

Delete "if the person is providing the transportation or any other big game hunting service to the hunter for compensation"

Page 3, line 29, after "Part 91;":

Insert "in this paragraph, "for compensation or hire" means receiving any monetary consideration for the transportation, regardless of whether the consideration is directly attributable to the transportation;"

MS - AMO
PADS 10

A M E N D M E N T

3
5-2

Offered in the HOUSE

TO: HCS CSSB 191(Resources)

Page 4, line 29, after "include":

Insert "selling, leasing, or renting goods, if the transaction does not take place in the field; or"

5C 11/12/88

DRAFT
House Resources Letter of Intent
For
CS SB 191 (Finance) AM

It is the intent of the Legislature that the task force established under the provisions of SB 191 shall have full investigative powers to research and make recommendations.

Under the Alaska Constitution all fish and game resources are the common property of the people, managed by the state in trust for their use. The task force shall examine how the taking of Alaskan big game by nonresidents and aliens conforms with the needs of Alaskan hunters, and what would be the effects of adding additional species to the guide-required list.

Other states and Canadian provinces have experienced similar commercial hunting pressures and problems. The task force should obtain as much information about the problems these other jurisdictions have experienced, examine how they solved the problems, and recommend accordingly for Alaska.

The task force shall examine who can provide commercial hunting services in the field, and what role transporters, air taxi operators and gear providers should play in the provision of commercial hunting services.

The Alaska Supreme Court will soon decide Owsichek vs. the State of Alaska dealing with the constitutionality of restricted guide areas. The task force shall analyze this decision and recommend methods of accommodating the court's decision.

The task force shall work closely with the Department of Fish and Game to create a linkage between the commercial take of big game and game management.

The task force should examine all aspects of a head tax, the problems it had when it was in use in the past, and what would be the ramifications to game management if it was reinstated.

The task force should examine the licensing of transporters, and make recommendations as to whether such a system ought to be renewed, and, if so, under what conditions.

The Legislative Budget and Audit Committee completed audits of the Guide Board in 1985 and 1987. The task force shall review the audits and recommend what provisions shall be implemented. Specifically, the task force shall analyze if the guide board is functioning at a level that ensures that the present allocation system is fair and is following the

Administrative Procedures Act. The task force shall also analyze the joint use concept and supporting agreements between guides in joint use areas as to whether these agreements are in the best interest of the state and commercial users. The task force shall also investigate whether there shall be one consistent policy for determining guide areas so that all areas are treated equally.

The guide system in Alaska is highly dependent on the restricted guide area concept for its success. The task force should examine all aspects of this system, and make recommendations pertaining to whether it is an open and accessible system, whether guides ought to be able to sell their areas, whether the state ought to lease areas or in some other manner establish a concessionaire approach to area management.

The task force should also work to define the definitions of "camp" and "in the field." The task force should describe what commercial providers should be allowed in "camps" and "in the field."

The task force should also provide further explanation of what constitutes a "boat with permanent living quarters."

The task force should address the issue of whether fish and wildlife protection officers and other state employees whose responsibilities include managing game resources, or enforcing the state's guiding laws or game management laws, should be able to hold guide licenses or participate in the industry.

The role of federal agencies in managing and permitting commercial uses of federal parks, reserves, and other federal lands has a direct impact in how the state's guide laws are monitored and enforced. The task force is directed to look at the role of federal agencies in monitoring and permitting these activities.

The legislature recognizes that hunting, flying and other travel in Alaska involves certain risks. The task force should review the issue of differing requirements for air transportation liability insurance and make a recommendation on the establishment of minimum insurance requirements for guides, lodge owners, and others who are not now required to carry liability insurance.

The task force should also look at the role of sled dog hunts, and when dogs should be allowed in camps.

ADDITIONAL CONCEPTS TO INCLUDE IN THE LETTER OF INTENT

CS SB 191 (Finance) am

- 1) In the second paragraph of the Senate letter of Intent after "Alaskan hunters," insert: "and other Alaskans,"
- 2) Further Definition of "personal services," "big game hunting services,"
- 3) Examination of whether rural residents from remote communities have an adequate and equal opportunity to participate in the guiding system.
- 4)

A M E N D M E N T

Offered in the HOUSE

By Cotten

TO: CSSB 191 (Finance) am

Page 2, line 11, after "if":

Insert "(A)"

Page 2, line 14, after ";":

Insert "or"

Page 2, after line 14:

Insert a new subparagraph to read:

"(B) an owner, operator, or employee of, or a person
under contract with a hotel or lodge transports a hunter to or
from the field and the

(i) hunter is a guest at the hotel or lodge;

(ii) transportation is incidental to the business
of the hotel or lodge; and

(iii) aircraft is operated under 14 C.F.R. Part
91;"

Page 3, line 21, after "game":

Insert "during the transportation"

PROPOSED AMENDMENT

To CS SB 191 (Finance) am

On page 3, line 11, following the word, "providing",

Insert: "a camp or"

PROPOSED AMENDMENT

To CS SB 191 (Finance) am

On page 1, line 29, through page 2, line 1;

Delete all material, and insert in its place the following:

"(4) a person without a current valid registered or master guide license to advertise as or represent to be

(A) a guide; or

(B) an outfitter offering big game hunting services

[WITHOUT HOLDING A CURRENT VALID GUIDE LICENSE];

14

Amendments to CSSB 191 (Finance) am

by Navarre

* Sec. 3.

Page ~~8~~⁵, line ~~16~~², amend as follows:

(B) at a lawfully established camp, cabin or permanent lodge;

Page ~~8~~⁵, after line ~~25~~⁹, add the following definitions:

(4) for the purposes of this section,

(A) "in the field" means being physically outside the immediate area of the camp, cabin or permanent lodge, airstrip or landing area necessary for access to a camp, cabin or permanent lodge or a corridor between the airstrip or landing area and the camp, cabin or permanent lodge necessary for transporting material, gear and equipment to and from an airplane;

(B) "personal services" means actively assisting a big game hunter in reconnaissance, stalking, pursuit, killing, dressing out and transporting game in the field, or from the field to a camp, cabin or permanent lodge, "personal services" does not include setting up or taking down a camp, advising a hunter about the dangers of weather or other hazards, supplying the hunter with necessary equipment, training the hunter to use a radio or other equipment, loading or unloading aircraft necessary for transporting a hunter to or from a camp, cabin or permanent lodge.

These changes would clearly illustrate the difference between guides and outfitters, and acts and situations prohibited by law.

SC - agent

~~(5)~~ - see next

~~(11)~~ - DS - (11) - LH - 55

[Handwritten signature]