

ALASKA LEGISLATURE COMMITTEE FILES 1987-1988 8672  
5497 SRES HB 93

1009

1 (H) Township 27 North, Range 1 East, Seward Meridian

2 Section 5: NW1/4

3 Section 6

4 (I) Township 28 North, Range 1 West, Seward Meridian

5 Section 36: SE1/4SE1/4

6 (J) Township 28 North, Range 1 East, Seward Meridian

7 Section 2

8 Section 3: SE1/4

9 Section 9: SE1/4

10 Section 10

11 Section 11: NW1/4, W1/2NE1/4, W1/2SW1/4

12 Section 15: N1/2, SW1/4

13 Section 16: E1/2SW1/4

14 Section 20: SE1/4

15 Section 21

16 Section 22: NW1/4

17 Section 28: N1/2, SW1/4

18 Section 29: E1/2, SW1/4, SE1/4NW1/4

19 Section 31: SW1/4, E1/2

20 Section 32

21 Section 33: NW1/4

22 Sec. 41.23.310. DEFINITIONS. In AS 41.23.200 - 41.23.310,

23 (1) "commissioner" means the commissioner of natural re-  
24 sources;

25 (2) "recreation river corridor" means the uplands within a  
26 recreation river established under AS 41.23.300.

27 \* Sec. 3. Until a management plan has been adopted for a recreation  
28 river under AS 41.23.240(a), as enacted in sec. 2 of this Act, interim

1 management of the recreation river shall be consistent with AS 41.23.200.  
2 Except for negotiated sales under AS 38.05.115, the commissioner of natural  
3 resources may not dispose of timber or other resources within a recreation  
4 river corridor before the adoption of the management plan. The commis-  
5 sioner of natural resources shall propose a management plan for each recre-  
6 ation river by the first 10 days of the Second Regular Session of the  
7 Eighteenth Alaska State Legislature.

8 \* Sec. 4. This Act takes effect immediately under AS 01.10.070(c).  
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5-0230P ✓

Bradley  
4/12/88

Original sponsors: Cotter, Pourchot,  
Rieger, et al.

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 93 (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 establishing six recreation rivers; and pro-  
7 viding for an effective date."

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

9 \* Section 1. FINDINGS AND INTENT: The legislature finds that the  
10 special values and uses of six rivers in Southcentral Alaska justify the  
11 retention of the rivers and their adjacent corridors for public use. The  
12 six rivers should be managed in their present state for public recreation  
13 and the six river corridors can support many public uses, including some  
14 that will enhance the local economy as well as improve access to public and  
15 private land outside the river corridors. The designation of the six  
16 rivers and their corridors recognizes the value of the rivers and their  
17 corridors for public use and is not intended to become an undue impediment  
18 to multiple use land and water management [concepts] or the enjoyment of  
19 adjacent public and private land, or to the development of access within,  
20 across, and around the rivers and their corridors. The legislature is  
21 particularly concerned that an owner of <sup>or legal interest in land or resources</sup> ~~valid~~ land/leases ~~or use permits~~  
22 within or adjacent to the river corridors be <sup>allowed</sup> [guaranteed] reasonable access  
23 to and the full use of the rights.

24 \* Sec. 2. AS 41.23 is amended by adding new sections to read:

25 ARTICLE 3. RECREATION RIVERS ~~AND RECREATION RIVER CORRIDORS.~~

26 Sec. 41.23.200. PURPOSES. (a) The purpose of AS 41.23.200 -  
27 41.23.290 is to establish as recreation rivers and recreation river  
28 ~~corridors~~ under AS 41.23.290(a) and ~~(b)~~ the land and water now owned  
29 by the state and the land and water acquired in the future by the

1 state that lies within the boundaries described in AS 41.23.290(c).

2 (b) The primary purpose for the establishment of the six recre-  
3 ation rivers is the maintenance <sup>and enhancement</sup> of the land and water described in  
4 AS 41.23.290(a) ~~in its present state~~ <sup>management</sup> for recreation.

5 (c) The primary purposes for the <sup>management</sup> establishment of the six recre-  
6 ation river corridors are

7 (1) the ~~multiple use management~~ protection, and mainte-  
8 nance of the fish and wildlife populations and habitat on a sus-  
9 tained-yield basis;

10 (2) continued recreation and economic use, including the  
11 uses described in (3) and (4) of this subsection, and enjoyment by the  
12 public and individuals of recreational activities that include hunt-  
13 ing, fishing, trapping, camping, boating, hiking, snowmachining, ski-  
14 ing, dog mushing, and wildlife viewing, while ~~precautionary measures~~  
15 <sup>assuring / providing</sup> for the scenic and fundamental characteristics of the recreation river  
16 and the recreation river corridor are followed;

17 (3) multiple use management of upland activities within the  
18 recreation river corridor to ensure that mitigation measures to alle-  
19 viate potential adverse effects on water quality and stream flow will  
20 take place; and

21 (4) accommodation of access for economic uses, including  
22 recreation and tourism, within or adjacent to the river corridor.

23 Sec. 41.23.210. COMPATIBLE ACTIVITIES. (a) The commissioner  
24 shall allow the following activities on a recreation river or within a  
25 recreation river corridor when they are compatible with AS 41.23.200  
26 and consistent with a management plan adopted under AS 41.23.230:

27 (1) the use of aircraft, powerboats, snowmachines, all-  
28 terrain vehicles, motorized transportation, and transportation by  
29 animal;

- 1 (2) the sale and harvest of wood products;  
2 (3) sand and gravel extraction;  
3 (4) the construction and operation of recreation facili-  
4 ties; and  
5 (5) other uses permitted in the management plan required by  
6 AS 41.23.230, including <sup>agricultural</sup> farming, mining, and mineral development.

7 (b) In addition to the activities identified in (a) of this  
8 section, the commissioner may allow other activities on a recreation  
9 river or within a recreation river corridor when they are compatible  
10 with AS 41.23.200 and consistent with a management plan adopted under  
11 AS 41.23.230.

12 Sec. 41.23.220. GENERAL MANAGEMENT OF RECREATION RIVERS AND  
13 CORRIDORS. (a) The state-owned land and water within the area de-  
14 scribed as a recreation river and a recreation river corridor under  
15 AS 41.23.290(c) is assigned to the commissioner for management consis-  
16 tent with the purposes of AS 41.23.200.

17 (b) The commissioner shall reserve to the state under AS 46.15.-  
18 145 an instream flow or level for the water in the rivers described in  
19 AS 41.23.290(a) that is adequate to achieve the purposes of AS 41.23.-  
20 200.

21 (c) The commissioner may regulate boating, if necessary, under  
22 the management plan adopted under AS 41.23.230.

23 (d) The provisions of AS 41.23.200 - 41.23.290 do not affect the  
24 authority of

25 (1) the Department of Fish and Game, the Board of Fisher-  
26 ies, the Board of Game, or the Guide Licensing and Control Board under  
27 AS 08.54, AS 16, or AS 41.99.010;

28 (2) the Department of Environmental Conservation under  
29 AS 46.03; or

1 (3) state agencies and municipalities under AS 44.19.145-  
 2 (a)(11) and AS 46.40.100.

3 (e) The commissioner may not restrict the use of weapons, in-  
 4 cluding firearms, within a recreation river and a recreation river  
 5 corridor except in sites of high public use such as picnic areas, boat  
 6 ramps, camping grounds, and parki.. areas when the commissioner deter-  
 7 mines that the use of weapons constitutes a threat to public safety.  
 8 Except as provided in this subsection, the commissioner may not re-  
 9 strict fishing, hunting, or trapping within a recreation river and a  
 10 recreation river corridor.

11 (f) The commissioner may not regulate an activity under AS 41.-  
 12 23.200 - 41.23.290 that occurs on a river that flows into or out of a  
 13 river that has been designated as a recreation river under AS 41.23.-  
 14 290(c). The authority of the commissioner under AS 41.23.200 - 41.-  
 15 23.290 ceases where the water established as a recreation river under  
 16 AS 41.23.200 - 41.23.290 meets water that is not established as a  
 17 recreation river.

*Advisory Board*

18 Sec. 41.23.230. MANAGEMENT PLAN. (a) The commissioner, in con-  
 19 sultation with representatives of affected municipalities, shall pre-  
 20 pare and adopt and may revise a management plan for each of the six  
 21 recreation rivers and recreation river corridors. In preparing or  
 22 revising the plan, the commissioner and each affected municipality  
 23 shall consult with the public, *the advisory board established under AS 41.23.230* and state agencies, including the com-  
 24 missioner of fish and game. In preparation or revision of the plan,  
 25 the commissioner shall comply with the notice requirements of AS 38.-  
 26 05.945 and provide written notice by first-class mail to private  
 27 property owners in the recreation river corridors and shall hold at  
 28 least two public hearings in [each of the] municipalities and commu-  
 29 nities near the recreation river and the recreation river corridor.

1 The management plan shall establish long-range guidelines and manage-  
2 ment practices consistent with AS 41.23.200 to

3 (1) establish guidelines and restrictions, if necessary,  
4 for an activity occurring under AS 41.23.210 to implement the purposes  
5 of AS 41.23.200;

6 (2) protect, maintain, or enhance the fish and wildlife  
7 habitat and the free-flowing nature of the river;

8 (3) identify special recreation values and manage the level  
9 of intensity and types of recreation uses;

10 (4) designate management guidelines for development activ-  
11 ities;

12 *designate management guidelines for*  
13 (5) manage commercial recreation activities or development,  
including recreation services;

14 (6) provide for necessary public services, such as trans-  
15 portation and utility corridors, crossing or fording corridors, public  
16 safety, and law enforcement;

17 (7) allow reasonable access to public land and private  
18 inholdings, including municipal land that is offered for sale or  
19 lease, and to land beyond or adjacent to the recreation river and the  
20 recreation river corridor;

21 (8) establish criteria and expedient timelines to review  
22 future proposed uses for compatibility with AS 41.23.200.

23 *Add:*  
*Enforcement*  
24 (b) The commissioner shall adopt regulations necessary to imple-  
25 ment the management plan. The commissioner may not adopt regulations  
before a management plan takes effect.

26 (c) A management plan proposed by the commissioner under (a) of  
27 this section shall be submitted to the legislature for review within  
28 the first 10 days of the first regular session of the legislature to  
29 convene after completion of the plan by the commissioner. The plan

1 takes effect 100 days after submission of the plan to the legislature  
2 unless rejected by an act of the legislature.

3 Sec. 41.23.240. MANAGEMENT OF MUNICIPAL LAND. If a municipality  
4 commits land for inclusion in a recreation river corridor described in  
5 AS 41.23.290(c), the commissioner shall obtain the concurrence of the  
6 municipality to the management plan proposed under AS 41.23.230 as it  
7 applies to municipal land. The commissioner shall cooperate, at the  
8 request of a municipality, in planning for municipal land adjacent to  
9 a recreation river corridor. Municipal land not committed by a munic-  
10 ipality for inclusion in a recreation river corridor is excluded from  
11 the operation of the management plan.

12 Sec. 41.23.250. ACQUISITION OF ADDITIONAL LAND. (a) The com-  
13 missioner may acquire in the name of the state land that is adjacent  
14 to or located within the land described in AS 41.23.290(c) by pur-  
15 chase, lease, gift, or exchange for inclusion within a recreation  
16 river corridor.

17 (b) The commissioner may not acquire land for inclusion in a  
18 recreation river corridor by eminent domain.

19 Sec. 41.23.260. APPLICATION OF PUBLIC LAND LAWS. (a) The pro-  
20 visions of AS 38.04, AS 38.05, AS 38.35, and AS 38.95 apply to land  
21 described in AS 41.23.290(c) except to the extent that a provision of  
22 AS 41.23.200 - 41.23.290 is inconsistent.

23 (b) The commissioner may permit mining leasing under AS 38.05.-  
24 205 in an area <sup>ON UP LANDS</sup> within a recreation river corridor if leasing is al-  
25 lowed under a management plan that has been adopted by the commis-  
26 sioner. The commissioner shall establish appropriate conditions for  
27 permits, operating plans, and leases to mitigate the effects of min-  
28 eral development activities on the environment and to prevent to the  
29 extent practicable degradation of the recreation uses of the river.

1 (c) To enhance public use and enjoyment of a recreation river  
2 corridor under a management plan adopted under AS 41.23.230, the  
3 commissioner may provide for the construction and operation of commer-  
4 cial facilities such as lodges, campgrounds, and boat launches by

5 (1) leasing land including competitive leasing to a pre-  
6 qualified bidder under AS 38.05.070; and

7 (2) contracting for the construction and operation of a  
8 facility under AS 36.30 so long as the facility is not in competition  
9 with a private facility or enterprise.

10 (d) The commissioner of administration shall separately account  
11 for funds collected under this section and deposited in the general  
12 fund. The annual estimated balance in the account may be appropriated  
13 by the legislature to the department to carry out the purposes of  
14 AS 41.23.200 - 41.23.290.

15 Sec. 41.23.270. COOPERATIVE MANAGEMENT AGREEMENTS. (a) The  
16 commissioner may enter into a cooperative management agreement for the  
17 management of land and water described in AS 41.23.290(c) or of other  
18 adjacent land and water with a federal agency, a municipality of the  
19 state, another agency of the state, or a private landowner.

20 (b) The commissioner may transfer the management of a specific  
21 site within a recreation river corridor described in AS 41.23.290(c)  
22 to a state agency, a municipality, or a private entity to carry out a  
23 program authorized by law or to enhance the objectives of the manage-  
24 ment plan adopted under AS 41.23.230

25 (c) The commissioner may not manage a recreation river corridor  
26 described in AS 41.23.290(c) as a unit of the state park system or as  
27 a game refuge, game sanctuary, or a critical habitat. The commis-  
28 sioner may assign management of a recreation facility or site such as  
29 a campground or a boat launch to the division of parks; [ if the

1 commissioner assigns management of a facility or site to the division  
 2 of parks, the commissioner shall adopt regulations relating to the  
 3 recreation activities at the facility or site assigned to the division  
 4 of parks.]

5 Sec. 41.23.280. LIMITATION ON ESTABLISHMENT. State-owned land  
 6 and water may be established as a recreation river corridor only by  
 7 the legislature.

8 Sec. 41.23.290. ESTABLISHMENT OF RECREATION RIVERS AND RECRE-  
 9 ATION RIVER CORRIDORS. (a) Subject to valid existing rights, the  
 10 state-owned land and water within ordinary high water or mean high  
 11 tide on a river described in (c) of this section is established as a  
 12 recreation river and reserved as a special purpose area under art.  
 13 VIII, sec. 7, Constitution of the State of Alaska and shall be re-  
 14 tained by the state.

15 (b) Subject to valid existing rights, the state-owned land and  
 16 water outside of the boundaries of the recreation rivers established  
 17 under (a) of this section but within the land described in (c) of this  
 18 section is established as a recreation river corridor and reserved as  
 19 a special purpose area under art. viii, sec. 7, Constitution of the  
 20 State of Alaska, and shall be retained by the state.

21 (c) The land and water presently owned by the state and all land  
 22 and water acquired by the state in the future, including shore and  
 23 submerged land that lie within the following described parcels, shall  
 24 be managed under AS 41.23.200 - 41.23.290:

- 25 (1) Alexander Creek State Recreation River
  - 26 (A) Township 16 North, Range 7 West, Seward Meridian
  - 27 Sections 6 - 7
  - 28 Sections 18 - 19
  - 29 (B) Township 17 North, Range 7 West, Seward Meridian

Section 6: Otter Lake, Weenie Lake, and that  
portion of the SW1/4 in Tract B, ASLS 81-77

Section 7: Otter Lake and Tracts F-2 and F-3 of  
ASLS 79-147

Section 18: S1/2, W1/2NW1/4

Section 19

Sections 30 - 31

Section 32: W1/2

(C) Township 17 North, Range 8 West, Seward Meridian

Section 1

Section 2: E1/2, N1/2NW1/4

Section 3: N1/2N1/2

Section 4: N1/2, N1/2SE1/4

Section 11: NE1/4, E1/2SE1/4

Section 12

Section 13: E1/2, E1/2NW1/4

Section 24: NE1/4, E1/2SE1/4

(D) Township 18 North, Range 8 West, Seward Meridian

Section 4: W1/2

Section 5

Section 6: NE1/4

Section 8: N1/2, SE1/4

Section 9

Section 10: SW1/4

Section 14: W1/2SW1/4, SE1/4SW1/4

Section 15: W1/2, SE1/4, S1/2NE1/4

Section 16: N1/2, SE1/4

Section 22: N1/2, N1/2S1/2, S1/2SE1/4

Section 23: W1/2, W1/2SE1/4

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Section 26: W1/2, W1/2E1/2, E1/2SE1/4

Section 27: E1/2NE1/4

Section 33: SW1/4, S1/2SE1/4

Section 34: S1/2S1/2

Section 35

Section 36: W1/2

(E) Township 19 North, Range 8 West, Seward Meridian

Section 19: W1/2, W1/2E1/2

Section 29: W1/2W1/2

Section 30

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

Section 32

(F) Township 19 North, Range 9 West, Seward Meridian

Sections 3 - 4

Sections 9 - 10

Section 13: S1/2

Section 14: S1/2

Sections 15 - 16

Section 22: N1/2

Section 23: N1/2

Section 24

(2) Kroto Creek and Moose Creek State Recreation River

(A) Township 19 North, Range 6 West, Seward Meridian

Section 2: SW1/4

Section 3

Section 10: E1/2

Section 11

Section 14

Section 15: E1/2E1/2

1 Section 22: E1/2E1/2

2 Section 23

3 Section 25: that portion west of the eastern-  
4 most bank of the Susitna River

5 Section 26

6 Section 27: E1/2E1/2

7 Section 34: NE1/4NE1/4

8 Section 35

9 Section 36: that portion west of the eastern-  
10 most bank of the Susitna River

11 (B) Township 20 North, Range 6 West, Seward Meridian

12 Section 4

13 Section 5: E1/2

14 Section 8: NE1/4, E1/2SE1/4

15 Section 9

16 Section 15: W1/2

17 Section 16

18 Section 21: E1/2, N1/2NW1/4, SE1/4NW1/4

19 Section 22: NW1/4, S1/2

20 Section 27

21 Section 34

22 (C) Township 21 North, Range 6 West, Seward Meridian

23 Section 3

24 Section 9: E1/2SE1/4, SE1/4NE1/4

25 Section 10

26 Section 15: W1/2, W1/2NE1/4

27 Section 16

28 Section 20: E1/2

29 Section 21

1 Section 28

2 Section 29: E1/2

3 Section 32: E1/2E1/2, NW1/4NE1/4

4 Section 33

5 Section 34: SW1/4

6 (D) Township 22 North, Range 6 West, Seward Meridian

7 Sections 4 - 5

8 Section 6: E1/2, E1/2W1/2

9 Sections 7 - 9

10 Sections 16 - 18

11 Sections 20 - 21

12 Section 27

13 Section 28: N1/2, SE1/4, E1/2SW1/4

14 Section 29: E1/2NE1/4

15 Section 33: N1/2NE1/4, SE1/4NE1/4

16 Section 34

17 (E) Township 23 North, Range 6 West, Seward Meridian

18 Section 4

19 Section 7: W1/2

20 Section 9

21 Section 16

22 Section 17: SW1/4SW1/4

23 Sections 18 - 19

24 Section 20: W1/2NW1/4

25 Section 21

26 Section 28

27 Sections 30 - 31

28 Section 32: S1/2

29 Section 33

1 (F) Township 23 North, Range 7 West, Seward Meridian

2 Section 1

3 Section 2: E1/2

4 Sections 12 - 13

5 Section 24

6 Section 25: N1/2, SE1/4

7 Section 36: N1/2NE1/4

8 (G) Township 24 North, Range 6 West, Seward Meridian

9 Section 4: W1/2

10 Section 5

11 Section 6: NE1/4, E1/2SE1/4

12 Section 8: N1/2, SE1/4, E1/2SW1/4

13 Section 9

14 Section 15: SW1/4, SW1/4NW1/4

15 Section 16

16 Section 17: NE1/4, N1/2SE1/4

17 Section 21: E1/2, SE1/4SW1/4

18 Section 22: NW1/4, N1/2SW1/4, SW1/4SW1/4

19 Section 28: E1/2W1/2, E1/2

20 Section 33

21 (H) Township 24 North, Range 7 West, Seward Meridian

22 Section 6: S1/2, NW1/4

23 Section 7

24 Section 8: S1/2SW1/4

25 Section 16: W1/2, W1/2E1/2

26 Section 17

27 Section 18: N1/2N1/2, SE1/4NW1/4, S1/2NE1/4,

28 N1/2SE1/4, SE1/4SE1/4

29 Section 19: NE1/4NE1/4

1 Section 20: N1/2

2 Section 21: W1/2, SE1/4, W1/2NE1/4

3 Section 27

4 Section 28: E1/2

5 Section 33: NE1/4NE1/4

6 Section 34: E1/2, E1/2W1/2, NW1/4NW1/4

7 Section 35: W1/2, SE1/4, S1/2NE1/4

8 Section 36: SW1/4

9 (I) Township 24 North, Range 8 West, Seward Meridian

10 Section 1: E1/2

11 Section 12: NE1/4, E1/2SE1/4

12 Section 13: NE1/4NE1/4

13 (J) Township 25 North, Range 6 West, Seward Meridian

14 Section 5

15 Section 8

16 Section 17

17 Section 18: SE1/4

18 Section 19: E1/2, E1/2W1/2

19 Section 20: W1/2W1/2

20 Section 29: W1/2W1/2

21 Section 30: E1/2, E1/2W1/2

22 Section 31: E1/2

23 Section 32: W1/2W1/2, SE1/4SW1/4

24 (K) Township 25 North, Range 7 West, Seward Meridian

25 Section 5

26 Section 6: SE1/4, S1/2NE1/4

27 Section 7: E1/2, SW1/4, E1/2NW1/4

28 Section 8: NW1/4, W1/2SW1/4

29 Sections 18 - 19

## Sections 30 - 31

1  
2 (L) Township 25 North, Range 8 West, Seward Meridian

3 Section 13: E1/2SE1/4

4 Section 24: E1/2NE1/4

5 (M) Township 26 North, Range 6 West, Seward Meridian

6 Section 5

7 Section 8

8 Section 17: N1/2, SE1/4, N1/2SW1/4, SE1/4SW1/4

9 Section 19: SE1/4

10 Section 20: E1/2, SW1/4, S1/2NW1/4, NE1/4NW1/4

11 Section 29: E1/2, NW1/4

12 Section 30: S1/2, NE1/4, SE1/4NW1/4

13 Section 31: E1/2NE1/4, that portion of NW1/4-  
14 NE1/4 within retained easement (50' each side  
15 of MHWM)

16 Section 32: land within 150' of MHWM

17 (N) Township 26 North, Range 7 West, Seward Meridian

18 Section 4: W1/2

19 Section 5: E1/2, S1/2SW1/4

20 Section 7: SE1/4

21 Section 8

22 Section 9: NW1/4, N1/2SW1/4

23 Section 17

24 Section 18: E1/2

25 Section 19

26 Section 20: W1/2

27 Section 29: S1/2, NW1/4

28 Section 30

29 Section 31: NE1/4

Section 32

(O) Township 27 North, Range 6 West, Seward Meridian

Section 4

Section 5: E1/2

Section 8: E1/2

Section 9

Section 16

Section 17: E1/2

Section 20: E1/2

Section 21

Section 28: W1/2

Section 29: E1/2

Section 32: E1/2

Section 33: W1/2

(P) Township 27 North, Range 7 West, Seward Meridian

Section 7

Section 8: S1/2, NW1/4

Section 9: W1/2

Section 16

Section 17: N1/2, SE1/4

Section 20: E1/2

Section 21

Section 28: N1/2, SW1/4

Section 29: E1/2

Section 32: E1/2

Section 33: W1/2

(Q) Township 27 North, Range 8 West, Seward Meridian

Section 12: NE1/4

(R) Township 28 North, Range 6 West, Seward Meridian

1 Section 32: S1/2SE1/4

2 Section 33: S1/2S1/2

3 (3) Lake Creek State Recreation River

4 (A) Township 21 North, Range 9 West, Seward Meridian

5 Section 3

6 Section 4: Excluding Tracts A, B, C and D

7 Section 9: N1/2 Excluding Tracts A and B

8 Section 10

9 Section 15

10 (B) Township 22 North, Range 9 West, Seward Meridian

11 Section 4: NW1/4, S1/2

12 Section 5: N1/2, E1/2SE1/4

13 Section 9: N1/2, SE1/4, E1/2SW1/4

14 Section 10: W1/2SW1/4, SW1/4NW1/4

15 Section 15: W1/2

16 Section 16: E1/2, E1/2W1/2

17 Section 21: E1/2

18 Section 22: W1/2

19 Section 27: W1/2, W1/2SE1/4

20 Section 28: E1/2

21 Section 34

22 (C) Township 23 North, Range 9 West, Seward Meridian

23 Section 3: W1/2W1/2

24 Section 4

25 Section 5: E1/2, E1/2SW1/4

26 Section 7: SE1/4, SE1/4NE1/4, E1/2SW1/4

27 Section 8: S1/2, NE1/4, S1/2NW1/4, NE1/4NW1/4

28 Section 9: N1/2NW1/4, SW1/4NW1/4, NW1/4SW1/4

29 Section 17: W1/2, W1/2E1/2

1 Section 18: E1/2

2 Section 19: N1/2, SE1/4, E1/2SW1/4

3 Section 20: W1/2, SE1/4, S1/2NE1/4, NW1/4NE1/4

4 Section 29

5 Section 30: NE1/4, E1/2NW1/4, NE1/4SW1/4, SE1/4

6 Section 32

7 Section 33: S1/2SW1/4, NW1/4SW1/4

8 (D) Township 24 North, Range 9 West, Seward Meridian

9 Section 28: S1/2SW1/4, SW1/4SE1/4

10 Section 29: NW1/4, S1/2

11 Section 30

12 Section 31: N1/2

13 Section 32: NW1/4, E1/2

14 Section 33

15 Section 34: SW1/4SW1/4

16 (E) Township 24 North, Range 10 West, Seward Meridian

17 Section 3

18 Section 4: E1/2

19 Section 10

20 Section 11: W1/2, W1/2SE1/4, SW1/4NE1/4

21 Section 13: W1/2W1/2

22 Section 14

23 Section 15: NE1/4

24 Section 23: N1/2, SE1/4

25 Section 24: W1/2, S1/2SE1/4, NW1/4SE1/4

26 Section 25

27 Section 36: NE1/4, E1/2N 1/4

28 (F) Township 25 North, Range 10 West, Seward Meridian

29 Sections 6 - 7

Section 8: S1/2, NW1/4

Section 16: W1/2

Section 17

Section 18: E1/2

Section 20: SE1/4, N1/2

Section 21

Section 22: W1/2

Section 25: SW1/4

Section 26: S1/2

Section 27

Section 28: E1/2, NW1/4

Sections 34 - 35

Section 36: W1/2

(G) Township 25 North, Range 11 West, Seward Meridian

Section 1: E1/2

(H) Township 26 North, Range 10 West, Seward Meridian

Section 31

(I) Township 26 North, Range 11 West, Seward Meridian

Sections 3 - 4

Section 9: E1/2

Section 10

Section 14: W1/2

Section 15

Section 22: E1/2, E1/2NW1/4

Section 23

Section 25: S1/2, NW1/4

Section 26

Section 27: NE1/4

Section 35: NE1/4

Section 36

(J) Township 27 North, Range 11 West, Seward Meridian

Section 6: SW1/4

Section 7

Section 8: SW1/4

Sections 17 - 18

Section 19: N1/2, SE1/4

Section 20

Section 21: SW1/4

Sections 28 - 29

Section 30: NE1/4

Section 32: E1/2

Section 33

Section 34: W1/2

(K) Township 27 North, Range 12 West, Seward Meridian

Sections 1 - 3

Section 10: N1/2, SE1/4

Sections 11 - 14

Section 15: NE1/4

Section 23: NE1/4

Section 24: N1/2

(L) Township 28 North, Range 12 West, Seward Meridian

Sections 1 - 5

Sections 8 - 12

Sections 13 - 17

Sections 21 - 24

Sections 25 - 28

Sections 33 - 36

(4) Little Susitna State Recreation River: the water column

1 of the main stream of the Little Susitna River from mean high water  
2 mark to mean high water mark, from the point at which the river cross-  
3 es the section line dividing Sections 23 and 26 in Township 19 North,  
4 Range 1 East, Seward Meridian downstream to the point at which the  
5 river crosses the section line between Sections 15 and 22 in Township  
6 16 North, Range 5 West, Seward Meridian; the water column of Lake  
7 Creek from mean high water mark to mean high water mark, from the  
8 point at which the creek crosses the section line dividing Sections 10  
9 and 11, Township 18 North, Range 4 West, Seward Meridian downstream to  
10 the confluence with the Little Susitna River; and

11 (A) Township 16 North, Range 5 West, Seward Meridian

12 Section 3

13 Section 4: E1/2NE1/4

14 Section 10: E1/2, E1/2W1/2

15 Section 15: E1/2, E1/2W1/2

16 (B) Township 17 North, Range 4 West, Seward Meridian

17 Section 4

18 Section 6: SW1/4

19 Section 7: W1/2, S1/2SE1/4

20 Section 8: E1/2, S1/2SW1/4

21 Section 17: NW1/4

22 Section 18: N1/2, N1/2SW1/4

23 (C) Township 17 North, Range 5 West, Seward Meridian

24 Sections 12 - 15

25 Section 22

26 Section 23: N1/2N1/2, SW1/4NW1/4, W1/2SW1/4

27 Section 26: W1/2W1/2

28 Section 27

29 Section 34

- 1 (D) Township 18 North, Range 1 East, Seward Meridian  
2 Section 8: NW1/4, SW1/4NE1/4, S1/2NW1/4NE1/4
- 3 (E) Township 18 North, Range 1 West, Seward Meridian  
4 Section 15: N1/2NW1/4  
5 Section 16: NW1/4, N1/2NE1/4, SE1/4NE1/4
- 6 (F) Township 18 North, Range 2 West, Seward Meridian  
7 Section 15: NW1/4, N1/2NE1/4, NW1/4SW1/4  
8 Section 16: S1/2  
9 Section 17: S1/2  
10 Section 19: NW1/4, W1/2NE1/4, E1/2SW1/4.
- 11 (G) Township 18 North, Range 3 West, Seward Meridian  
12 Section 19  
13 Section 20: SW1/4, W1/2SE1/4, SE1/4NW1/4,  
14 W1/2NW1/4  
15 Section 28: N1/2NW1/4, SW1/4NW1/4  
16 Section 29: NE1/4  
17 Section 30
- 18 (H) Township 18 North, Range 4 West, Seward Meridian  
19 Section 11: SW1/4, SW1/4SE1/4, SW1/4NW1/4  
20 Section 13: S1/2, SW1/4NW1/4  
21 Section 14  
22 Section 24  
23 Section 25: N1/2  
24 Section 26  
25 Section 27: S1/2  
26 Section 33: S1/2, S1/2NE1/4  
27 Section 34  
28 Section 35: NW1/4, W1/2NE1/4
- 29 (5) Talachulitna State Recreation River

- 1 (A) Township 16 North, Range 10 West, Seward Meridian  
2 Section 6: W1/2  
3 Section 7: NW1/4, N1/2SW1/4
- 4 (B) Township 16 North, Range 11 West, Seward Meridian  
5 Section 1: E1/2, SW1/4  
6 Section 2: S1/2, NW1/4  
7 Section 3  
8 Section 11: N1/2, N1/2S1/2  
9 Section 12: N1/2, N1/2S1/2
- 10 (C) Township 17 North, Range 10 West, Seward Meridian  
11 Section 6: W1/2, W1/2SE1/4  
12 Section 7  
13 Sections 18 - 19  
14 Sections 30 - 31
- 15 (D) Township 17 North, Range 11 West, Seward Meridian  
16 Section 1: E1/2E1/2  
17 Section 3: W1/2  
18 Sections 4 - 5  
19 Section 6: S1/2  
20 Sections 7 - 8  
21 Section 9: N1/2, SE1/4  
22 Section 10  
23 Section 14: W1/2  
24 Section 15  
25 Section 17: NW1/4  
26 Section 18: N1/2, SW1/4  
27 Section 19: NW1/4NW1/4  
28 Section 22  
29 Section 23: W1/2

1 Section 25: E1/2E1/2

2 Section 26: W1/2

3 Section 27

4 Section 34

5 Section 35: W1/2

6 (E) Township 17 North, Range 12 West, Seward Meridian

7 Section 7: S1/2

8 Section 12: S1/2

9 Section 13

10 Section 14: S1/2

11 Section 15: S1/2

12 Section 16: S1/2

13 Sections 17 - 18

14 Section 20: E1/2

15 Sections 21 - 23

16 Section 24: N1/2, N1/2S1/2

17 (F) Township 17 North, Range 13 West, Seward Meridian

18 Section 9: S1/2

19 Section 10: S1/2

20 Section 11: S1/2

21 Section 12: S1/2

22 Sections 13 - 16

23 Section 24: N1/2

24 (G) Township 18 North, Range 10 West, Seward Meridian

25 Section 18: SW1/4SW1/4

26 Section 19: NW1/4, S1/2NE1/4, E1/2SW1/4, SE1/4

27 Section 20: S1/2, NE1/4

28 Section 21

29 Section 22: W1/2W1/2

Section 26: W1/2SW1/4, SW1/4NW1/4

Section 27: S1/2, S1/2N1/2

Sections 28 - 29

Section 30: E1/2, E1/2W1/2

Section 31: NE1/4, S1/2NW1/4, NE1/4NW1/4,  
SW1/4, W1/2SE1/4

Section 33: NE1/4NE1/4

Section 34: N1/2NW1/4

(H) Township 18 North, Range 11 West, Seward Meridian

Section 6: W1/2, W1/2E1/2, E1/2SE1/4

Section 7

Section 11: E1/2SE1/4

Section 12: SW1/4SW1/4

Section 13: NW1/4, E1/2SW1/4, SE1/4

Section 16: SW1/4

Sections 17 - 18

Section 19: NE1/4

Section 20: N1/2, SE1/4

Section 21: W1/2

Section 24: E1/2NE1/4

Section 28

Section 29: E1/2

Section 32: E1/2

Section 33

Section 36: E1/2SE1/4SE1/4SE1/4

(I) Township 18 North, Range 12 West, Seward Meridian

Sections 1 - 2

Section 12: N1/2, SE1/4

(J) Township 19 North, Range 12 West, Seward Meridian

1 Section 3: N1/2, SW1/4

2 Section 4: E1/2E1/2, W1/2SE1/4, SE1/4SW1/4

3 Section 9: E1/2, SW1/4, E1/2NW1/4, SW1/4NW1/4

4 Section 10: NW1/4

5 Section 15: W1/2SW1/4, SW1/4NW1/4

6 Section 16

7 Section 21

8 Section 22: W1/2W1/2, E1/2SW1/4, SW1/4SE1/4

9 Sections 27 - 28

10 Section 34

11 Section 35: S1/2, NW1/4

12 (K) Township 20 North, Range 11 West, Seward Meridian

13 Section 18: W1/2

14 Section 19: W1/2

15 (L) Township 20 North, Range 12 West, Seward Meridian

16 Section 1

17 Section 2: N1/2

18 Section 11: E1/2

19 Sections 12 - 13

20 Section 14: E1/2

21 Sections 23 - 24

22 Section 25: N1/2

23 Section 26

24 Section 27: E1/2

25 Section 34: S1/2, NE1/4, SE1/4NW1/4

26 Section 35: NW1/4

27 (M) Township 21 North, Range 11 West, Seward Meridian

28 Section 31: W1/2

29 (N) Township 21 North, Range 12 West, Seward Meridian

1 Section 25: SW1/4, SW1/4SE1/4

2 Section 26: E1/2SE1/4, SW1/4SE1/4

3 Section 35: E1/2, SW1/4

4 Section 36

5 (6) Talkeetna State Recreation River: the water column of  
6 the Talkeetna River from mean high water mark to mean high water mark  
7 from the point at which it crosses the line dividing Townships 28 and  
8 29 North, Seward Meridian, downstream to its confluence with the  
9 Susitna River; the water column of Chunilna Creek from mean high water  
10 mark to mean high water mark from the point at which it crosses the  
11 line dividing Townships 27 and 28 North, Seward Meridian, downstream  
12 to its confluence with the Talkeetna River; and

13 (A) Township 26 North, Range 3 West, Seward Meridian

14 Sections 1 - 2: north of the left bank of the  
15 Sheep River

16 Section 3: all land north of the left bank of  
17 the Talkeetna River and Tract B of ASLS 81 -  
18 196

19 Section 4: all land north of the left bank of  
20 the Talkeetna River and Tract A of ASLS 81 -  
21 196

22 Section 5: all land north of the left bank of  
23 the Talkeetna River and Tract C of ASLS 80 -  
24 94

25 Section 6: all land north of the left bank of  
26 the Talkeetna River and Tract A of ASLS  
27 80 - 84

28 (B) Township 26 North, Range 4 West, Seward Meridian

29 Sections 1 - 3: exclusive of ASLS 79 - 149

1 Section 4: E1/2, SW1/4 exclusive of ASLS 79 -  
2 149

3 Section 7: S1/2

4 Section 8: S1/2 exclusive of ASLS 79 - 149

5 Section 9: E1/2, E1/2W1/2

6 Section 17: that portion north of the left bank  
7 of the Talkeetna River

8 Section 18: exclusive of DOT 200642

9 (C) Township 26 North, Range 5 West, Seward Meridian

10 Section 12: E1/2SE1/4

11 Section 13: E1/2, E1/2SW1/4, SW1/4SW1/4

12 Section 23: that portion northeast of the left  
13 bank of the Susitna River

14 Section 24: that portion east of the left bank  
15 of the Susitna River and west of the right  
16 bank of the main channel of the Talkeetna  
17 River (that channel of the river that runs  
18 diagonally through the NE 1/4 and SW1/4 of  
19 Sec. 24)

20 (D) Township 27 North, Range 1 West, Seward Meridian

21 Section 1

22 Section 2: S1/2, NE1/4, S1/2NW1/4

23 Section 3: S1/2, S1/2N1/2

24 Section 4: SE1/4

25 Sections 7 - 10

26 Section 11: N1/2

27 Section 12: NW1/4

28 Section 15: NW1/4

29 Section 16: N1/2

Section 17: N1/2

Section 18: N1/2

(E) Township 27 North, Range 2 West, Seward Meridian

Section 2: SW1/4

Section 3: S1/2

Section 4: S1/2

Section 5: SE1/4, E1/2SW1/4

Section 7: SE1/4

Sections 8 - 12

Section 13: N1/2

Section 14: N1/2NE1/4

Section 17

Section 18: SW1/4

Section 19

Section 20: N1/2, SW1/4

Section 30: W1/2

(F) Township 27 North, Range 3 West, Seward Meridian

Section 24: E1/2

Section 25

Section 26: SE1/4

Section 31: S1/2

Section 32: S1/2 exclusive of ASLS 79 - 149

Section 33: S1/2S1/2 exclusive of ASLS 79 - 149

Section 34: S1/2S1/2 exclusive of ASLS 79 - 149  
and ASLS 76 - 138

Sections 35 - 36

(G) Township 27 North, Range 4 West, Seward Meridian

Section 36: S1/2SE1/4 exclusive of ASLS 74 - 77  
and ASLS 74 - 78

(H) Township 27 North, Range 1 East, Seward Meridian

Section 5: NW1/4

Section 6

(I) Township 28 North, Range 1 West, Seward Meridian

Section 36: SE1/4SE1/4

(J) Township 28 North, Range 1 East, Seward Meridian

Section 2

Section 3: SE1/4

Section 9: SE1/4

Section 10

Section 11: NW1/4, W1/2NE1/4, W1/2SW1/4

Section 15: N1/2, SW1/4

Section 16: E1/2SW1/4

Section 20: SE1/4

Section 21

Section 22: NW1/4

Section 28: N1/2, SW1/4

Section 29: E1/2, SW1/4, SE1/4NW1/4

Section 31: SW1/4, E1/2

Section 32

Section 33: NW1/4

ARTICLE 4. GENERAL PROVISIONS.

Sec. 41.23.900. DEFINITION. In this chapter, "commissioner" means the commissioner of natural resources.

\* Sec. 3. Until a management plan has been adopted for a recreation river or a recreation river corridor under AS 41.23.230(a), as enacted in sec. 2 of this Act, interim management of the recreation river or recreation river corridor shall be consistent with AS 41.23.200. Under AS 38.05.115, the commissioner of natural resources may <sup>not</sup> dispose of timber or

1 other resources within a recreational river corridor before the adoption of  
2 the management plan for the recreation river [corridor]. The commissioner of  
3 natural resources shall propose a management plan for each recreation river  
4 [and each recreation river corridor] by the first 10 days of the Second  
5 Regular Session of the Eighteenth Alaska State Legislature.

6 \* Sec. 4. This Act takes effect immediately under AS 01.10.070(c).  
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5-0230P  
Bradley ✓  
4/11/88

Original sponsors: Cotten, Pourchot,  
Rieger, et al.

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 93 (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 establishing six recreation rivers; and pro-  
7 viding for an effective date."

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

9 \* Section 1. FINDINGS AND INTENT. The legislature finds that the  
10 special values and uses of six rivers corridors in Southcentral Alaska  
11 justify the retention of the river<sup>and a</sup> corridors for public use. The six river  
12 corridors can support many public uses, including some that will enhance  
13 the local economy as well as improve access to public<sup>and private</sup> land outside the  
14 river corridors. The designation of these corridors as recreation rivers  
15 recognizes the value of the rivers for public use and is not intended to  
16 become an undue impediment to the multiple use land and water management  
17 concept<sup>s</sup>, the enjoyment of adjacent public and private land, or to the  
18 development of access within, across, and around the rivers. The  
19 legislature is particularly concerned that an owner of valid land leases or  
20 use permits within or adjacent to the river corridors be guaranteed<sup>reasonable</sup> access  
21 to and the full use of the rights.

22 \* Sec. 2. AS 41.23 is amended by adding new sections to read:

23 ARTICLE 3. RECREATION RIVERS. <sup>AND CORRIDORS -</sup>

24 Sec. 41.23.200. PURPOSES. The purpose of AS 41.23.200 - 41.23.-  
25 290 is to establish as recreation rivers<sup>and corridors.</sup> the land and water now owned  
26 by the state and the land and water acquired in the future by the  
27 state that lies within the boundaries described in AS 41.23.290(b).  
28 The primary purposes for the establishment of the<sup>six</sup> recreation rivers  
29 <sup>and corridors</sup> are

1 (1) the multiple use management, protection, and mainte-  
2 nance of the fish and wildlife populations and habitat on a sus-  
3 tained-yield basis;

4 (2) continued recreation and economic use, including the  
5 uses described in (3) and (4) of this section, and enjoyment by the  
6 public and individuals of recreational activities that include hunt-  
7 ing, fishing, trapping, camping, boating, hiking, snowmachining, ski-  
8 ing, dog mushing, and wildlife viewing, while precautionary measures  
9 for the scenic and fundamental characteristics of the recreation river  
10 ~~and~~ corridor are followed;

11 (3) multiple use management of upland activities within the  
12 recreation river corridor to ensure that mitigation measures to alle-  
13 viate potential adverse effects on water quality and stream flow will  
14 take place; and

15 (4) accommodation of access for economic uses, including  
16 recreation and tourism, within or adjacent to the river corridor.

17 Sec. 41.23.210. COMPATIBLE ACTIVITIES. (a) The commissioner  
18 shall allow the following activities within a recreation river <sup>and</sup> corri-  
19 dor when they are compatible with AS 41.23.200 and consistent with a  
20 management plan adopted under AS 41.23.230:

21 (1) the use of aircraft, powerboats, snowmachines, all-  
22 terrain vehicles, motorized transportation, and transportation by  
23 animal;

24 (2) the sale and harvest of wood products;

25 (3) sand and gravel extraction; ~~included in the management plan adopted~~

26 (4) the construction and operation of recreation facili-  
27 ties; and

28 (5) other uses permitted in the management plan, including  
29 farming, mining, and mineral development.

1 (b) In addition to the activities identified in (a) of this  
2 section, the commissioner may allow other activities within a recre-  
3 ation river corridor when they are compatible with AS 41.23.200 and  
4 consistent with a management plan adopted under AS 41.23.230.

5 Sec. 41.23.220. GENERAL MANAGEMENT OF RECREATION RIVER CORRI-  
6 DORS. (a) The state-owned land and water within the area established  
7 as a recreation river <sup>and</sup> corridor under AS 41.23.290(b) is assigned to  
8 the commissioner for management consistent with the purposes of  
9 AS 41.23.200.

10 (b) The commissioner shall reserve to the state under AS 46.15.-  
11 145 an instream flow or level for the water in the rivers described in  
12 AS 41.23.290(b) that is adequate to achieve the purposes of AS 41.23.-  
13 200.

14 (c) The commissioner may regulate boating <sup>if necessary</sup> under the management  
15 plan adopted under AS 41.23.230.

16 (d) The provisions of AS 41.23.200 - 41.23.290 do not affect the  
17 authority of

18 (1) the Department of Fish and Game, the Board of Fisher-  
19 ies, the Board of Game, or the Guide Licensing and Control Board under  
20 AS 08.54, AS 16, or AS 41.99.010;

21 (2) the Department of Environmental Conservation under  
22 AS 46.03; or

23 (3) state agencies and municipalities under AS 44.19.145-  
24 (a)(1) and AS 46.40.100.

25 (e) The commissioner may not restrict the use of weapons, in-  
26 cluding firearms, within a recreation river <sup>and</sup> corridor except in sites  
27 of high public use such as picnic areas, boat ramps, camping grounds,  
28 and parking areas when the commissioner determines that the use of  
29 weapons constitutes a threat to public safety. Except as provided in

# **CORRECTION**

**THIS DOCUMENT  
HAS BEEN REPHOTOGRAPHED  
TO ASSURE LEGIBILITY**

1 (b) In addition to the activities identified in (a) of this  
2 section, the commissioner may allow other activities within a recre-  
3 ation river corridor when they are compatible with AS 41.23.200 and  
4 consistent with a management plan adopted under AS 41.23.230.

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8 the commissioner for management consistent with the purposes of  
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20 AS 08.54, AS 16, or AS 41.99.010;

21 (2) the Department of Environmental Conservation under  
22 AS 46.03; or

23 (3) state agencies and municipalities under AS 44.19.145-  
24 (a)(1) and AS 46.40.100.

25 (e) The commissioner may not restrict the use of weapons, in-  
26 cluding firearms, within a recreation river <sup>and</sup> corridor except in sites  
27 of high public use such as picnic areas, boat ramps, camping grounds,  
28 and parking areas when th commissioner determines that the use of  
29 weapons constitutes a threat to public safety. Except as provided in

1 this subsection, the commissioner may not restrict fishing, hunting,  
2 or trapping within a recreation river<sup>and</sup> corridor.

3 (f) The commissioner may not regulate an activity under AS 41.-  
4 23.200 - 41.23.290 that occurs on a river that flows into or out of a  
5 river that has been designated as a recreation river under AS 41.23.-  
6 290(b). The authority of the commissioner under AS 41.23.200 - 41.-  
7 23.290 ceases where the water established as a recreation river under  
8 AS 41.23.200 - 41.23.290 meets water that is not established as a  
9 recreation river.

10 Sec. 41.23.230. MANAGEMENT PLAN. (a) The commissioner, in con-  
11 sultation with representatives of affected municipalities, shall pre-  
12 pare and adopt ~~a~~<sup>AND MAY REVISE</sup> management plan for each <sup>of the six</sup> recreation river<sup>and</sup> corridors.  
13 In preparing the plan, the commissioner and each affected municipality  
14 shall consult with the public and state agencies, including the com-  
15 missioner of fish and game. In preparation of the plan, the commis-  
16 sioner shall comply with the notice requirements of AS 38.05.945 and  
17 provide written notice by first-class mail to private property owners  
18 in the recreation river corridors and shall hold at least two public  
19 hearings in each of the municipalities and communities near the recre-  
20 ation river<sup>and</sup> corridor. The management plan shall establish long-range  
21 guidelines and management practices consistent with AS 41.23.200 to

22 (1) establish guidelines and restrictions, if necessary,  
23 for an activity occurring under AS 41.23.210 to implement the purposes  
24 of AS 41.23.200;

25 (2) protect, maintain, or enhance the fish and wildlife  
26 habitat and the free-flowing nature of the river;

27 (3) identify special recreation values and manage the level  
28 of intensity and types of recreation uses;

29 (4) designate management guidelines for development

1 activities;

2 (5) manage commercial recreation activities or development,  
3 including recreation services;

4 (6) provide for necessary public services, such as trans-  
5 portation <sup>and</sup> ~~or~~ utility <sup>Corridors</sup> crossing or fording corridors, public safety,  
6 and law enforcement;

7 (7) allow <sup>reasonable</sup> access to public land and private inholdings,  
8 including municipal land that is offered for sale or lease, and to  
9 land beyond or adjacent to the recreation river <sup>and</sup> corridor;

10 (8) establish criteria and expedient timelines to review  
11 future proposed uses for compatibility with AS 41.23.200.

12 (b) The commissioner shall adopt regulations necessary to imple-  
13 ment the management plan. The commissioner may not adopt regulations  
14 before a management plan is adopted. TAKES EFFECT.

15 (c) A management plan <sup>proposed</sup> adopted by the commissioner under (a) of  
16 this section shall be submitted to the legislature for approval within  
17 <sup>submitted within</sup> ~~the~~ first 10 days of the first regular session of the legislature. <sup>shall TAKE Effect in 100</sup>  
18 <sup>Completion</sup> to convene after adoption of the plan by the commissioner.

19 Sec. 41.23.240. MANAGEMENT OF MUNICIPAL LAND. If a municipality  
20 commits land for inclusion in a recreation river corridor established  
21 under AS 41.23.290(b), the commissioner shall obtain the concurrence  
22 of the municipality to the management plan proposed under AS 41.23.230  
23 as it applies to municipal land. The commissioner shall cooperate, at  
24 the request of a municipality, in planning for municipal land adjacent  
25 to a recreation river corridor. Municipal land not committed by a  
26 municipality for inclusion in a recreation river corridor is excluded  
27 from the operation of the management plan.

28 Sec. 41.23.250. ACQUISITION OF ADDITIONAL LAND. (a) The com-  
29 missioner may acquire in the name of the state land that is adjacent

1 to or located within the land described in AS 41.23.290(b) by pur-  
2 chase, lease, gift, or exchange for inclusion within a recreation  
3 river corridor.

4 (b) The commissioner may not acquire land for inclusion in a  
5 recreation river corridor by eminent domain.

6 Sec. 41.23.260. APPLICATION OF PUBLIC LAND LAWS. (a) The pro-  
7 visions of AS 38.04, AS 38.05, AS 38.35, and AS 38.95 apply to land  
8 described in AS 41.23.290(b) except to the extent that a provision of  
9 AS 41.23.200 - 41.23.290 is inconsistent.

10 (b) The commissioner may, upon a mineral discovery, permit  
11 *mining* mineral leasing under AS 38.05.205 in an area within a recreation  
12 river corridor if leasing is allowed under a management plan that has  
13 been adopted by the commissioner. The commissioner shall establish  
14 appropriate conditions for permits, operating plans, and leases to  
15 mitigate the effects of mineral development activities on the environ-  
16 ment and to prevent to the extent practicable degradation of the  
17 recreation uses of the river.

18 (c) The state-owned land and water within a recreation river  
19 corridor is available for oil and gas leasing subject to conditions in  
20 an adopted management plan.

21 (d) To enhance public use and enjoyment of a recreation river  
22 corridor under a management plan adopted under AS 41.23.230, the  
23 commissioner may provide for the construction and operation of commer-  
24 cial facilities such as lodges, campgrounds, and boat launches by

25 (1) leasing land including competitive leasing to a pre-  
26 qualified bidder under AS 38.05.070; and

27 (2) contracting for the construction and operation of a  
28 facility under AS 36.30 so long as the facility is not in competition  
29 with a private facility or enterprise.

1 (e) The commissioner of administration shall separately account  
 2 for funds collected under this section and deposited in the general  
 3 fund. The annual estimated balance in the account may be appropriated  
 4 by the legislature to the department to carry out the purposes of  
 5 AS 41.23.200 - 41.23.290.

6 Sec. 41.23.270. COOPERATIVE MANAGEMENT AGREEMENTS. (a) The  
 7 commissioner may enter into a cooperative management agreement for the  
 8 management of land and water described in AS 41.23.290(b) or of other  
 9 adjacent land and water with a federal agency, a municipality of the  
 10 state, another agency of the state, or a private landowner.

11 (b) The commissioner may transfer the management of a specific  
 12 site within a recreation river <sup>and</sup> corridor described in AS 41.23.290(b)  
 13 to a state agency, a municipality, community, or private entity to  
 14 carry out a program authorized by law or to enhance the objectives of  
 15 the management plan adopted under AS 41.23.230.

16 (c) The commissioner may not manage a recreation river corridor  
 17 described in AS 41.23.290(b) as a unit of the state park <sup>or refuge, game sanctuary</sup> system. The  
 18 commissioner may assign management of a recreation facility or site,  
 19 such as a campground or a boat launch, to the division of parks, and may  
 20 adopt regulations allowing the division of parks to manage recreation  
 21 activities in a recreation river corridor facility or site assigned to  
 22 the division of parks.

23 *Sec. 41.23.280 Establishment of Recreation Rivers. → WATER*  
 23 Sec. 41.23.280. ESTABLISHMENT OF RECREATION RIVER CORRIDORS.

24 State-owned land and water may be established as a recreation river  
 25 corridor only by the legislature.

26 Sec. 41.23.290. RECREATION RIVERS. (a) Subject to valid exist-  
 27 ing rights, the state-owned land and water within ordinary high water  
 28 or mean high tide on a recreation river established in (b) of this  
 29 section is reserved as a special purpose area under art. VIII, sec. 7,

of critical habitat

1 Constitution of the State of Alaska and shall be retained by the  
2 state.

3 (b) The land and water presently owned by the state and all land  
4 and water acquired by the state in the future, including shore and  
5 submerged land that lie within the following described parcels are  
6 established as the six recreation river corridors and shall be managed  
7 under AS 41.23.200 - 41.23.290:

8 (1) Alexander Creek State Recreation River

9 (A) Township 16 North, Range 7 West, Seward Meridian  
10 Sections 6 - 7

11 Sections 18 - 19

12 (B) Township 17 North, Range 7 West, Seward Meridian

13 Section 6: Otter Lake, Weenie Lake, and that  
14 portion of the SW1/4 in Tract B, ASLS 81-77

15 Section 7: Otter Lake and Tracts F-2 and F-3 of  
16 ASLS 79-147

17 Section 18: S1/2, W1/2NW1/4

18 Section 19

19 Sections 30 - 31

20 Section 32: W1/2

21 (C) Township 17 North, Range 8 West, Seward Meridian

22 Section 1

23 Section 2: E1/2, N1/2NW1/4

24 Section 3: N1/2N1/2

25 Section 4: N1/2, N1/2SE1/4

26 Section 11: NE1/4, E1/2SE1/4

27 Section 12

28 Section 13: E1/2, E1/2NW1/4

29 Section 24: NE1/4, E1/2SE1/4

1 (D) Township 18 North, Range 8 West, Seward Meridian

2 Section 4: W1/2

3 Section 5

4 Section 6: NE1/4

5 Section 8: N1/2, SE1/4

6 Section 9

7 Section 10: SW1/4

8 Section 14: W1/2SW1/4, SE1/4SW1/4

9 Section 15: W1/2, SE1/4, S1/2NE1/4

10 Section 16: N1/2, SE1/4

11 Section 22: N1/2, N1/2S1/2, S1/2SE1/4

12 Section 23: W1/2, W1/2SE1/4

13 Section 26: W1/2, W1/2E1/2, E1/2SE1/4

14 Section 27: E1/2NE1/4

15 Section 33: SW1/4, S1/2SE1/4

16 Section 34: S1/2S1/2

17 Section 35

18 Section 36: W1/2

19 (E) Township 19 North, Range 8 West, Seward Meridian

20 Section 19: W1/2, W1/2E1/2

21 Section 29: W1/2W1/2

22 Section 30

23 Section 31: E1/2, E1/2W1/2

24 Section 32

25 (F) Township 19 North, Range 9 West, Seward Meridian

26 Sections 3 - 4

27 Sections 9 - 10

28 Section 13: S1/2

29 Section 14: S1/2

1 Sections 15 - 16

2 Section 22: N1/2

3 Section 23: N1/2

4 Section 24

5 (2) Kroto Creek and Moose Creek State Recreation River

6 (A) Township 19 North, Range 6 West, Seward Meridian

7 Section 2: SW1/4

8 Section 3

9 Section 10: E1/2

10 Section 11

11 Section 14

12 Section 15: E1/2E1/2

13 Section 22: E1/2E1/2

14 Section 23

15 Section 25: that portion west of the eastern-  
16 most bank of the Susitna River

17 Section 26

18 Section 27: E1/2E1/2

19 Section 34: NE1/4NE1/4

20 Section 35

21 Section 36: that portion west of the eastern-  
22 most bank of the Susitna River

23 (B) Township 20 North, Range 6 West, Seward Meridian

24 Section 4

25 Section 5: E1/2

26 Section 8: NE1/4, E1/2SE1/4

27 Section 9

28 Section 15: W1/2

29 Section 16

1 Section 21: E1/2, N1/2NW1/4, SE1/4NW1/4

2 Section 22: NW1/4, S1/2

3 Section 27

4 Section 34

5 (C) Township 21 North, Range 6 West, Seward Meridian

6 Section 3

7 Section 9: E1/2SE1/4, SE1/4NE1/4

8 Section 10

9 Section 15: W1/2, W1/2NE1/4

10 Section 16

11 Section 20: E1/2

12 Section 21

13 Section 28

14 Section 29: E1/2

15 Section 32: E1/2E1/2, NW1/4NE1/4

16 Section 33

17 Section 34: SW1/4

18 (D) Township 22 North, Range 6 West, Seward Meridian

19 Sections 4 - 5

20 Section 6: E1/2, E1/2W1/2

21 Sections 7 - 9

22 Sections 16 - 18

23 Sections 20 - 21

24 Section 27

25 Section 28: N1/2, SE1/4, E1/2SW1/4

26 Section 29: E1/2NE1/4

27 Section 33: N1/2NE1/4, SE1/4NE1/4

28 Section 34

29 (E) Township 23 North, Range 6 West, Seward Meridian

1 Section 4

2 Section 7: W1/2

3 Section 9

4 Section 16

5 Section 17: SW1/4SW1/4

6 Sections 18 - 19

7 Section 20: W1/2NW1/4

8 Section 21

9 Section 28

10 Sections 30 - 31

11 Section 32: S1/2

12 Section 33

13 (F) Township 23 North, Range 7 West, Seward Meridian

14 Section 1

15 Section 2: E1/2

16 Sections 12 - 13

17 Section 24

18 Section 25: N1/2, SE1/4

19 Section 36: N1/2NE1/4

20 (G) Township 24 North, Range 6 West, Seward Meridian

21 Section 4: W1/2

22 Section 5

23 Section 6: NE1/4, E1/2SE1/4

24 Section 8: N1/2, SE1/4, E1/2SW1/4

25 Section 9

26 Section 15: SW1/4, SW1/4NW1/4

27 Section 16

28 Section 17: NE1/4, N1/2SE1/4

29 Section 21: E1/2, SE1/4SW1/4

1 Section 22: NW1/4, N1/2SW1/4, SW1/4SW1/4

2 Section 28: E1/2W1/2, E1/2

3 Section 33

4 (H) Township 24 North, Range 7 West, Seward Meridian

5 Section 6: S1/2, NW1/4

6 Section 7

7 Section 8: S1/2SW1/4

8 Section 16: W1/2, W1/2E1/2

9 Section 17

10 Section 18: N1/2N1/2, SE1/4NW1/4, S1/2NE1/4,

11 N1/2SE1/4, SE1/4SE1/4

12 Section 19: NE1/4NE1/4

13 Section 20: N1/2

14 Section 21: W1/2, SE1/4, W1/2NE1/4

15 Section 27

16 Section 28: E1/2

17 Section 33: NE1/4NE1/4

18 Section 34: E1/2, E1/2W1/2, NW1/4NW1/4

19 Section 35: W1/2, SE1/4, S1/2NE1/4

20 Section 36: SW1/4

21 (I) Township 24 North, Range 8 West, Seward Meridian

22 Section 1: E1/2

23 Section 12: NE1/4, E1/2SE1/4

24 Section 13: NE1/4NE1/4

25 (J) Township 25 North, Range 6 West, Seward Meridian

26 Section 5

27 Section 8

28 Section 17

29 Section 18: SE1/4

1 Section 19: E1/2, E1/2W1/2

2 Section 20: W1/2W1/2

3 Section 29: W1/2W1/2

4 Section 30: E1/2, E1/2W1/2

5 Section 31: E1/2

6 Section 32: W1/2W1/2, SE1/4SW1/4

7 (K) Township 25 North, Range 7 West, Seward Meridian

8 Section 5

9 Section 6: SE1/4, S1/2NE1/4

10 Section 7: E1/2, SW1/4, E1/2NW1/4

11 Section 8: NW1/4, W1/2SW1/4

12 Sections 18 - 19

13 Sections 30 - 31

14 (L) Township 25 North, Range 8 West, Seward Meridian

15 Section 13: E1/2SE1/4

16 Section 24: E1/2NE1/4

17 (M) Township 26 North, Range 6 West, Seward Meridian

18 Section 5

19 Section 8

20 Section 17: N1/2, SE1/4, N1/2SW1/4, SE1/4SW1/4

21 Section 19: SE1/4

22 Section 20: E1/2, SW1/4, S1/2NW1/4, NE1/4NW1/4

23 Section 29: E1/2, NW1/4

24 Section 30: S1/2, NE1/4, SE1/4NW1/4

25 Section 31: E1/2NE1/4, that portion of NW1/4-  
26 NE1/4 within retained easement (50' each side  
27 of MHWM)

28 Section 32: land within 150' of MHWM

29 (N) Township 26 North, Range 7 West, Seward Meridian

Section 4: W1/2

Section 5: E1/2, S1/2SW1/4

Section 7: SE1/4

Section 8

Section 9: NW1/4, N1/2SW1/4

Section 17

Section 18: E1/2

Section 19

Section 20: W1/2

Section 29: S1/2, NW1/4

Section 30

Section 31: NE1/4

Section 32

(O) Township 27 North, Range 6 West, Seward Meridian

Section 4

Section 5: E1/2

Section 8: E1/2

Section 9

Section 16

Section 17: E1/2

Section 20: E1/2

Section 21

Section 28: W1/2

Section 29: E1/2

Section 32: E1/2

Section 33: W1/2

(P) Township 27 North, Range 7 West, Seward Meridian

Section 7

Section 8: S1/2, NW1/4

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1 Section 9: W1/2

2 Section 16

3 Section 17: N1/2, SE1/4

4 Section 20: E1/2

5 Section 21

6 Section 28: N1/2, SW1/4

7 Section 29: E1/2

8 Section 32: E1/2

9 Section 33: W1/2

10 (Q) Township 27 North, Range 8 West, Seward Meridian

11 Section 12: NE1/4

12 (R) Township 28 North, Range 6 West, Seward Meridian

13 Section 32: S1/2SE1/4

14 Section 33: S1/2S1/2

15 (3) Lake Creek State Recreation River

16 (A) Township 21 North, Range 9 West, Seward Meridian

17 Section 3

18 Section 4: Excluding Tracts A, B, C and D

19 Section 9: N1/2 Excluding Tracts A and B

20 Section 10

21 Section 15

22 (B) Township 22 North, Range 9 West, Seward Meridian

23 Section 4: NW1/4, S1/2

24 Section 5: N1/2, E1/2SE1/4

25 Section 9: N1/2, SE1/4, E1/2SW1/4

26 Section 10: W1/2SW1/4, SW1/4NW1/4

27 Section 15: W1/2

28 Section 16: E1/2, E1/2W1/2

29 Section 21: E1/2

Section 22: W1/2

Section 27: W1/2, W1/2SE1/4

Section 28: E1/2

Section 34

(C) Township 23 North, Range 9 West, Seward Meridian

Section 3: W1/2W1/2

Section 4

Section 5: E1/2, E1/2SW1/4

Section 7: SE1/4, SE1/4NE1/4, E1/2SW1/4

Section 8: S1/2, NE1/4, S1/2NW1/4, NE1/4NW1/4

Section 9: N1/2NW1/4, SW1/4NW1/4, NW1/4SW1/4

Section 17: W1/2, W1/2E1/2

Section 18: E1/2

Section 19: N1/2, SE1/4, E1/2SW1/4

Section 20: W1/2, SE1/4, S1/2NE1/4, NW1/4NE1/4

Section 29

Section 30: NE1/4, E1/2NW1/4, NE1/4SW1/4, SE1/4

Section 32

Section 33: S1/2SW1/4, NW1/4SW1/4

(D) Township 24 North, Range 9 West, Seward Meridian

Section 28: S1/2SW1/4, SW1/4SE1/4

Section 29: NW1/4, S1/2

Section 30

Section 31: N1/2

Section 32: NW1/4, E1/2

Section 33

Section 34: SW1/4SW1/4

(E) Township 24 North, Range 10 West, Seward Meridian

Section 3

1 Section 4: E1/2

2 Section 10

3 Section 11: W1/2, W1/2SE1/4, SW1/4NE1/4

4 Section 13: W1/2W1/2

5 Section 14

6 Section 15: NE1/4

7 Section 23: N1/2, SE1/4

8 Section 24: W1/2, S1/2SE1/4, NW1/4SE1/4

9 Section 25

10 Section 36: NE1/4, E1/2NW1/4

11 (F) Township 25 North, Range 10 West, Seward Meridian

12 Sections 6 - 7

13 Section 8: S1/2, NW1/4

14 Section 16: W1/2

15 Section 17

16 Section 18: E1/2

17 Section 20: SE1/4, N1/2

18 Section 21

19 Section 22: W1/2

20 Section 25: SW1/4

21 Section 26: S1/2

22 Section 27

23 Section 28: E1/2, NW1/4

24 Sections 34 - 35

25 Section 36: W1/2

26 (G) Township 25 North, Range 11 West, Seward Meridian

27 Section 1: E1/2

28 (H) Township 26 North, Range 10 West, Seward Meridian

29 Section 31

1 (I) Township 26 North, Range 11 West, Seward Meridian

2 Sections 3 - 4

3 Section 9: E1/2

4 Section 10

5 Section 14: W1/2

6 Section 15

7 Section 22: E1/2, E1/2NW1/4

8 Section 23

9 Section 25: S1/2, NW1/4

10 Section 26

11 Section 27: NE1/4

12 Section 35: NE1/4

13 Section 36

14 (J) Township 27 North, Range 11 West, Seward Meridian

15 Section 6: SW1/4

16 Section 7

17 Section 8: SW1/4

18 Sections 17 - 18

19 Section 19: N1/2, SE1/4

20 Section 20

21 Section 21: SW1/4

22 Sections 28 - 29

23 Section 30: NE1/4

24 Section 32: E1/2

25 Section 33

26 Section 34: W1/2

27 (K) Township 27 North, Range 12 West, Seward Meridian

28 Sections 1 - 3

29 Section 10: N1/2, SE1/4

1 Sections 11 - 14

2 Section 15: NE1/4

3 Section 23: NE1/4

4 Section 24: N1/2

5 (L) Township 28 North, Range 12 West, Seward Meridian

6 Sections 1 - 5

7 Sections 8 - 12

8 Sections 13 - 17

9 Sections 21 - 24

10 Sections 25 - 28

11 Sections 33 - 36

12 (4) Little Susitna State Recreation River: the water column  
13 of the main stream of the Little Susitna River from mean high water  
14 mark to mean high water mark, from the point at which the river cross-  
15 es the section line dividing Sections 23 and 26 in Township 19 North,  
16 Range 1 East, Seward Meridian downstream to the point at which the  
17 river crosses the section line between Sections 15 and 22 in Township  
18 16 North, Range 5 West, Seward Meridian; the water column of Lake  
19 Creek from mean high water mark to mean high water mark, from the  
20 point at which the creek crosses the section line dividing Sections 10  
21 and 11, Township 18 North, Range 4 West, Seward Meridian downstream to  
22 the confluence with the Little Susitna River; and

23 (A) Township 16 North, Range 5 West, Seward Meridian

24 Section 3

25 Section 4: E1/2NE1/4

26 Section 10: E1/2, E1/2W1/2

27 Section 15: E1/2, E1/2W1/2

28 (B) Township 17 North, Range 4 West, Seward Meridian

29 Section 4

1 Section 6: SW1/4

2 Section 7: W1/2, S1/2SE1/4

3 Section 8: E1/2, S1/2SW1/4

4 Section 17: NW1/4

5 Section 18: N1/2, N1/2SW1/4

6 (C) Township 17 North, Range 5 West, Seward Meridian

7 Sections 12 - 15

8 Section 22

9 Section 23: N1/2N1/2, SW1/4NW1/4, W1/2SW1/4

10 Section 26: W1/2W1/2

11 Section 27

12 Section 34

13 (D) Township 18 North, Range 1 East, Seward Meridian

14 Section 8: NW1/4, SW1/4NE1/4, S1/2NW1/4NE1/4

15 (E) Township 18 North, Range 1 West, Seward Meridian

16 Section 15: N1/2NW1/4

17 Section 16: NW1/4, N1/2NE1/4, SE1/4NE1/4

18 (F) Township 18 North, Range 2 West, Seward Meridian

19 Section 15: NW1/4, N1/2NE1/4, NW1/4SW1/4

20 Section 16: S1/2

21 Section 17: S1/2

22 Section 19: NW1/4, W1/2NE1/4, E1/2SW1/4.

23 (G) Township 18 North, Range 3 West, Seward Meridian

24 Section 19

25 Section 20: SW1/4, W1/2SE1/4, SE1/4NW1/4,

26 W1/2NW1/4

27 Section 28: N1/2NW1/4, SW1/4NW1/4

28 Section 29: NE1/4

29 Section 30

1 (H) Township 18 North, Range 4 West, Seward Meridian

2 Section 11: SW1/4, SW1/4SE1/4, SW1/4NW1/4

3 Section 13: S1/2, SW1/4NW1/4

4 Section 14

5 Section 24

6 Section 25: N1/2

7 Section 26

8 Section 27: S1/2

9 Section 33: S1/2, S1/2NE1/4

10 Section 34

11 Section 35: NW1/4, W1/2NE1/4

12 (5) Talachulitna State Recreation River

13 (A) Township 16 North, Range 10 West, Seward Meridian

14 Section 6: W1/2

15 Section 7: NW1/4, N1/2SW1/4

16 (B) Township 16 North, Range 11 West, Seward Meridian

17 Section 1: E1/2, SW1/4

18 Section 2: S1/2, NW1/4

19 Section 3

20 Section 11: N1/2, N1/2S1/2

21 Section 12: N1/2, N1/2S1/2

22 (C) Township 17 North, Range 10 West, Seward Meridian

23 Section 6: W1/2, W1/2SE1/4

24 Section 7

25 Sections 18 - 19

26 Sections 30 - 31

27 (D) Township 17 North, Range 11 West, Seward Meridian

28 Section 1: E1/2E1/2

29 Section 3: W1/2

1 Sections 4 - 5

2 Section 6: S1/2

3 Sections 7 - 8

4 Section 9: N1/2, SE1/4

5 Section 10

6 Section 14: W1/2

7 Section 15

8 Section 17: NW1/4

9 Section 18: N1/2, SW1/4

10 Section 19: NW1/4NW1/4

11 Section 22

12 Section 23: W1/2

13 Section 25: E1/2E1/2

14 Section 26: W1/2

15 Section 27

16 Section 34

17 Section 35: W1/2

18 (E) Township 17 North, Range 12 West, Seward Meridian

19 Section 7: S1/2

20 Section 12: S1/2

21 Section 13

22 Section 14: S1/2

23 Section 15: S1/2

24 Section 16: S1/2

25 Sections 17 - 18

26 Section 20: E1/2

27 Sections 21 - 23

28 Section 24: N1/2, N1/2S1/2

29 (F) Township 17 North, Range 13 West, Seward Meridian

1 Section 9: S1/2

2 Section 10: S1/2

3 Section 11: S1/2

4 Section 12: S1/2

5 Sections 13 - 16

6 Section 24: N1/2

7 (G) Township 18 North, Range 10 West, Seward Meridian

8 Section 18: SW1/4SW1/4

9 Section 19: NW1/4, S1/2NE1/4, E1/2SW1/4, SE1/4

10 Section 20: S1/2, NE1/4

11 Section 21

12 Section 22: W1/2W1/2

13 Section 26: W1/2SW1/4, SW1/4NW1/4

14 Section 27: S1/2, S1/2N1/2

15 Sections 28 - 29

16 Section 30: E1/2, E1/2W1/2

17 Section 31: NE1/4, S1/2NW1/4, NE1/4NW1/4,

18 SW1/4, W1/2SE1/4

19 Section 33: NE1/4NE1/4

20 Section 34: N1/2NW1/4

21 (H) Township 18 North, Range 11 West, Seward Meridian

22 Section 6: W1/2, W1/2E1/2, E1/2SE1/4

23 Section 7

24 Section 11: E1/2SE1/4

25 Section 12: SW1/4SW1/4

26 Section 13: NW1/4, E1/2SW1/4, SE1/4

27 Section 16: SW1/4

28 Sections 17 - 18

29 Section 19: NE1/4

1 Section 20: N1/2, SE1/4

2 Section 21: W1/2

3 Section 24: E1/2NE1/4

4 Section 28

5 Section 29: E1/2

6 Section 32: E1/2

7 Section 33

8 Section 36: E1/2SE1/4SE1/4SE1/4

9 (I) Township 18 North, Range 12 West, Seward Meridian

10 Sections 1 - 2

11 Section 12: N1/2, SE1/4

12 (J) Township 19 North, Range 12 West, Seward Meridian

13 Section 3: N1/2, SW1/4

14 Section 4: E1/2E1/2, W1/2SE1/4, SE1/4SW1/4

15 Section 9: E1/2, SW1/4, E1/2NW1/4, SW1/4NW1/4

16 Section 10: NW1/4

17 Section 15: W1/2SW1/4, SW1/4NW1/4

18 Section 16

19 Section 21

20 Section 22: W1/2W1/2, E1/2SW1/4, SW1/4SE1/4

21 Sections 27 - 28

22 Section 34

23 Section 35: S1/2, NW1/4

24 (K) Township 20 North, Range 11 West, Seward Meridian

25 Section 18: W1/2

26 Section 19: W1/2

27 (L) Township 20 North, Range 12 West, Seward Meridian

28 Section 1

29 Section 2: N1/2

1 Section 11: E1/2

2 Sections 12 - 13

3 Section 14: E1/2

4 Sections 23 - 24

5 Section 25: N1/2

6 Section 26

7 Section 27: E1/2

8 Section 34: S1/2, NE1/4, SE1/4NW1/4

9 Section 35: NW1/4

10 (M) Township 21 North, Range 11 West, Seward Meridian

11 Section 31: W1/2

12 (N) Township 21 North, Range 12 West, Seward Meridian

13 Section 25: SW1/4, SW1/4SE1/4

14 Section 26: E1/2SE1/4, SW1/4SE1/4

15 Section 35: E1/2, SW1/4

16 Section 36

17 (6) Talkeetna State Recreation River: the water column of  
 18 the Talkeetna River from mean high water mark to mean high water mark  
 19 from the point at which it crosses the line dividing Townships 28 and  
 20 29 North, Seward Meridian, downstream to its confluence with the  
 21 Susitna River; the water column of Chunilna Creek from mean high water  
 22 mark to mean high water mark from the point at which it crosses the  
 23 line dividing Townships 27 and 28 North, Seward Meridian, downstream  
 24 to its confluence with the Talkeetna River; and

25 (A) Township 26 North, Range 3 West, Seward Meridian

26 Sections 1 - 2: north of the left bank of the  
 27 Sheep River

28 Section 3: all land north of the left bank of  
 29 the Talkeetna River and Tract B of ASLS 81 -

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Section 4: all land north of the left bank of the Talkeetna River and Tract A of ASLS 81 - 196

Section 5: all land north of the left bank of the Talkeetna River and Tract C of ASLS 80 - 94

Section 6: all land north of the left bank of the Talkeetna River and Tract A of ASLS 80 - 84

(B) Township 26 North, Range 4 West, Seward Meridian

Sections 1 - 3: exclusive of ASLS 79 - 149

Section 4: E1/2, SW1/4 exclusive of ASLS 79 - 149

Section 7: S1/2

Section 8: S1/2 exclusive of ASLS 79 - 149

Section 9: E1/2, E1/2W1/2

Section 17: that portion north of the left bank of the Talkeetna River

Section 18: exclusive of DOT 200642

(C) Township 26 North, Range 5 West, Seward Meridian

Section 12: E1/2SE1/4

Section 13: E1/2, E1/2SW1/4, SW1/4SW1/4

Section 23: that portion northeast of the left bank of the Susitna River

Section 24: that portion east of the left bank of the Susitna River and west of the right bank of the main channel of the Talkeetna River (that channel of the river that runs

1 diagonally through the NE 1/4 and SW1/4 of  
2 Sec. 24)

3 (D) Township 27 North, Range 1 West, Seward Meridian

4 Section 1

5 Section 2: S1/2, NE1/4, S1/2NW1/4

6 Section 3: S1/2, S1/2N1/2

7 Section 4: SE1/4

8 Sections 7 - 10

9 Section 11: N1/2

10 Section 12: NW1/4

11 Section 15: NW1/4

12 Section 16: N1/2

13 Section 17: N1/2

14 Section 18: N1/2

15 (E) Township 27 North, Range 2 West, Seward Meridian

16 Section 2: SW1/4

17 Section 3: S1/2

18 Section 4: S1/2

19 Section 5: SE1/4, E1/2SW1/4

20 Section 7: SE1/4

21 Sections 8 - 12

22 Section 13: N1/2

23 Section 14: N1/2NE1/4

24 Section 17

25 Section 18: E1/2, SW1/4

26 Section 19

27 Section 20: N1/2, SW1/4

28 Section 30: W1/2

29 (F) Township 27 North, Range 3 West, Seward Meridian

Section 24: E1/2

Section 25

Section 26: SE1/4

Section 31: S1/2

Section 32: S1/2 exclusive of ASLS 79 - 149

Section 33: S1/2S1/2 exclusive of ASLS 79 - 149

Section 34: S1/2S1/2 exclusive of ASLS 79 - 149  
and ASLS 76 - 138

Sections 35 - 36

(G) Township 27 North, Range 4 West, Seward Meridian

Section 36: S1/2SE1/4 exclusive of ASLS 74 - 77  
and ASLS 74 - 78

(H) Township 27 North, Range 1 East, Seward Meridian

Section 5: NW1/4

Section 6

(I) Township 28 North, Range 1 West, Seward Meridian

Section 36: SE1/4SE1/4

(J) Township 28 North, Range 1 East, Seward Meridian

Section 2

Section 3: SE1/4

Section 9: SE1/4

Section 10

Section 11: NW1/4, W1/2NE1/4, W1/2SW1/4

Section 15: N1/2, SW1/4

Section 16: E1/2SW1/4

Section 20: SE1/4

Section 21

Section 22: NW1/4

Section 28: N1/2, SW1/4

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1 Section 29: E1/2, SW1/4, SE1/4NW1/4

2 Section 31: SW1/4, E1/2

3 Section 32

4 Section 33: NW1/4

5 ARTICLE 4. GENERAL PROVISIONS.

6 Sec. 41.23.900. DEFINITION. In this chapter, "commissioner"  
7 means the commissioner of natural resources.

8 \* Sec. 3. Until a management plan has been adopted for a recreation  
9 river corridor under AS 41.23.230(a), as enacted in sec. 2 of this Act,  
10 interim management shall be consistent with AS 41.23.200. Under  
11 AS 38.05.115, the commissioner of natural resources may dispose of timber  
12 or other resources within a recreational river corridor before the adoption  
13 of the management plan for the recreation river corridor. The commissioner  
14 of natural resources shall adopt a management plan for each river by  
15 July 1, 1992.

16 \* Sec. 4. This Act takes effect immediately under AS 01.10.070(c).  
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REPRESENTATIVE  
SAM COTTEN  
DISTRICT 15



P.O. BOX 236, EAGLE RIVER, AK 99577  
P.O. BOX V, JUNEAU, AK 99811

ALASKA STATE LEGISLATURE  
HOUSE OF REPRESENTATIVES

M E M O R A N D U M

April 8, 1988

TO: Senator Jack Coghill, Chair,  
Senate Resources Committee  
Resources Committee members  
FROM: Rep. Sam Cotten  
SUBJECT: HB 93 (Recreational rivers)

The recreation rivers bill before the Senate Resources Committee has several major purposes:

- \* to reserve six important Southcentral river corridors for their highest and best use, as identified in the Susitna Area Plan adopted by the State and the Mat-Su Borough in 1985;
- \* to protect recreation opportunities and fish and wildlife habitat on the rivers;
- \* to allow compatible economic activities; and
- \* to provide for balanced planning of the river corridors with full public involvement.

Affected rivers and acreage: The bill designates about 260,000 acres of state-owned land in the Little Susitna, Talkeetna, Talachulitna, and Deshka Rivers and Lake and Alexander Creeks. The retained corridors are about half a mile wide.

Need for the bill: Fish and game harvest statistics show that the corridors support tens of thousands of prime sportfishing and moose hunting days every year. The Alaska Outdoor Council, the Alaska Sportfishing Association, and the National Rifle Association strongly support the bill and consider it a high legislative priority. Use of the corridors is growing rapidly.

Economic importance: The affected state lands support numerous lodges, guiding businesses, and other tourism-

Page two  
Senator Jack Coghill

oriented opportunities for Alaskans and visitors. Compatible economic development will be allowed in the corridors. Private property rights and boating will be protected. The bill contains provisions for overland access so that adjacent lands can be used. New mining will be allowed on uplands if compatible with habitat and recreation management priorities.

Planning and management standards: The current version of HB 93 includes thorough, practical standards for land management and planning with the full public involvement. There are provisions for cooperative planning for adjacent Mat-Su Borough lands. The Department of Natural Resources supports the bill in part because it will help address the growing user conflicts on the rivers.

Timber: The Susitna Valley Association has proposed prohibiting commercial timber harvest in the recreation river corridors. In the House Resources Committee, we have heard from DNR that the recreation river corridors could be excluded from the proposed Mat-Su timber sale with very little effect on long-term timber supply. Thus the Senate Resources Committee may wish to consider language allowing personal use timber harvest only, for firewood and houselogs.

(Attachment)

AMENDMENT to SCS CSHB 93 (C&RA)

Timber harvest

At p.2, line 20, insert after "products":

"for houselogs, firewood, and other personal uses or incidental to the construction of access in the river corridors"

At p.6, line 28, add a new sentence at the end:

"The commissioner may dispose of timber for personal uses including firewood and houselogs or incidental to the construction of access in the river corridors."

At p.31, lines 4-7, delete:

[THE COMMISSIONER OF NATURAL RESOURCES MAY NOT DISPOSE OF TIMBER OR OTHER RESOURCES WITHIN A RECREATIONAL RIVER CORRIDOR BEFORE THE ADOPTION OF THE MANAGEMENT PLAN FOR THE RECREATION RIVER CORRIDOR EXCEPT UNDER AS 38.05.115.]

# STATE OF ALASKA

## DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

STEVE COWPER, GOVERNOR

400 WILLOUGHBY AVE.  
JUNEAU, ALASKA 99801-1796  
PHONE: (907) 465-2400

March 4, 1988

The Honorable Arliss Sturgulewski  
Chair, Senate Community and  
Regional Affairs Committee  
P.O. Box V  
Juneau, Alaska 99811

RE: HB 93 Recreation Rivers

Dear Senator Sturgulewski:

On February 18, 1988, HB 93 was before your committee and the following language was adopted:

\*Sec. 3. Until a management plan has been adopted for a recreation river corridor under AS 41.23.240(a) as enacted in sec. 2 of this Act, interim management shall be consistent with AS 41.23.200. The commissioner of natural resources may not dispose of timber or other resources within a recreational river corridor before the adoption of the management plan for the recreation river corridor except under AS 38.05.115. The commissioner of natural resources shall adopt a management plan for each river by July 1, 1992.

As Lawrence Ostrovsky, the department's representative, testified to, our concern was that access to timber outside the river corridors not be impeded through this legislation. While we recognize that timber disposal within the corridor, except for that specifically provided, is prohibited until adoption of the management plans specified in the bill, we are anxious that there be no ambiguity regarding small sales (500 mbm or less) of timber that may be necessary within the river corridors to provide access across them.

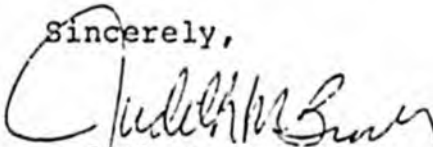
I hope that this clears up any questions regarding the Department of Natural Resources' position with respect to section 3 of HB 93. If you have any additional questions or concerns, please feel free to contact my office.

The Honorable Arliss Sturgulewski -2-

March 4, 1988

I might add that, as usual, it was a pleasure working with your staff as this bill passed through the Senate Community and Regional Affairs Committee.

Sincerely,



Judith M. Brady  
Commissioner

cc: Senator Coghill  
Representative Cotten  
John Galea, Director  
Division of Forestry  
Rod Swope  
Bob Evans

STATE OF ALASKA  
1988 LEGISLATIVE SESSION

BILL VERSION: SCS CSHB 93 (C&RA)  
PUBLISH DATE: (SENATE) 2/19/88

FISCAL NOTE

REQUEST:

Revision Date: 2/16/88  
Title: Recreation Rivers  
Sponsor: Representative Cotton  
Requestor: \_\_\_\_\_

Agency Affected: Natural Resources  
BRU: Land and Water Management

Components: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES		101.2	97.9	97.9		
TRAVEL		13.6	9.2	9.2		
CONTRACTUAL		27.5	20.0	20.0		
SUPPLIES		3.0	2.5	2.5		
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		145.3	129.6	129.6		

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND		145.3	129.6	129.6		
FEDERAL FUNDS						
OTHER						
TOTAL		145.3	129.6	129.6		

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

All six plans will be developed at the same time and completed over a three year period. New staff will gather planning information and begin the plans with assistance from other planning staff as time is available. ( See attached information)

Prepared by: MARIE CAMPBELL Phone: 465-3818  
Division: COMMUNITY & REGIONAL AFFAIRS DIVISION Date: 2/10/88

Approved by Commissioner: SENATOR ARNOLD STRANGLER Date: 2/16/88  
Agency: ALASKA STATE SENATE

Distribution (by preparer):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

STATE OF ALASKA 1987 LEGISLATIVE SESSION  
FISCAL NOTE

No. 2

REQUEST: \_\_\_\_\_

Bill Version: CSHB 93(Fin)  
Publish Date: HOUSE 4/8/87

Revision Date: April 6, 1987  
Title: Recreation Rivers

Agency Affected: Natural Resources  
BRU: Land and Water Management

Sponsor: Cotten  
Requestor: \_\_\_\_\_

Components: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES		96.5	96.5	96.5		
TRAVEL		5.0	5.0	5.0		
CONTRACTUAL		20.0	20.0	20.0		
SUPPLIES		2.0	2.0	2.0		
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		123.5	123.5	123.5		

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND		123.5	123.5	123.5		
FEDERAL FUNDS						
OTHER						
TOTAL		123.5	123.5	123.5		

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

All six plans will be developed at the same time and complete over a three year period. New staff will gather planning information and begin the plans with assistance from other planning staff as time is available. (See attached explanation).

Prepared by: Rep. Al Adams, Chairman *APA*

Division: \_\_\_\_\_

Phone: 4/10/87

Date: \_\_\_\_\_

Approved by Commissioner: \_\_\_\_\_

Date: \_\_\_\_\_

Agency: \_\_\_\_\_

Distribution (by preparer):

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

## CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. \_\_\_\_\_

This bill would require the Department of Natural Resources to complete management plans for six rivers by 1992, and hold at least two hearings in municipalities and communities near the recreation river corridors.

The planning team would require a Range 18 Natural Resource Manager I, a Range 12 Natural Resource Technician II, and a half-time Range 8 Clerk Typist III.

### Explanation of funding:

100 - Two and one-half positions.

Natural Resource Manager I	48.2	12 months
Natural Resource Technician II	34.1	12 months
Clerk Typist III	14.2	6 months

200 - Per diem and travel for meetings.

300 - Travel and printing expenses for the plans.  
Surveys of type and quantity of river users.

400 - Supplies and commodities for staff.



# ALASKA MINERS ASSOCIATION, INC.

501 W. Northern Lights Blvd., Suite 203, Anchorage, AK 99503 (907) 276-0347

February 5, 1988

Senator Arliss Sturgulewski  
P.O.Box V  
Mail Stop 3100  
Juneau, AK 99811

Representative Sam Cotten  
P.O. Box V  
Mail Stop 3100  
Juneau, AK 99811

Re: HB-93 Recreational Rivers

During separate discussions you both suggested the Alaska Miners Association evaluate this bill specifically defining the most onerous problems in it for the industry and develop a compromise position rather than a blanket objection to the bill. We have done just that and by this letter wish to formally propose changes.

First let me state that the Alaska Miners Association is opposed to mineral closures and believes that closures should be utilized only as a last resort when the facts of a particular situation show that mineral development cannot coexist with other uses that are deemed to have greater value by the State. Mineral closures are a decision not to manage, but rather to "divide up the pie." Minerals are where you find them; one cannot enhance or up grade mineral habitat. As a result, when an area is closed to mineral entry its mineral values, although possibly unknown at the time of closures, are lost as a potential source of wealth for the economy.

Regarding the modifications that are required to HB-93 to make it

cc: Senate Resources

Jack Coghill  
Paul Fischer  
Lloyd Jones  
Jim Duncan  
Fred Zharoff  
Richard Eliason

House Resources

Adelheid Herrmann  
John Sund  
Mike Navarre  
Cliff Davidson  
Drue Pearce  
Heinrich Springer  
Lyman Hoffman  
Richard Shultz

Other

Judy Brady  
Dorothy Jones  
Rick Daivdge  
RDC  
AK Minerals Comm.



## ALASKA MINERS ASSOCIATION, INC.

acceptable to the mining industry, there are six items that need be changed:

1. Access
2. Reference to "Discovery"
3. Talachulitna area coal potential
4. Chelatna Lake upland mineral areas
5. Talkeetna River mineral areas
6. Total acres of closures

In order to provide you and our selves with a clear picture of the areas being affected, we have plotted the area on topographic maps and these are enclosed. MAP 1 covers the Eastern portion of the area and includes Palmer North. MAP 2 is to the immediate West adjacent to MAP 1 and covers the area from the Susitna Flats State Game Refuge at the mouth of the Susitna River going North to Talkeetna and Petersville. MAP 3 is to the West, adjacent to MAP 2 and covers the area from just North of Beluga Lake North to the South boundary of Denali National Park at Chelatna Lake.

### Specific items that must be addressed

1. Access: The current wording does not clearly state that access across the closed areas is guaranteed. In Sec.41.23.230(6) the terms "reasonable and necessary" are too vague and depend on who is making the arguments. Such phrases can and are often used to force illogical and expensive limitations on an individual who is trying to proceed with some form of development activity.

There are two wording changes that are required:

- A. Sec.41.23.230(6) should read "(6) allow access to cross over and thru the river corridors to public lands, to private in holdings, including municipal lands that are offered for sale or lease, and to land beyond the recreation river corridor." Access should be guaranteed with the exact route selection deferred until these is a need.
- B. Sec.41.23.210 should include an item "(5) the



ALASKA MINERS ASSOCIATION, INC.

construction of roads to access lands between the river corridors and beyond the given corridors."

2. References to "Discovery": The term "discovery" should be removed. This term is not defined in State law and contains an enormous history of case law in the Federal sector. The phrase "upon a mineral discovery validated by the commissioner," should be removed.

3. Talachulitna area coal potential: There is high probability that some areas covered by the Talachulitna river corridor will include large amounts of coal. Much of this area is of the same geologic setting as the adjacent Beluga coal field to the south.

The Division of Geological and Geophysical Survey (DGGS) publication "Map of Alaska's Coal Resources" published in 1986 shows that this area contains subbituminous coals (see lower part of MAP 3). Parts of the area were previously under lease for coal development. This coal is close to the inlet and may, therefore, one day become a major economic contributor for the State. The currently depressed world coal market will change in the future and Alaska should do nothing that will prevent this coal from being developed when the market does appear.

Wording is therefore required that will allow development of these coal resources. Coal development should be specifically addressed in Sec.41.23.230 by adding "(7) allow for coal development in the Talachulitna river corridor under exploration and mining safeguards and procedures now in effect for State lands."

4. Chelatna Lake upland mineral areas: The closures proposed in the bill extend to an elevation of nearly 4000 ft. above sea level which is approximately 2600 ft. above the elevation of Chelatna Lake. (See upper most portion of MAP 3). This is a mineralized area known to have various minerals including molybdenum and should not be closed to mineral entry.

The most logical alternative for correcting this problem is to stop the corridor at the lower end of Chelatna Lake. This would still provide the restrictions on the river that are the focus of this bill and would allow for mineral development of the uplands away from the lake and river.

5. Talkeetna river mineral areas: This area, as now defined, also affects lands far upland from the river. The area affected extends to typically 1000 ft. above the elevation of the river. In this case however the whole area has excellent mineral



ALASKA MINERS ASSOCIATION, INC.

potential for both placer and hard rock mining. Parts of this area were mined as early as 1880.

This entire area should be removed from the bill. Another although less desirable alternative would be to close the stream bed plus 100 ft. to either side.

6. Total acres of closures: The total acreage of lands closed to mineral entry by this bill should be stated. It is important for all parties to be aware of the amount of land that is removed from consideration for future development. Mineral closures of State lands are often proposed but nowhere can a clear picture be seen showing the large amounts of land that have been and are being closed to development and describing what this really means to the long range economic welfare of the State. The sentence should be added to Sec.41.23.290. stating that "(c) the total acreage closed to mineral entry in the recreational rivers corridors adds 260,000 acres." This acreage must be confirmed for inclusion in the bill.

As you both know very well, the use of mineral closures rather than multiple use management, is vigorously opposed by the Alaska Miners Association. We have however sought to find a "middle ground" that will both protect the mineral development future of these areas and at the same time, allow restrictions on use of the river corridors. Please remember that approximately 60% of the total area of Alaska is closed to any form of development---including mining. For the economic health of the State we must not allow the remaining areas to be closed to development.

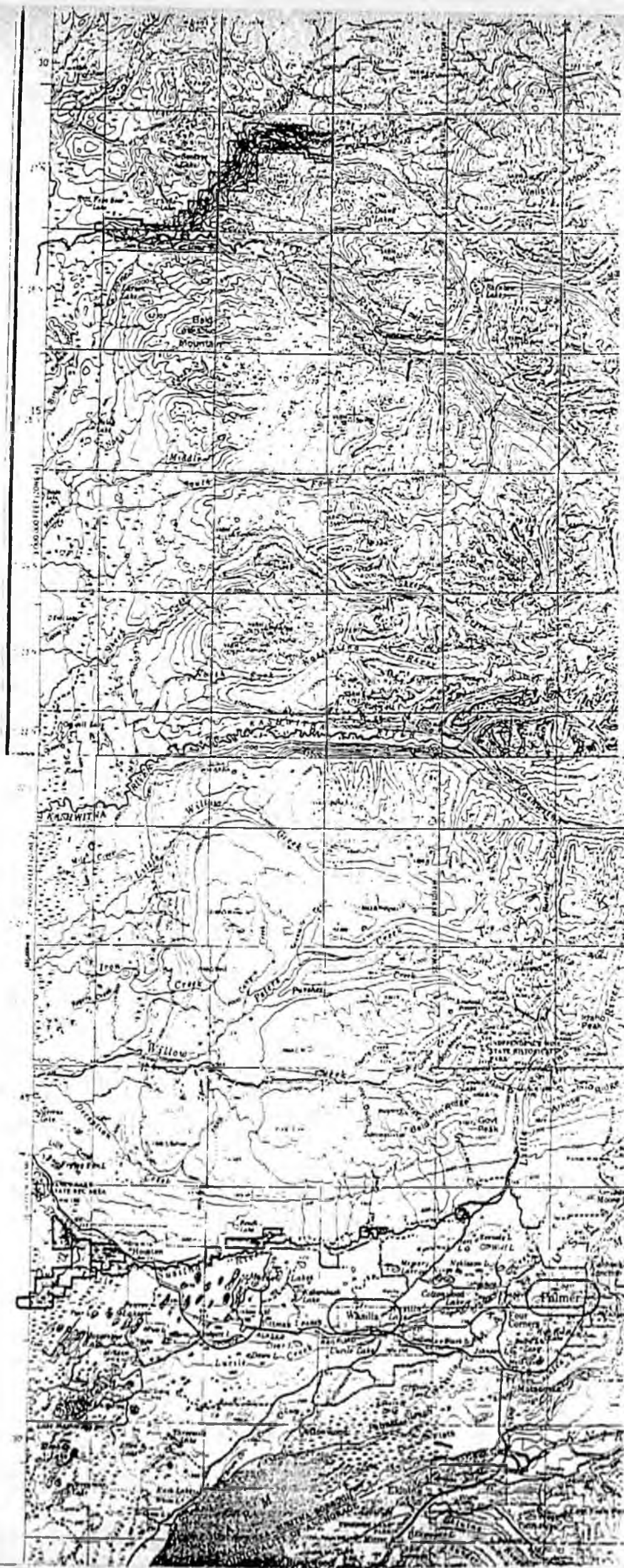
We are convinced good professional land management using current scientific knowledge along with existing constraints described in regulations and permits would allow for the continued protection of fisheries, wildlife and recreation values while allowing for the development of the mineral reserves. The best of both world's is possible.

Sincerely,

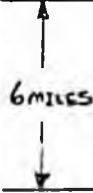
ALASKA MINERS ASSOCIATION, INC.

Curtis McVee  
Executive Director

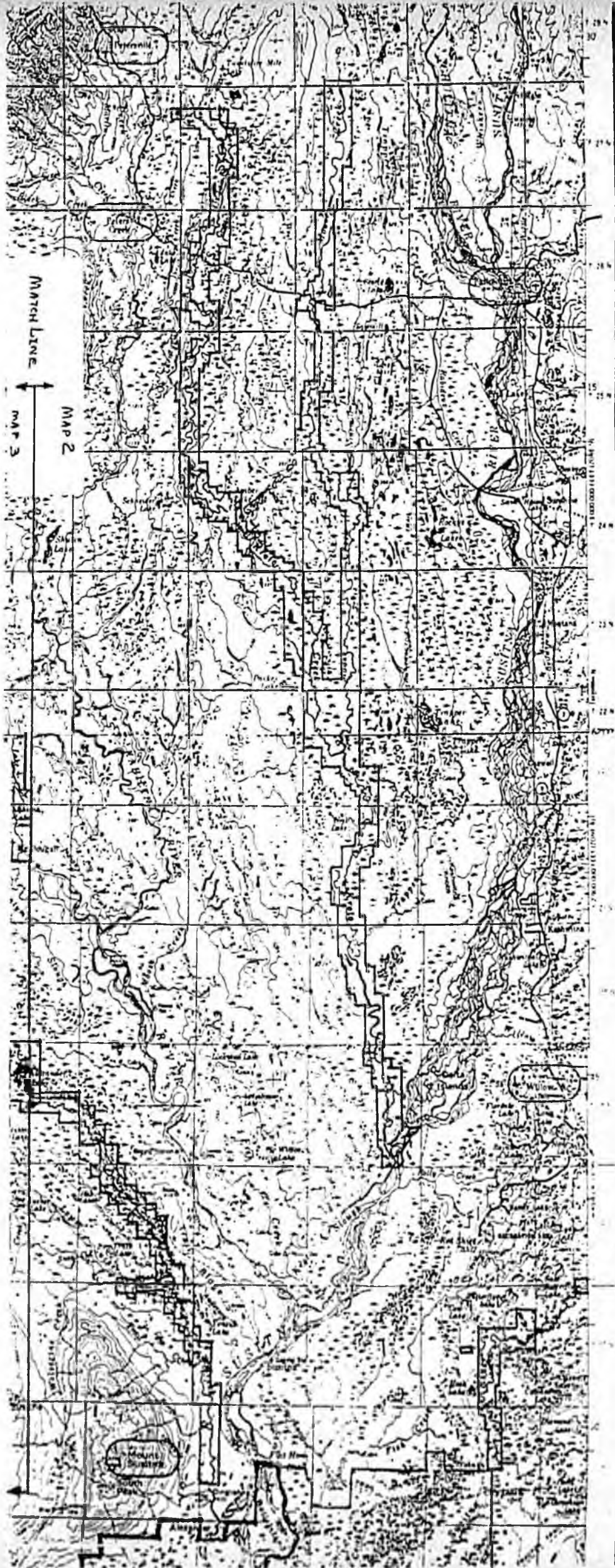
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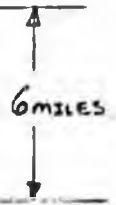
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MAP 1

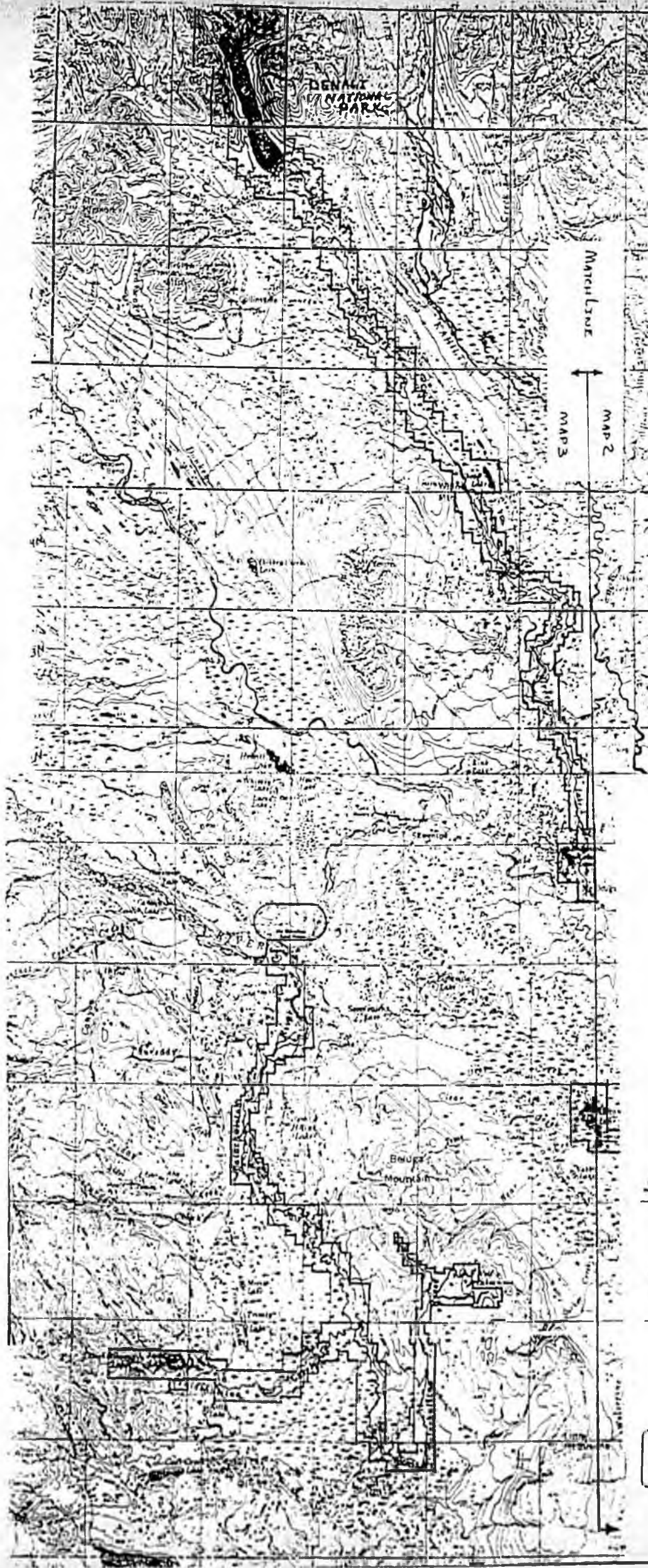


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MAP 2



Scale:  
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6 miles  
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MAP 3



# Resource Development Council

for Alaska, Inc.

807 "G" Street, Suite 200, Anchorage, Alaska 99501-3440  
Box 100516, Anchorage, Alaska 99510-0516 - 907/276-0700

April 5, 1988

Senator Jack Coghill  
Senate Resources Committee  
Box V  
Juneau, AK 99811

APR 08 1988

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Becky L. Gay

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**EX-OFFICIO MEMBERS**  
Senator Ted Stevens  
Senator Frank Murkowski  
Congressman Don Young

re: HB 93, Recreation River legislation

Dear Senator Coghill:

The issue of recreation river designation for six streams in the Matanuska-Susitna Borough has been of concern to the Resource Development Council since the concept arose during the Susitna Area Plan process.

While RDC remains committed to the recreational management of the six rivers in the bill, it is still opposed to legislative designation as the best means of accomplishing that goal. RDC strongly endorses efforts to minimize use conflicts, plan for better resource management and enhance the recreational values of these important areas, but HB 93 is not necessary to accomplish these goals.

There is more at stake here than the simple designation of six river corridors in Southcentral Alaska. The greater issue is the legislative confidence in the constitutionally-mandated administrative management of state lands. Piecemeal attempts such as HB 93 (and there are dozens every year) to parcel management authority out of DNR's hands are not in the long-term best interests of the state. DNR must be capable of managing all state lands including those likely to generate significant user conflicts.

Despite our opposition to this legislation, we recognize the vast improvements made to its structure and text as it has moved through the process. RDC would be pleased to assist you or your staff in any efforts your committee might undertake to examine this important program, especially with regard to access.

Sincerely,

RESOURCE DEVELOPMENT COUNCIL  
for Alaska, Inc.

Becky L. Gay  
Executive Director

February 3, 1988  
6400 Peppertree Circle  
Anchorage, Alaska 99504

Senator Jack Coghill  
Post Office Box V  
Juneau, Alaska 99811

FEB 25 1988

Re: House Bill 93

Dear Senator Coghill:

I am very concerned that passage of HB 93 will result in a repeat of what took place on the Kenai River, i.e. a complete lockup of Susitna Valley rivers from larger boats. Many of the larger boat owners, like myself, moved to the Susitna River drainage after we were forced off of the Kenai River. And now it looks like the same thing might happen again.

If the restrictions on the Kenai had resulted in a positive effect that would be one thing. However, anyone who has been on the lower Kenai during May or June of the last season would have to admit that the boat traffic and boat waves are heavier then they use to be. And worse yet it is discouraging to see the illegal methods that people have resorted to in order to circumvent the 35hp limit ( retuned engines which were originally detuned, 35hp engine covers on 50hp engines etc).

Why can't the governing bodies accept the fact that increasing numbers of people are going to be drawn to a recreational area until the relative quality level is lower compared to another area. Then people will go to another area. Trying to legislate restrictive limits on southcentral rivers will only postpone intensive usage of the area at the expense of one or more user groups.

The Kenai River would have been self limiting had the lawmakers not intervened. Pretty soon people would choose to fish somewhere else if it was considered too crowded. But even now proposals are being suggested to further limit the people that are able to use the Kenai River i.e. let's limit the guides or let's put further restrictions on boats etc.

Please don't let this happen to the other rivers in Southcentral Alaska. HB 93 must be stopped or at least changed so that it doesn't result in the lockup of Southcentral Rivers at the expense of individual user groups.

Sincerely Yours,

*Mark E. Teitzel*  
Mark E. Teitzel

Rev. J. Michael Hornick  
225 Cordova Street  
Anchorage, AK 99501  
February 12, 1988

Senator/Representative  
P.O. Box V  
Juneau, AK 99811

re: HB 93/CS HB 93  
Recreation Rivers

Dear Senator/Representative,

This letter is by way of a critique of CSHE-93 which I began to follow two years ago as HB-93.

Purposes:

After reviewing the goals and objectives of this bill, I find all such goals and objectives are clearly attainable now under existing regulations and regulatory agencies.

Land Lockups:

This bill proposes to initiate a new kind of State conservation unit under the premise of recreation by excluding certain uses of 250,000 acres of public State land.

The State of Alaska owns approximately 105 M acres of land in Alaska --this is equal to 28.5% of State. Private interests--including individuals, municipalities and boroughs own only 5 M acres or 1.4% of total. As of 3-87 there were in excess of 56 M acres of Congressionally designated Wilderness in Alaska and more is now being added and/or proposed. If present recommendations by USFWS and NPS are adopted by Congress, there will be approximately 68.3 M acres of Congressionally designated Wilderness in Alaska. That would equal approximately 18.5% of the State.

There are 15 USFWS csu's. There are 15 NPS csu's. There are Forest Service csu's. There are already 22 State Parks, Critical Habitats and Sanctuaries within the State's 105 M acres.

Moreover, there are 24 Coastal Zone Management Plans and 16 DNR Management Plans. There is also regulation by the Corps of Engineers, EPA and DEC.

We question the serious effects of over zealous creation of conservation system units, especially Wilderness, on the best interests of the people and State of Alaska--especially when only 1.4% of state lands is in private ownership.

Regulatory Agencies:

The competency of existing regulatory agencies is obviously recognized in section .210: ADF&G, DEC, state agencies, municipalities. This bill shows no acknowledgment of the fact that any kind of development for these river areas would also fall under Coastal Zone Management. I doubt the set-back (easement limitations) are in agreement with these multiple agencies.

RS 2477:

Pursuit of state right-of ways will become an increasingly more important issue. I do not think this bill adequately provides for RS 2477 rights-of-way in the concerned river corridors. I also do not think this bill provides for the possibility of future public transportation access routes ACROSS these corridors and streams.

Other Legislation:

This bill appears to be in contradiction with other related resource legislation still pending such as SB 94 (mineral policy act), SB 136 (mineral closure act), SB 137 (multi use definition), SB 11 (BLM lawsuit) to name a few since these issues will obviously be directly impacted by the withdrawal of 250,000 acres of state public land without prior evaluation.

Additional Comments:

In view of existing (Alaskan) sport fishing operators on these streams, this bill would appear to establish a private monopoly for them. I wonder if this bill does not establish a foothold of 250,000 acres for a new kind of state park system (see "Acquisition of Additional Land" section .240). If so, this does not reflect present problems of government personnel reductions and budgeting. After carefully reviewing this proposed legislation and considering all the allowable purposes, I can only conclude this bill ought to be re-named "The anti-private property, anti-mining, and water control act." I should add that mineral location within these lands was already closed by the Susitna Management Plan signed in April of 1985. I think that the "water flow" control measures instituted by this bill are a dangerous precedent to be setting for any future resource development.

After reading the Anchorage TIMES article "Trouble on the Tal" (March 9, 1987) about the aggressive activities of Teke Tours of Colorado in that area, I thought that perhaps this legislation might be intended to protect sport fishing interests, but it does not include any mechanism to exclude over-development by Outside tourism or over-fishing. In view of the above article, this bill ought to be more concerned about overuse by tourism, over fishing, airboats and Outside operators instead of closures to mineral entry and private ownership.

Conclusions:

In view of the fact that all the purposes and goals of this bill are already controlled by existing agencies, this seems to be an example of excessive regulation and bureaucracy. Considering the financial times of the state, this bill is an expensive luxury we ought not to indulge.

Sincerely,

Rev. J. Michael Hornick

P.S. I am an 13 year resident who occasionally gets the opportunity to enjoy sports hunting and fishing. I am a member of the Advisors Committee to the Alaska Land Use Council. The views expressed here reflect my own personal opinion.

PUBLIC OPINION MESSAGE

DEAR: SENATOR COGHILL

NAME: FREELON F. STANBERRY  
TITLE:  
ADDRESS: P.O. BOX 263  
CITY: HUSTON, ALASKA ZIP: 99694  
PHONE: 892-6198  
BILL NO: HB 93  
SUBJECT: ESTABLISH SYSTEM OF RECREATION RIVERS  
MESSAGE: THE MAT-SU BOROUGH ASSEMBLY AND HUSTON CITY COUNCIL VOTED UNANIMOUSLY  
TO ADOPT A RESOLUTION ASKING FOR A MANAGEMENT PLAN PRIOR TO APPROVAL OF  
HB 93. PLEASE DON'T ALLOW SPECIAL INTEREST GROUPS TO OVERRIDE OUR ELECTED  
OFFICIALS WHICH HAS APPEARED TO HAVE TAKEN PLACE ON THE PROPOSED TIMBER  
SALE. PLEASE VOTE NO ON HB 93.

FCMID: 03103536  
DATE: 04/05/89  
TIME: 10:35:36  
LICNAME: ANCHORAGE LIO

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HENSLEY  
JONES  
JOSEPHSON  
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KERTTULA  
PONEY  
STURGULEWSKI  
SZYMANSKI  
UEHLING  
ZHAROFF