

ALASKA LEGISLATURE COMMITTEE FILES, 1989-1990 8672
6579 SENATE RESOURCES

983

1 compensate the university for the agreed value reached under sec. 6(b) of
2 this Act for the interest of the university in Tract A-148 at Cape Suckling
3 and Tract 20 at Yakataga after crediting to the university those amounts
4 received by the university under sec. 6(c) and (d) of this Act, and the
5 appropriation becomes law.

6 * Sec. 9. Sections 1 and 5 - 6 of this Act take effect only if the
7 commissioner of natural resources certifies to the lieutenant governor and
8 the revisor of statutes that the administrative decision of the commis-
9 sioner authorizing timber harvesting in the extension area under the Icy
10 Cape II timber sale, ADL 203002, as amended on March 7, 1990, has become
11 final and is not subject to further administrative or judicial review.

12 * Sec. 10. Sections 2 - 4 of this Act take effect on the effective date
13 of the appropriation described in sec. 8 of this Act.

14 * Sec. 11. Sections 1 and 5 - 6 of this Act take effect on the date of
15 the certification described in sec. 9 of this Act.

Original sponsor(s): Resources Committee

1 IN THE HOUSE

BY THE C&RA COMMITTEE

2

SENATE CS FOR CS FOR HOUSE BILL NO. 346 (C&RA)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act establishing the Yakataga State Game Refuge;
7 relating to the management of state land within the
8 Yakataga area; and providing for an effective date."

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

10 * Section 1. AS 16.20 is amended by adding a new section to read:

11 Sec. 16.20.033. YAKATAGA STATE GAME REFUGE. (a) The following
12 state-owned land and water and all land acquired in the future by the
13 state lying within the parcels described in this subsection are estab-
14 lished as the Yakataga State Game Refuge:

15 (1) Township 20 South, Range 13 East, Copper River Meridian

16 Section 11: SE1/4

17 Section 12: S1/2

18 Section 13

19 Section 14: E1/2

20 Sections 22 - 27

21 Sections 34 - 36

22 (2) Township 20 South, Range 14 East, Copper River Meridian

23 Sections 7 - 12: S1/2

24 Sections 13 - 36

25 (3) Township 20 South, Range 15 East, Copper River Meridian

26 Sections 7 - 12: S1/2

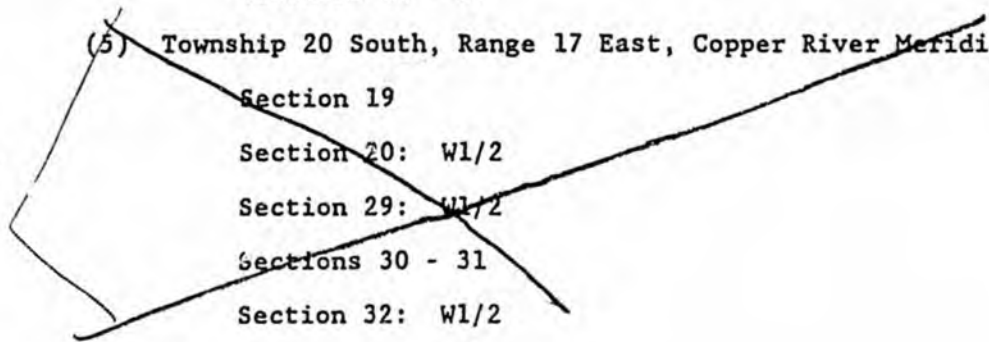
27 Sections 13 - 36

28 (4) Township 20 South, Range 16 East, Copper River Meridian

29 Sections 7 - 9: S1/2

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Sections 16 - 36

(5) Township 20 South, Range 17 East, Copper River Meridian

Section 19

Section 20: W1/2

Section 29: W1/2

Sections 30 - 31

Section 32: W1/2

(5) Township 21 South, Range 11 East, Copper River Meridian

Excluding that portion of Tract A-148 lying north and west of Seal River:

Sections 1 - 2

Sections 3 - 4: North and east of the Seal River and its associated lake system

Section 10: East of Seal River and one mile north of mean high tide line on the Gulf of Alaska

Sections 11 - 12

Sections 13 - 14: above mean high tide line on the Gulf of Alaska

(6) Township 21 South, Range 11 1/2 East, Copper River Meridian

Sections 6 - 7

Section 18: Above mean high tide line on the Gulf of Alaska

(7) Township 21 South, Range 12 East, Copper River Meridian

Sections 13 - 14: S1/2

Sections 23 - 26

Sections 35 - 36: Above mean high tide line on the Gulf of Alaska

(8) Township 21 South, Range 13 East, Copper River Meridian

1 Sections 1 - 21
2 Section 22: W1/2, E1/2 one mile north of mean
3 high tide line on the Gulf of Alaska
4 Sections 23 - 24: One mile north of mean high
5 tide line on the Gulf of Alaska
6 ⁹
~~(12)~~ Township 21 South, Range 14 East, Copper River Meridian
7 Sections 1 - 12
8 Sections 13 - 15: One mile north of mean high
9 tide line on the Gulf of Alaska
10 Sections 16 - 18
11 Sections 19 - 22: One mile north of mean high
12 tide line on the Gulf of Alaska
13 ¹⁰
~~(11)~~ Township 21 South, Range 15 East, Copper River Meridian
14 Sections 1 - 7
15 Sections 8 - 12: One mile north of mean high
16 tide line on the Gulf of Alaska
17 ~~(14)~~ Township 21 South, Range 16 East, Copper River Meridian
18 Sections 1 - 6
19 Sections 7 - 12: One mile north of mean high tide
20 line on the Gulf of Alaska
21 ~~(13) Township 21 South, Range 17 East, Copper River Meridian~~
22 ~~Section 5: W1/2~~
23 ~~Sections 6 - 7~~
24 ~~Section 8: W1/2~~
25 (b) The Yakataga State Game Refuge is established to protect the
26 (1) fish and wildlife habitat and populations, including
27 salmon spawning and rearing habitat and critical goat and moose winter
28 habitat; and
29 (2) public uses of fish and wildlife and their habitat,

1 particularly commercial, sport, and subsistence fishing, hunting,
2 viewing, photography, and general public recreation in a high quality
3 environment.

4 (c) The state may not acquire by eminent domain private land
5 that is located within the state-owned land specified in (a) of this
6 section for inclusion in the Yakataga State Game Refuge. The state
7 may acquire private land that is located within the state-owned land
8 specified in (a) of this section by purchase, exchange, or otherwise
9 from willing owners for inclusion in the Yakataga State Game Refuge.

10 (d) The establishment of the Yakataga State Game Refuge under
11 this section does not impair or alter valid existing rights including
12 pending Native allotment applications, access to set net sites, and
13 access to and from private land located within the Yakataga State Game
14 Refuge.

15 (e) The department shall allow commercial, sport, and subsis-
16 tence fishing and hunting within the Yakataga State Game Refuge under
17 regulations of the Board of Fisheries and the Board of Game. The
18 department shall also permit associated support activities when neces-
19 sary and consistent with AS 16.20.010 - 16.20.080 to support fishing
20 and hunting permitted under this section, including fish buying
21 operations, aircraft support including landing strips, and off-road
22 vehicle use.

23 (f) Egress and ingress to and from private property within the
24 parcels described in (a) of this section shall be allowed through
25 access corridors established by agreement between the department, the
26 Department of Natural Resources, and the owners of private land in-
27 volved. The establishment of the Yakataga State Game Refuge does not
28 impair or alter existing rights of access to set net lease sites.

29 (g) The department shall adopt and may revise a management plan

1 for the Yakataga State Game Refuge.

2 * Sec. 2. AS 16.20.033(a)(6) is amended to read:

3 ~~(X)~~ Township 21 South, Range 11 East, Copper River Meridian
4 [EXCLUDING THAT PORTION OF] Tract A-148 lying north
5 and west of Seal River [:]

6 Sections 1 - 2

7 Sections 3 - 4: North and east of the Seal River
8 and its associated lake system

9 Section 10: East of Seal River and one mile north
10 of mean high tide line on the Gulf of Alaska

11 Sections 11 - 12

12 Sections 13 - 14: Above mean high tide line on
13 the Gulf of Alaska

14 ~~AS 16.20.033(a)(13)~~ AS 16.20.033(a)(13) is amended to read:

15 [~~(13)~~ Township 21 South, Range 17 East, Copper River Meridian

16 Section 5: W1/2

17 Sections 6 - 7

18 Section 8: W1/2

19 Sections 12 - 13: Lying south and east of the
20 south channel of the Yakataga River]

21 * Sec. 3. AS 16.20.033(a) is amended by adding new paragraphs to read:

22 ~~(14)~~ Township 21 South, Range 9 East, Copper River Meridian
23 Tract A-148

24 (13) Township 21 South, Range 10 East, Copper River Meridian
25 Tract A-148

26 [~~(16)~~ Township 21 South, Range 18 East, Copper River Meridian

27 Sections 7 - 8: Lying south of the south channel
28 of the Yakataga River

29 Section 17: N1/2]

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~~Section 18: N1/2, SW1/4, N1/2SE1/4~~

~~Section 19: NW1/4, N1/2SW1/4~~]

* Sec. 4

AREA PLAN AND REPORT TO THE LEGISLATURE: (a) The commis-
sioner of natural resources shall undertake and complete an area plan for
the Yakataga area, the state land and water located between Icy Bay and
Cape Suckling, under AS 38.04.065 and the regulations of the Department of
Natural Resources. The area plan completed under this section does not
include the land of the Yakataga State Game Refuge.

(b) The commissioner of natural resources shall consider the full
range of management options for the timber rights in each tract of land of
the University of Alaska (ADL 223456) under litigation, including and
excluding timber harvest.

July 1, 1993

(c) The area plan shall be completed by ~~December 31, 1992~~, and shall
be delivered to the chairs of the Resource Committees of the legislature.
The commissioner may include with the area plan recommendations for legis-
lation defining a part of the area as a state park, state forest, state
game refuge, state critical habitat area, or other special designation.

(d) Except as provided in this subsection and (e) of this section and
subject to valid existing rights, the commissioner of natural resources may
not conduct timber or timber-related construction activity, including road
construction, timber sales and commercial timber harvests in the Yakataga
area, the area between Icy Bay and Cape Suckling, ~~until completion of the~~
~~area plan required by this section.~~ The commissioner may maintain existing
timber harvest facilities. This section does not diminish the right of a
private property owner to have access or develop its land or resources or
the authority of an agency to grant approval for access or development.

July 1, 1993

(e) The commissioner may permit the harvest of timber within the
parcel described as Tract 152 at White River under ADL 223456.

* Sec. 5

TIMBER TRACTS OF THE UNIVERSITY OF ALASKA. (a) The

1 commissioner of natural resources shall engage in every reasonable effort
2 to achieve a settlement of litigation involving the City of Yakutat v. the
3 Department of Natural Resources (Civil No. 1JU-88-271) that accommodates
4 the rights of the University of Alaska to compensation for university trust
5 land conveyed to the Municipality of Anchorage. The commissioner shall,
6 for the purposes of settlement of the litigation, consider the timber in
7 the tracts transferred as ADL 223456 as the property of the university.
8 Nothing in this subsection affects the claims or rights of a party to the
9 litigation.

10 (b) The commissioner of natural resources shall engage in every
11 reasonable effort to reach agreement on the fair market value for the
12 timber rights to Tract A-148 at Cape Suckling and Tract 20 at Yakataga.
13 The commissioner shall report the fair market value agreed upon by the
14 commissioner and the University of Alaska under this subsection to the
15 chairs of the resources committees of the legislature on the date the
16 commissioner and the university reach agreement on the fair market value
17 determined under this subsection.

18 (c) Regardless of the disposition of City of Yakutat v. the Depart-
19 ment of Natural Resources (Civil No. 1JU-88-271), the legislature intends
20 that the state reacquire from the University of Alaska its interest in
21 Tract A-148 at Cape Suckling and Tract 20 at Yakataga. The legislature
22 intends to compensate the University of Alaska for Tract A-148 and Tract 20
23 based on the agreement on the fair market value reached under (b) of this
24 section. If the commissioner and the University of Alaska reach agreement
25 on the fair market value determined under (b) of this section, all money
26 received in satisfaction of the court order issued in Sullivan v. State
27 after the date of agreement shall be transferred to the University of
28 Alaska trust fund as additional earnest money for the reacquisition of the
29 timber rights of the University of Alaska on Tract A-148 at Cape Suckling

1 and Tract 20 at Yakataga.

2 (d) The commissioner of revenue shall establish a trust account in
3 the general fund of the state. The commissioner of natural resources shall
4 transfer to the commissioner of revenue for deposit into the trust account
5 any amounts paid from July 1, 1990, through ~~January 1, 1991~~, with respect
6 to rights arising under the Icy Cape, II Timber Sale Contract, ADL 203002.
7 The commissioner of revenue shall, on ~~January 30, 1991~~, transfer funds
8 received under this subsection to the University of Alaska if an agreement
9 on the agreed fair market value is reached under (b) of this section by
10 January 21, 1991. If an agreement is not reached under (b) of this section
11 by January 21, 1991, the funds shall be transferred to the general fund of
12 the state.

the date the commissioner and the University reach agreement under (b) of this section

the date the commissioner and the University reach agreement under (b) of this section

the date the commissioner and the University reach agreement under (b) of this section

13 * Sec. 6 LEGISLATIVE INTENT. It is the intent of the legislature that
14 the establishment of the Yakataga State Game Refuge only take effect if the
15 administrative decision of the commissioner of natural resources that
16 authorizes timber harvesting in the "extension area" under the Icy Cape II
17 timber sale, ADL 203002, as amended on March 7, 1990, is not challenged in
18 the Alaska Superior Court by administrative appeal within the time permit-
19 ted by law, or, if appealed, the decision is affirmed by a final judicial
20 order not subject to further appeal.

21 * Sec. 7. Sections 2 - 3 of this Act take effect on the effective date
22 of an appropriation Act appropriating to the University of Alaska those
23 amounts necessary to compensate the university for the agreed value reached
24 under sec. 6(b) of this Act for the interest of the university in Tract
25 A-148 at Cape Suckling ~~and Tract 20 at Yakataga~~ after crediting to the
26 university those amounts received by the university under sec. 6(c) and (d)
27 of this Act.

28 * Sec. 8. Sections 1 and 4-5 of this Act take effect on the date that
29 the commissioner of natural resources certifies to the lieutenant governor

1 and the revisor of statutes that the administrative decision of the commis-
2 sioner authorizing timber harvesting in the extension area under the Icy
3 Cape II timber sale, ADL 203002, as amended on March 7, 1990, has become
4 final and is not subject to further administrative or judicial review.

no fiscal notes
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Original sponsor(s): Resources Committee

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 346 (Resources)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

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7 relating to the management of state land within the
8 Yakataga area; and providing for an effective date."

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10 * Section 1. AS 16.20 is amended by adding a new section to read:

11 Sec. 16.20.033. YAKATAGA STATE GAME REFUGE. (a) The following
12 state-owned land and water and all land acquired in the future by the
13 state lying within the parcels described in this subsection are estab-
14 lished as the Yakataga State Game Refuge:

15 (1) Township 20 South, Range 13 East, Copper River Meridian

16 Section 11: SE1/4

17 Section 12: S1/2

18 Section 13

19 Section 14: E1/2

20 Sections 22 - 27

21 Sections 34 - 36

22 (2) Township 20 South, Range 14 East, Copper River Meridian

23 Sections 7 - 12: S1/2

24 Sections 13 - 36

25 (3) Township 20 South, Range 15 East, Copper River Meridian

26 Sections 7 - 12: S1/2

27 Sections 13 - 36

28 (4) Township 20 South, Range 16 East, Copper River Meridian

29 Sections 7 - 9: S1/2

1 Sections 1 - 12

2 Sections 13 - 15: One mile north of mean high
3 tide line on the Gulf of Alaska

4 Sections 16 - 18

5 Sections 19 - 22: One mile north of mean high
6 tide line on the Gulf of Alaska

7 (10) Township 21 South, Range 15 East, Copper River Meridian

8 Sections 1 - 7

9 Sections 8 - 12: One mile north of mean high
10 tide line on the Gulf of Alaska

11 (11) Township 21 South, Range 16 East, Copper River Meridian

12 Sections 1 - 6

13 Sections 7 - 12: One mile north of mean high tide
14 line on the Gulf of Alaska.

15 (b) The Yakataga State Game Refuge is established to protect the

16 (1) fish and wildlife habitat and populations, including
17 salmon spawning and rearing habitat and critical goat and moose winter
18 habitat; and

19 (2) public uses of fish and wildlife and their habitat,
20 particularly commercial, sport, and subsistence fishing, hunting,
21 viewing, photography, and general public recreation in a high quality
22 environment.

23 (c) The state may not acquire by eminent domain private land
24 that is located within the state-owned land specified in (a) of this
25 section for inclusion in the Yakataga State Game Refuge. The state
26 may acquire private land that is located within the state-owned land
27 specified in (a) of this section by purchase, exchange, or otherwise
28 from willing owners for inclusion in the Yakataga State Game Refuge.

29 (d) The establishment of the Yakataga State Game Refuge under

1 this section does not impair or alter valid existing rights including
2 pending Native allotment applications, access to set net sites, and
3 access to and from private land located within the Yakataga State Game
4 Refuge.

5 (e) The department shall allow commercial, sport, and subsis-
6 tence fishing and hunting within the Yakataga State Game Refuge under
7 regulations of the Board of Fisheries and the Board of Game. The
8 department shall also permit associated support activities when neces-
9 sary and consistent with AS 16.20.010 - 16.20.080 to support fishing
10 and hunting permitted under this section, including fish buying
11 operations, aircraft support including landing strips, and off-road
12 vehicle use.

13 (f) Egress and ingress to and from private property within the
14 parcels described in (a) of this section shall be allowed through
15 access corridors established by agreement between the department, the
16 Department of Natural Resources, and the owners of private land in-
17 volved. The establishment of the Yakataga State Game Refuge does not
18 impair or alter existing rights of access to set net lease sites.

19 (g) The department shall adopt and may revise a management plan
20 for the Yakataga State Game Refuge.

21 * Sec. 2. AS 16.20.033(a)(5) is amended to read:

22 (5) Township 21 South, Range 11 East, Copper River Meridian
23 [EXCLUDING THAT PORTION OF] Tract A-148 lying north
24 and west of Seal River [:]

25 Sections 1 - 2

26 Sections 3 - 4: North and east of the Seal River
27 and its associated lake system

28 Section 10: East of Seal River and one mile north
29 of mean high tide line on the Gulf of Alaska

1 Sections 11 - 12

2 Sections 13 - 14: Above mean high tide line on
3 the Gulf of Alaska

4 * Sec. 3. AS 16.20.033(a) is amended by adding new paragraphs to read:

5 (12) Township 21 South, Range 9 East, Copper River Meridian
6 Tract A-148

7 (13) Township 21 South, Range 10 East, Copper River Meridian
8 Tract A-148.

9 * Sec. 4. AREA PLAN AND REPORT TO THE LEGISLATURE. (a) The commis-
10 sioner of natural resources shall undertake and complete an area plan for
11 the Yakataga area, the state land and water located between Icy Bay and
12 Cape Suckling, under AS 38.04.065 and the regulations of the Department of
13 Natural Resources. The area plan completed under this section does not
14 include the land of the Yakataga State Game Refuge.

15 (b) The commissioner of natural resources shall consider the full
16 range of management options for the timber rights in each tract of land of
17 the University of Alaska (ADL 223456) under litigation, including and
18 excluding timber harvest.

19 (c) The area plan shall be completed by July 1, 1993, and shall be
20 delivered to the chairs of the Resource Committees of the legislature. The
21 commissioner may include with the area plan recommendations for legislation
22 defining a part of the area as a state park, state forest, state game
23 refuge, state critical habitat area, or other special designation.

24 (d) Except as provided in this subsection and (e) of this section and
25 subject to valid existing rights, the commissioner of natural resources may
26 not conduct timber or timber-related construction activity, including road
27 construction, timber sales and commercial timber harvests in the Yakataga
28 area, the area between Icy Bay and Cape Suckling, until July 1, 1993. The
29 commissioner may maintain existing timber harvest facilities. This section

1 does not diminish the right of a private property owner to have access or
2 develop its land or resources or the authority of an agency to grant appro-
3 val for access or development.

4 (e) The commissioner may permit the harvest of timber within the
5 parcel described as Tract 152 at White River under ADL 223456.

6 * Sec. 5. TIMBER TRACTS OF THE UNIVERSITY OF ALASKA. (a) The
7 commissioner of natural resources shall engage in every reasonable effort
8 to achieve a settlement of litigation involving the City of Yakutat v. the
9 Department of Natural Resources (Civil No. 1JU-88-271) that accommodates
10 the rights of the University of Alaska to compensation for university trust
11 land conveyed to the Municipality of Anchorage. The commissioner shall,
12 for the purposes of settlement of the litigation, consider the timber in
13 the tracts transferred as ADL 223456 as the property of the university.
14 Nothing in this subsection affects the claims or rights of a party to the
15 litigation.

16 (b) The commissioner of natural resources shall engage in every
17 reasonable effort to reach agreement on the fair market value for the
18 timber rights to Tract A-148 at Cape Suckling and Tract 20 at Yakataga.
19 The commissioner shall report the fair market value agreed upon by the
20 commissioner and the University of Alaska under this subsection to the
21 chairs of the resources committees of the legislature on the date the
22 commissioner and the university reach agreement on the fair market value
23 determined under this subsection.

24 (c) Regardless of the disposition of City of Yakutat v. the Depart-
25 ment of Natural Resources (Civil No. 1JU-88-271), the legislature intends
26 that the state reacquire from the University of Alaska its interest in
27 Tract A-148 at Cape Suckling and Tract 20 at Yakataga. The legislature
28 intends to compensate the University of Alaska for Tract A-148 and Tract 20
29 based on the agreement on the fair market value reached under (b) of this

1 section. If the commissioner and the University of Alaska reach agreement
2 on the fair market value determined under (b) of this section, all money
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5 Alaska trust fund as additional earnest money for the reacquisition of the
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11 any amounts paid from July 1, 1990, through the date the commissioner and
12 the university reach agreement under (b) of this section, with respect to
13 rights arising under the Icy Cape II Timber Sale Contract, ADL 203002. The
14 commissioner of revenue shall, on the date the commissioner and the univer-
15 sity reach agreement under (b) of this section, transfer funds received
16 under this subsection to the University of Alaska if an agreement on the
17 agreed fair market value is reached under (b) of this section by
18 January 21, 1991. If an agreement is not reached under (b) of this section
19 by January 21, 1991, the funds shall be transferred to the general fund of
20 the state.

21 * Sec. 6. LEGISLATIVE INTENT. It is the intent of the legislature that
22 the establishment of the Yakataga State Game Refuge only take effect if the
23 administrative decision of the commissioner of natural resources that
24 authorizes timber harvesting in the "extension area" under the Icy Cape II
25 timber sale, ADL 203002, as amended on March 7, 1990, is not challenged in
26 the Alaska Superior Court by administrative appeal within the time permit-
27 ted by law, or, if appealed, the decision is affirmed by a final judicial
28 order not subject to further appeal.

29 * Sec. 7. Sections 2 - 3 of this Act take effect on the effective date

1 of an appropriation Act appropriating to the University of Alaska those
2 amounts necessary to compensate the university for the agreed value reached
3 under sec. 5(b) of this Act for the interest of the university in Tract
4 A-148 at Cape Suckling after crediting to the university those amounts
5 received by the university under sec. 5(c) and (d) of this Act.

6 * Sec. 8. Sections 1 and 4 - 5 of this Act take effect on the date that
7 the commissioner of natural resources certifies to the lieutenant governor
8 and the revisor of statutes that the administrative decision of the commis-
9 sioner authorizing timber harvesting in the extension area under the Icy
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Original sponsor(s): Resources Committee

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 346 (Resources)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

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13 state lying within the parcels described in this subsection are estab-
14 lished as the Yakataga State Game Refuge:

15 (1) Township 20 South, Range 13 East, Copper River Meridian

16 Section 11: SE1/4

17 Section 12: S1/2

18 Section 13

19 Section 14: E1/2

20 Sections 22 - 27

21 Sections 34 - 36

22 (2) Township 20 South, Range 14 East, Copper River Meridian

23 Sections 7 - 12: S1/2

24 Sections 13 - 36

25 (3) Township 20 South, Range 15 East, Copper River Meridian

26 Sections 7 - 12: S1/2

27 Sections 13 - 36

28 (4) Township 20 South, Range 16 East, Copper River Meridian

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Sections 16 - 36

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Excluding that portion of Tract A-148 lying north and
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(6) Township 21 South, Range 11 1/2 East, Copper River
Meridian

Sections 6 - 7

Section 18: Above mean high tide line on the Gulf
of Alaska

(7) Township 21 South, Range 12 East, Copper River Meridian

Sections 13 - 14: S1/2

Sections 23 - 26

Sections 35 - 36: Above mean high tide line on
the Gulf of Alaska

(8) Township 21 South, Range 13 East, Copper River Meridian

Sections 1 - 21

Section 22: W1/2, E1/2 one mile north of mean
high tide line on the Gulf of Alaska

Sections 23 - 24: One mile north of mean high
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13 Sections 7 - 12: One mile north of mean high tide
14 line on the Gulf of Alaska.

15 (b) The Yakataga State Game Refuge is established to protect the

16 (1) fish and wildlife habitat and populations, including
17 salmon spawning and rearing habitat and critical goat and moose winter
18 habitat; and

19 (2) public uses of fish and wildlife and their habitat,
20 particularly commercial, sport, and subsistence fishing, hunting,
21 viewing, photography, and general public recreation in a high quality
22 environment.

23 (c) The state may not acquire by eminent domain private land
24 that is located within the state-owned land specified in (a) of this
25 section for inclusion in the Yakataga State Game Refuge. The state
26 may acquire private land that is located within the state-owned land
27 specified in (a) of this section by purchase, exchange, or otherwise
28 from willing owners for inclusion in the Yakataga State Game Refuge.

29 (d) The establishment of the Yakataga State Game Refuge under

1 this section does not impair or alter valid existing rights including
2 pending Native allotment applications, access to set net sites, and
3 access to and from private land located within the Yakataga State Game
4 Refuge.

5 (e) The department shall allow commercial, sport, and subsis-
6 tence fishing and hunting within the Yakataga State Game Refuge under
7 regulations of the Board of Fisheries and the Board of Game. The
8 department shall also permit associated support activities when neces-
9 sary and consistent with AS 16.20.010 - 16.20.080 to support fishing
10 and hunting permitted under this section, including fish buying
11 operations, aircraft support including landing strips, and off-road
12 vehicle use.

13 (f) Egress and ingress to and from private property within the
14 parcels described in (a) of this section shall be allowed through
15 access corridors established by agreement between the department, the
16 Department of Natural Resources, and the owners of private land in-
17 volved. The establishment of the Yakataga State Game Refuge does not
18 impair or alter existing rights of access to set net lease sites.

19 (g) The department shall adopt and may revise a management plan
20 for the Yakataga State Game Refuge.

21 * Sec. 2. AS 16.20.033(a)(5) is amended to read:

22 (5) Township 21 South, Range 11 East, Copper River Meridian
23 [EXCLUDING THAT PORTION OF] Tract A-148 lying north
24 and west of Seal River [:]

25 Sections 1 - 2

26 Sections 3 - 4: North and east of the Seal River
27 and its associated lake system

28 Section 10: East of Seal River and one mile north
29 of mean high tide line on the Gulf of Alaska

1 Sections 11 - 12

2 Sections 13 - 14: Above mean high tide line on
3 the Gulf of Alaska

4 * Sec. 3. AS 16.20.033(a) is amended by adding new paragraphs to read:

5 (12) Township 21 South, Range 9 East, Copper River Meridian
6 Tract A-148

7 (13) Township 21 South, Range 10 East, Copper River Meridian
8 Tract A-148.

9 * Sec. 4. AREA PLAN AND REPORT TO THE LEGISLATURE. (a) The commis-
10 sioner of natural resources shall undertake and complete an area plan for
11 the Yakataga area, the state land and water located between Icy Bay and
12 Cape Suckling, under AS 38.04.065 and the regulations of the Department of
13 Natural Resources. The area plan completed under this section does not
14 include the land of the Yakataga State Game Refuge.

15 (b) The commissioner of natural resources shall consider the full
16 range of management options for the timber rights in each tract of land of
17 the University of Alaska (ADL 223456) under litigation, including and
18 excluding timber harvest.

19 (c) The area plan shall be completed by July 1, 1993, and shall be
20 delivered to the chairs of the Resource Committees of the legislature. The
21 commissioner may include with the area plan recommendations for legislation
22 defining a part of the area as a state park, state forest, state game
23 refuge, state critical habitat area, or other special designation.

24 (d) Except as provided in this subsection and (e) of this section and
25 subject to valid existing rights, the commissioner of natural resources may
26 not conduct timber or timber-related construction activity, including road
27 construction, timber sales and commercial timber harvests in the Yakataga
28 area, the area between Icy Bay and Cape Suckling, until July 1, 1993. The
29 commissioner may maintain existing timber harvest facilities. This section

1 does not diminish the right of a private property owner to have access or
2 develop its land or resources or the authority of an agency to grant appro-
3 val for access or development.

4 (e) The commissioner may permit the harvest of timber within the
5 parcel described as Tract 152 at White River under ADL 223456.

6 * Sec. 5. TIMBER TRACTS OF THE UNIVERSITY OF ALASKA. (a) The
7 commissioner of natural resources shall engage in every reasonable effort
8 to achieve a settlement of litigation involving the City of Yakutat v. the
9 Department of Natural Resources (Civil No. 1JU-88-271) that accommodates
10 the rights of the University of Alaska to compensation for university trust
11 land conveyed to the Municipality of Anchorage. The commissioner shall,
12 for the purposes of settlement of the litigation, consider the timber in
13 the tracts transferred as ADL 223456 as the property of the university.
14 Nothing in this subsection affects the claims or rights of a party to the
15 litigation.

16 (b) The commissioner of natural resources shall engage in every
17 reasonable effort to reach agreement on the fair market value for the
18 timber rights to Tract A-148 at Cape Suckling and Tract 20 at Yakataga.
19 The commissioner shall report the fair market value agreed upon by the
20 commissioner and the University of Alaska under this subsection to the
21 chairs of the resources committees of the legislature on the date the
22 commissioner and the university reach agreement on the fair market value
23 determined under this subsection.

24 (c) Regardless of the disposition of City of Yakutat v. the Depart-
25 ment of Natural Resources (Civil No. 1JU-88-271), the legislature intends
26 that the state reacquire from the University of Alaska its interest in
27 Tract A-148 at Cape Suckling and Tract 20 at Yakataga. The legislature
28 intends to compensate the University of Alaska for Tract A-148 and Tract 20
29 based on the agreement on the fair market value reached under (b) of this
SCS CSHB 346(Res)

1 section. If the commissioner and the University of Alaska reach agreement
2 on the fair market value determined under (b) of this section, all money
3 received in satisfaction of the court order issued in Sullivan v. State
4 after the date of agreement shall be transferred to the University of
5 Alaska trust fund as additional earnest money for the reacquisition of the
6 timber rights of the University of Alaska on Tract A-148 at Cape Suckling
7 and Tract 20 at Yakataga.

8 (d) The commissioner of revenue shall establish a trust account in
9 the general fund of the state. The commissioner of natural resources shall
10 transfer to the commissioner of revenue for deposit into the trust account
11 any amounts paid from July 1, 1990, through the date the commissioner and
12 the university reach agreement under (b) of this section, with respect to
13 rights arising under the Icy Cape II Timber Sale Contract, ADL 203002. The
14 commissioner of revenue shall, on the date the commissioner and the univer-
15 sity reach agreement under (b) of this section, transfer funds received
16 under this subsection to the University of Alaska if an agreement on the
17 agreed fair market value is reached under (b) of this section by
18 January 21, 1991. If an agreement is not reached under (b) of this section
19 by January 21, 1991, the funds shall be transferred to the general fund of
20 the state.

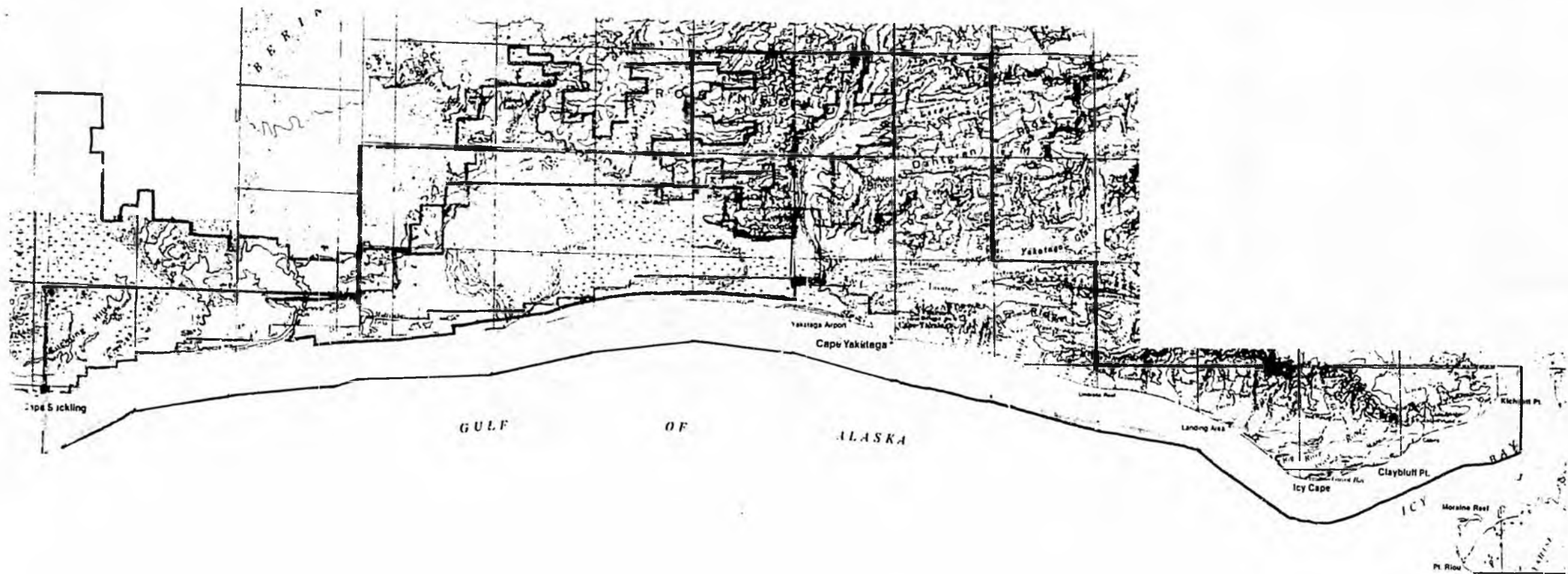
21 * Sec. 6. LEGISLATIVE INTENT. It is the intent of the legislature that
22 the establishment of the Yakataga State Game Refuge only take effect if the
23 administrative decision of the commissioner of natural resources that
24 authorizes timber harvesting in the "extension area" under the Icy Cape II
25 timber sale, ADL 203002, as amended on March 7, 1990, is not challenged in
26 the Alaska Superior Court by administrative appeal within the time permit-
27 ted by law, or, if appealed, the decision is affirmed by a final judicial
28 order not subject to further appeal.

29 * Sec. 7. Sections 2 - 3 of this Act take effect on the effective date

1 of an appropriation Act appropriating to the University of Alaska those
2 amounts necessary to compensate the university for the agreed value reached
3 under sec. 5(b) of this Act for the interest of the university in Tract
4 A-148 at Cape Suckling after crediting to the university those amounts
5 received by the university under sec. 5(c) and (d) of this Act.

6 * Sec. 8. Sections 1 and 4 - 5 of this Act take effect on the date that
7 the commissioner of natural resources certifies to the lieutenant governor
8 and the revisor of statutes that the administrative decision of the commis-
9 sioner authorizing timber harvesting in the extension area under the Icy
10 Cape II timber sale, ADL 203002, as amended on March 7, 1990, has become
11 final and is not subject to further administrative or judicial review.

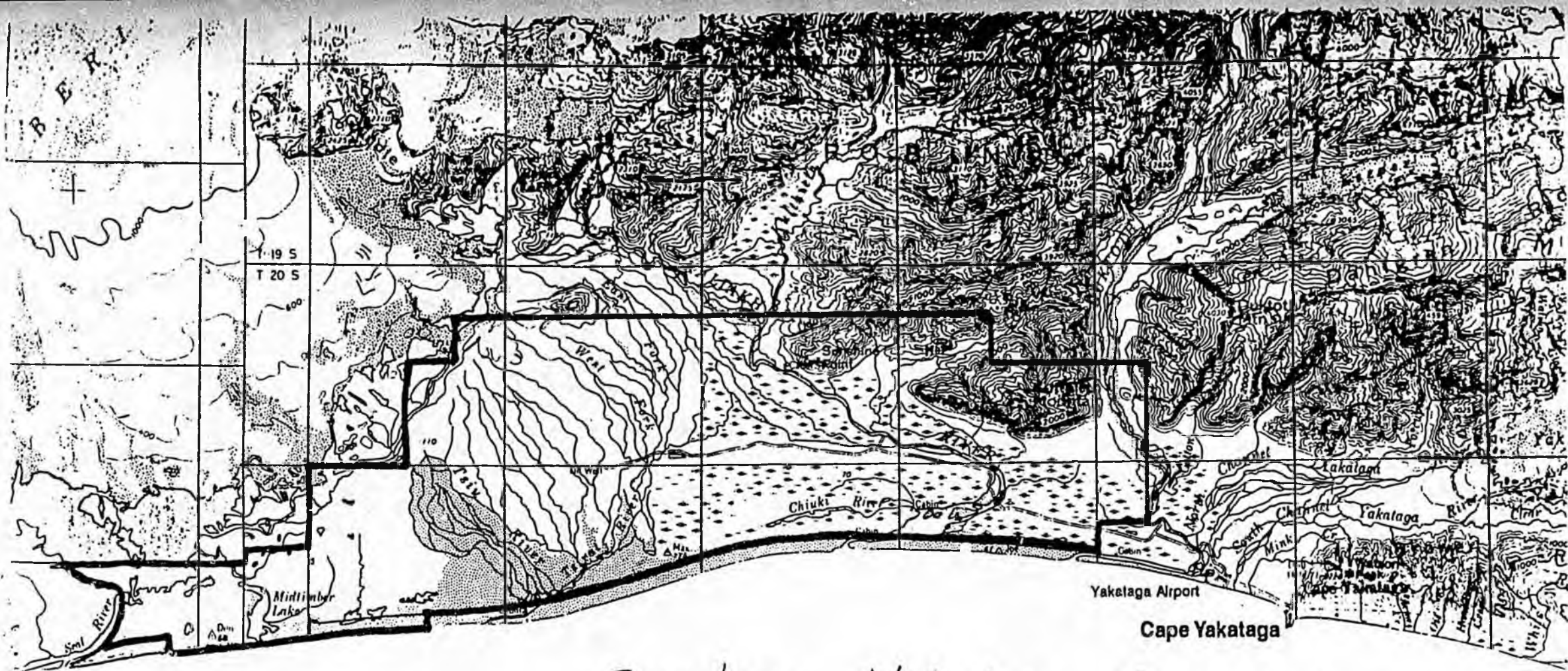
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DNR FURTHER PLANNING AREA

HOUSE-PASSED GAME REFUGE

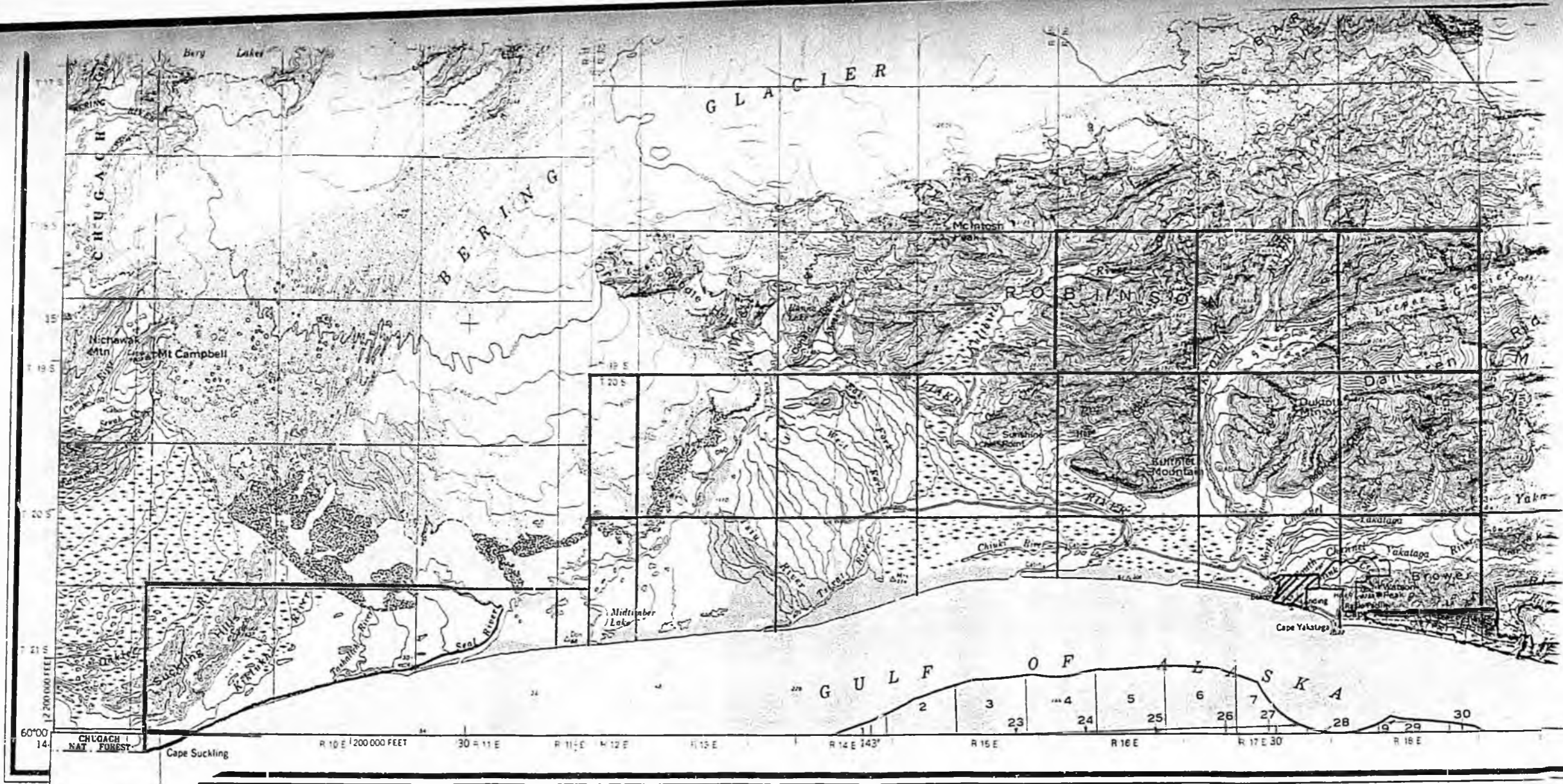
SENATE COMPROMISE GAME REFUGE



Boundary, Yakataga Game Refuge

GULF OF ALASKA

THE FOLLOWING DOCUMENT HAS
NOT BEEN FILMED BUT IS
AVAILABLE IN THE ORIGINAL
FILE



MAPPED, EDITED, AND CONTROLLED BY THE GEOLOGICAL SURVEY

CONTROL BY NOS/NOAA, AND INTERNATIONAL BOUNDARY COMMISSION

TOPOGRAPHY BY PHOTOGRAMMETRIC METHODS FROM AERIAL PHOTOGRAPHS TAKEN 1957. FIELD ANNOTATED 1959. REVISED IN PART FROM AERIAL PHOTOGRAPHS TAKEN 1978. PURPLE SCREENED PATTERN SHOWN ON GLACIAL FEATURES INDICATES GLACIAL ADVANCE OR RESSION, VISIBLE AS OF THE DATE OF PHOTOGRAPHY. MAP NOT FIELD CHECKED

PROJECTION AND 10,000-METER GRID TICKS SHOWN IN BLUE: UNIVERSAL TRANSVERSE MERCATOR, ZONE 7
100,000-FOOT GRID TICKS BASED ON ALASKA COORDINATE SYSTEM, ZONE 2
1927 NORTH AMERICAN DATUM. TO PLACE ON THE PREDICTED NORTH AMERICAN DATUM 1983 MOVE THE PROJECTION LINES 49 METERS NORTH AND 109 METERS EAST

SELECTED HYDROGRAPHIC DATA COMPILED FROM NOS CHART 16016 THIS INFORMATION IS NOT INTENDED FOR NAVIGATIONAL PURPOSES

GRAY LAND LINES REPRESENT UNSURVEYED AND UNMARKED LOCATIONS PREDETERMINED BY THE BUREAU OF LAND MANAGEMENT FOLIOS CR-6, CR-7, CR-9, AND CR-10, COPPER RIVER MERIDIAN

SWAMPS, AS PORTRAYED, INDICATE ONLY THE WETTER AREAS, USUALLY OF LOW RELIEF, AS INTERPRETED FROM AERIAL PHOTOGRAPHS

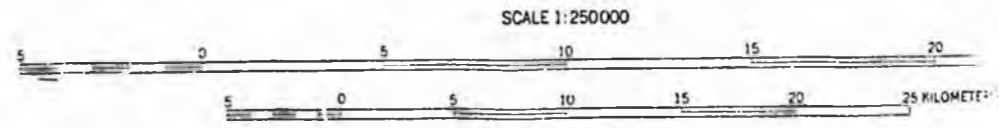
THERE MAY BE PRIVATE INHOLDINGS WITHIN THE BOUNDARIES OF THE NATIONAL OR STATE RESERVATIONS SHOWN ON THIS MAP

THE ALASKA MARITIME NATIONAL WILDLIFE REFUGE CONSISTS OF ALL THE PUBLIC LAND IN THE COASTAL WATERS AND ADJACENT SEAS OF ALASKA CONSISTING OF ISLANDS, ISLETS, ROCKS, REEFS, CAPES AND SPIRES

OFFSHORE PROTRACTION SURVEY DATA, PRINTED BY MINERALS MANAGEMENT SERVICE MMS OUTER CONTINENTAL SHELF ACT, ICY BAY NO 7-1, DATED OCTOBER 1983. THE PROTRACTIONS ON THIS MAP ARE FOR INFORMATIONAL PURPOSES. FOR SUCH PURPOSES, REFER TO THE OFFICIAL PROTRACTION DIAGRAMS AVAILABLE FROM THE MINERALS MANAGEMENT SERVICE

FEDERAL RESERVATION BOUNDARIES ESTABLISHED BY THE ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT, PL. 96-487, DEC. 2, 1980 ARE SHOWN AS COMPILED BY THE ADMINISTERING AGENCIES

- ICY CAPE I TIMBER SALE
- ICY CAPE II TIMBER SALE
- ICY CAPE II TIMBER SALE (Proposed Extension)
- UNIVERSITY TIMBER SALE
- LANDS UNDERGOING CLASSIFICATION FOR LOGGING
- LANDS CLASSIFIED FOR LOGGING
- CHUGACH LAND



SCALE 1:250000
CONTOUR INTERVAL 200 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929
1959 MAGNETIC DECLINATION AT SOUTH EDGE OF SHEET VARIES FROM 27°30' TO 28°30' EAST
SOUNDINGS IN FEET - DATUM IS MEAN LOWER LOW WATER
SHORELINE SHOWN REPRESENTS THE APPROXIMATE LINE OF MEAN HIGH WATER

FOR SALE BY U. S. GEOLOGICAL SURVEY
FAIRBANKS, ALASKA 99701, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

Sectional Analysis

CS HB 346 (C&RA)

Sec. 1 (a) establishes the Yakataga State Game Refuge which encompasses approximately 115,000 acres **excluding** state selected federal lands.

Sec. 1 (d) allows current users with valid existing rights to have access to set net sites, pending Native allotment applications and private inholdings. This subsection does not allow trespass cabins or any other structures not permitted by DNR.

Sec. 1 (e) commercial, sport and subsistence fishing and hunting are allowed within the game refuge as regulated by ADF&G. Activities supporting approved fishing and hunting activities such as fish-buying operations; aircraft support, including landing strips, and operation of ATVs are also permitted. Standardized language describing rights of ingress and egress has been included at the request of the Alaska Miner's Association.

Sec. 2-4 legal descriptions of the **Cape Suckling** and **Yakataga** parcels.

Sec. 5 (a-c) directs the commissioner of DNR to create an **area plan** for lands between Cape Suckling and Icy Bay and **excluding** the area designated as the Yakataga Game Refuge. The area plan is to be completed by December 31, 1992. DNR shall manage the timber parcels held by the University of Alaska for **multiple use**.

Sec. 5 (d-e) DNR may **not allow** timber sales, commercial timber harvests or timber-related construction activities in the area between Cape Suckling and Icy Bay until **completion of the area plan**. This suspension of timber-related activities does not preclude the rights of private property owners to develop their land or the authority of an agency to allow access or land development. During the planning process, DNR may **permit timber harvesting** within the **Icy Cape II** and the University's **White River** parcels. This satisfies the State's settlement agreement to provide the Chugach Corporation with a guaranteed area of harvestable timber.

Sec. 6 (a) directs DNR to make every reasonable effort to resolve litigation between the department and the City of Yakutat and not disenfranchise the University of Alaska's interests in the Cape Suckling and Yakataga parcels.

Sec. 6 (b-c) DNR shall make every reasonable effort to negotiate a fair market value for the timber rights to the Cape Suckling and Yakutat parcels and reacquire the University's interests in these lands.

Sec. 6 (d) the Department of Revenue shall establish a trust account in the general fund of the state to receive monies from DNR. DNR shall deposit monies received from Chugach Alaska Corporation as settlement of Sullivan v. State of Alaska into the trust account as earnest money for purchasing the U of A timber rights.

If, by January 30, 1991, DNR and the U of A reach an agreement regarding the the fair market value of the Cape Suckling and Yakutat timber rights, then the monies in the trust account will be transferred to the University of Alaska. If an agreement is not reached, then the monies in the trust account will be transferred to the general fund.

Sec. 7 the Cape Suckling and Yakutat parcels become part of the game refuge when additional funds are appropriated by the legislature to pay the balance owed on the Cape Suckling and Yakutat timber rights.

Sec. 8 creation of the Yakutat Game Refuge will not become effective until Chugach is assured access to timber in the Icy Cape II Extension area. Addition of U of A timber areas to the refuge becomes effective after the State reacquires the Cape Suckling and Yakutat parcels.



State of Alaska
Senate Community and Regional Affairs
Committee

Senator Mike Szymanski, Chairman
Senator Al Adams
Senator Steve Frank
Senator Drue Pearce
Senator Pat Pourchot

P.O. Box V
Juneau, AK 99811
(907) 465-4978

YAKATAGA STATE GAME REFUGE SENATE COMPROMISE
(C&RA Committee Substitute for HB 346)

After discussions with the various interests working on this legislation and with the Senators and Representatives whose districts are involved, the Senate Community and Regional Affairs Committee has arrived at a carefully crafted committee substitute. This compromise bill, a section by section analysis, and a map are attached. These are some of the features of the Senate C&RA compromise:

Wildlife Refuge

The area depicted in pink on the attached map represents the new wildlife refuge boundary, an area of approximately 115,000 acres. According to the local fishermen and communities, this new boundary encompasses the most critical fish, moose, and bear habitat, and significant amounts of the mountain goat habitat in the Yakataga area. However, it reduces the House-passed boundary by more than 150,000 acres and avoids potential conflicts with other resource uses.

Area Plan

The remainder of the 500,000 acre Yakataga area (depicted in green on the attached map) would be subject to an area plan, prepared by DNR, which determines its highest and best use. DNR strongly supports further planning in the Yakataga area.

University Timber

The University's timber rights at Cape Yakataga and Cape Suckling could be reacquired and added to the game refuge later, pending an appraisal and future legislative appropriation. Earnest money for reacquisition of the University's timber would be provided from the receipts from other timber sales in the Yakataga area, not a general fund appropriation.

Chugach Corporation

Chugach Corporation's substantial interests in the Yakataga area are fully protected by guarantees of access and by the movement of the game refuge boundary away from Chugach's private land. An additional provision guarantees the state's fulfillment of the settlement agreement with Chugach over the Icy Cape II timber sale litigation and conditions establishment of the game refuge on the lack of further litigation by third-parties challenging that timber sale.

Multiple-Use Assurances

Inside the game refuge, resource development -- including logging and mining -- is specifically allowed, as long as fish and wildlife values are protected. Outside the game refuge, all multiple use activities are allowed to continue unimpeded. Planning by DNR will determine the best allocation of lands to the various resource needs. Nothing in the legislation affects the rights or traditional activities of commercial or subsistence hunters or fishermen, guides, Native allotees, or inholders.

Sectional Analysis **CS HB 346 (C&RA)**

Sec. 1 (a) establishes the Yakataga State Game Refuge which encompasses approximately 115,000 acres **excluding** state selected federal lands.

Sec. 1 (d) allows current users with valid existing rights to have access to set net sites, pending Native allotment applications and private inholdings. This subsection does not allow trespass cabins or any other structures not permitted by DNR.

Sec. 1 (e) commercial, sport and subsistence fishing and hunting are allowed within the game refuge as regulated by ADF&G. Activities supporting approved fishing and hunting activities such as fish-buying operations; aircraft support, including landing strips, and operation of ATVs are also permitted. Standardized language describing rights of ingress and egress has been included at the request of the Alaska Miner's Association.

Sec. 2-6 legal descriptions of the Cape Suckling and Yakataga parcels.

Sec. 7 (a-c) directs the commissioner of DNR to create an area plan for lands between Cape Suckling and Icy Bay and **excluding** the area designated as the Yakataga Game Refuge. The area plan is to be completed by December 31, 1992. DNR shall manage the timber parcels held by the University of Alaska for **multiple use**.

Sec. 7 (d-e) DNR may **not allow** timber sales, commercial timber harvests or timber-related construction activities in the area between Cape Suckling and Icy Bay **until completion of the area plan**. This suspension of timber-related activities does not preclude the rights of private property owners to develop their land or the authority of an agency to allow access or land development. During the planning process, DNR may **permit timber harvesting** within the Icy Cape II and the University's **White River** parcels. This satisfies the State's settlement agreement to provide the Chugach Corporation with a guaranteed area of harvestable timber.

Sec. 8 (a) directs DNR to make every reasonable effort to resolve litigation between the department and the City of Yakutat and not disenfranchise the University of Alaska's interests in the Cape Suckling and Yakataga parcels.

Sec. 8 (b-c) DNR shall make every reasonable effort to negotiate a fair market value for the timber rights to the Cape Suckling and Yakataga parcels and reacquire the University's interests in these lands.

Sec. 8 (d) the Department of Revenue shall establish a trust account in the general fund of the state to receive monies from DNR. DNR shall deposit monies received from Chugach Alaska Corporation as settlement of Sullivan v. State of Alaska into the trust account as earnest money for purchasing the U of A timber rights.

If, by January 30, 1991, DNR and the U of A reach an agreement regarding the the fair market value of the Cape Suckling and Yakataga timber rights, then the monies in the trust account will be transferred to the University of Alaska. If an agreement is not reached, then the monies in the trust account will be transferred to the general fund.

Sec. 9-10 if an agreed market value is determined by January 21, 1991, DNR shall certify the agreement to the lieutenant governor and revisor and notify the legislature so that additional funds may be appropriated to pay the balance owed on the Cape Suckling and Yakataga timber rights. If the timber rights are repurchased, the Cape Suckling and Yakataga parcels will become part of the Yakataga Game Refuge. If not, the University retains its rights to harvest the standing timber.

Sec. 11 creation of the Yakataga Game Refuge will not become effective until Chugach is assured access to timber in the Icy Cape II Extension area. Addition of U of A timber areas to the refuge becomes effective after the State reacquires the Cape Suckling and Yakataga parcels.

Sectional Analysis

HB 346

Sec. 1 (a) establishes the Yakutat State Game Refuge which encompasses approximately **273,000** acres **including** existing state lands and state selected federal lands.

Sec. 1 (d) DNR shall establish access corridors to accommodate private landowners with inholdings in the game refuge

Sec. 1 (e) guarantees access to **set net sites**.

Sec. 1 (f) commercial, sport and subsistence fishing and hunting are allowed within the game refuge as regulated by ADF&G. Activities supporting approved fishing and hunting activities such as fish-buying operations; aircraft support, including landing strips, and operation of ATVs are also permitted.

Sec. 1 (g) owners of existing cabins and tent frames within the game refuge shall be issued **renewable permits** to insure continued access. This applies to **both valid** existing tent frames and cabins as well as "**trespass**" cabins and tent sites. New cabins and tent sites within the refuge shall be allowed as long as they are consistent with the purpose of the game refuge.



CORDOVA DISTRICT FISHERMEN UNITED

P.O. Box 939

Cordova, Alaska 99574

(907) 424-3477

April 25, 1990

Senator Mike Szymanski
COMMUNITY & REGIONAL AFFAIRS
P.O. Box V - Room 11-C,
Juneau, Alaska 99811

RE: House Bill 346 - "An Act establishing the Yakataga
State Game Refuge

Dear Senator Szymanski:

Thank you for all the hard work you have done on HB 346. We want to go on record as supporting the bill as written.

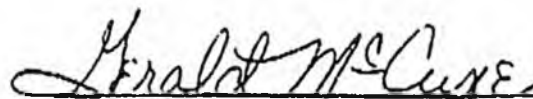
We have been told discussions are being held to consider making the Game Refuge smaller. This does nothing to solve the problem in Yakataga. The ground is very fragile and the roots of the trees are very shallow in the terrain.

This issue has been around for a long time and we would like to resolve it. Making another area plan study of the Game Refuge by DNR is a certain way to stall the bill.

This is a very important issue to us and the people of Yakataga to protect their fish and wildlife habitat. CDFU appreciates you giving this issue your utmost attention.

Sincerely,

CORDOVA DISTRICT FISHERMEN UNITED


Gerald McCune, President

GGM/rfh

FISCAL NOTE

REQUEST:

Revision Date: 5/4/90
 Title: An Act Establishing Yakataga State Game Refuge
 Sponsor: Resources Committee
 Requestor: Governor

Agency Affected: Dept. of Fish and Game
 BRU: Habitat
 Components: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY91	FY 92	FY 93	FY 94	FY 95	FY 96
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL	0	0	0	0	0	0
REVENUE	0	0	0	0	0	0

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

No impact on FY 90 budget

Frank Rue
 Prepared by: Frank Rue, Director
 Division: Habitat

Phone: 465-4105
 Date: 5/4/90

Ann O'Connell
 Approved by Commissioner: _____
 Agency: Dept. of Fish and Game

Date: 5/4/90

- Distribution (by preparer):
- Legislative Finance
 - Legislative Sponsor
 - Requestor
 - Office of Management and Budget
 - Impacted Agency(ies)

STATE OF ALASKA
1990 LEGISLATIVE SESSION

BILL VERSION : SCS CS HB 346
PUBLISH DATE : _____

FISCAL NOTE

REQUEST:

Revision Date: 1-May-90 Agency Affected: Natural Resources
Title: Yakataga State Game Refuge BRU: Land & Water Mgmt
Sponsor: House Resources Components: Land & Water Mgmt
Requestor: Senate C&RA

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 91	FY 92	FY 93	FY 94	FY 95	FY 96
PERSONAL SERVICES	95.0	95.0	95.0			
TRAVEL	16.3	13.3	17.0			
CONTRACTUAL	33.2	10.0	10.0			
SUPPLIES	10.5	1.0	17.8			
EQUIPMENT						
LAND&STRUCTURES						
GRANTS,CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	155.0	119.3	139.8	0.0	0.0	0.0
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)


GENERAL FUND	155.0	119.3	139.8			
FEDERAL FUNDS						
OTHER						
TOTAL	155.0	119.3	139.8	0.0	0.0	0.0

POSITIONS:

FULL-TIME	2.0	2.0	2.0			
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

See Attached

Prepared by: Larry Ostrovsky Phone: 465-2400
Division: Commissioner's Office Date: 1-May-90
Approved by Commissioner:  Lennie Gorsuch Date: 1-May-90
Agency: Department of Natural Resources

Distribution (by preparer) :
Legislative Finance
Legislative Sponsor
Requestor
Office of Management and Budget
Impacted Agency(ies)

In addition to DNR planning costs, there will be additional fiscal impacts from this legislation.

1. If DNR and the University agree to a buy back figure and the legislature fails to appropriate the amount for the buy back, the general fund could lose approximately \$1.3 million (\$600.0 currently owed by Chugach to the state, and \$500.0-700.0 estimated stumpage from the Icy Cape extension).

2. The cost of a buy back of the Cape Suckling and Yakataga parcels is undetermined at this time. It will likely be in the millions of dollars, depending upon prevailing timber prices at the time.

Cost of negotiations and new appraisal for a University Timber Rights Acquisition.

Travel for negotiations	1.0
Review of appraisal contact	<u>20.0</u>
Total	21.0

COST FOR YAKATAGA AREA PLAN
FISCAL YEAR 91

<u>100 Personal Services</u>		
Natural Resource Manager I	(18A)	\$ 50.5
Natural Resource Manager II	(16A)	<u>44.5</u>
		\$ 95.0
<u>200 Travel</u>		
Planning team meetings (for each mtg.		8.3
3 staff Jnu-Anc or Anc-Jnu),		
5 meetings x \$550 (airfare +		
2 days per diem)		
Public meetings-issues (3-4 Communities)		7.0
Planning Area Overflight		<u>15.3</u>
		15.3
<u>300 Contractual</u>		
Publish introductory brochure		2.0
Xeroxing, newsletters, ads		3.0
Inventory work, mapping		6.0
Print resource and issues reports		<u>2.2</u>
		13.2
<u>400 Supplies</u>		
Set-up and Misc. Supplies		<u>10.5</u>
		10.5
	TOTAL:	<u>\$134.0</u>

FISCAL YEAR 92

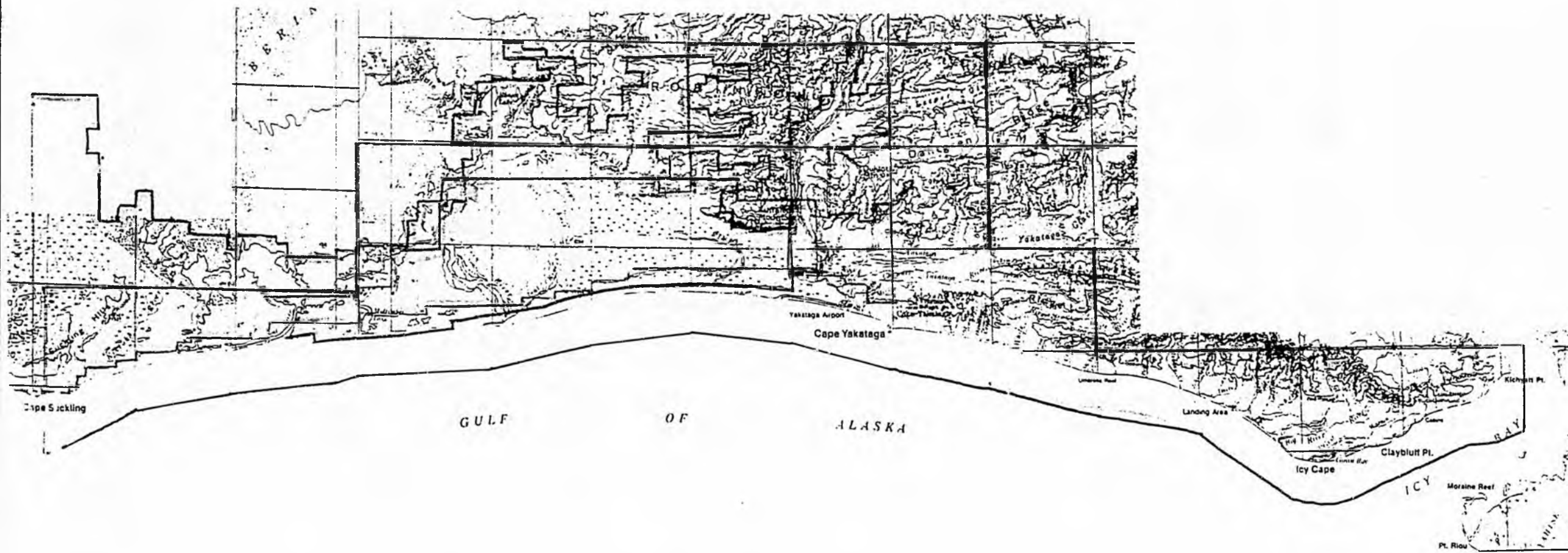
<u>100 Personal Services</u>		
Natural Resource Manager I	(18A)	\$ 50.5
Natural Resource Manager II	(16A)	<u>44.5</u>
		\$ 95.0
<u>200 Travel</u>		
Planning team meetings (5)		8.3
Public meetings - alternatives		<u>5.0</u>
		13.3
<u>300 Contractual</u>		
Alternatives brochures		5.0
Xeroxing, summary of comments, etc.		<u>5.0</u>
		10.0
<u>400 Supplies</u>		
Miscellaneous Supplies		<u>1.0</u>
		1.0
	TOTAL:	<u>\$119.3</u>

Proposed Yakataga Area Plan
DNR. Budget Summary

<u>FY 91</u>	<u>FY 92</u>	<u>FY 93</u>	
	(figures are in thousands)		
Personal Services	95.0	95.0	95.0
Public Meetings (travel, brochures, xeroxing, etc.)	9.0	12.0	17.0
Resource Assessment Research (travel, mapping, printing)	10.2		
Printing Final Plan			10.0
Supplies, xeroxing, misc mapping, travel to planning team meet- ings, etc.	19.8	12.3	17.8
TOTAL	<u>\$134.0</u>	<u>\$119.3</u>	<u>\$139.8</u>

THE FOLLOWING DOCUMENT HAS
NOT BEEN FILMED BUT IS
AVAILABLE IN THE ORIGINAL
FILE

NOTE: Map is color Coded and will
not film as such. Please see
original in file.



DNR FURTHER PLANNING AREA

HOUSE-PASSED GAME REFUGE

SENATE COMPROMISE GAME REFUGE



State of Alaska
Senate Community and Regional Affairs
Committee

Senator Mike Szymanski, Chairman
Senator Al Adams
Senator Steve Frank
Senator Drue Pearce
Senator Pat Pourchot

P.O. Box V
Juneau, AK 99811
(907) 465-4978

YAKATAGA STATE GAME REFUGE SENATE COMPROMISE
(C&RA Committee Substitute for HB 346)

After discussions with the various interests working on this legislation and with the Senators and Representatives whose districts are involved, the Senate Community and Regional Affairs Committee has arrived at a carefully crafted committee substitute. This compromise bill, a section by section analysis, and a map are attached. These are some of the features of the Senate C&RA compromise:

Wildlife Refuge

The area depicted in pink on the attached map represents the new wildlife refuge boundary, an area of approximately 115,000 acres. According to the local fishermen and communities, this new boundary encompasses the most critical fish, moose, and bear habitat, and significant amounts of the mountain goat habitat in the Yakataga area. However, it reduces the House-passed boundary by more than 150,000 acres and avoids potential conflicts with other resource uses.

Area Plan

The remainder of the 500,000 acre Yakataga area (depicted in green on the attached map) would be subject to an area plan, prepared by DNR, which determines its highest and best use. DNR strongly supports further planning in the Yakataga area.

University Timber

The University's timber rights at Cape Yakataga and Cape Suckling could be reacquired and added to the game refuge later, pending an appraisal and future legislative appropriation. Earnest money for reacquisition of the University's timber would be provided from the receipts from other timber sales in the Yakataga area, not a general fund appropriation.

Chugach Corporation

Chugach Corporation's substantial interests in the Yakataga area are fully protected by guarantees of access and by the movement of the game refuge boundary away from Chugach's private land. An additional provision guarantees the state's fulfillment of the settlement agreement with Chugach over the Icy Cape II timber sale litigation and conditions establishment of the game refuge on the lack of further litigation by third-parties challenging that timber sale.

Multiple-Use Assurances

Inside the game refuge, resource development -- including logging and mining -- is specifically allowed, as long as fish and wildlife values are protected. Outside the game refuge, all multiple use activities are allowed to continue unimpeded. Planning by DNR will determine the best allocation of lands to the various resource needs. Nothing in the legislation affects the rights or traditional activities of commercial or subsistence hunters or fishermen, guides, Native allottees, or inholders.

Sectional Analysis **CS HB 346 (C&RA)**

Sec. 1 (a) establishes the Yakataga State Game Refuge which encompasses approximately 115,000 acres **excluding** state selected federal lands.

Sec. 1 (d) allows current users with valid existing rights to have access to set net sites, pending Native allotment applications and private inholdings. This subsection does not allow trespass cabins or any other structures not permitted by DNR.

Sec. 1 (e) commercial, sport and subsistence fishing and hunting are allowed within the game refuge as regulated by ADF&G. Activities supporting approved fishing and hunting activities such as fish-buying operations; aircraft support, including landing strips, and operation of ATVs are also permitted. Standardized language describing rights of ingress and egress has been included at the request of the Alaska Miner's Association.

Sec. 2-6 legal descriptions of the **Cape Suckling** and **Yakataga** parcels.

Sec. 7 (a-c) directs the commissioner of DNR to create an **area plan** for lands between Cape Suckling and Icy Bay and **excluding** the area designated as the Yakataga Game Refuge. The area plan is to be completed by December 31, 1992. DNR shall manage the timber parcels held by the University of Alaska for **multiple use**.

Sec. 7 (d-e) DNR may **not allow** timber sales, commercial timber harvests or timber-related construction activities in the area between Cape Suckling and Icy Bay **until completion of the area plan**. This suspension of timber-related activities does not preclude the rights of private property owners to develop their land or the authority of an agency to allow access or land development. During the planning process, DNR may **permit timber harvesting** within the **Icy Cape II** and the University's **White River** parcels. This satisfies the State's settlement agreement to provide the Chugach Corporation with a guaranteed area of harvestable timber.

Sec. 8 (a) directs DNR to make every reasonable effort to resolve litigation between the department and the City of Yakutat and not disenfranchise the University of Alaska's interests in the Cape Suckling and Yakataga parcels.

Sec. 8 (b-c) DNR shall make every reasonable effort to negotiate a **fair market value** for the timber rights to the Cape Suckling and Yakataga parcels and reacquire the University's interests in these lands.

Sec. 8 (d) the Department of Revenue shall establish a trust account in the general fund of the state to receive monies from DNR. DNR shall deposit monies received from Chugach Alaska Corporation as settlement of Sullivan v. State of Alaska into the trust account as **earnest money** for purchasing the U of A timber rights.

If, by January 30, 1991, DNR and the U of A reach an agreement regarding the the fair market value of the Cape Suckling and Yakataga timber rights, then the monies in the trust account will be transferred to the **University of Alaska**. If an agreement is not reached, then the monies in the trust account will be transferred to the **general fund**.

Sec. 9-10 if an agreed market value is determined by January 21, 1991, DNR shall certify the agreement to the lieutenant governor and revisor and notify the legislature so that additional funds may be appropriated to pay the balance owed on the Cape Suckling and Yakataga timber rights. If the timber rights are repurchased, the Cape Suckling and Yakataga parcels will become part of the Yakataga Game Refuge. If not, the University retains its rights to harvest the standing timber.

Sec. 11 creation of the Yakataga Game Refuge will not become effective until Chugach is **assured** access to timber in the **Icy Cape II Extension** area. Addition of U of A timber areas to the refuge becomes effective after the State reacquires the Cape Suckling and Yakataga parcels.

Sectional Analysis

HB 346

Sec. 1 (a) establishes the Yakutat State Game Refuge which encompasses approximately **273,000** acres **including** existing state lands and state selected federal lands.

Sec. 1 (d) DNR shall establish access corridors to accommodate private landowners with inholdings in the game refuge

Sec. 1 (e) guarantees access to **set net sites**.

Sec. 1 (f) commercial, sport and subsistence fishing and hunting are allowed within the game refuge as regulated by ADF&G. Activities supporting approved fishing and hunting activities such as fish-buying operations; aircraft support, including landing strips, and operation of ATVs are also permitted.

Sec. 1 (g) owners of existing cabins and tent frames within the game refuge shall be issued **renewable permits** to insure continued access. This applies to **both valid** existing tent frames and cabins as well as "**trespass**" cabins and tent sites. New cabins and tent sites within the refuge shall be allowed as long as they are consistent with the purpose of the game refuge.



CORDOVA DISTRICT FISHERMEN UNITED

P.O. Box 939

Cordova, Alaska 99574

(907) 424-3477

April 25, 1990

Senator Mike Szymanski
COMMUNITY & REGIONAL AFFAIRS
P.O. Box V - Room 11-C,
Juneau, Alaska 99811

RE: House Bill 346 - "An Act establishing the Yakataga
State Game Refuge

Dear Senator Szymanski:

Thank you for all the hard work you have done on HB 346. We want to go on record as supporting the bill as written.

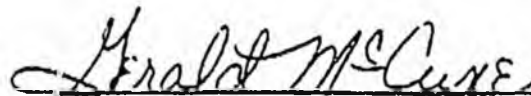
We have been told discussions are being held to consider making the Game Refuge smaller. This does nothing to solve the problem in Yakataga. The ground is very fragile and the roots of the trees are very shallow in the terrain.

This issue has been around for a long time and we would like to resolve it. Making another area plan study of the Game Refuge by DNR is a certain way to stall the bill.

This is a very important issue to us and the people of Yakataga to protect their fish and wildlife habitat. CDFU appreciates you giving this issue your utmost attention.

Sincerely,

CORDOVA DISTRICT FISHERMEN UNITED


Gerald McCune, President

GGM/rfh

FEB 2 1990

Betty Firecamp -

Jan 30, 1990

I want you to know I support HB 346,
which would establish a game refuge in the Cape
Yakataga area.
Stop logging there.

Sincerely
Garry Scott

Garry Scott
Gen Del
Gustavus AK
99826

Betty Firecamp
~~Chair, Gustavus Committee~~
PO Box V
Juneau AK
99811

15070



Brian Rogers
Vice President for Finance
(907) 474-7448

University of Alaska
Fairbanks, Alaska 99775-5260

May 4, 1990

Nancy Petersen
Senate Resources Committee
Juneau
via Telefax

Dear Nancy:

This morning I discussed several possible changes to SCS CSHB 346 (CRA) with Johanna Munson of Rep. Menard's staff. I will be coming to Juneau tomorrow (Friday) with the hope of presenting the university's position on this legislation to the Senate Resources Committee, but wanted to give you advance notice of our concerns.

There has been some indication that the timeframe for preparation of the area plan would be delayed in order to reduce costs in fiscal year 91 to zero. The university would be in favor of a six-month delay in the time requirement for completing the area plan, provided that there is assurance that if the area plan completion is delayed, the prohibition against logging or other timber related activities in the area expires on the date the plan is due. The following two amendments would meet these twin objectives:

[Note: section numbers, page numbers, and line numbers are to Work Draft 6-0920P, the latest version we have in our possession, and not to the final C&RA committee substitute.]

Page 6, line 10:
Delete "December 31, 1992".
Insert "June 30, 1993"

Page 6, line 20: after "section" insert
", or June 30, 1993, whichever occurs first"

After the C&RA hearing, we found a change in the work draft which was inconsistent with earlier discussions on the bill. Sections 6 (c) and (d) now appear to provide that if the university and DNR reach agreement on a fair market value, all proceeds from Chugach Alaska Corporation's logging after the date of the agreement will be transferred to the university as they are received (section c), but all

University of Alaska

proceeds from CAC before the agreement will not be transferred until January 30, 1991 (section d). Our understanding was that all proceeds from CAC before the agreement would be transferred upon the date of the agreement. To meet the terms of the earlier discussions, the following amendments would be required:

Page 8, line 2, after "January 1, 1991," insert
"or through the date of the agreement reached under (b) of this section, whichever occurs first,"

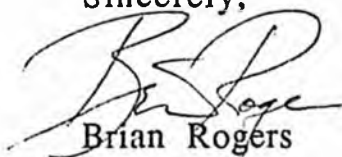
Page 8, line 4,
delete "on January 30, 1991"
insert "on the date of the agreement reached under (b) of this section,"

I am also concerned about some minor drafting problems. On page 8 line 6 the terms "agreed settlement value" are used, while elsewhere, including on page 8, line 12 "agreed value" is used. Because the university is strongly committed to a fair market value sale, rather than a "settlement" value sale, I believe that usage of a consistent term would be preferable as follows:

Page 8, line 6: delete "settlement"

Thank you for your consideration of the University of Alaska's views on this issue. I look forward to seeing you tomorrow.

Sincerely,



Brian Rogers
Vice President for Finance

Fairbanksans For Responsible University Land Management

Sacha Botbol
Founder
P.O. Box 83368
Fairbanks, Ak 99708

April 24, 1990

Senator Bettye Fahrenkamp
Alaska State Legislature
P.O. Box V
Juneau, Ak 99811

Dear Senator Fahrenkamp,

Enclosed is a petition signed by over 300 Fairbanksans. We would like to express our strong desire not to see the area between Cape Suckling and Cape Yakataga logged by the University or any other party if it will in any way damage the long term economic welfare of the people who depend on the fish and wildlife resources in the area.

We feel that these ends could be could be best recognized by supporting H.B 346 establishing the Yagataga State Game Refuge. This legislation seems to be the synthesis of the desires of all concerned parties and best represent the interests of the people affected. I hope I have made the strength and urgency behind our collective desires clear concerning this issue.

Sincerely,



Sacha Botbol
Founder

Fairbanksans For Responsible University Land Management

We the undersigned wish to express our deep concern over the University of Alaska's plan to log land between Cape Suckling and Cape Yagataga. These actions completely disregard the interests and economic welfare of the people of Cordova and Yakutat.

We urge the University to work through the Legislature to replace it's timber holdings with direct financial compensation and/or lands elsewhere.

Signature & Printed Name	Address	Phone Number
<i>Jeanine Patano</i> Jeanine Patano	P.O. Box 900630	474-5132
<i>Robert M. Drozda</i> ROBERT M. DROZDA	PO BOX 81876 ^{FBS 99708}	474-0773
<i>Edward M. Devere</i> Edward M. Devere	Box 81981 ^{FBS 99708}	457-1556
<i>Sven Haakanson Jr</i> Sven Haakanson Jr	Box 900578 UAF ^{FBS 99708}	
<i>Sana Torrence</i> SANA TORRENCE	PO BOX 22720 ^{FBS 99708}	479-8727
<i>Chuck Galsou III</i> Chuck Galsou III	PO BOX 902241 UAF	474-7228
<i>Joseph Anetis</i>	P.O. 83585 FBK AK ⁹⁹⁷⁰⁸	479-9101
<i>Jack Paulson</i>	PO 901731 UAF	Fbk AK 99775 4747520
<i>Douglas L Schamel</i> Douglas L Schamel	3865 Potter Rd., Fbks, AK	99709
<i>Mouso Miculik</i> Mouso Miculik	1696 Red Fox Dr. Fbks AK	99709
<i>Amy Valencia</i>	Box 910293 UAF Fbks AK	99775 479-0020
<i>Rot 902247 UAF</i>	Rot 902247 UAF Fbks AK	99775 472-7388
<i>Kristin Ehart</i>	Box 82126 FBKS AK	99708 479-3034
<i>Jodie Gyetans</i>	11225 WASHINGTON DR. Fbks AK	99709 479-2337
<i>Cary Watkins</i> CARY WATKINS	1420 LATHROP FBKS AK	99701
<i>Ronald Harper</i> Ronald Harper	PO BOX 82975 Fbks AK	99708 NONE
<i>Valerie Vatter</i> Valerie Vatter	P.O. Box 84983 FBKS,	99708 474-7352
<i>Jake McMurchie</i> JAKE McMURCHIE	3044 RIVERVIEW FBKS	99709 474-0879
<i>Rodolfo V. Silva Jr.</i> Rodolfo V. Silva Jr.	2895 MACK Rd., Fbks, AK.	99709 479-2034
<i>Christau Morrow</i> CHRISTAU MORROW	Box #900976 FBKS AK	474-3666
<i>John Z. Merchleub</i>	PO Box 71371 Fbks AK	99707 474-7114
<i>John</i>	P.O. Box 80447 Fbks AK	99708 474-8733
<i>Michael T. Malloy</i>	1314 29th Ave Apt #2 Fairbanks AK	99701 456-8495
<i>Helena Breus Ruetter</i> HELENA BREUS RUETER	PO BOX 83585,	99708 479-7101
<i>Josefa Breus Ruetter</i> JOSEFA BREUS RUETER	PO BOX 83585,	99708 479-9101
<i>Germaine Meyer</i> Franck GERMAINE MEYER		

P.O. Box 83998, 99708
455-6352.

Fairbanksans For Responsible University Land Management

We the undersigned wish to express our deep concern over the University of Alaska's plan to log land between Cape Suckling and Cape Yagataga. These actions completely disregard the interests and economic welfare of the people of Cordova and Yakutat.

We urge the University to work through the Legislature to replace it's timber holdings with direct financial compensation and/or lands elsewhere.

<u>Signature & Printed Name</u>	<u>Address</u>	<u>Phone Number</u>
Sam Nelson Sam Nelson	31 Dead End Alley	477-4835
Mark Keepe Mark Keepe	Box 001457 UAF	474-7451
Sarana Schell Sarana Schell	1057 Old John Tr. Fbks Ak	99709 / 455-6035
David Albert	P.O. Box 83695 Fairbanks, Ak	99708 479-392
J. Home H. Pressley	Lezone Pressley P.O. Box 900739	Fbks Ak 99795 474-7611
Oran H. Paul	→ same P.O. 900662	UAF Fbks, AK 474-7287
Kent Schwaegele KENT SCHWAEGERLE	1148 SUNSET FAIRBANKS	474-5622
Donald Johnson DONALD JOHNSON	P.O. Box 901352 UAF.	99775 479-6932
Donald A. Johnson	P.O. Box 900802 UAF	99775 474-7216
Eric Lindskoog ERIC LINDSKOOG	Box 900718 UAF	99775
Amy Chang AMY CHANG	PO Box 900690 UAF	99775 / 56-7466
REN THOMAS REN THOMAS	PO BOX 83368 FBKS	99708
HENRY IRVING HENRY IRVING	1205 SMUTHE ST FBKS AK	99701
KIM O'BRIEN KIM O'BRIEN	2682 GOLDHILL RD, FBANKS, AK	99709 479-3796
John D. Crowningshield John D. Crowningshield	Box 901190 UAF	Fbks AK 99775 474 7216
Lori Darnett Lori Darnett	Box 901128 UAF	Fbks AK 99775 474-7308
JOHNA KRISTOPET JOHNA KRISTOPET	2992 GOLDHILL ROAD	FAIRBANKS, AK 99709-2319
MIKE S. DEPOKY MIKE S. DEPOKY	Box 900726 UAF	Fairbanks AK 99775
Craig Partyka Craig Partyka	1721 Aurora Dr. FBKS	AK 99709 452-2532
Kelly Sheets Kelly Sheets	PO Box 81021 Fbks AK	99708 474-0196
WESTER KOOPMAN WESTER KOOPMAN	PO Box 72235	99707 456-4051
KEELY VOSBEK Keely Vosbek	Box # 901039 UAF	99775 474-7782
ANDREW BAKER ANDREW BAKER	5190 HUNTERS #35	474-4086
Neil M Strandberg Neil M Strandberg	PO Box 80787 Fbks Ak	99708 472800
Michael L Ross Michael L Ross	292 Marlow Way Fbks Ak	99712 488 2447
Katie Dawson Katie Dawson	109 Dunkel St. Fairbanks, Ak	99701

40
phone

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<u>Signature & Printed Name</u>	<u>Address</u>	<u>Phone Number</u>
<i>Lorraine Shirouan</i>	1737 University Ave #G-20	474-4819
<i>Ronald Rovanser</i>	RONALD ROVANSER Box 84781 Fbks 99708	479-3388
<i>Sharon Kuyama</i>	S. HIRAYAMA BOX 84781 FBK, 99708	"
<i>Tim D. Gwin</i>	Box 900215, UAF, Fbks, AK	474-7798
<i>Charles Young</i>	CHARLES YOUNG 1275 Summit Dr	474 7804
<i>Michael Abbott</i>	Michael Abbott, 764 Senate Dr.	99712 457-3044
<i>Tom Brice</i>	P.O. Box 408 Fbks, AK	474-7355
<i>James Gilbert</i>	JAMES GILBERT PO. Box 73461 FBK, AK	451-1075
<i>Elizabeth Zamora</i>	Elizabeth Zamora Box 9001225 UAF Fbks AK	479-5791
<i>Joy Clein</i>	Joy Clein Box 901197 UAF Fairbanks, AK	99775 474-7782
<i>Dale Shillington</i>	DALE SHILLINGTON 424 Henderson Rd	479-6450
<i>Dave Kaplan</i>	DAVE KAPLAN P.O. BOX 3132 KODIAK, AK	479-2118
<i>Zach Leonard</i>	ZACH LEONARD P.O. Box 902331 UAF	474-7537
<i>Eric Kelly</i>	Eric Kelly PO BOX 901825 Fbks AK	474-7603
<i>M. Phoebe Kend</i>	P.O. Box 84981 Fbks, AK	99708 4-7355
<i>Kristina Kristant-Houng</i>	P.O. Box 84984 Fbks, AK	99708 none
<i>John Altensi</i>	P.O. Box 48383, Fairbanks AK	99708 caption
<i>Sue Thompson</i>	SUE THOMPSON P.O. Box 900808 Fairbanks AK	99775
<i>Thomas X. Honza</i>	Thomas X. Honza 1737 Univ. Fbks, AK	479-5128
<i>Steve Brunnanski</i>	Steve Brunnanski Box 83232 Fbks. AK.	99708 479-4572
<i>Karen N. Max</i>	Karen N. Max 211 Irving UAF Fbks AK	99775
<i>Dennis (1045 U. Ave)</i>	Box 900441 Fairbanks AK	99775
<i>Marye Ludwig</i>	1215 Simeon St. Fbks AK.	99701
<i>Bob Bettam</i>	P.O. Box 82338 Fbks AK	99708
<i>John M. White</i>	John M. White II Box 637 Chugiak	99567 658-4547
<i>Steve Torrence</i>	Steve Torrence Box 82220 Fairbanks AK	99708

Fairbanksans For Responsible University Land Management

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<u>Signature & Printed Name</u>	<u>Address</u>	<u>Phone Number</u>
Greg Simpson - Greg Simpson	P.O. Box 84016, 99708	457-5789
Kamal Braudaciu - Kamal Braudaciu	PO Box 8473, 99708	455-6974
95 Bridget Pike - [Signature]	Fbks, 99701	461-1932
Heather Mergler Heather Mergler	P.O. Box 900391 UAF	474-7308
Anthony Taylor Anthony Taylor	PO Box 84351 FBK 99708	479-2251
Sheri L. Nutter	2876 Villalobos North Pole, AK 99705	474-6070 WK
Cheryl Ann Payne	P.O.R. 82688 FBKS, AK 99708	449-7350
Donna Thompson DONNA THOMPSON	1210 HAMPSTEAD, FBKS AK 99701	456-4989
Christy Hibinsky CHRISTY HIBINSKY	3641 SINDVIK FBKS AK 99709	479-2149
Harold Brainerd Harold Brainerd	Box 900902 FBKS AK 99725 UAF	
Chris Reynolds Chris Reynolds	3499 Laurance Rd North Pole, AK 99705	
John Irons John Irons	PO Box 93180 Fairbanks AK 99708	
S.F. MacLean S.F. MACLEAN	1925 Lynx Lane, Fairbanks AK 99709	
G.M. Owens	P.O. Box 81893 College, AK	456-1607
Bobby Mulkins	PO Box 123 Healy, AK 99742	683-2533
Greg Brown Greg Brown	Box 900558 UAF	474-7538
John Lough John Lough	Box 92394 FBKS AK	
Lili Anderson	Lili Anderson Box 902011 UAF	474-7308
Matt Lynch Matt Lynch	4608 S. 1st St. Fairbanks	479-6091
Mark Timco MARK TIMCO	1324 Summit D Falls	457-6818
Hannibal Grabis Hannibal Grabis	1315 Hess Ave FBKS	8979-5438
Brian Brubaker Brian Brubaker	P.O. Box 90585 UAF Fairbanks 99725	474-7604
Robert McKee III Mr. McKee	Fairbanks AK 99708	474-8356
Michele Moren Michele Moren	PO Box 84934 Fairbanks AK 99708	474-1983
KATHLEEN WASSERMAN	Gen. Del. Kaschan, AK 99701	542-2012
TAD LINDLEY	PO BOX 900612 FBKS 99775	455-6932

Thelma Pratt

Fairbanksans For Responsible University Land Management

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<u>Signature & Printed Name</u>	<u>Address</u>	<u>Phone Number</u>
<u>Milton E. Blake</u> Milton E. Blake	<u>P.O. Box 83001 Fairbanks, AK 99708</u>	<u>455-6498</u>
<u>Vlad DeGen</u> VLAD DEGEN	<u>715 Depaw Fox 99709</u>	<u>478-5136</u>
<u>Richard Schrick</u> Richard Schrick	<u>125 Prospect RD Fairbanks 99708</u>	<u>99708</u>
<u>JEAN SCHEFFER</u> JEAN SCHEFFER	<u>P.O. BOX 900904 FOX 99775</u>	<u>479-0512</u>
<u>Michael Hines</u> Michael Hines	<u>1045 University Ave. FLX 99709</u>	<u>479-0681</u>
<u>NADIA SURI DA</u> NADIA SURI DA	<u>P.O. BOX 82937 FBKS. 99708</u>	<u>479-2666</u>
<u>JOHN ARNTZ</u> JOHN ARNTZ	<u>BOX 82937 FBKS 99708</u>	<u>479-2666</u>
<u>DIERRA BURCHARDT</u> DIERRA BURCHARDT	<u>P.O. Box 901127 UAF</u>	<u>474-7328 rm 401</u>
<u>Mark Adams</u> Mark Adams	<u>11 11 900454 UAF</u>	<u>474-2278</u>
<u>Talia Starkweather</u> Talia Starkweather	<u>Box 90013 UAF</u>	<u>474-7218</u>
<u>ROSE SHEILA ROGERS</u> ROSE SHEILA ROGERS	<u>214 DRIVEWAY FAIRBANKS 99701</u>	<u>99701</u>
<u>Jerry Eubank</u> JERRY EUBANK	<u>P.O. Box 902416 Fairbanks AK. 99775</u>	<u>474-7216 cm522</u>
<u>Patrick Bryan</u> PATRICK BRYAN	<u>PO BOX 902417 FAIRBANKS, AK 99775</u>	<u>474-7216 Y.M. 32-</u>
<u>Vaughan Frei</u> VAUGHAN FREI	<u>1834 Perkins FBX AK. 99709</u>	<u>99709</u>
<u>Steve Ulvi</u> STEVE ULVI	<u>Box 94 Eagle, Alaska 99738</u>	<u>99738</u>
<u>Kieran Donahue</u> KIERAN DONAHUE	<u>3533 Silverleaf North Pole AK 99705</u>	<u>99705</u>
<u>JERRY CHANG</u> JERRY CHANG	<u>1500 CARR ST. FBKS AK 99709</u>	<u>456-7466</u>
<u>MICHELLE FOGSE</u> MICHELLE FOGSE	<u>PO BOX 107 ESTER AK. 99725</u>	<u>479-5871</u>
<u>COOPER CAMP</u> COOPER CAMP	<u>1519 MUSKOX TRAIL FBKS 99709</u>	<u>99709</u>
<u>P. Suelha</u> P. SUELHA	<u>Secretary</u>	
<u>Gerald M. Finkler</u> GERALD M. FINKLER	<u>P.O. BOX 900916 UAF Fairbanks AK 99775</u>	<u>479-4900</u>
<u>Linnora Delatous</u> LINNORA DELATOUS	<u>PO Box 56234 North Pole, AK 99705</u>	<u>458-3183</u>
<u>BERNIE HOFFMAN</u> BERNIE HOFFMAN	<u>P.O. Box 83702 FBKS, AK. 99708</u>	<u>455-6358</u>
<u>Lisa Stuebig</u> LISA STUEBIG	<u>P.O. Box 84923 FLX AK 99708</u>	<u>455-6386</u>
<u>KATHY FERPELL</u> KATHY FERPELL	<u>POB 82290 FBX AK 99705</u>	<u>455-6358</u>
<u>Joyce C. Rostad</u> JOYCE C. ROSTAD	<u>Box 82290 FBX AK 99705</u>	<u>479-7865</u>

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Fairbanksans For Responsible University Land Management

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Signature & Printed Name	Address	Phone Number
<i>Lorilyn Boone</i> LORILYN BOONE	323 6th Ave FBK	456-6106
<i>John DeWitt</i> JOHN DEWITT	1701 2nd Ave #11	452-1017
<i>Charles B. ...</i>	PO Box 8406 FBKS	456-7216
<i>Rolf ...</i>	3031 MAULE LANE	485 9310
<i>Kathleen Richardson</i>	Box 467	Fbks 49707 479-2362
<i>...</i>	PO Box 9-0326	474-7536
<i>...</i> Pamela T. Hall	Box 101437 Fairbanks AK	474-7244
<i>...</i>	2015 Lillard St	452-3612
<i>William S. Robie</i> William S. Robie	683 Gradelle St. Fbks	474-4552
<i>Anthony Whitworth</i> ANTHONY WHITWORTH	2284 RAILROAD DR	FAL 479 8129
<i>William F. Pascoe</i> WILLIAM F. PASCOE	PO Box 60715 FBKS AK	474-7051
<i>...</i>	PO Box 90920 FBKS AK	474-7603
<i>Travis Jones</i> Travis Jones	PO Box 80790 Fbks AK	455-6497
<i>Scott Oelfke</i> Scott Oelfke	610 College Rd	Fbks AK 947-0566
<i>Pat Tolson</i> Pat Tolson	P.O. Box 11	Hydaburg, Ak. 285-3577
<i>Erini McDonough</i> Erini McDonough	1100 Solitude Way Fbks	479-6523
<i>Ken Hayes</i> Ken Hayes	1703 Chena Ridge Rd Fbks	99707 479 7669
<i>Matthew P. Ayres</i> Matthew P. Ayres	PO Box 83664 Fbks	99708 456-7873
<i>Tormod H. Engen</i> TORMOD H. ENGEN	PO. Box 900508 Fbks	99775
<i>Frederick C. Dean</i> Frederick C. Dean	810 Ballaine Rd. Fairbanks	99708
<i>Jon Miller</i>	Dept. Biology / OAF 211 Irving	99775
<i>Cathy Lou</i>	P.O. Box 900741 Rm 201	474-7782
<i>Marice Berger</i>	90 I.A.B. IRVING BLDG., UAF	99775 474-7123
<i>...</i>	82957 Fbks 99708	474-7165
<i>R. ...</i>	1679 TARDUA DR. Fbks	99709 474-8870
<i>James ...</i>	4112 Billy's house Fbks	99707 479-4306

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David R. Klein David R. Klein	3549 Idaho Flks	479 3201
Steven G. Fancy STEVEN G. FANCY	PO Box 84612 Fairbanks	99708 479-4577
Janet L. Riedel Janet L. Riedel	4711 Oak Park Flks	99709/474-0943
Julie A. Kitchens Julie A. Kitchens	211 Irving IAB, UAF Flx AK	99775
Hilmar A. Maier Hilmar A. Maier	Inst. Arctic Biol. UAF,	474-7152
Seamus Dunc Seamus Dunc	P.O. Box 82321 College	AK 99708 279-0600
Karl Nelson Karl Nelson	Box 96 Ester, AK	99725 479-0081
Michael E. Johnson Michael E. Johnson	1311 Farmers Loop Rd. Fls.	99709
Suzanne Hasett Suzanne Hasett	Box 81693 Flks AK	99708 479-8262
Dela Person Dela Person	P.O. BOX 80874 Flks. AK	99708 457-1903
Chris Matthews Chris Matthews	P.O. box 3567 Palmer AK	99645 796-2957
ANGIE WANCE ANGIE WANCE	PO BOX 901415 UAF Flx AK	99775 479-3616
Kimberly Eichner Kimberly Eichner	1030 2nd Ave Flx AK	99701 456-5134
Alvin Radwan Alvin Radwan	1104 Breckenridge Fairbanks, AK	99709 479-6114
Dr. Scott Smiley Dr. Scott Smiley	Prof. Dept. Biol & Wildlife UAF	474-7655
Randall R. Rogers Randall R. Rogers	Box 82215 Flks, AK	99708 479-8207
Matt Forester Matt Forester	P.O. Box 901644 Flks, AK	99775 474-7604
Gene Simpson Gene Simpson	PO BOX 80217 Flks, AK	99708
Bob Weiden Bob Weiden	PO Box 80425 Flks AK	99708
William Willenbrin William Willenbrin	PO Box 56717 North Pole AK	99705
William Adams William Adams	215 Rubach Dr. Flks, AK	99707 457-2194
SEAN BROWN SEAN BROWN	5199 P.H.S. Rd. Flks, AK	99712 488-0960
Alison Skow Alison Skow	3293 Felby Rd	907-479-5589
Melinda R. Hall Melinda R. Hall	" "	" "
Victoria J. Greer Victoria J. Greer	P.O. Box 82454 Flks, AK	99708 479-7114
Richard Cormack Richard Cormack	P.O. Box 74563 Flks, AK	99707 479-4155

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Signature & Printed Name	Address	Phone Number
<i>J.A.H.</i> John A. Herring	2105 Yukonovich Rd. Fbx	479-9532
<i>M.F.L.</i> Mark F. Larrison	Box 901303 U.A.F Fbks. AK	474-7788
<i>A.W.R.</i> Anthony W. Rivard	Box 82607 Fbks., AK	99708 479-2217
<i>S.V.</i> SANDIP VYAS	BOX 81852, FBK, AK	99708 474-7774
<i>S.R.</i> Steve Reed	Box 82241 Fbx, AK	99708 479-6838
<i>P.S.</i> Pamela S. Proum	Box 81655 College AK	99708 488-7119
<i>J.J.</i> Jeanne J. 192 Birch Hill Rd	Fairbanks AK	94712
<i>P.W.L.</i> PATRICK W. LEVY	4786 GLASGOW DR. APT. 3, FAIRBANKS, AK.	99709 474-8958
<i>D.W.S.</i> Diane K. Wassmann	Box 900705, UAF	99775
<i>M.H.</i> MATTHEW HARE	P.O. BOX 84771 College, AK	99708 479-3205
<i>J.S.H.</i> JAMES S. HIBBERT III	Box 8355 Fbks, AK	99708 474-7784
<i>B.W.</i> Bryan Wilson	753 Congressional Fbks, AK	99709 457-5846
<i>L.D.</i> LARRY DODGE	PO BOX 10515 FBKS, AK	99710 NO PHONE
<i>M.C.</i> Margaret Cornish	P.O. Box P3271 Fairbanks AK	99708 474-8200
<i>M.V.</i> Marjorie V. 7099 Summit Pt. Hwy	James	789-5281
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<i>H.M.D.</i> Helen M. Drury	2636 Freeman Rd, North Pole AK	99705
<i>S.H.</i> Stephen K. Haddam	PSC #5 Box 1613 FAFB, AK.	99702 372 2103
<i>L.A.</i> Lisa A. 1339 6th Ave.		459-8610
<i>J.E.M.</i> Jean E. M. 351 Cloudberry	Fbks AK	99709 479-7134
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<i>C.J.</i> Christine Jackson	P.O. Box 82855 Fbx AK	99708 479-4698
<i>C.M.F.</i> Christine M. Elfresh	1725 University Ave Fairbanks, AK	99709 479-967
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<i>S.W.</i> Shirley Weidner	5479 C.H.S.R. Fbks, AK	99712 488-6366

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<u>Signature & Printed Name</u>	<u>Address</u>	<u>Phone Number</u>
Nancy J. Viale	Nancy J. Viale 1028 Dogwood #5054 Lawrence Street	452-8842 P.O. Box 35184 4 th Wainwright 99705 350-2283
Catherine R. Sutton	Catherine R. Sutton 318 Slater Street FSK	458-2519
John Loquvam	JOHN LOQUVAM 1685 BAYLOR BLVD.	FBX 479-5051
Nancy Kunnack	Nancy Kunnack 725 Manchester Ln	FBX 9571405
Anna Riddels	Anna Riddels POBox 71261	FBK 5 4573362
John W. Schoen	John W. Schoen 475 Forest Hills CT	Fbks 479-7798
Mary Beth Schoen	MARY BETH SCHOEN 475 FOREST HILLS CT	FBKS 479-7908
Andrea L. Corrick	ANDREA L. CORRICK 201377	FBX 4792946.
Ray Cokerille	RAY COCKERILLE 8 MILE MUD BATHY RD.	HAINES, AK. 99827
Rebecca A. Elmark	Rebecca A. Elmark 2137 Penrose Ln	99709 455-6311
Olav Thielord	1469 La Ruelle Ln	Fairbanks
Charles J. Purvis	1780 Army Road	Fairbanks 99709 479-3513
Lois Brubaker	P.O. Box 75172	Fbx AK 99707
Donna Vinocur	1707 Red Fox Dr.	Fairbanks 99709 479-2829
Albet H. Benha	221 Craig St.	Fbks 99701
Andar Thielord	1569 La Ruelle Ln	Fbks 4792723
Scott J. Muff	1659 Coyote Trail	Fbx 99709
James L. Davis	James L. Davis 2285 Truly Fair Lane	455-6780
Roxie Davis	Roxie Davis 2285 Truly Fair Ln	Fbks. 99709 455-6780
Margaret Reed	Margaret Reed 2506 W. 27 th #2	Anchorage, AK. 99517 248-1694
Dennis Isbell	DENNIS ISBELL 3320 MARSH AV	ND AK 99705 488-2056
Bruce Koci	683 Cranbury Ridge Dr	Fairbanks AK 99712 457 8902
Gary Patterson	Box 854	Fairbanks 475-0732
Doreen Elan	Box 523	Wardell, AK Alaska 478-2307
Sheldon Chy	Box 573	Norway AK

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<u>Signature & Printed Name</u>	<u>Address</u>	<u>Phone Number</u>
<i>Phil Rickel</i> PHIL RICKEL	Box 118 GIRDWOOD AK. 99587	
<i>Kim Taylor</i> KIM TAYLOR	2604-18 th Ave FBKS AK. 99709	
<i>Celia M Hunter</i> CELIA M HUNTER	1819 MUSKOX TR. FBKS-99709	479-2754
<i>S. Dauenhauer</i> S. DAUENHAUER	507 OOKPIK FBX 99709	479-0042
<i>John Hechtel</i> JOHN HECHTEL	Box 81567 Fairbanks	99708 479-3228
<i>Robert Ritchie</i> ROBERT RITCHIE	2671 Black Shepherd Fairbanks	99709 479-2694
<i>Julia Williamson</i> JULIA WILLIAMSON	6920 CHSR Fairbanks, AK	99712/488-2889
<i>MEG GAYDOSIK</i> MEG GAYDOSIK	1024 FIFTH AVE FAIRBANKS AK	99701 456-8389
<i>FRIST WOFFORD</i> FRIST WOFFORD	AFS (SMS) P.O. 35005	PT. VINCIGRASS 99708
<i>JILL M SCHMIDT</i> JILL M SCHMIDT	P.O. Box 56073 N.P.	99705 488-3793
<i>BIETT E MONSON</i> BIETT E MONSON	5752 Youngberg Rd. Apt. A Seldovia AK	99714 958-7111
<i>SARAH L MONSON</i> SARAH L MONSON	5752 Youngberg Rd. Apt. A Seldovia AK	99714
<i>Philip D. Martin</i> PHILIP MARTIN	Box 195 Ester, AK.	99725 479-7384
<i>Ann Ghicadus</i> ANN GHICADUS	Box 104155 Anch., AK	99510 243-5430
<i>Emily Heub</i> EMILY HEUB	P.O. Box 191 Ester, AK	99725 479-5980
<i>David Schirbaum</i> DAVID SCHIRBAUM	P.O. Box 767 Denali Park AK	99755 907-832-2211
<i>Julia Kuntz</i> JULIA KUNTZ	P.O. Box 73193 FBKS AK	99707 456-7609
<i>SCOTT BREIDENBER</i> SCOTT BREIDENBER	2711 Saine Way FBKS	99709 455-6081
<i>Rex Blazer</i> REX BLAZER	187 Steele CK FBKS	99707 457-7613
<i>William R. Lathrop III</i> WILLIAM R. LATHROP III	P.O. Box 6197 FBKS	99706
<i>Kimberly Gwynn</i> KIMBERLY GWYNN	P.O. Box 83098 FBKS	99708
<i>John C. Bost</i> JOHN C. BOST	P.O. Box 82082 College, AK	99708
<i>Phyllis Patten</i> PHYLLIS PATTEN	754 Ulica K. Id. FBKS	99704
<i>ALBERT W. KNAPP</i> ALBERT W. KNAPP	P.O. BOX 60627, FBKS, AK	99706
<i>Margie Kurzbaard</i> MARGIE KURZBAARD	3991 TREASURE FBX AK	99712
<i>Chris Larsen</i> CHRIS LARSEN	2185 Youngberg Rd FBKS AK	99709

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<i>William Neff</i> William Neff	Box 56181 N.P. AK	488-3126
<i>Charles Leunox</i> Charles Leunox	Box 72341 Fbks.	479-6899
<i>Victor J. Kurz</i> Victor J. Kurz	1234 Munoz Ft. Umaniwit	356-3003
<i>Lee Bowman</i> Lee Bowman	1152 B. Summit Dr.	FBX 457-1014
<i>Madeline D. Betz</i> Madeline D. Betz	691 8th Ave	FRBKS 452-482
<i>Barbara White</i> Barbara White	POB 92922	Fairbanks AK. 479-2054
<i>Gerry Phelan</i> Gerry Phelan	3832 Ridgeway Dr	FBKS 479-8184
<i>Nardi M. Sutter</i> Nardi M. Sutter	BX 55153 N. Pole, AK	99705 488-6653
<i>Karlene John</i> KARLENE JOHN	PO Box 71476	Fbks AK 99707
<i>Scott A. Jackson</i> Scott A. Jackson	1251 Little Fox Trail	FBKS AK 99712 457-6511
<i>Ralph Wells</i> Ralph Wells	414 Parkland	Fb 99712 457-3303
<i>Barbara Bruno</i> Barbara Bruno	4614 Condor Ct #3	Fb 99707 457-2295
<i>Lorena Palmer</i> Lorena Palmer	PO Box 55655 North Pole	AK 99705
<i>J. M. A. M. M. DONNEZ</i> J. M. A. M. M. DONNEZ	P.O. BOX 71083	FAIRBANKS, AK 99707
<i>Thomas</i> Thomas	452-5165 - WIK 451-2576 - H.A.S.	
<i>Maui Dubois</i> Maui Dubois	718 ^{cont. in} FBKS	AK 99712
<i>Denise Jeffords</i> DENISE W. JEFFERDS	PO Box 80090	FBKS 80090
<i>Sandra L. Kennedy</i> SANDRA L. KENNEDY	POB 82341	FBKS 99708
<i>David C. Kennedy</i> DAVID C. KENNEDY	Box 82341	FBKS 99708
<i>James D. Hurst</i> JAMES D. HURST	13A - WAF Run	Fbks 99709
<i>Michelle Bartlett</i> MICHELLE BARTLETT	1695 BRUNN	FBKS 99709
<i>Roxanne R. Hinkle</i> Roxanne R. Hinkle	2865 #156 Old Richardson	N.P. AK. 99705
<i>Keith Watts</i> Keith Watts	Box 141	Fairbanks, AK 99708
<i>Fred Daines</i> Fred Daines	380 Scenic Hills Ct	Fairbanks AK 99712 457-3007
<i>Bill Coughlin</i> Bill Coughlin	PO 83671	Fbks AK 99708
<i>MARTY ELWIN</i> MARTY ELWIN	P.O. BOX 101091 UAF	FBKS AK 99775

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John Wilkerson	P.O. #3330 Fbks 99708	457-1558
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Chlori Cook	5801-D Arctic Ave. Eielson AFB AK 99702	372-1698
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Mark Restad	P.O. 83812 Fbks 99708	479-6839
David H. DeVoe	3680 Handluck Dr. Fbks 99709	455-6299
Andy Bennett	2944 Thunderbird Ct. Fairbanks AK 99708	
Al Bryson	PO BOX 81777 FAIRBANKS AK 99708	
Valerie Waldeck	1345 Moss Ave. D. Fairbanks 99709	
Francis Thompson	318 Baranof Fbks 99701	
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John Backman	Beise Backman Jr 2838 Beverley W Fbks AK 99709	455-6092
Dennis Miller	14th Ave Way Fbks AK 99709	
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George Sims	George Landry 1002 10th Fbks AK 99701	
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Muffie Durrst	13A Wolf Run, Fairbanks AK 99709	
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<i>William A. Ross</i>	PO 86545 FBKS 99708 AK	452-5801
<i>Carolyn Sue Jensen</i>	Box 83068 Fairbanks AK 99708	474-7193
<i>Gene L. Lombardi</i>	P.O. Box 92 Healy AK 99743	
<i>[Signature]</i>	703 Rohloff St FBKS AK 99712	457-3921
<i>Daniel [Signature]</i>	703 Rohloff St. Fbks AK 99712	457-3421
<i>Denise Wouckert</i>	W.D. Box 83506 FBKS AK 99708	
<i>Rolanda Holmes</i>	Po Box 42969 Fbks AK 99708	-
<i>Nicky Eiseman</i>	PO Box 1762 Fbks 99707	
<i>Kimberly Sharp</i>	P.O.B. 83828 Fbks. 99708	
<i>Lisa Anderson</i>	P.O.B. 82247 Fbks 99708	
<i>Debra Benko</i>	2108 Alston #2 Fbks 99709	
<i>David L. Munro</i>	David L. Munro 3754 Frenchman, Fbks, 99704	455-6557
<i>Stephanie James</i>	PO Box 93652 Fbks 99708 Goldstream	
<i>Hart Briggs</i>	1895 Buck's Rd. 99709 Goldstream	
<i>Scott Wright</i>	P.O. 82321 Fbks AK 99708	
<i>Tara [Signature]</i>	PO Box 84212 99708	
<i>[Signature]</i>	FAK GLOS 1706 ARMY RD FBKS AK 99709	

hb346

MAR 26 1990

Box 021168
Juneau, AK 99802
2/24/90

Senate Resources Committee
Alaska State Legislature
Box V
Juneau, Alaska 99811

Dear Senator Bettye Fahrenkamp,

We support **H.B. 346**, which would create a state game refuge in the area of Cape Yakataga. DNR has too long ignored and circumvented the public involvement process. While the efforts of concerned Southeast Alaskans and most state agencies are focussed on reforming the Forest Service, it's shocking to find DNR and UAS, who presumably hold the interests of residents nearer to heart, engaged in questionable transfers and land "management" practices which make the USFS seem environmentally responsible! Logging critical wildlife habitat on the outer coast without informing those who most depend on the region is illegal.

As wilderness guides, professional naturalists, hunters and part time employees of the University of Alaska, Southeast, we have a deep stake in the future of Southeast Alaskan wild land. Please help us ensure that managers of state lands show more concern for environmental integrity.

Sincerely,

Richard Carstensen
Catherine Pohl

Richard Carstensen
and
Catherine Pohl

MAR 16 1990

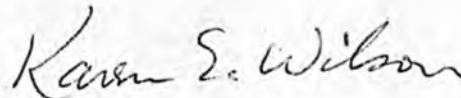
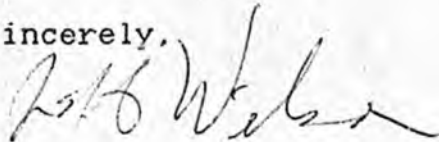
March 9, 1990

Dear Representative Davidson:

We are writing to ask your support for HB 346, making the Yakataga Forest a State Game Refuge, and strictly controlling future logging. DNR has long ignored the concerns of the public and of the users of this area. This area provides vital habitat for innumerable species of wildlife, and is critical for commercial fishermen, subsistence users, hunting and fishing guides, and outdoor enthusiasts.

Logging is totally incompatible with the other important uses for this area, and DNR has underhandedly and sometimes illegally ignored environmental concerns for the area. Please support HB 346.

Sincerely,



Jeff and Karen Wilson
175 S. Franklin St., Suite 300
Juneau, AK
99801

copies sent:
Governor Cowper
Senator Fahrenkamp
Representative Menard



CORDOVA DISTRICT FISHERMEN UNITED

P.O. Box 939

Cordova, Alaska 99574

(907) 424-3447

FEB 13 1990

February 8, 1990

Chairman Curt Menard
P.O. Box V
Juneau, AK 99811

Dear Representative Menard:

We would like very much to thank you for introducing legislation to establish the Yakataga Game Refuge. We feel very strongly the need for this legislation and would urge you to move forward with it as quickly as possible.

I realize that our letter of support identified the Bill as the "Yakutat" Game Refuge. I apologize for the error and will be sure in the future to refer to it as the "Yakataga" Game Refuge. Thank you again for your foresight.

Sincerely,

CORDOVA DISTRICT FISHERMEN UNITED


Jack Lamb
Vice President

cc: Governor Cowper
Senator Bettye Farenkamp
Senator Dick Eliason
Senator Jay Kerttula
Senator Mike Szymanski
Representative Gene Kubina



CORDOVA DISTRICT FISHERMEN UNITED

P.O. Box 939

Cordova, Alaska 99574

FEB 13 1990

(907) 424-3447

February 9, 1990

Chairman Curt Menard
P.O. Box V
Juneau, Alaska 99811

Dear Representative Menard:

Thank you for the opportunity to comment on the lands issue in the Cape Yakatage area.

As you may be aware, CDFU has become increasingly concerned with DNR's management style in this economically diverse area, as for all practical purposes it has bypassed the public process to promote and support a single land use logging.

In looking for solutions to the mounting resource conflicts in the area, you must keep in mind several items:

(1) For all practical purposes, DNR has removed the entire area east of the White River from use by competing user groups by its excessive timber harvests over the last 20 years. This leaves a continually smaller area for use by commercial and sport fishermen, hunters, etc. Non action by the legislature will ensure the continuation of this process and only intensify the dispute.

(2) Prior to specifying any one solution, the issue of the timber rights that DNR has committed to both Chugach Alaska Corp. and the University of Alaska must be resolved. An area management plan for instance, would be worthless with 470 million board feet of timber to be logged. The entire plan would have to be built around these previous commitments.

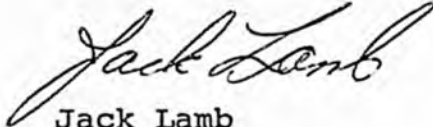
Of the solutions that have been discussed, we strongly favor the Yakataga State Game Refuge proposal. This should at a minimum include the area between Cape Suckling and the Duktoth River.

The advantages of this plan are that a majority of the extensive network of anadromous salmon streams in the area would be protected-ensuring the survival of the rich silver salmon populations. At this time, all of the commercial setnet fishing occurs within these boundaries, along with all of the sport fish guiding, and most of the hunting activities.

The disadvantages of this plan are that the rapidly declining Mountain Goat population would still not be afforded any protection in their last stronghold-the Brower Ridge. Also, the entire Yakataga drainage, where a major portion of the remaining timber is located would still be available for harvest without any new guidelines. One possible solution here would be the re-drafting of the Cape Yakataga Site Specific Plan by a joint DNR and ADF&G team to come up with a workable plan to deal with the specific location.

Sincerely,

CORDOVA DISTRICT FISHERMEN UNITED



Jack Lamb
Vice President

cc: Governor Steve Cowper
Representative Cliff Davidson
Senator Bettye Fahrenkamp
Senator Dick Eliason
Senator Jay Kerttula
Senator Mike Szymanski
Representative Gene Kubina

JOHN SCHULTZ
8501 SULTANA DRIVE
ANCHORAGE, ALASKA 99516

February 13, 1990

FEB 15 1990

Representative Cliff Davidson

Box V

Juneau, Alaska 99811

Dear Representative Davidson:

Thank you for introducing the bill to establish the Yakataga Game Refuge. Please work to move it out of committee as soon as possible. As you may know, a state game refuge between Cape Yakataga and Cape Suelving has the support of the city of Yakutat, the Yakutat Fish & Game Advisory Council, Cordova District Fishermen United, and many other groups around the state.

Sincerely,

John Schultz

c.c. Senator Betty Farenkamp
Senator Dick Eliason

Senator Jay Kerttala

Senator Mike Szymanski

Representative Gene Kubina

Governor Steve Cowper

FEB 26 1990

Tamara F. Evens
Box 886
Petersburg, Alaska
99833

February 20, 1990

Representative Curt Menard
Representative Cliff Davidson
Box V
Juneau, Alaska 99811

Dear Representatives:

I want to thank you for introducing the bill to establish the Yakataga Game Refuge, and to encourage you to move the bill out of committee as soon as you can.

You have my support, and the support of many others in Petersburg. Even though we are far away, we are concerned about damage to all of Alaskas sensitive wilderness areas.

Thank you very much for taking time to read my letters.

Sincerely,

Tamara F. Evens

24 Feb. 1990 hb346

FEB 28 1990

FEB 2 90

House Resources Committee Co-Chairs

Dear Representatives Menard and Davidson,

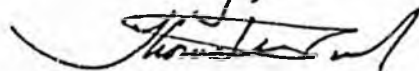
Thank you for introducing House Bill 346, "An Act Establishing a Yakataga State Game Refuge". It appears refuge status is the only way to protect that area from gross mismanagement by the Dept. of Natural Resources. The disgraceful forest practices allowed by DNR there in past and current timber sales, and ~~the~~ ^{DNR's} blatant disregard for the law, ~~and~~ the desires of local people, and the public process, show that the agency cannot be trusted to manage that area properly.

When I wrote Gov. Cooper a few weeks ago complaining about DNR's mismanagement, I received a disappointing response. Evidently, the Governor is committed to letting DNR go its merry way in the Yakataga area. Now it is more important than ever to pass a bill like House Bill 346 this year.

I hope you will act to get the bill moving through your committee, through the House, and on to the Senate for similar action.

Thanks again for recognizing the value of wildlife and fisheries resources in that part of the state.

Sincerely,



TOM PAUL

Box 20628

JUNEAU, ALASKA 99802

Gov. Cooper
cc: Rep. Kubina
Rep. Goll
Rep. Druel
Rep. Hudson
Sen. Farenkamp
Sen. Eliason
Sen. Kestulla
Sen. Symanski

hb 346

Feb 15, 1990

FEB 26 1990

Representative Curt Menard, Cochairman
House Resources Committee
P.O. Box V
Juneau, Alaska 99811

RE: FORMATION OF THE YAKATAGA FISH AND GAME REFUGE

Dear Representative Menard:

I want to thank-you for submitting a Bill to form the Yakataga Fish and Game Refuge. My name is Don Bremner and I was born and raised in the Yakutat/Yakataga area. I'm writing on behalf of myself, but, there are many more people in Yakutat who can make this same claim to having been born and raised in this Region. As a result, we have a thorough knowledge of the Region being proposed for a Refuge. This knowledge was passed from generation to generation and from current use of the resources for our livelihood.

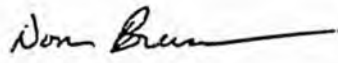
No doubt by now you've heard all of the Pro's and Con's about establishing a Fish and Game Refuge for the area. This opportunity to weigh the facts regarding a proposed Refuge has been given extensive consideration by all parties involved. All parties have expressed their wants and desires concerning this proposal. To some people their desires and wants have been promoted as absolute needs.

Because past managers and user groups market oriented controls are failing to the point whereby uses are elevated to needs I feel it's time for legislative control. As a law making body I feel our legislators are in a neutral position to balance user group values. I feel that by enacting legislative direction can better balance human and resource values, separately and in conjunction with one another.

Under a Fish and Game Refuge more people will benefit for a longer period of time and a larger variety of resources will be protected for future generations. On the other hand, if the State leaves the area under present management and status the dominant use will be development. This means single resource extraction for a limited period of time and benefits in the hands of a few people. The fur, fish, game, fowl and multiple production spility of the land will lose presently and in the future.

In closing, I hope that enough light has been shed on the issue to warrant your strong support and passage of a Fish and Game Refuge Bill for the Yakataga Area. Thanking you for your time and consideration.

Sincerely,


Don Bremner

cc/ Representative Cliff Davidson, Co-chairman
Governor Steve Cooper
Senator Bettye Farenkamp
Senator Dick Eliason
Senator Mike Szymanski
Representative Gene Kubina
Representative Peter Coll

FEB 26 1990

Wrangell, Alaska
Feb. 21, 1990

House Resources Committee
Rep. Curt Menard
Rep. Cliff Davidson

H.B. 346 - Yakataga State Game Refuge

Dear Sirs:

As a life long Alaskan, (73 years), I want to personally thank you for your efforts on behalf of the Yakataga area - an area without equal in it's diverse and abundant fish and especially wildlife resources. Long term value considerations alone should prove conclusively that logging is the worst possible use of the timber resources.

I urge you to move this bill out of committee as soon as possible.

Thank you, Sincerely,

Dorothy Brady
Dorothy Brady
Box 103
Wrangell, Alaska 99929

cc: Senator Betty Farenkamp, Senator Dick Eliason,
Senator Jay Kerttula, Senator Mike Szymanski,
Representative Gene Kubina, and Governor Cowper.

*Excuse typing -
writing is worse.*

STEVE COWPER
GOVERNOR

STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

March 19, 1990

Ms. Ann L. Lowe
Chair
Southeast Regional Fish
and Game Council
c/o Department of Fish and Game
Division of Boards
P.O. Box 2000
Juneau, AK 99802

Dear Ms. Lowe:

Thanks for your letter concerning House Bill 346 which would establish the Yakataga State Game Refuge. I agree with you that in recent years, there has been a great deal of controversy in this region. I recognize the need for comprehensive planning for the region and believe that an area plan would be an important step in resolving public controversy and providing for sustainable use of State land in the area.

In response to these public concerns about planning for the Yakataga region and the need to carefully consider the regionwide forestry, fish and wildlife, and other values, future timber sale or timber rights transfer will be prohibited until an areawide plan is completed. This prohibition will apply to all State land between Icy Bay and Cape Suckling, except the University timber transfer parcels and the Icy Cape II timber sale and extension which are the subject of previous legal commitments.

An areawide land use plan will determine land use allocation, guidelines, and classifications using a public process with three full rounds of public meetings in local communities such as Yakutat, Cordova, and Seward. The areawide plan will be a Department of Natural Resources (DNR) area plan or, if the Legislature creates a State forest in the region, it could be a DNR State forest management plan. On the other hand, if the Legislature creates a State game refuge, it could be a management plan prepared by the Department of Fish and Game.

Ms. Ann L. Lowe

- 2 -

March 19, 1990

Thanks again for pointing out your concerns. I assure you that natural resource decisions in the region will be made with full public input and involvement.

Sincerely,

Steve Cowper
Governor

cc: Senate Resources Committee
House Resources Committee
Senator Jim Duncan
Senator Jalmar Kerttula
Senator Mike Szymanski
Senator Lloyd Jones
Representative Eugene Kubina
Representative Ben Grussendorf
Representative Bill Hudson
Representative Robin Taylor
Representative Fran Ulmer
Representative Niilo Koponen
Commissioner Don Collinsworth
Department of Fish and Game
Commissioner Lennie Gorsuch
Department of Natural Resources
Gary Gustafson, Director
Division of Land and Water Management
Department of Natural Resources
Alaska Trollers Association
United Fishermen of Alaska
Southcentral Regional Fish and Game Council
Southeast Alaska Conservation Council
Prince William Sound Advisory Committee

FEB 14 1990

February 13, 1990
P.O. Box 211575
Auke Bay, Alaska
99821

Representatives Curt Menard and Cliff Davidson
House Resources Committee
Box V
Juneau, Ak. 99811

Re: Debacle at Yakataga

Considering the manifest continued incapacity of DNR to correct its invidious and profligate deforestation schemes in the Yakataga area, your House Bill 346 which would establish a Yakataga State game refuge should receive immediate and substantial support for passage. It is as if DNR/Forestry subscribes to a Gleichshaltung policy in its programs of spreading stumps and fading fauna.

I am enclosing a copy of my previous correspondence on this matter.



Mike Rieves

Distribution: Gov. S. Cowper
Senators ; B. Farenkamp, D. Eliason, J. Kerttula,
M. Szymanski
Representative ; G. Kubina

January 8, 1990
P.O. Box 211575
Auke Bay, Alaska
99821

Mr. Jim McAllister, Regional Forester
Alaska Dept. of Natural Resources
400 Willoughby Ave.
Juneau, Ak. 99811

Re; Yakataga Forelands Deforestation Schemes

Your incompetent management of the Yakataga area logging activities , along with the logging , must cease. The quasi-covert timber right maneuvers and retrospective land use plans employed to keep the trees falling are despicable and represent arrogance toward an ever shrinking Biosphere. Native corporations and the Forest Service have already caused extensive and irreversible damage to the forest in Southeast, and the State should avoid or arrest the same degenerate behaviour in its programs. Contrary to the Governors' assessment, 'Alaska' is not destined to pimp its resources.

As a remedial effort on the Yakataga problem, you would do well by adopting the corrective actions as submitted by SEACC (Ph 586-6942).

Mike Rieves

Copies: Steve Cowper, L.B. Gorsuch, Bob Dick

June Weinstock
1339 6th Avenue
Fairbanks, Alaska 99701
907 452-8610

FEB 15 1990

10 February 1990

Dear Bettye -

Enclosed is a copy of a letter to Mike, formally expressing the Northern Center's support of HB 346 (YAKUTIA STATE GAME REFUGE) - I also copied H. Resource Committee Co-Chairs Davidson and Menard.

This seems to me to be a very important issue - substantively, of course, but also because of process. The process abuses to date are resulting in ~~excess~~ cynicism and frustration.

I hope we can count on your support for (championing of!) this bill in Senate Resources.

Sincerely -

June



Northern Alaska Environmental Center

218 DRIVEWAY
FAIRBANKS, ALASKA 99701
(907) 452-5021

30 January 1990

Representative Mike Davis
P.O. Box V
Juneau, AK 99811

RE: Cape Yakataga Timber Sales / *HB 346*

Dear Representative Davis:

I'd like to express my appreciation, on behalf of the membership of the Northern Center, for the Oversight Hearings that House Resources Committee is holding on timber sales in the Cape Yakataga area.

We are concerned that non-timber values in the Cape Yakataga-Cape Suckling area have been and are being overlooked. Department of Fish and Game objections to the timber sales, based on the effect of logging on important habitat resources, were brushed aside, although those objections since have proved justified.

We are also concerned about the *process* by which the Icy Cape II timber sale was held, as well as the 1987 timber rights conveyance to the University of Alaska and the 1986 *Sullivan* settlement. From my perspective, all seem to flagrantly disregard the public interest and I believe they merit careful scrutiny.

The Northern Center opposes the land use classifications in DNR's Draft *Cape Yakataga Land Use Plan*. Instead, we strongly support the Resource Committee proposal for State Game Refuge status for all lands between Cape Yakataga and Cape Suckling, and we believe that lands covered by the *Land Use Plan* should be classified as Wildlife Habitat rather than as Resource Management or Forestry.

DNR's history of land management in this magnificent and important piece of Alaska's coastline has not been a proud one. We applaud the decision of the Resources Committee to give this area the time and attention it deserves.

Sincerely,

June Weinstock
President, Board of Directors

MAR 13 1990

To: Cliff Davidson
CHAIRMAN - House Resources Committee

FROM: JOHN WHITE
40220 KENT ST.
HOMER, AK. 99841

Dear Cliff Davidson,
I urge you to support H.B. 346. I believe that sensible logging lies with public knowledge and participation. The future of Alaska depends on our public resources being managed and not raped.

I have been an Alaska citizen for 18 years. I plan to stay here. My family is growing here. I make my living commercial fishing and building boats.

Yes, the public needs timber. We always will. Please let's show the D.N.R. that they work for the public!

Thank you for your hard work!

Sincerely, *John White*
2/25/90

C.C. Senator Bettye Fahrenkamp
Governor Steve Cowper

TO: CURT MENARD
CHAIRMAN - HOUSE RESOURCES COMMITTEE

FROM: JOHN WHITE
40220 KENT ST.
HOMER, AK 99603

Dear Curt Menard,

I URGE YOU TO SUPPORT H.B. 346. I believe that sensible logging lies with public knowledge and participation. The future of Alaska depends on our public resources being managed and not raped. I have been a citizen of Alaska for 18 years. I plan to stay here. My family is growing here in Alaska. I make my living fishing commercially and building boats. Yes, the public uses and needs timber. We always will. Please, lets show the D.N.R. that they work for the public!

Thankyou for your hard work!

Sincerely, *John White*
2/25/90

C.C. Senator Bettye Fahrenkamp
Governor Steve Cowper

PO Box V AK 99811
Juneau

~~Betty Fournier
PO Box V AK 99811~~

Ana Goodrich
Ben Rd. AK
99826

Sincerely
Ana Goodrich

Betty Fournier
I want you to know I support HB 396
which would establish a game refuge in the
Cape Yakataga area.
Stop logging there.

FEB 5 1990

30 Jan 1990