



# LAWS OF ALASKA

1996

**Source**  
CSSB 307(FIN)

**Chapter No.**  
36

## AN ACT

Requiring the Department of Natural Resources to exchange with the federal government state land within, and adjoining, Dude Creek Critical Habitat Area for federal land adjacent to Fall Creek; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

**Approved by the Governor:** May 22, 1996  
**Actual Effective Date:** Conditional

AN ACT

1 Requiring the Department of Natural Resources to exchange with the federal government state  
2 land within, and adjoining, Dude Creek Critical Habitat Area for federal land adjacent to Fall  
3 Creek; and providing for an effective date.

4

5 \* **Section 1.** PURPOSE. The purpose of this Act is to require the director of the division  
6 of lands within the Department of Natural Resources to enter into an exchange of land near  
7 Gustavus, Alaska, with the federal government. This land exchange is the subject of  
8 corresponding federal legislation in the 104th Congress, entitled H.R. 2561, a bill "To provide  
9 for an exchange of lands located near Gustavus, Alaska."

10 \* **Sec. 2.** AS 16.20.610(b) is amended to read:

11 (b) The following described area is established as the Dude Creek Critical  
12 Habitat Area:

13 Township 40 South, Range 58 East, Copper River Meridian

Chapter 36

1 Section 2: W1/2

2 Section 3

3 Section 9: E1/2

4 Section 10 [SECTIONS 9 - 10]

5 Section 11: W1/2NE1/4, W1/2

6 Section 14: Lot 3, NW1/4, N1/2SW1/4, SW1/4SW1/4

7 Section 15

8 [SECTION 16: N1/2, SE1/4].

9 \* **Sec. 3.** Notwithstanding any other provision of law, the director of the division of lands  
10 of the Department of Natural Resources shall convey all right, title, and interest the state has  
11 to certain land within and adjoining the Dude Creek Critical Habitat Area, described as:  
12 Township 40 South, Range 58 East, Copper River Meridian, Section 9: W1/2 and Section 16,  
13 and totaling 960 acres more or less, to the federal government in exchange for 960 acres more  
14 or less of federal land adjacent to Fall Creek in Townships 39 and 40 South, Range 59 East,  
15 Copper River Meridian, consisting of portions of Section 36 of Township 39 and portions of  
16 Sections 1, 2, 11, and 12 of Township 40.

17 \* **Sec. 4.** Sections 1 - 3 of this Act take effect only if the 104th Congress passes a bill that  
18 is enacted into law that authorizes an exchange of land between the state and the federal  
19 government near Gustavus, Alaska. The director of the division of lands shall notify the  
20 lieutenant governor and the revisor of statutes of the enactment of the law described in this  
21 section.

22 \* **Sec. 5.** If secs. 1 and 3 of this Act take effect under sec. 4 of this Act, they take effect  
23 on the date the federal law described in sec. 4 of this Act, authorizing an exchange of land  
24 between the state and the federal government near Gustavus, Alaska, takes effect.

25 \* **Sec. 6.** If sec. 2 of this Act takes effect under sec. 4 of this Act, it takes effect on the  
26 date the exchange of land described in sec. 3 of this Act is entered into by the director of the  
27 division of lands. The director of the division of lands shall notify the lieutenant governor and  
28 the revisor of statutes when the exchange is entered into under this section.