

104TH CONGRESS
2D SESSION

S. 1807

To amend the Alaska Native Claims Settlement Act, regarding the Kake Tribal Corporation public interest land exchange.

IN THE SENATE OF THE UNITED STATES

MAY 23, 1996

Mr. MURKOWSKI (for himself and Mr. STEVENS) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To amend the Alaska Native Claims Settlement Act, regarding the Kake Tribal Corporation public interest land exchange.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Kake Tribal Corpora-
5 tion Land Exchange Act”.

6 **SEC. 2. AMENDMENT OF SETTLEMENT ACT.**

7 The Alaska Native Claims Settlement Act (Pub. L.
8 92–203, December 18, 1971, 85 Stat. 688, 43 U.S.C.

1 1601 et seq.), as amended, is further amended by adding
 2 a new section to read:

3 **“SEC. 40. KAKE TRIBAL CORPORATION LAND EXCHANGE.**

4 “(a) To provide Kake Tribal Corporation with land
 5 suitable for development, to acknowledge the corporation’s
 6 return to public ownership land needed as a municipal wa-
 7 tershed area, and to promote the public interest, the Sec-
 8 retary shall convey to the corporation approximately 2,427
 9 acres of Federal land as described in subsection (c). The
 10 land to be conveyed includes—

11 “(1) up to 388 acres in the Slate Lakes area,
 12 as described in (c)(2) of this section, if, within five
 13 years after the effective date of this section, the cor-
 14 poration has entered into an agreement to lease or
 15 otherwise convey some or all of the land to the oper-
 16 ator of the Jualin Mine; or

17 “(2) at the corporation’s option, the 388 acres
 18 mentioned in (1) of this subsection and the remain-
 19 ing 2,039 acres may be conveyed from the acres de-
 20 scribed in (c)(3) of this section.

21 “(b) TITLE TO SURFACE AND SUBSURFACE.—Sub-
 22 ject to valid existing rights and easements, the Secretary
 23 shall, no later than the deadlines specified in (c) (2) and
 24 (3) of this section, convey to Kake Tribal Corporation title

1 to the surface estate in this land and convey to Sealaska
 2 Corporation title to the subsurface estate in that land.

3 “(c) DESCRIPTION AND DEADLINES.—The land cov-
 4 ered by this section is in the Copper River Meridian and
 5 is further described as follows:

6 “(1) The land to be conveyed by Kake Tribal
 7 Corporation to the United States, no later than 90
 8 days after the effective date of this section, as shown
 9 on the map dated _____ and labeled Attachment A,
 10 is the municipal watershed area and is described as
 11 follows:

“Municipal watershed

<i>Section</i>	<i>Approximate acres</i>
T56S, R72E	
13	82
23	118
24	635
25	640
26	346
34	9
35	349
36	248
Approximate Total	2,427”

12 “(2) Kake Tribal Corporation shall have the op-
 13 tion to select up to 388 acres in the Slate Lakes
 14 area, as shown on the map dated _____ and la-
 15 beled Attachment B. This option shall remain in ef-
 16 fect for five years after the date of enactment of this

1 section. The land to be conveyed is identified on the
 2 following maps as:

Slate lakes area

<i>Section</i>	<i>Description</i>	<i>Approximate acres</i>
	T35S, R62E	
22	E ¹ / ₂	27
23	W ¹ / ₂	152
26	W ¹ / ₂	119
27	E ¹ / ₂	23
	T36S, R62E	
1	W ¹ / ₂ , NW ¹ / ₄	38
Two utility corridors: One beginning in the northwest quarter of section 1, T36S, R62E, heading northwest through the northeast quarter of section 2, then heading northwest through section 26, T35S, R62E; another beginning in section 23, T35S, R62E, heading northeast, then heading northwest through section 23, then northwest through the southwest quarter of section 15, then northwest through section 16, then turning northeast in the northeast quarter of section 16 to the Jualin patented group.		
Approximate Total		388"

3 “(3) The remaining 2,039 acres of land to be
 4 conveyed to Kake Tribal Corporation, or the entire
 5 2,427 acres if the option on the 388 acres mentioned
 6 in (2) of this subsection is not exercised, shall be
 7 land in the Hamilton Bay and Saginaw Bay areas
 8 and shall be conveyed within 90 days after the effective
 9 date of this section; this land is shown on the
 10 maps dated _____ and labeled Attachments C
 11 and D.

12 “(d) TIMBER MANUFACTURING.—Notwithstanding
 13 any other provision of law, timber harvested from lands
 14 conveyed to Kake Tribal Council pursuant to this Act shall

1 not be available for export as unprocessed logs from Alas-
2 ka, nor may Kake Tribal Corporation sell, trade, ex-
3 change, substitute, or otherwise convey such logs to any
4 other person for the purpose of exporting such logs from
5 the State of Alaska.

6 “(e) RELATION TO OTHER REQUIREMENTS.—The
7 land conveyed to Kake Tribal Corporation and Sealaska
8 Corporation under this section is, for all purposes, consid-
9 ered land conveyed under the Alaska Native Claims Settle-
10 ment Act.

11 “(f) MAPS.—The maps referred to in this section
12 shall be maintained on file in the Office of the Chief,
13 United States Forest Service, and in the Office of the Sec-
14 retary of the Interior, Washington, DC. The acreage cited
15 in this section is approximate, and if a discrepancy arises
16 between cited acreage and the land depicted on the speci-
17 fied maps the maps shall control. The maps do not con-
18 stitute an attempt by the United States to convey State
19 or private land.”.

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