Exxon Valdez Oil Spill Trustee Council

Restoration Office

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RESOLUTION OF THE

EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL

We, the undersigned, duly authorized members of the *Exxon Valdez* Oil Spill Trustee Council do hereby certify that, in accordance with the Memorandum of Agreement and Consent Decree entered as settlement of <u>United States of America v. State of Alaska</u>, No. A91-081 Civil, U.S. District Court for the District of Alaska, and after public meetings, unanimous agreement has been reached to expend funds received in settlement of <u>State of Alaska v. Exxon Corporation</u>, et al., No. A91-083 CIV, and <u>United States of America v. Exxon Corporation</u>, el al., No. A91-082 CIV, U.S. District Court for the District of Alaska, for necessary natural resource damage assessment and restoration activities. The total approved for all items is \$1,656,300. Of this total, \$1,035,000 is to fund the acquisition of five small parcels, comprising approximately 379 acres and located throughout the oil spill affected area. This includes \$531,000 for KEN 1015, \$128,000 for KAP 98, \$52,000 for KAP 101, \$68,000 for KAP 131 and \$256,000 for KAP 132. Also include and appended hereto, is \$621,300 for implementation of the 1997 Work Plan.

The monies are to be distributed according to the following schedule:

Alaska Department of Fish & Game	227,500
Alaska Department of Natural Resources	598,800
Alaska Department of Environmental Conservation	15,100
SUBTOTAL TO STATE OF ALASKA	\$841,400
U.S. Department of Agriculture, Forest Service	80,500
U.S. Department of the Interior	578,400
National Oceanic & Atmospheric Administration	156,000
SUBTOTAL TO UNITED STATES OF AMERICA	\$814,900
TOTAL APPROVED	\$1,656,300

In accordance with the Financial Operating Procedures adopted by the Trustee Council, the amount of funds requested from the Joint Trust Fund is to be reduced by the amount of interest previously earned from settlement funds held by the Federal and State governments and any unobligated fund balances from previously approved budgets. Since the last disbursement from the Joint Trust Fund, the amount of interest earned is \$29,041 for the United States and \$398,567 for the State of Alaska. Accordingly, the amount to be withdrawn from the fund for Interest earned will be reduced by \$427,608.

By unanimous consent, we hereby request the Attorney General of the State of Alaska and the Assistant Attorney General of the Environmental and Natural Resources Division of the United States Department of Justice to petition the United States District Court for the District of Alaska for withdrawal of the sum of \$1,228,692 from the Court Registry account established as a result of the governments' settlement with the Exxon Corporation. Of this amount \$785,859 shall go to the United States of America and \$442,833 shall go to the State of Alaska.

Resolution of the Exxon Valdez Trustee Council Printed: December 6, 1996

James Augle Dated 12/6/96

PHIL JANIK Regional Forester Alaska Region USDA Forest Service Craig Tillong

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BRUCE M. BOTELHO Attorney General

State of Alaska

Johnsh Willingated 12/13/96

GEORGE T. FRAMPTON, Jr.
Assistant Secretary for Fish,
Wildlife & Parks
U.S. Department of the Interior

- STEVEN PENNOYER

Director, Alaska Region

National Marine Fisheries Service

ÆRANK RUE

Commissioner

Alaska Department of Fish & Game

MICHELLE BROWN

Commissioner

Alaska Department of Environmental

Conservation

Agency	Cooperating Agency(s)	Project Number	Project Title	First 1997 Court Request	Second 1997 Court Request
ADEC		97026-CLO	Report Wrinting: Microbial Sediments		15.1
,	AII	97100	Administration, Public Information and Scientific Management	59.2	
		97115	Implementation of the Sound Waste Management Plan	1,167.9	
		97291	Chenega-Area Shoreline Residual Oiling Reduction	21.7	
		97304	Kodiak Waste Management Plan	267.5	
			ADEC Total	1,516.3	15.1
ADF&G		97001	Recovery of Harbor Seals From EVOS: Condition and Health Status	192.0	
	DOI/NOAA/USFS	97025	Mechanisms of Impact and Potential Recovery of Nearshore Vertebrate Predators	410.8	
		97052A	Community Involvement	248.4	
		97052B	Traditional Ecological Knowledge	94.5	
		97064	Monitoring, Habitat Use, and Trophic Interactions of Harbor Seals in PWS	317.8	
	All	97100	Administration, Public Information and Scientific Management	1,916.2	12.1
	ADNR/DOI/USFS	97126	Habitat Protection and Acquisition Support	18.3	
	5	97127	Tatitlek Coho Salmon Release	11.1	
	7 July 1	97131	Chugach Native Region Clam Restoration	365.0	
	** \$ 14 ()	97139A1	Salmon Instream Habitat and Stock Restoration - Little Waterfall Barrier Bypass	26.4	
		97139A2	Port Dick Creek Tributary and Development Project	76.5	
		97162	Investigations of Disease Factors Affecting Declines of Pacific Herring	517.7	
	_		Populations in Prince William Sound		
	NOAA/DOI	97163L	APEX: Barren Is. Survey & Historic Review	28.8	
		97165	Genetic Discrimination of Prince William Sound Herring Populations	41.6	
	·	97166	Herring Natal Habitats	200.0	140.3
1		97170	Isotope Ratio Studies of Marine Mammals in Prince William Sound	143.3	
	ADNR	97180	Kenai Habitat Restoration & Recreation Enhancement Project	268.5	
		97186	Coded Wire Tag Recoveries From Pink Salmon in Prince William Sound	273.8	
		97188	Otolith Thermal Mass Marking of Hatchery Reared Pink Salmon In Prince William Sound	120.1	
		97190	Construction of a Linkage Map for the Pink Salmon Genome	254.5	
		97191A	Field Examination of Oil-Related Embryo Mortalities that Persist in Pink Salmon Populations in PWS	208.5	
		97196	Genetic Structure of Prince William Sound Pink Salmon	195.5	
		97197	Alaska SeaLife Center Fish Pass	545.6	
		97210	Youth Area Watch	150.0	
		97214-CLO	Documentary on Subsistence Harbor Seal Hunting in Prince William Sound	12.1	
		97225	Port Graham Pink Salmon Subsistence Project	74.4	
		97244	Community-based Harbor Seal Management and Biological Sampling	114.9	
		97247	Kametolook River Coho Salmon	, 17.9	31.4
	All	97250	Project Management	304.9	31.4
	All	97250	Project Management/NOAA IPA	98.2	

				First	Second
·				1997	1997
١.	Cooperating	Project	B	Court	Court
Agency	Agency(s)	Number	Project Title	Request	Request
	, '	97251-CLO 97255-CLO	Akalura Lake Restoration	450.0	43.7
	USFS	97255-CLO 97256B	Kenai River Sockeye Salmon Restoration Sockeye Salmon Stocking at Solf Lake	158.3	
	03F3		Sockeye Salmon Overescapement Project	214.0	
			Restoration of Coghill Lake Sockeye Salmon	46.8	
		97263	Port Graham Salmon Stream Enhancement	58.0	
		97272-CLO	Chenega Chinook Release Program	45.0	
		97320E	SEA: Salmon and Herring Predation	631.8	
		97320G	SEA: Phytoplankton and Nutrients	130.0	
		97320H	SEA: Zooplankton	136.4	
		97320K	SEA: PWSAC Experimental Fry Release	24.8	
		97320R	SEA: Trophodynamic Modeling and Validation Through Remote Sensing	182.1	
		97320T	SEA: Juvenile Herring	899.8	
		97320U	SEA: Somatic and Spawning Energetics of Herring, Pollock and Pink Salmon	154.4	
		97320Z1	SEA: Synthesis and Integration	61.3	,
		97427	Harlequin Duck Recovery Monitoring	252.5	
			ADF&G Total	10,224.6	227.5
ADNR	DOI/USFS A	97007A	Archaeological Index Site Monitoring	88.3	;
	All	97100	Administration, Public Information and Scientific Management	631.9	
	ADF&G/DOI/USFS	97126	Habitat Protection and Acquisition Support	396.4	
	DOI	97149	Archaeological Site Stewardship	46.3	
	ADF&G	97180	Kenai Habitat Restoration & Recreation Enhancement Project	330.9	
	A11	97230	Valdez Duck Flats Restoration		67.8
	All	97250 97300	Project Management	41.9	
		97300	Synthesis of Scientific Findings from EVOS Restoration Process ADNR Total	64.9 1,600.6	67.8
			ADNA Total	1,000.0	07.0
USFS	ADNR/DOI	97007A	Archaeological Index Site Monitoring	25.0	
		97007B-CLO	Site Specific Archaeological Restoration	19.9	
		97009D-CLO	Survey of Octopuses in Intertidal Habitats	48.0	
	DOI/NOAA/ADF&G	97025	Mechanisms of Impact and Potential Recovery of Nearshore Vertebrate Predators	25.8	30.5
		97043B	Monitoring of Cutthroat Trout and Dolly Varden Habitat Improvement Structures	24.0	
	All	97100	Administration, Public Information and Scientific Management	68.8	
	ADF&G/ADNR/DOI	97126	Habitat Protection and Acquisition Support	413.9	
		97139C1-CLO	Montague Riparian Rehabilitation Monitoring	9.3	
	·	97145	Cutthroat Trout and Dolly Varden: Relation Among and Within Populations of	229.7	
		97220	Anadromous and Resident Forms Eastern PWS Wildstock Salmon Habitat Restoration	115.0	
	All	97250	Project Management	51.5	
	/301	31230	r roject Management	51.5	

				First	Second
				1997	1997
	Cooperating	Project		Court	Court
Agency	Agency(s)	Number	Project Title	Request	Request
	ADF&G	97256B	Sockeye Salmon Stocking at Solf Lake		50.0
		97291	Chenega-Area Shoreline Residual Oiling Reduction	13.7	
		97302	PWS Cutthroat Trout/Dolly Varden Inventory	12.8	
			USFS Total	1,057.4	80.5
DOI-FWS	ADNR/USFS	97007A	Archaeological Index Site Monitoring	16.5	
	ADF&G/ADNR/USFS	97126	Habitat Protection and Acquisition Support	429.3	
		97144	Common Murre Population Monitoring	73.8	
	ADNR	97149	Archaeological Site Stewardship	20.0	
		97159-CLO	Surveys to Monitor Marine Bird Abundance in Prince William Sound During	45.1	15.0
			Winter and Summer: Report and Publication Writing		
	·	97163B	APEX: Seabird Interactions	118.4	
		97163E	APEX: Kittiwakes	170.0	
		97163F	APEX: Guillemots	134.5	
		97163J	APEX: Barren Island Murres and Kittiwakes	107.0	
		97163K	APEX: Large Fish as Samplers	9.2	
	1	97231	Marbled Murrelet Productivity	120.0	
			DOI-FWS Subtotal	1,243.8	15.0
DOI-USGS	USFS/NOAA/ADF&G	97025	Mechanisms of Impact and Potential Recovery of Nearshore Vertebrate	1,121.3	
DOI-03G3	OSFS/NOAA/ADF&G	97025	Predators	1,121.3	
	NOAA/ADF&G	97163L	APEX: Barren Is. Survey & Historic Review	19.3	
		97163M	APEX: Response of Seabirds to Forage Fish Density	214.0	
		97163N	APEX: Black-Legged Kittiwake Controlled Feeding Experiment	30.0	
		97169	Genetic Study of Murres, Guillemots Murrelets		59.4
			DOI-USGS Subtotal	1,384.6	59.4
DOI-NPS	ADNR/USFS	97007A	Archaeological Index Site Monitoring	15.2	
	ADF&G/ADNR/USFS	97126	Habitat Protection and Acquisition Support	24.7	
		97161	Differentiation and Interchange of Harlequin Duck Populations Within the North Pacific	98.8	
			DOI-NPS Subtotal	138.7	0.0
DOI	All	97100	Administration, Public Information and Scientific Management	97.2	
	All	97250	Project Management	89.9	
		97286	Elders/Youth Conference	15.8	
		97306	Ecology and Demographics of Pacific Sand Lance	32.8	
			DOI-Subtotal	235.7	
			DOI Total	3,002.8	74.4

Agency	Cooperating Agency(s)	Project Number	Project Title	First 1997 Court Request	Second 1997 Court Request
NOAA			Comprehensive Killer Whale Investigation in Prince William Sound	1.5	156.0
	USFS/DOI/ADF&G		Mechanisms of Impact and Potential Recovery of Nearshore Vertebrate	147.9	
	·	97076	Effects of Oiled Incubation Substrate on Straying and Survival of Wild Pink Salmon	618.8	
		97090-CLO	Mussel Bed Restoration and Monitoring	10.0	
	All	97100	Administration, Public Information and Scientific Management	83.8	
		97142-BAA	Status and Ecology of Kittlitz's Murrelets in Prince William Sound	188.5	
		97163A	APEX: Forage Fish Assessment	406.5	
		97163C	APEX: Fish Diet Overlap	88.3	
			APEX: Seabird Energetics	171.0	
		97163H	APEX: Proximate Composition of Forage Fish	29.3	
		971631	APEX: Project Management	139.2	. *
	DOI/ADF&G		APEX: Barren Is. Survey & Historic Review	43.3	
		97163O	APEX: Statistical Review	21.4	
		97163Q	APEX: Modeling	69.8	
	1	97167-BAA	Curation of Seabirds Salvaged from EVOS	32.1	
	· ·	97194	Pink Salmon Spawning Habitat Recovery	138.3	<i>e</i>
		97195	Pristane Monitoring in Mussels and Predators of Juvenile Pink Salmon and Herring	115.3	
	*	97223-BAA	Publication of Sea Otter Data	43.0	;
	All	97250	Project Management	55.2	
		97290	Hydrocarbon Data Analysis, Interpretation, and Database Maintenance	76.3	
		97291	Chenega-Area Shoreline Residual Oiling Reduction	1.0	
	1	973201	SEA: Confirming Food Webs of Fishes with Stable Isotope Tracers	125.4	
		97320J	SEA: Information Systems and Model Development	554.5	
		97320M	SEA: Physical Oceanography	353.4	
		97320N	SEA: Nekton and Plankton Acoustics	364.4	
		·	NOAA Total	3,878.2	156.0
			Total	21,279.9	621.3