

**RESOLUTION 04-09 OF THE  
EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL  
REGARDING PROJECT 040772**

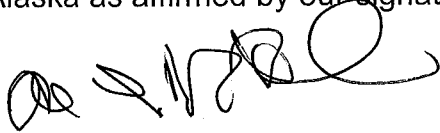
We, the undersigned, duly authorized members of the *Exxon Valdez* Oil Spill Trustee Council do hereby certify that, in accordance with the Memorandum of Agreement and Consent Decree entered as settlement of United States of America v. State of Alaska, No. A91-081 Civil, U.S. District Court for the District of Alaska, and after public meetings, unanimous agreement has been reached to expend funds received in settlement of State of Alaska v. Exxon Corporation, et al., No. A91-083 CIV, and United States of America v. Exxon Corporation, et al., No. A91-082 CIV, U.S. District Court for the District of Alaska, for necessary natural resource damage assessment and restoration activities for project 040772 as described in the attached memorandum. We therefore authorize the transfer of \$8,000.00 from the Alaska Department of Revenue state GeFONSI Department of Law account to the NRDAR account in the U.S. Department of the Interior. The monies are to be distributed according to the following schedule:

Alaska Department of Law	\$ -8,000.00
SUBTOTAL TO STATE OF ALASKA	\$ <u>-8,000.00</u>
National Oceanic & Atmospheric Administration	\$ 8,000.00
SUBTOTAL TO UNITED STATES OF AMERICA	\$ 8,000.00
TOTAL APPROVED	\$ 0.00

Funds must be spent as described in the attached memorandum.

By unanimous consent, we hereby request the Alaska Department of Law and the Assistant Attorney General of the Environmental and Natural Resources Division of the United States Department of Justice to take such steps as may be necessary to make available Project 040772, in the amount of \$ 8,000.00 thousand from the appropriate account designated by the Executive Director.

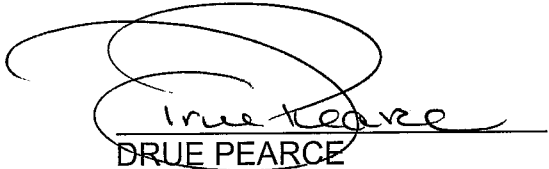
Approved by the Council at its meeting of August 23, 2004 held in Anchorage,  
Alaska as affirmed by our signatures affixed below.



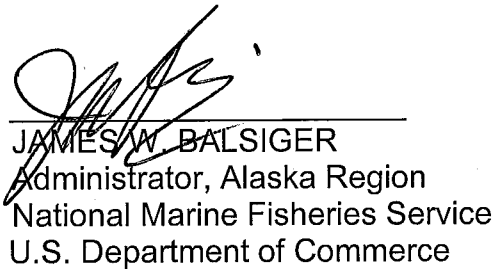
\_\_\_\_\_  
JOE L. MEADE  
Forest Supervisor  
Forest Service Alaska Region  
U.S. Department of Agriculture



\_\_\_\_\_  
GREGG RENKES  
Attorney General  
State of Alaska



\_\_\_\_\_  
DRUE PEARCE  
Senior Advisor to the Secretary  
for Alaskan Affairs  
U.S. Department of the Interior



\_\_\_\_\_  
JAMES W. BALSIGER  
Administrator, Alaska Region  
National Marine Fisheries Service  
U.S. Department of Commerce



\_\_\_\_\_  
KEVIN DUFFY  
Commissioner  
Alaska Department of Fish and Game



\_\_\_\_\_  
ERNESTA BALLARD  
Commissioner  
Alaska Department of Environmental  
Conservation

Attachments:  
A Funding Distribution

**MEMORANDUM****State Of Alaska**  
Department of Law

To: Gail Phillips  
Executive Director  
EVOS

Date: August 11, 2004

File No.: 221-89-0818

Tel. No.: 907-269-5274

From: Craig J. Tillery *cjt*  
Assistant Attorney General

Subject: Project 040772  
Sediment Sampling

On May 14, 2004 the Trustee Council approved Project 040772, Sediment Quality Survey of Heavily-Oiled Beaches in Prince William Sound. The Department of Law was identified as the agency administering the project. As part of the abstract provided to the Trustee Council it was noted that the project included evaluation of the samples for PAHs and sediment toxicity. The analysis of PAH data for sediments and water samples associated with bio-assays for the study can most efficiently be done by NOAA's Auke Bay lab. NOAA is willing to do this at a cost of \$8,000.

After discussions with NOAA we have determined that the most efficient way to provide the money to NOAA is to have \$8,000 of the project funds transferred by the Alaska Department of Revenue from the state GeFONSI account, where it is currently located, into the NRDA-R account in the U.S. Department of the Interior. NOAA can then access the money from there. This memorandum is intended to provide documentation and authorization for these transfers.

cc: Betsy Day  
Jeep Rice

*To: Trustees*  
*From: Gail*  
*I recommend transferring \$8,000*  
*to NOAA for this project.*  
*8-13-04*

# STATE OF ALASKA

## DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

FRANK MURKOWSKI,  
GOVERNOR

1031 WEST 4<sup>TH</sup> AVENUE, SUITE 200  
ANCHORAGE, ALASKA 99501-1994  
PHONE: (907)269-5274  
FAX: (907)278-7022

August 11, 2004

Mr. Gary Bader  
Chief Investment Officer  
Treasury Division, Dept. of Revenue  
P.O. Box 110405  
Juneau, AK 99811-0405

Re: Exxon Valdez Oil Spill Investment Fund

Dear Mr. Bader:

On May 17, 2004 we requested the Department of Revenue to transfer \$816,000 to the state GeFONSI account from the Exxon Valdez Oil Spill Investment Fund. For the reasons described in the attached memorandum, it is necessary that \$8,000 of that sum be transferred to the federal Natural Resource Damage Assessment and Restoration Fund. Please do so as follows:

Amount: \$8,000  
Beneficiary  
account: 14X5198  
name: Natural Resource Damage Assessment and Restoration Fund  
(NRDAR)

Beneficiary  
account: 14010001  
name: Department of the Interior  
Financial Management Services National Business  
Center

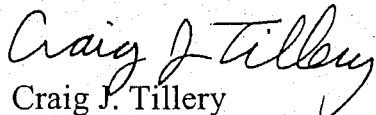
Beneficiary Bank  
account: 021030004  
name: Treasury, NYC

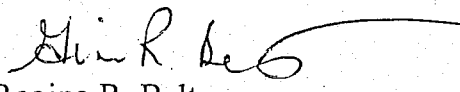
OBI Text  
Natural Resource Damage Assessment Restoration Fund 14X5198  
EVOS Exxon Valdez, Civil Settlement, FY04 Joint Funds

Beneficiary Reference  
A91-082Civil

The transfer should take place as soon as possible when most financially advantageous. If you have any questions, please call Craig Tillery at (907) 269-5274.

Sincerely,

  
Craig J. Tillery  
Assistant Attorney General  
State of Alaska

  
Regina R. Belt  
Environmental Enforcement Section  
Environment & Natural Resources Division  
U.S. Department of Justice  
United States of America

CJT/cam  
Attachment as stated.