

**RESOLUTION 13-08 OF THE EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL
REGARDING A CONTRACT WITH THE
GREAT LAND TRUST FOR HABITAT PROTECTION**

We, the undersigned, duly authorized members of the *Exxon Valdez* Oil Spill Trustee Council (Council), after extensive review and after consideration of the views of the public, find as follows:

1. The Council seeks to increase the capacity of its existing, established habitat program;
2. Private, non-profit organizations can bring certain efficiencies to a habitat protection program, such as responding more quickly than government to opportunities for acquisition of priority lands and leveraging resources by attracting matching funds; and
3. The Great Land Trust (GLT) is a private, non-profit organization which has substantial experience in negotiating land acquisition packages in Alaska, which experience demonstrates an ability to facilitate the Council's existing habitat program. GLT has expressed interest in implementing a collaborative habitat program on behalf of the Council.

THEREFORE, we, the undersigned, duly authorized members of the 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. This funding is for necessary natural resource damage assessment and restoration activities for Fiscal Year 2014 in the amount of \$270,789, which includes 9% General Administration (GA), to fund the Great Land Trust EVOS Funding Proposal, dated September 1, 2013 (Proposal).

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

U.S. Fish and Wildlife Service (includes 9% GA)	\$270,789
TOTAL APPROVED TO UNITED STATES	\$270,789

Funds shall be spent in accordance with the following conditions:

1. The funds are to be used by GLT, as described in the Proposal, to facilitate the acquisition of lands and interests in lands (e.g., fee title, conservation easements, mineral

rights, timber rights) important to the conservation and protection of marine and coastal resources, ecosystems, and habitats in order to aid in the overall recovery of, and to enhance the long-term health and viability of, those resources injured by the *Exxon Valdez* oil spill and the spill-area ecosystems;

2. GLT has broadened its scope beyond the Kodiak Afognak Archipelago to include all of the spill area in the FY14 Proposal;

3. GLT shall pursue parcels only from willing sellers and the sellers shall complete the relevant Council nomination form;

4. GLT shall pursue protection, including identification, appraisal, commitments and approvals, of any specific parcel only after consultation and agreement by the entities that would own or manage the interests in the parcel and with the U.S. Fish and Wildlife Service (USFWS), Alaska Department of Natural Resources (ADNR), and the Alaska Department of Law (ADOL);

5. GLT shall ensure that any entity which would own or manage the interests in the parcel, as well as USFWS, ADNR, and ADOL, shall review and approve all conveyance documents and required actions, such as determining the required appraisal instructions, environmental reviews and site visits;

6. GLT shall submit quarterly reports to ADNR, ADOL and the Council's Executive Director in addition to the reports it submits to the USFWS, as per the USFWS reporting schedule, and shall ensure the reports convey the information needed by USFWS, ADNR, ADOL and the Council.

7. GLT shall acquire parcels only after unanimous approval of the Council; the approval process shall include reasonable and adequate public notice about the proposed acquisition and an opportunity for public comment.

By unanimous consent, we hereby request the Alaska Department of Law and the Assistant Attorney General of the Environment and Natural Resources Division of the United States Department of Justice to take such steps as may be necessary to make available \$270,789 for the Contract with GLT from the appropriate account(s) designated by the Executive Director.

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Approved by the Council at its meeting of October 28, 2013 held in Anchorage, Alaska, as affirmed by our signatures affixed below.



TERRI MARCERON
Forest Supervisor
Chugach National Forest
U.S. Department of Agriculture

MICHAEL C. GERAGHTY
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PAT POURCHOT
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JAMES BALSIGER
Administrator, Alaska Region
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CORA CAMPBELL
Commissioner
Alaska Department of Fish and Game

LARRY HARTIG
Commissioner
Alaska Department of Environmental
Conservation

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