

**RESOLUTION 13-09 OF THE EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL  
REGARDING STEWART PARCEL (KEN 3011)**

We, the undersigned, duly authorized members of the *Exxon Valdez Oil Spill Trustee Council* (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 as follows:

1. The Stewart-Conservation Fund small parcel (Parcel) is within Sections 18 and 19, Township 5 North Range 10 West, Seward Meridian, Alaska and is identified as Kenai Peninsula Borough Parcels 057-660-012 and 057-660-015, as described in Attachment A. The owner of the Parcel (Seller) has indicated an interest in selling this Parcel of approximately 82.49 acres.

2. The Parcel has attributes that, if acquired and protected, will restore, replace, enhance and rehabilitate injured resources and the services provided by those natural resources including important habitat for several species of fish and wildlife for which significant injury resulting from the *Exxon Valdez Oil Spill* (EVOS) has been documented.

3. Existing laws and regulations, including but not limited to the Alaska Forest Practices Act, the Alaska Anadromous Fish Protection Act, the Clean Water Act, the Bald Eagle Protection Act and the Marine Mammal Protection Act, are intended, under normal circumstances, to protect resources from serious adverse effects caused by activities on the lands. However, restoration, replacement, and enhancement of resources injured by the EVOS present a unique situation. Without passing judgment on the adequacy or inadequacy of existing laws and regulations to protect resources, scientists and other resources specialists agree, that in their best professional judgment, protection of habitat in the spill area to levels above and beyond that provided by existing laws and regulations will have a beneficial effect on recovery of injured resources and lost or diminished services provided by these resources.

4. There has been widespread public support within Alaska, as well as on a national basis, for the acquisition of lands within the EVOS area.

5. The purchase of the Parcel is an appropriate means to restore a portion of the injured resources and services in the EVOS area.

6. Acquisition of the Parcel is consistent with the Final Restoration Plan.

THEREFORE, we authorize the transfer of \$544,620 to the State of Alaska Department of Natural Resources: \$19,620 to conduct due diligence activities and up to \$525,000 to purchase all of the Seller's rights and interests in the Parcel, as described in Attachment A. The purchase of this Parcel is subject to the following conditions:

- a. The fair market value of the Parcel as established by an appraisal satisfactory to the State of Alaska and United States must fall within the range of \$900,000 - \$1,200,000;
- b. Authorization for the purchase of this Parcel shall terminate if a purchase agreement is not executed by October 28, 2015;
- c. The EVOSTC Executive Director, Alaska Department of Natural Resources and the Alaska Department of Law determine it is in the best interest of the Council to move forward with acquisition of the Parcel;
- d. Filing by the United States Department of Justice and the Alaska Department of Law of a notice, as required by the Third Amended Order for Deposit and Transfer of Settlement Proceeds, of the proposed expenditure with the United States District Court for the District of Alaska and with the Investment Fund established by the Council within the Alaska Department of Revenue, Division of Treasury (Investment Fund), and transfer of the necessary monies from the Investment Fund to the State of Alaska Department of Natural Resources;
- e. A title search satisfactory to the State of Alaska and the United States will be completed, and the Seller shall be willing and able to convey fee simple title by warranty deed;

- f. No timber harvesting, road development or any alteration of the land will be initiated on the Parcel prior to the purchase of the Parcel without the express written agreement of the State of Alaska and the United States;
- g. A hazardous materials survey satisfactory to the State of Alaska and the United States will be completed;
- h. Compliance with the National Environmental Policy Act; and
- i. A conservation easement on the Parcel will be conveyed to the United States that is satisfactory to the United States and the State of Alaska Departments of Law and Natural Resources. It is the intent of the Council that the above-referenced conservation easement will provide that:
  - 1. any development on the Parcel shall be of limited impact and consistent with the goals of restoration; and
  - 2. there shall be no commercial use except as may be consistent with applicable state or federal law and the goals of restoration to pre-spill conditions of any natural resource injured, lost, or destroyed as a result of the EVOS, and the services provided by that resource or replacement or substitution for the injured, lost or destroyed resources and affected services, as described in the Memorandum of Agreement and Consent Decree between the United States and the State of Alaska entered August 28, 1991 and the Restoration Plan as approved by the Council.

The funds authorized above are to be distributed as follows:

State of Alaska Department of Natural Resources	\$544,620
<b>TOTAL APPROVED TO STATE OF ALASKA</b>	<b>\$544,620</b>

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 the funds authorized above, for the purposes noted above, from the appropriate account(s) designated by the Executive Director.



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  
Attorney General  
Alaska Department of Law

\_\_\_\_\_  
PAT POURCHOT  
Special Assistant to the Secretary of the  
Interior for Alaska Affairs  
Office of the Secretary  
U.S. Department of the Interior

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

\_\_\_\_\_  
CORA CAMPBELL  
Commissioner  
Alaska Department of Fish and Game

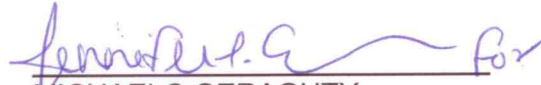
\_\_\_\_\_  
LARRY HARTIG  
Commissioner  
Alaska Department of Environmental  
Conservation

Attachment A - Restoration Benefits Report and Map for Stewart Property, Kenai River, Alaska

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

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



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MICHAEL C. GERAGHTY  
Attorney General  
Alaska Department of Law

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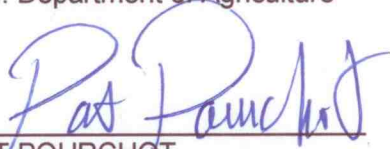
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Conservation

Attachment A - Restoration Benefits Report and Map for Stewart Property, Kenai River, Alaska

**SMALL PARCEL NOMINATION FORM**  
**EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL**

**Part 1: Landowner Information**

Landowner: The Conservation Fund Phone: 907-694-9060  
Address: 1655 North Fort Myer Drive, Suite 1300 Fax: \_\_\_\_\_  
Arlington, Virginia 22209-3199  
Co-owner: \_\_\_\_\_  
\_\_\_\_\_

**Part 2: Parcel Information**

Legal description of property: (township, range, section) \_\_\_\_\_

Portion of Sections 18 and 19, Township 5 North Range 10 West, Seward Meridian,  
Alaska

Parcels also identified as Kenai Peninsula Borough Parcels 057-660-012 and 057-660-015

General description of property, including habitat restoration or other biological or recreational value. Also  
please provide photos and maps if available: \_\_\_\_\_

This property is located at River Mile 14 on the east bank of the Kenai River. This is one of the largest  
undeveloped tracts of land on the lower river. The tract contains extensive sloughs and wetlands which provide  
spawning habitat for chinook and coho salmon. The salmon of the Kenai River support important economic and  
recreation activities.

Approximate acreage: 82.49 acres

Is your property located within or adjacent to a State or Federal Park, Refuge or National Forest or other  
public land unit? If so, which one? Kenai River Special Management Area

Are there any developments on the site? No

Are there any hazardous materials on the property? (waste oil, mine tailings, dump) No

Part 3: Signatures

Signature of landowner:

Scott Matlock

Date: January 10, 2013

A nomination does not bind you to sell your property, nor does it bind the Trustee Council to buy your lands.

**Stewart Property (KEN 3011)**  
**Kenai River, Alaska**

<b>Property Name:</b>	Stewart parcel
<b>Owner:</b>	The Conservation Fund
<b>Acreage:</b>	82 acres
<b>Description:</b>	T 5 N, R 10 W, Sec. 18, Lot 05766015; Sec. 19, Lot 05768012
<b>Agency Sponsor:</b>	Alaska Department of Natural Resources, Division of Parks and Outdoor Recreation
<b>Appraised Value:</b>	\$1,075,000
<b>Funding Request:</b>	\$544,620 (\$525,000 purchase price plus \$19,620 due diligence and GA)

**Overview:** The Conservation Fund seeks \$525,000 from the *Exxon Valdez* Oil Spill Trustee Council to purchase the surface estate of the Stewart parcel, an 82-acre property on the lower Kenai River. The appraised fair market value of the property is \$1,075,000, and The Conservation Fund proposes a 1:1 match of funding from the Trustee Council to assist with the acquisition of this property.

Since its inception, the Trustee Council's Habitat Protection Program on the Kenai Peninsula has largely focused on the Kenai River Watershed, the Anchor River, the Ninilchik River and the Homer Spit. The program has provided the Trustee Council with a unique opportunity to address local needs and concerns by securing parcels that provide important restoration values for those resources and services injured by the *Exxon Valdez* Oil Spill.

Injured resources in the Kenai River area are dependent on the habitat provided along the river corridor. These habitats are threatened by the development and diverse uses of the Kenai River, which degrade fish and migratory bird habitat, important wetlands and sources of nutrients essential to the continued health of recovered and recovering Injured Species. In addition, injured services such as recreation and tourism that depend on injured resources are high on the Kenai River and are dependent on the wellbeing of injured fish species that were injured by the Spill. Addressing injured resources and services has been the focus of the Trustee Council's program on the Kenai River.

**Property Description and Habitat:** The Stewart property is 82 acres consisting of two contiguous, undeveloped tracts and is one of the few remaining large tracts of intact habitat along the lower Kenai River. Located at river mile 14, the parcel has approximately 1/2 mile of river frontage. An anadromous stream runs through the northeast portion of the parcel and is identified in the Alaska Department of Fish and Game's (ADF&G) Catalog of Waters Important for the Spawning, Rearing, or Migration of Anadromous Fishes. As described in *Wetland Mapping and Classification of the Kenai Lowland, Alaska* (Gracz et al. 2008; [www.kenaiwetlands.net/](http://www.kenaiwetlands.net/)), the majority of the 82 acres is classified as wetlands, containing kettle, drainageway, discharge slope and riparian wetlands. There is just under an acre of uplands, comprised of spruce, birch and alder trees.

ADF&G is currently evaluating this segment of the river for placement of the Kenai River Chinook Salmon Sonar Assessment Project to enumerate Chinook salmon escapement. If



ADF&G decides to transition the Chinook salmon sonar project to this location at river mile 14, there may be a future need to access the sonar project from the Stewart parcel. This will be determined after the Division of Parks and Outdoor Recreation (DPOR) finalizes their policy for permitting ADF&G activities in the Kenai River Special Management Area.

**Restoration Benefits:** Injured resources that benefit from the protection of the Stewart property include pink (recovered), Chinook, coho and sockeye salmon (recovered), Dolly Varden (recovered), Bald Eagles (recovered), Harlequin Ducks (recovering), Barrow's Goldeneyes (recovering), Common Loons (recovered), Cormorants (recovered) and river otter (recovered). Though many of these species are considered recovered, the continued protection of their habitat is essential to maintaining recovery objectives in the Kenai River corridor.

The Stewart property contains wetlands and riparian areas important to injured resources, and acquisition of this parcel will ensure that protection of these valued habitats is in perpetuity. The 81 acres of undeveloped wetlands and riparian lands act as a filter system and nutrient provider for the Kenai River, which is important to migration, rearing and overwintering habitat for fish species such as Dolly Varden, Chinook, coho, and sockeye salmon. The riverbank also supports spawning habitat for pink and Chinook salmon, and Dolly Varden. Continuous and intact riparian habitats are more effective at protecting a diversity of fauna and aquatic ecosystems by providing good water quality, while also supporting the food web of injured resources.

In addition, Bald Eagles, Harlequin Ducks and Barrow's Goldeneyes use the Kenai River as a habitat corridor. These injured resources use the river's riparian area as a spring and fall migration corridor, for feeding, staging, nesting and rearing broods along the river and its tributaries (mostly further upstream and at Kenai and Skilak lakes.)

Bald Eagles use the river corridor for all life stages and there are documented nesting sites along the entire river corridor. The Barrow's Goldeneyes use the corridor for nesting in mature trees and use the main channel of the river in the spring and fall for feeding. There is also a documented population of Barrow Goldeneye's that overwinters just below Skilak Lake on the Kenai River. Bald Eagles and river otters frequent the area and utilize the undisturbed habitat on the parcel. In addition, Common Loons and Cormorants have been known to use the Kenai River corridor as a migration route.

The acquisition of the Stewart property will assist with efforts to restore and maintain healthy fisheries in the Kenai River watershed that Injured Services are dependent on, such as recreation and tourism, subsistence, commercial fisheries and passive use.

The lower 20 miles of the Kenai River, which includes the Stewart property, supports a high percentage of the total recreational fishing effort on the river. With 1/2 mile of river frontage, and with Kenai Riverbend and Stewart's Landing boat launches nearby, the protection of this parcel is an important contribution to boat anglers and shore-based anglers targeting pink and coho salmon in August and September. Rainbow trout also inhabit the Kenai River and provide recreational opportunities throughout the year.

In recent years, the Kenai River Chinook salmon fishery has barely met minimum escapement goals and now it is even more imperative to protect Chinook salmon habitat. In addition, as Chinook salmon numbers decline, injured services such as recreation and commercial fisheries have become more dependent on other salmon fisheries. Therefore, it is critical to ensure that Kenai River habitat is protected for all salmon species.

**Potential Threats:** Development along the Kenai has been extensive and has resulted in problems with non-point runoff and habitat degradation. Because of the size and location of this parcel on the lower Kenai River, and the significant river frontage, the development potential is high. There are few properties like this remaining on the lower Kenai River and the State of Alaska indicated that this was a high priority for protection due to the conservation and recreation values, and development threats.

**Proposed Management:** The Conservation Fund works to assist state, federal and local organizations with achieving conservation objectives for priority properties. The DPOR identified the Stewart property as a priority for protection and worked with The Conservation Fund to secure this parcel. The Conservation Fund would like to convey the Stewart property to the Alaska Department of Natural Resources, DPOR to protect resources and services injured by the *Exxon Valdez* Oil Spill. The Conservation Fund recommends that the property be added to the Kenai River Special Management Area. ADF&G supports the acquisition, as this site supports recreation services, habitat protection, and will be important for fisheries management should the department relocate the Chinook salmon sonar project to this section of the river.

**Funding Request:** Due Diligence Funding and Conditional-Purchase Authorization Request

Total funding request = \$544,620

Due Diligence activities: \$18,000 + \$1620 GA (@ 9%) = \$19,620

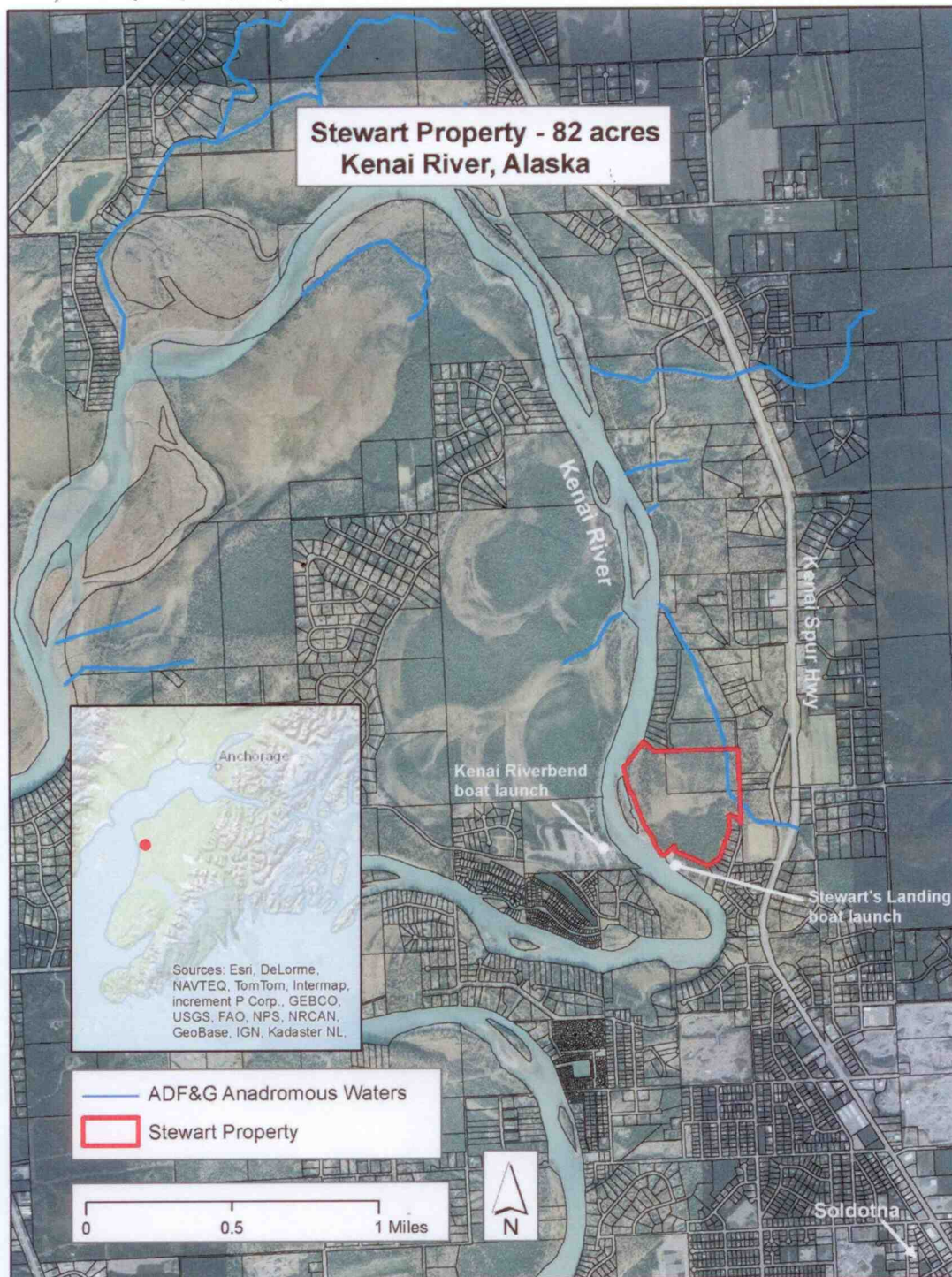
Hazmat = \$10,000

Title Insurance = \$8,000

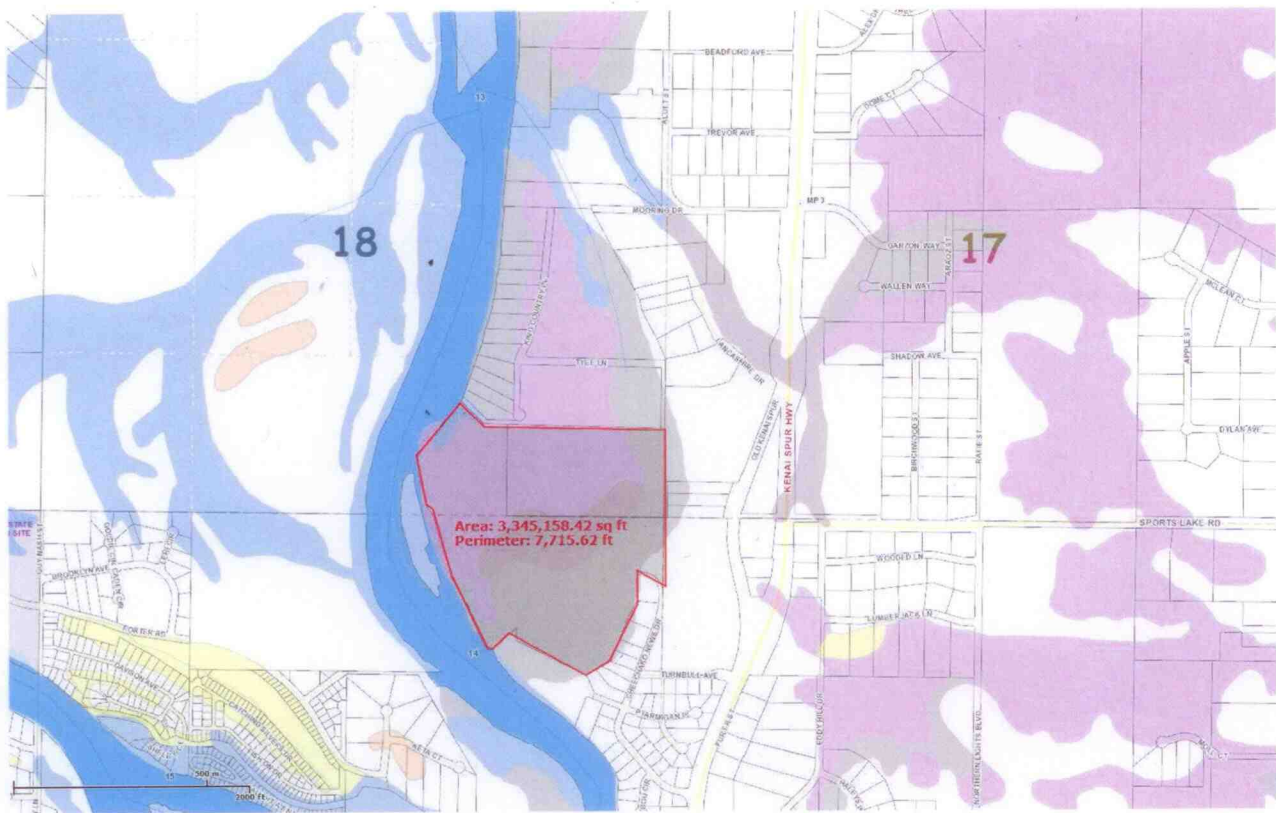
Conditional approval to purchase at \$525,000 if:

1. Due diligence reports are acceptable to the Alaska Departments of Natural Resources (DNR) and the Department of Law (DOL); and
2. Provided that the Trustee Council's Executive Director, DNR and DOL find that it is in the best interest of the Trustee Council to move forward with acquisition of the parcel.



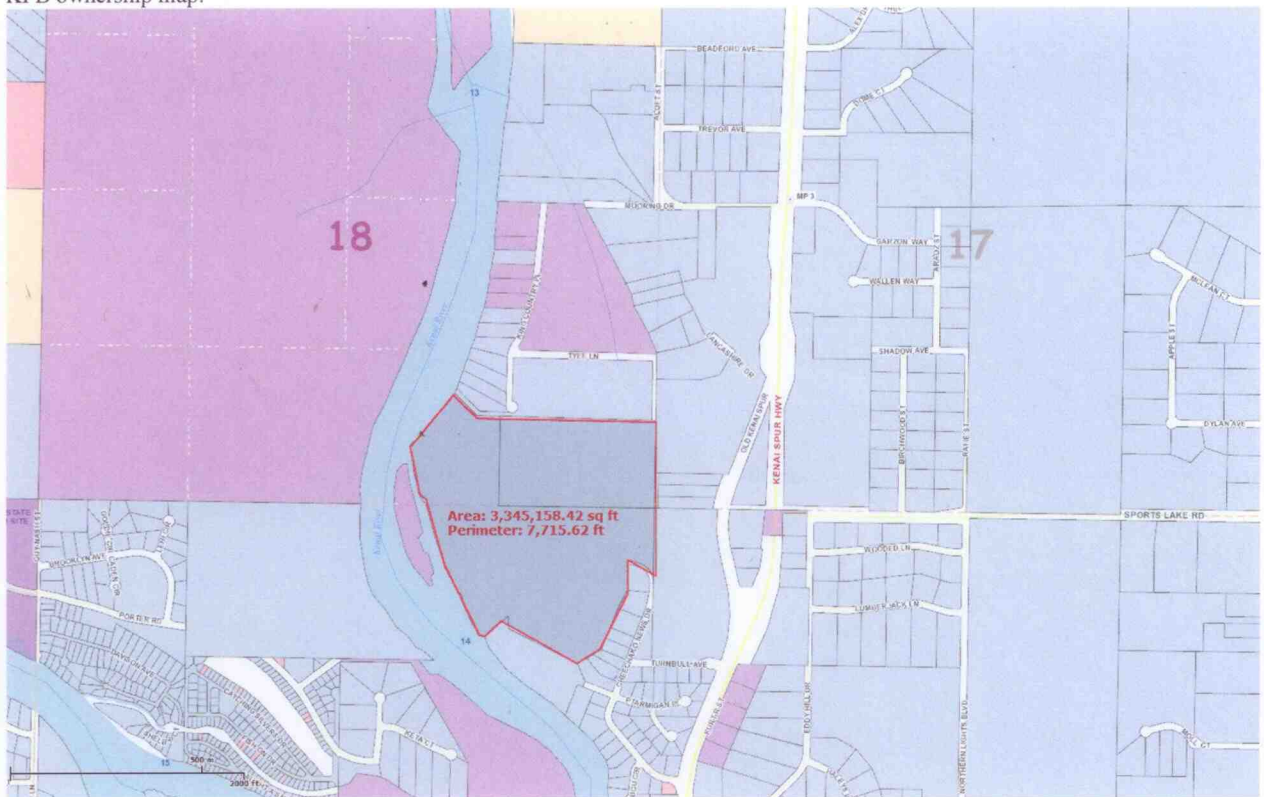


KPB Wetlands map





KPB ownership map:





January 29, 2013

Ms. Elise Hsieh, Executive Director  
Exxon Valdez Oil Spill Trustee Council  
4210 University Drive  
Anchorage, Alaska 99508-4626

RE: Stewart Property Acquisition

Dear Ms. Hsieh,

I am writing on behalf of the Kenai River Sportfishing Association to encourage the *Exxon Valdez* Oil Spill Trustee Council to fund the acquisition and protection of the 82-acre Stewart property on the Kenai River. The Conservation Fund has generously proposed to share the cost of this important acquisition with the Trustee Council, and has already done the hard work of acquiring the property.

The Stewart property is one of the few large tracts along the Kenai River, and contains wetlands of great importance to migratory waterfowl and spawning salmon. The protection of riparian habitat along the Kenai River is one the top priorities of the Kenai River Sportfishing Association. These areas are vital to maintaining water quality and sport fisheries on the Kenai.

I ask you to accept this generous offer from The Conservation Fund and partner in the protection of this property.

Sincerely,

Ricky Gease, Executive Director  
Kenai River Sportfishing Association



## Kachemak Heritage Land Trust

315 Klondike Avenue • Homer, AK 99603 • ph: 907-235-5263 • fax: 907-235-1503 • [www.kachemaklandtrust.org](http://www.kachemaklandtrust.org)

June 24, 2013

Ms. Elise Hsieh, Executive Director  
Exxon Valdez Oil Spill Trustee Council  
4210 University Drive  
Anchorage, Alaska  
99508-4626

**RECEIVED**

**JUN 27 2013**

**EXXON VALDEZ OIL SPILL  
TRUSTEE Council**

RE: Stewart Property Acquisition

Dear Ms. Hsieh,

I am writing on behalf of Kachemak Heritage Land Trust to encourage the Exxon Valdez Oil Spill Trustee Council to award \$525,000 to The Conservation Fund for the acquisition of the 82.49-acre Stewart property. This undeveloped large wetland property (KPB Parcel 05768012) will protect roughly a half-mile of river frontage at lower Kenai River Mile 14 that is within the EVOS Small Parcel Program Spill Affected area. The requested funds will be matched by The Conservation Fund dollar-for-dollar. The Conservation Funds proposes that the State of Alaska becomes the owner of the property with a conservation easement held by the Bureau of Land Management.

Kachemak Heritage Land Trust strongly supports this acquisition, as it will help prevent further injury to species & services on the EVOS Injured Species and Associated Injured Services lists, and because Kachemak Heritage Land Trust has identified it as a priority parcel for conservation.

The mission of Kachemak Heritage Land Trust is to preserve, for public benefit, land on Alaska's Kenai Peninsula with significant natural, recreational, or cultural values by working with willing landowners. Conservation of the Stewart property fits squarely within our organizational mission.

### **Kachemak Heritage Land Trust Priority**

The Stewart property ranked as a priority parcel within our comprehensive GIS mapping project titled "Focused Conservation: Resource Mapping of Alaska's Kenai Peninsula." The Kachemak Heritage Land Trust project weighed natural resources on all privately owned Kenai Peninsula parcels five acres or greater, including Native lands and allotments, University of Alaska and Mental Health Trust lands, as these parcels can all be purchased by private parties.

The project weighted natural resources including moose, caribou, Dall Sheep, brown bear, harbor seal, Steller Sea Lion, ducks and geese, swan, sandhill crane nesting habitat, known locations of eagle and seabird nests, salmon, rare plant locations, mature conifer forests, wetlands, coastal hydrology, flood zones, parks and trails, parcel size and proximity to protected land. Within this project each conservation value was given equal weight in the ranking, with the exception of

*Preserving, for public benefit, land on Alaska's Kenai Peninsula with  
natural, recreational, or cultural values by working with willing landowners.*

brown bear, salmon, caribou, and parcel size, which were more heavily weighted based on their economic and ecological significance to the Kenai Peninsula.

#### **Other values of interest**

##### **Wetlands**

The Stewart property consists primarily of discharge slope and kettle wetlands as classified by the Kenai Watershed Forum and identified as Coho Support Habitat. It is also identified by the Kenai Watershed Forum as salmon spawning habitat.

##### **Surrounding properties**

The Stewart parcel is directly across the river from a 401-acre parcel owned by DNR (KPB parcel 05525023 with a KRSMA designation) and is across the river and near an almost 18-acre parcel owned by DNR (KPB Parcel # 05525030 with a KRSMA designation).

##### **EVOS Species of Interest**

The Stewart property contains the following **EVOS Species of Interest**:

According to the 2010 DNR/DOPR *Kenai River Recreation Study*, about 98,000 Dolly Varden are caught in the Kenai each year, roughly 15% are caught in the Lower River.

According to Audubon Alaska, the Kenai River is an area Common Loons use. The northwest Kenai Peninsula is a hotspot for the species. An Audubon Alaska Map is attached.

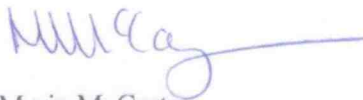
##### **EVOS Associated Injured Services**

##### **Recreation**

According to ADF&G, the Kenai River is the most heavily used freshwater sportfisheries in Alaska with an average of 275,000 angler days/year. The 2010 DNR Recreation Study indicated that 47% of angler effort occurs in the Lower Kenai River.

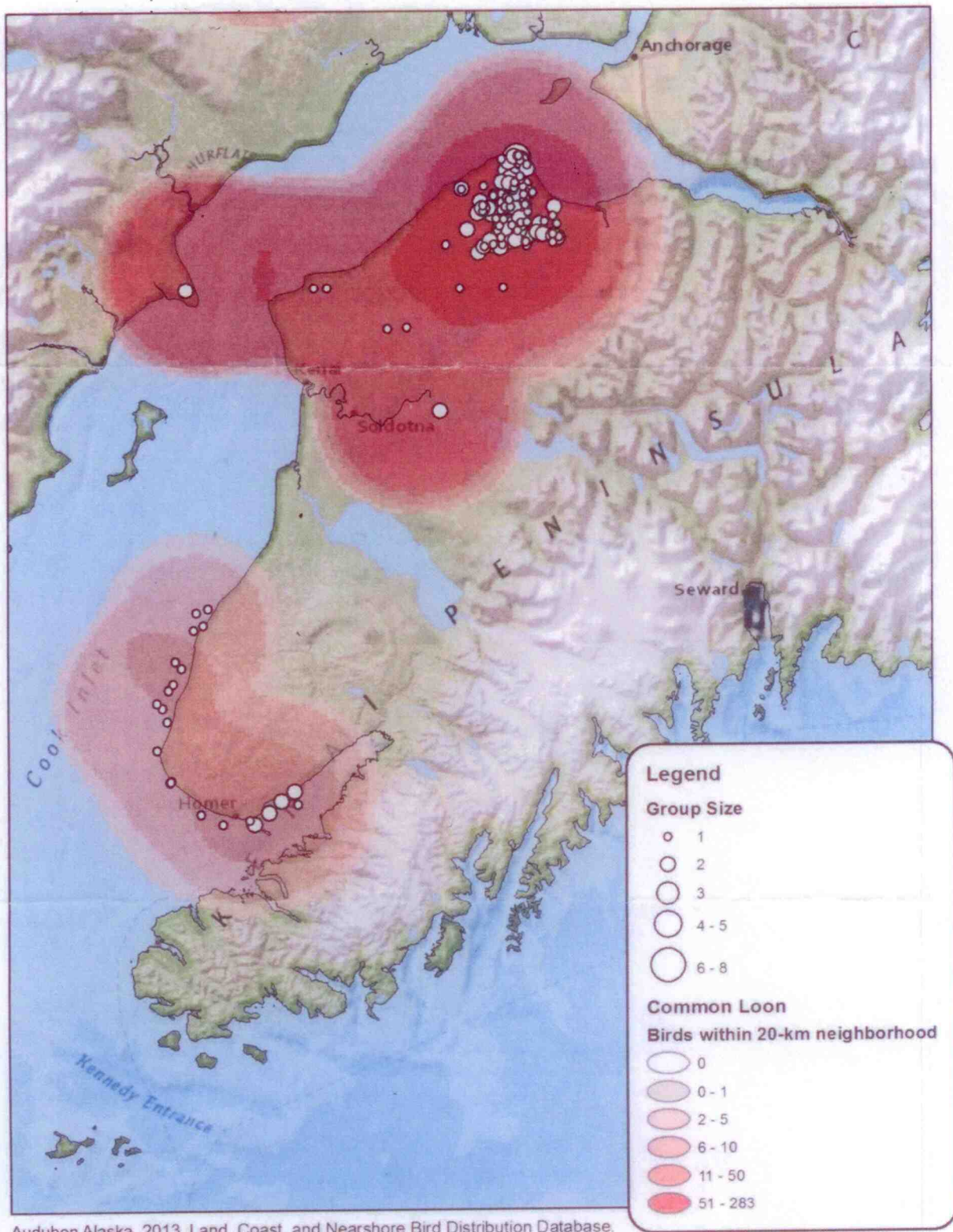
Kachemak Heritage Land Trust wholly supports the Exxon Trustee Oil Spill Council funding half of the purchase price for this important and unique Kenai River property. The opportunity to preserve large parcels such as the Stewart property is a rare occurrence.

Sincerely,



Marie McCarty  
Executive Director





Audubon Alaska. 2013. Land, Coast, and Nearshore Bird Distribution Database. GIS geodatabase. Anchorage, AK.



**United States Department of the Interior**  
**KENAI NATIONAL WILDLIFE REFUGE**

P.O. Box 2139  
Soldotna, Alaska 99669-2139  
(907) 262-7021



In Reply Refer to:  
13018ajl

June 27, 2013

Ms. Elise Hsieh, Executive Director  
Exxon Valdez Oil Spill Trustee Council  
4210 University Drive  
Anchorage, Alaska  
99508-4626

**RECEIVED**

**JUL 02 2013**

**EXXON VALDEZ OIL SPILL  
TRUSTEE Council**

RE: Stewart Property Acquisition

Dear Ms. Hsieh:


I am writing on behalf of the Kenai National Wildlife Refuge (Refuge) to encourage the Exxon Valdez Oil Spill (EVOS) Trustee Council to award \$525,000 to The Conservation Fund for the acquisition of the 82.49-acre Stewart property on the lower Kenai River. This parcel (Kenai Peninsula Borough Parcel 05768012), which is within the EVOS Small Parcel Program Spill Affected area, will help prevent further injury to species & services on the EVOS Injured Species and Associated Injured Services lists. Acquisition of this undeveloped parcel, which includes approximately one half-mile of river frontage near River Mile 14, would also permanently protect important wetland habitats.

The Stewart property consists almost entirely of discharge slope and kettle wetlands as classified by the Kenai Watershed Forum. These wetlands are contiguous with and hydrologically connected to the Kenai River, and lie at the upstream extent of tidal influence in the Kenai River estuary. These wetlands serve to provide habitat and/or ecological functions critical to Dolly Varden and Common Loon, two EVOS species of interest. They also serve a direct habitat function for Chinook, Coho and Sockeye salmon, and as such help support the State's most heavily used recreational fishery.

The requested funds will be matched equally by The Conservation Fund. The Conservation Fund proposes that the State of Alaska becomes the owner of the property with a conservation easement held by the Bureau of Land Management. The Stewart parcel is directly across the river from a 401-acre parcel and proximal to an 18-acre parcel owned by Alaska Department of Natural Resources (KPB parcel 05525023; KPB parcel 05525030), both of which are part of the Kenai River Special Management Area, administered by the Alaska Division of Parks and Outdoor Recreation.

We strongly support acquisition of the Steward property and the EVOS Council funding half of its purchase price. Permanent protection of wetland habitats along the lower River is critically important to the long-term ecological health and productivity of the entire Kenai River watershed, and will enhance values and resources currently protected on the Refuge and throughout the Kenai River Special Management Area. Thank you for your consideration.

Sincerely,



Andy Loranger  
Refuge Manager



# ALASKA STATE LEGISLATURE

## REPRESENTATIVE KURT OLSON

- Chair: Labor and Commerce
- Vice Chair: Rules
- Member: Resources, Community & Regional Affairs,  
Economic Development Trade & Tourism,  
Fisheries, Legislative Budget & Audit

Session: January - April  
State Capitol, Room 24  
Juneau, AK 99801-1182  
Phone: 907-465-2693  
Fax: 907-465-3835



Official Business

Interim: May - December  
145 Main Street Loop, Ste. 221  
Kenai, AK 99611  
Phone: 907-283-2690  
Fax: 907-283-2763

June 28, 2013

Ms. Elise Hsieh, Executive Director  
Exxon Valdez Oil Spill Trustee Council  
4210 University Drive  
Anchorage, Alaska  
99508-4626


RE: Stewart Property Acquisition

Dear Ms. Hsieh,

I am writing to encourage the Exxon Valdez Oil Spill Trustee Council to award \$525,000 to The Conservation Fund for the acquisition of the 82.49-acre Stewart property. This undeveloped, large wetland property (KPB Parcel 05768012) will protect roughly a half-mile of river frontage at lower Kenai River Mile 14 that is within the EVOS Small Parcel Program Spill Affected Area. The requested funds will be matched by The Conservation Fund dollar-for-dollar. The Conservation Fund proposes that the State of Alaska becomes the owner of the property with a conservation easement held by the Bureau of Land Management.

I strongly support this acquisition, as it will help prevent further injury to species and services on the EVOS Injured Species and Associated Injured Services lists. The availability of this large parcel is a rare preservation opportunity. I support the Exxon Trustee Oil Spill Council funding half of the purchase price for this important and unique Kenai River property.

Sincerely,

  
Kurt Olson  
Representative  
District 29

**RECEIVED**

JUL 02 2013

EXXON VALDEZ OIL SPILL  
TRUSTEE Council

Email: rep.kurt.olson@akleg.gov



# ALASKA STATE LEGISLATURE

SESSION ADDRESS:  
Alaska State Capitol, Rm. 125  
Juneau, Alaska 99801-1182  
Phone: (907) 465-2828  
Fax: (907) 465-4779  
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INTERIM ADDRESSES:  
145 Main St. Loop #226  
Kenai, AK 99611  
Phone: (907) 283-7996

270 W. Pioneer Ave.  
Homer, AK 99603  
Phone: (907) 235-0690

## SENATOR PETER A. MICCICHE

June 28, 2013

**DISTRICT O** Ms. Elise Hsieh, Executive Director  
**Anchor Point** Exxon Valdez Oil Spill Trustee Council  
4210 University Drive  
**Clam Gulch** Anchorage, Alaska  
**Cohoe** 99508-4626

**Diamond Ridge** **RE: Stewart Property Acquisition**

**Fox River**  
**Fritz Creek** Dear Ms. Hsieh,

**Funny River** I am writing in support of the Exxon Valdez Oil Spill Trustee Council awarding  
**Halibut Cove** \$525,000 to The Conservation Fund for acquisition of the 82.49-acre Stewart property  
**Happy Valley** on the banks of the Kenai River. I am normally reticent to transfer private land to  
**Homer** public ownership. However, this property currently in conservation status, has the  
highest value remaining in stewardship and ownership by the State of Alaska.

**Kachemak City** The value to my district's social, cultural and economic well-being, as well as the  
**Kachemak Selo** recreational opportunities for all Alaskans derived from the Kenai River and its  
**Kalifornsky** associated fisheries are without question. The ecological functions of this wetland  
**Kasilof** parcel connected to the Kenai River motivate me to encourage the EVOS Trustee  
**Kenai** Council to seriously consider this purchase, protecting and keeping intact roughly a  
**Nikolaevsk** half-mile of river frontage within the EVOS Small Parcel Program Spill Affected Area.  
**Ninilchik** The requested funds will be matched by The Conservation Fund dollar-for-dollar and  
**Razdolna** proposes that the State of Alaska becomes the owner of the property with a  
**Ridgeway** conservation easement held by the Bureau of Land Management. I support this action.

Sincerely,

A handwritten signature in blue ink, appearing to read "P. A. Micciche".

Senator Peter A. Micciche  
State of Alaska, District O

**RECEIVED**

JUL 08 2013

EXXON VALDEZ OIL SPILL  
TRUSTEE Council