

STATE OF ALASKA**DEPARTMENT OF LAW**

OFFICE OF THE ATTORNEY GENERAL

SARA PALIN,
GOVERNOR*Environmental*1031 WEST 4th AVENUE, SUITE 200
ANCHORAGE, ALASKA 99501-1994
PHONE: (907) 269-5274
FAX: (907) 278-7022

January 23, 2007

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:

The Exxon Valdez Trustee Council has unanimously determined to expend \$3,936,462.00 in joint trust funds for restoration purposes consistent with the terms of the Memorandum of Agreement and Consent Decree entered by the federal district court in *United States v. State of Alaska*, No. A91-081 CIV (D. Alaska) on August 28, 1991. Of this amount, \$3,794,162.00 will come from the Research Investment Sub-Account. The Research Investment Sub-Account is currently held by the State of Alaska in the Exxon Valdez Oil Spill Investment Fund and invested by the Treasury Division, Alaska Department of Revenue. Under the terms of the Reimbursable Services Agreement between the Alaska Department of Fish and Game and the Alaska Department of Revenue, please transfer the following amounts from cash held in the Exxon Valdez Oil Spill Investment Fund to the accounts described below:

State of Alaska

Amount: \$1,045,362.00
State of Alaska
Exxon Valdez Settlement Account
GeFONSI 33070
Account 22177

United States

Amount: \$2,748,800.00

Mr. Gary Bader
Treasury Division, Department of Revenue

Page Two
January 23, 2007

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

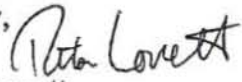
Natural Resource Damage Assessment Restoration Fund 14X5198
EVOS Exxon Valdez, Civil Settlement, FY07 Joint Funds

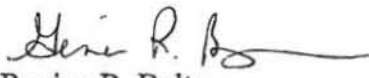
Beneficiary Reference

A91-082Civil

The transfer should take place when most financially advantageous, but no later than January 24, 2007 or as soon thereafter as possible. If you have any questions, please call Rita Lovett at (907) 269-5274.

Sincerely,


Rita H. Lovett
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

cc: Divina Pelayo, Alaska Department of Fish and Game
Christine O'Sullivan, Alaska Department of Fish and Game
Sue Bump, Alaska Department of Revenue
Bob Mitchell, Alaska Department of Revenue
Barbara Hannah, Exxon Valdez Oil Spill Trustee Council Restoration Office

ATTACHMENT A
Page 2 of 18

**RESOLUTION 07- 01 OF THE
EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL
REGARDING THE FY 2007 WORK PLAN**

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, in U.S. District Court for the District of Alaska. This funding is for necessary natural resource damage assessment and restoration activities for the FY 2007 Work Plan, as described in Attachment A. The total amount of approved funding is \$3,794,162. The monies are to be distributed according to the following schedule:

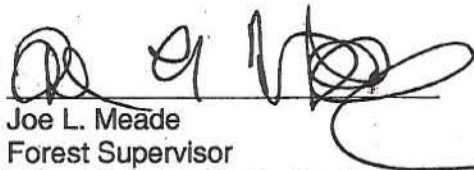
Alaska Department of Fish & Game	<u>\$1,045,362</u>
SUBTOTAL TO STATE OF ALASKA	\$1,045,362
U.S. Department of the Interior - USGS	\$706,200
U.S. Department of the Interior - USFWS	\$388,200
National Oceanic & Atmospheric Administration	<u>\$1,654,400</u>
SUBTOTAL TO UNITED STATES OF AMERICA	\$2,748,800
 TOTAL APPROVED	 \$3,794,162

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 for the Fiscal Year 2007 Work Plan, the amount of \$3,794,162 from the appropriate accounts designated by the Executive Director.

Funds must be spent in accordance with Attachment A, with the following conditions:

(1) If a Principal Investigator (PI) has an overdue report or manuscript from a previous year, no funds may be expended on a project involving the PI unless the report is submitted or a schedule for submission is approved by the Executive Director; (2) a project's lead agency must demonstrate to the Executive Director that requirements of the National Environmental Policy Act (NEPA) are met before any project funds may be expended (with the exception of funds spent to prepare NEPA documentation); and (3) a PI for each project must submit a signed form to the Executive Director indicating their agreement to abide by the Trustee Council's data and report requirements before any project funds may be expended.

Approved by the Council at its meeting of November 14, 2006, held in Anchorage, Alaska, and at its teleconference of January 10, 2007, as affirmed by our signatures affixed below.



Joe L. Meade
Forest Supervisor
Forest Service Alaska Region
U.S. Department of Agriculture

Talis J. Colberg
Attorney General
Alaska Department of Law

Hans Neidig
Special Assistant to the Secretary
for Alaska
U.S. Department of Interior

Craig R. O'Connor
Special Counsel
National Oceanic & Atmospheric
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Denby Lloyd
Acting Commissioner
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Mike Maher
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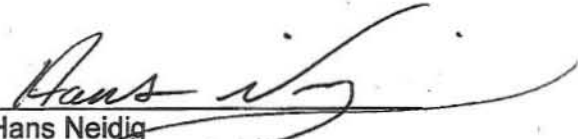
Resolution 07-01 - Attachment A

Funds must be spent in accordance with Attachment A, with the following conditions: (1) If a Principal Investigator (PI) has an overdue report or manuscript from a previous year, no funds may be expended on a project involving the PI unless the report is submitted or a schedule for submission is approved by the Executive Director; (2) a project's lead agency must demonstrate to the Executive Director that requirements of the National Environmental Policy Act (NEPA) are met before any project funds may be expended (with the exception of funds spent to prepare NEPA documentation); and (3) a PI for each project must submit a signed form to the Executive Director indicating their agreement to abide by the Trustee Council's data and report requirements before any project funds may be expended.

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Craig R. O'Connor
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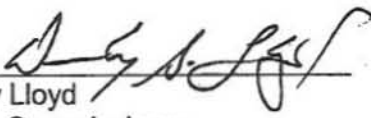
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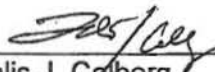
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Denby Lloyd
Acting Commissioner
Alaska Department of Fish and Game

Don Easton for
Mike Maher
Acting Commissioner
Alaska Department of Environmental
Conservation

Resolution 07-01 - Attachment A

Resolution 07-01 - Attachment A

Project Approved	Lead Agency	Project Number	PI	Project Title	FY 07 Funded	FY 08 Approved	FY 09 Approved	FY 10 Approved	Project Total
1/10/2007	ADF&G	070210	Salsky/Cumley	Youth Area Watch - PWS	\$ 104,800				\$ 104,800
1/10/2007	ADF&G	070810	Schneider	Kodiak Archipelago Youth Area Watch	\$ 75,000				\$ 75,000
1/10/2007	ADF&G	070759	Rosenberg	Harlequin Duck Population Dynamics in Prince William Sound: Measuring Recovery from EVOS	\$ 86,700				\$ 86,700
11/14/2006	ADF&G	070940	Weingartner	Long-Term Oceanographic Monitoring of the Alaska Coastal Current	\$ 389,000	\$ 131,300	\$ 129,500		\$ 389,000
11/14/2006	ADF&G	070769	Olin/Bickford	Using Otolith Chemistry to Discriminate Pacific Herring Stocks in AK	\$ 66,400				\$ 66,400
11/14/2006	ADF&G	070782	Blickford/Morcos	Herring Restoration in PWS: Identifying Natal & Nursery Habitats	\$ 122,700	\$ 134,600	\$ 77,700		\$ 335,000
11/14/2006	ADF&G	070804	Rice/Heintz/Moran	Significance of Whale Predation on Natural Mortality Rate of Pacific Herring in PWS	\$ 78,000				\$ 78,000
11/14/2006	ADF&G	070819	Herschberger	PWS Herring Disease Program	\$ 7,400	\$ 11,400	\$ 11,400	\$ 11,400	\$ 41,600
11/14/2006	ADF&G	070821	Unioy/Belknap/Erren	Development of Culture Technology to Support Restoration of Herring in PWS	\$ 92,700				\$ 92,700
11/14/2006	ADF&G	070822	Morill	Herring Data & Information Portal	\$ 132,100				\$ 132,100
11/14/2006	ADF&G	070834	Meuret/Woody	Identification of Essential Habitat for Pacific Herring in Sitka Sound for Comparison to PWS	\$ 19,400				\$ 19,400
State of Alaska - ADF&G					\$ 1,061,800	\$ 277,300	\$ 218,600	\$ 11,400	\$ 1,568,900
1/10/2007	NOAA	070810	Kiefer/Brown	An Ecosystem Model of PWS Herring: A Management & Restoration Tool	\$ 250,800	\$ 250,800	\$ 250,800		\$ 752,400
11/14/2006	NOAA	070280	Nelson/Short	The Exxon Valdez Trustee Hydrocarbon Database	\$ 30,100				\$ 30,100
11/14/2006	NOAA	070824	Balton	Acquisition of Continuous Plankton Recorder Data (BAA)	\$ 135,400				\$ 135,400
11/14/2006	NOAA	070742	Melkin	Monitoring, Tagging, Feeding Studies, and Restoration of Killer Whales in Prince William Sound/Kenai Fjords in 2007	\$ 98,400				\$ 98,400
11/14/2006	NOAA	070804	Rice/Heintz/Moran	Significance of Whale Predation on Natural Mortality Rate of Pacific Herring in PWS	\$ 118,800				\$ 118,800
11/14/2006	NOAA	070805	Lindeberg	ShoreZone Mapping for PWS	\$ 237,900	\$ 322,300			\$ 560,200
11/14/2006	NOAA	070806	Voltenweider	Are Herring (<i>Clupea pallasii</i>) Energetics in PWS a Limiting Factor?	\$ 139,100				\$ 139,100
11/14/2006	NOAA	070811	Kline	PWS Herring Forage Contingency	\$ 262,000				\$ 262,000
11/14/2006	NOAA	070817	Gay	Oceanographic Factors Affecting Productivity in Juvenile Pacific Herring Nursery Habitats	\$ 71,400				\$ 71,400
11/14/2006	NOAA	070829	Shigenaka	Bioavailability and Effects of Lingering Oil to Little Neck Clams (<i>Protothaca staminea</i>) and Population Recovery Status in PWS	\$ 239,000				\$ 239,000
11/14/2006	NOAA	070830	Thorne	Trends in Adult & Juvenile Herring Distribution & Abundance in PWS (BAA)	\$ 103,400	\$ 103,400	\$ 228,600		\$ 433,600
NOAA					\$ 1,683,200	\$ 676,500	\$ 477,600		\$ 2,842,300
11/14/2006	USFWS	070751	Irons	Prince William Sound Marine Bird Surveys, Synthesis and Restoration	\$ 191,200				\$ 191,200
11/14/2006	USFWS	070814	Riehop/Kuelz	Sootybird Predation on Juvenile Herring in PWS	\$ 189,000				\$ 189,000
USFWS					\$ 380,200				\$ 380,200
11/14/2006	USGS	070750	Bodkin/Olan	Database Development and Implementation of Long-Term Monitoring for Evaluation of Recovery of Nearshore Resources	\$ 135,300				\$ 135,300
11/14/2006	USGS	070808	Balchew	Sea Otter Recovery and Nearshore Synthesis	\$ 154,000	\$ 97,700			\$ 251,700
11/14/2006	USGS	070816	Eaker	Evaluating Harlequin Duck Population Recovery: CYP1A Monitoring and a Demographic Population Model	\$ 177,800	\$ 23,900			\$ 201,700
11/14/2006	USGS	070819	Herschberger	PWS Herring Disease Program	\$ 239,100	\$ 245,700	\$ 247,200	\$ 261,400	\$ 993,400
USGS					\$ 594,200	\$ 367,300	\$ 247,200	\$ 261,400	\$ 1,562,100
United States					\$ 2,782,600	\$ 1,043,800	\$ 724,800	\$ 261,400	\$ 4,812,600
Total FY 07 Approved Amount					\$ 3,844,200	\$ 321,100	\$ 943,400	\$ 272,800	\$ 5,381,500

Total FY 07 Revised Approved Amount - See Resolution 07-01 - Attachment B \$ 3,844,200
 Minus Interim Funding Received for PJ 70824 w/Court Notice 21/Resolution 06-15 (33,800)
 Minus Interim Funding Received for PJ 70840 w/Court Notice 21/Resolution 06-15 (16,238)
 NOAA
 ADF&G
 Funding Approval Per Resolution 07-01 \$ 3,794,162

**RESOLUTION 07- 02 OF THE
EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL
REGARDING PROJECT MANAGEMENT FOR THE FY 2007 WORK PLAN**

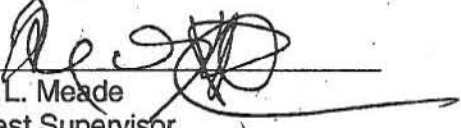
We, the undersigned, duly authorized members of the *Exxon Valdez* Oil Spill Trustee Council do hereby certify that, in accordance with the Memorandum of Agreement and Consent Decree entered as settlement of United States of America v. State of Alaska, No. A91-081 Civil, U.S. District Court for the District 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, in U.S. District Court for the District of Alaska, for necessary natural resource damage assessment and restoration activities for fiscal year 2007, as described in Attachment A. Funds in the amount of \$142,300 are to be distributed according to Attachment A in support of PJ 070100 – Project Management, as follows:

Alaska Department of Fish & Game	\$45,900
Alaska Department of Natural Resources	<u>\$ 5,700</u>
STATE OF ALASKA	\$51,600
U.S. Department of the Interior	\$38,700
National Oceanic & Atmospheric Administration	<u>\$52,000</u>
UNITED STATES OF AMERICA	\$90,700
TOTAL REDISTRIBUTION	<u>\$142,300</u>

Of this amount \$122,800 were approved for disbursement at the Council's December 13, 2006 meeting, and \$19,500 were approved at the Council's January 10, 2007 meeting.

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 the amount of \$142,300 from the appropriate accounts designated by the Executive Director.

Approved by the Council at its teleconference meeting of December 13, 2006, and at its teleconference meeting of January 10, 2007, and affirmed by our signatures affixed below.



Joe L. Meade
Forest Supervisor
Forest Service Alaska Region
U.S. Department of Agriculture

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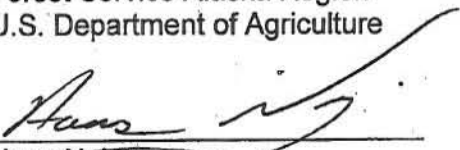
Denby Lloyd
Acting Commissioner
Alaska Department of Fish and Game

Mike Maher
Acting Commissioner
Alaska Department of Environmental
Conservation

Resolution 07-02 – Attachment A

Approved by the Council at its teleconference meeting of December 13, 2006, and at its teleconference meeting of January 10, 2007, and affirmed by our signatures affixed below.

Joe L. Meade
Forest Supervisor
Forest Service Alaska Region
U.S. Department of Agriculture



Hans Neidig
Special Assistant to the Secretary
for Alaska
U.S. Department of the Interior

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National Oceanic & Atmospheric
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Mike Maher
Acting Commissioner
Alaska Department of Environmental
Conservation

Resolution 07-02 – Attachment A


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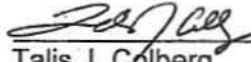
Denby Lloyd
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Resolution 07-02 – Attachment A

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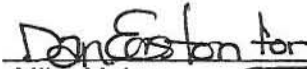
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Resolution 07-02 – Attachment A

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	A	B	C	D	E	F	G	H	I	J	K	L	M
1													
2		Annual	Monthly	Unsplit	Unsplit	% of	Split %	FY 07		Allot for		9%	12/13/2006
3		Amount	Amount	PJs	Sub-Total	Split PJs	Sub-Total	Total	Per Mo	2-4 Qtrs		Agency	Approved
4			B/12		C*D		C*F	E + G	H/12	I*6		G&A	Total
5	ADFG	\$107,309	\$8,942	6	\$53,655	43%	\$3,845	\$57,500	\$4,792	\$28,750		\$2,587	\$31,337
6	ADEC			0		0%				\$0		\$0	\$0
7	ADNR	\$124,748	\$10,396	1	\$10,396	0%	\$0	\$10,396	\$866	\$5,198		\$468	\$5,666
8								Total State of Alaska		\$33,948		\$3,055	\$37,003
9	DOI	\$108,000	\$9,000	6	\$54,000	97%	\$8,730	\$62,730	\$5,228	\$35,498		\$3,195	\$38,693
10	NOAA	\$108,000	\$9,000	9	\$81,000	60%	\$5,400	\$86,400	\$7,200	\$43,200		\$3,888	\$47,088
11								Total United States of America		\$78,698		\$7,083	\$85,781
12								TOTAL PROJECT MANAGEMENT FUNDS APPROVED 12/13/06		\$112,646		\$10,138	\$122,784
13													
14		Annual	Monthly	Unsplit	Unsplit	% of	Split %	FY 07		Allot for		9%	1/10/2007
15		Amount	Amount	PJs	Sub-Total	Split PJs	Sub-Total	Total	Per Mo	2-4 Qtrs		Agency	Approved
16			B/12		C*D		C*F	E + G	H/12	I*6		G&A	Total
17	ADFG	\$107,309	\$8,942	3	\$26,827		\$0	\$26,827	\$2,236	\$13,414		\$1,207	\$14,621
18	ADEC			0			\$0			\$0		\$0	\$0
19	ADNR	\$124,748	\$10,396		\$		\$0	\$0	\$0	\$0		\$0	\$0
20								Total State of Alaska		\$13,414		\$1,207	\$14,621
21	DOI	\$108,000	\$9,000		\$		\$0	\$0	\$0	\$0		\$0	\$0
22	NOAA	\$108,000	\$9,000	1	\$9,000		\$0	\$9,000	\$750	\$4,500		\$405	\$4,905
23								Total United States of America		\$4,500		\$405	\$4,905
24								TOTAL PROJECT MANAGEMENT FUNDS APPROVED 1/10/07		\$17,914		\$1,612	\$19,526
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1 Columns A & B are calculations of current liaisons salary figures for FY 07

2 Columns D & E calculate 1 mos salary per 1 agency lead project

3 Columns F & G calculate the percentage of 1 mos salary for multi-agency projects

4 Column H is the total annual amount for the full federal fiscal year.

5 Column I figures a recalculation of the monthly amount to apply for the balance of FY 07

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- Columns A & B are calculations of current liaisons salary figures for FY 07
- Columns D & E calculate 1 mos salary per 1 agency lead project
- Columns F & G calculate the percentage of 1 mos salary for multi-agency projects
- Column H is the total annual amount for the full federal fiscal year.
- Column I figures a recalculation of the monthly amount to apply for the balance of FY 07

	12/13/2006 Approved Total	1/10/2007 Approved Total	Resolution 07-02 Approved
ADFG	31.3	14.6	45.9
ADEC	0.0	0.0	0.0
ADNR	5.7	0.0	5.7
Total State of Alaska	37.0	14.6	51.6
DOI	38.7	0.0	38.7
NOAA	47.1	4.9	52.0
Total United States of America	85.8	4.9	90.7
TOTAL PROJECT MANAGEMENT FUNDS	122.8	19.5	142.3