

Secs. 3, 4, 10, and 15, all land lying above the line of the highest high water mark south and west of the west bank of the Nechelik Channel of the Colville River;

Those portions of Tract B more particularly described as (protracted):

Sec. 15, all land lying above the line of the highest high water mark west of the west bank of the Nechelik Channel of the Colville River, excluding Native allotments F-11943 and F-11947;

Sec. 22, all land lying above the line of the highest high water mark west of the west bank of the Nechelik Channel of the Colville River, excluding Native allotment F-11943;

Secs. 26, 27, and 35, all land lying above the line of the highest high water mark west of the west bank of the Nechelik Channel of the Colville River;

Containing approximately 1,665 acres.

T. 10 N., R. 5 E.

Those portions of Tract A more particularly described as (protracted):

Sec. 10, all land lying above the line of the highest high water mark east of the west bank of the Colville River and all land lying above the line of the highest high water mark west of the Colville River and southeast of the southeastern bank of the Nechelik Channel of the Colville River;

Secs. 11 and 14;

Sec. 15, all land lying above the line of the highest high water mark southeast of the southeastern bank of the Nechelik Channel of the Colville River;

Sec. 16, all land lying above the line of the highest high water mark south of the southeastern bank of the Nechelik Channel of the Colville River and east of the highest high water mark of the western bank of the Nechelik Channel of the Colville River;

Secs. 21, 22, and 23;

Secs. 27 and 28;

Sec. 32, all land lying above the line of the highest high water mark east of the west bank of the Nechelik Channel of the Colville River, excluding Native allotment F-14607;

Sec. 33, excluding Native allotment F-14607;

That portion of Tract B more particularly described as (protracted):

Sec. 32, all land lying above the line of the highest high water mark west of the west bank of the Nechelik Channel of the Colville River.

Containing approximately 5,199 acres.

Aggregating approximately 7,410 acres.

Part III LANDS WITHIN NAVAL PETROLEUM RESERVE NO. 4

Umat Meridian, Alaska (Surveyed)

T. 10 N., R. 4 E.

That portion of Tract B more particularly described as (protracted):

Sec. 12.

Containing approximately 335 acres.

T. 11 N., R. 4 E.

Those portions of Tract B more particularly described as (protracted):

Sec. 5;
Secs. 7 and 8;
Secs. 21, 28, and 33.

Containing approximately 3,796 acres.

T. 10 N., R. 5 E.
Tract C.

Containing 5.53 acres.

Aggregating approximately 4,137 acres.

Total aggregated acreage approximately 49,600 acres.

Excluded from the above-described lands herein approved for conveyance are the submerged lands in the bed of the Colville River and in the beds of the Nechelik Channel, Kupigruak Channel, Elaktovach Channel, Tamayayak Channel, and Sakoonang Channel; these lands are reserved in public ownership, pursuant to Sec. 1431(n), Public Law 96-487 of December 2, 1980.

Also excluded from the above-described lands herein approved for conveyance are the following water bodies for which a final determination as to tidal influence has been made:

- The Kachemach River from its confluence with the Colville River to the northeast boundary of Sec. 29, T. 11 N., R. 6 E., Umat Meridian, and the unnamed slough from its confluence with the Kachemach River to the unnamed lake in Sec. 5, T. 11 N., R. 6 E., Umat Meridian; and
- The Miliuvach River from its confluence with the Colville River to the north boundary of Sec. 36, T. 12 N., R. 6 E., Umat Meridian.

The lands excluded in the above description are not being approved for conveyance at this time and have been excluded as the lands are under applications pending further adjudication. These exclusions DO NOT constitute a rejection of the selection applications, unless specifically so stated.

The conveyance issued for the surface estate of the lands described above shall contain the following reservations to the United States:

- The subsurface estate therein, and all rights, privileges, immunities, and appurtenances, of whatsoever nature, accruing unto said estate pursuant to the Alaska Native Claims

Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1613(f));

- Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1616(b)), the following public easements, referenced by easement identification number (EIN) on the easement maps attached to this document, copies of which will be found in case file F-14909-EE, are reserved to the United States. All easements are subject to applicable Federal, State, or Municipal corporation regulation. The following is a listing of uses allowed for each type of easement. Any uses which are not specifically listed are prohibited.

One Acre Site - The uses allowed for a site easement are: vehicle parking (e.g., aircraft, boats, ATVs, snowmobiles, cars, trucks), temporary camping, and loading or unloading. Temporary camping, loading, or unloading shall be limited to 24 hours.

- (EIN 7a C5) A one (1) acre site easement upland of the ordinary high water mark located in Sec. 14, T. 11 N., R. 5 E., Umat Meridian, on the right bank of the Colville River. The uses allowed are those listed above for a one (1) acre site.
- (EIN 8 M) A one (1) acre site easement upland of the ordinary high water mark located in Sec. 11, T. 11 N., R. 4 E., Umat Meridian, on the left bank of the Nechelik Channel of the Colville River. The uses allowed are those listed above for a one (1) acre site.

- In addition to the foregoing, the United States incorporates by reference the agreement of May 14, 1974, between the United States Department of the Navy, Arctic Slope Regional Corporation, Kuupik Corporation, Inc., and three other Native village corporations, to reserve those easements necessary to implement said agreement. A copy of the agreement is located in Bureau of Land Management case file F-14909-EE.

The grant of the above-described lands shall be subject to:

- Issuance of a patent after approval and filing by the Bureau of Land Management of the official plat or supplemental plat of survey confirming the boundary description and acreage of the lands hereinabove granted;
- Valid existing rights therein, if any, including but not limited to those created by any lease (including a lease issued under Sec. 6(g) of the Alaska Statehood Act of July 7, 1958 (48 U.S.C. Ch. 2, Sec. 6(g))), contract, permit, right-of-way, or easement, and the right of the lessee, contractor, permittee, or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him. Further, pursuant to Sec. 17(b)(2) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1616(b)(2)) (ANCSA), any valid existing right recognized by ANCSA shall continue to have whatever right of access as is now provided for under existing law;
- The following third-party interests, if valid, created and identified by the State of Alaska, Department of Natural Resources, Division of Lands, as provided by Sec. 14(g) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1613(f)):

- Oil and gas lease, ADL 25526, issued February 1, 1965, located in Secs. 10, 11, 12, and 13, T. 12 N., R. 4 E., Umat Meridian.
- Oil and gas lease, ADL 25529, issued February 1, 1965, located in Secs. 14, 15, 22, and 23, T. 12 N., R. 4 E., Umat Meridian.
- Oil and gas lease, ADL 25530, issued February 1, 1965, located in Secs. 24, 25, 26, 27, and 35, T. 12 N., R. 4 E., Umat Meridian.
- Oil and gas lease, ADL 25561, issued February 1, 1965, located in Secs. 5, 6, and 7, T. 11 N., R. 6 E., Umat Meridian.
- Oil and gas lease, ADL 25562, issued February 1, 1965, located in Sec. 3, T. 11 N., R. 6 E., Umat Meridian.
- Oil and gas lease, ADL 25578, issued February 1, 1965, located in Sec. 18, T. 11 N., R. 6 E., Umat Meridian.
- Oil and gas lease, ADL 25535, issued February 1, 1965, located in Secs. 1, 2, 11, and 12, T. 12 N., R. 6 E., Umat Meridian.
- Oil and gas lease, ADL 25536, issued February 1, 1965, located in Secs. 3, 4, 9, and 10, T. 12 N., R. 6 E., Umat Meridian.
- Oil and gas lease, ADL 25539, issued February 1, 1965, located in Sec. 20, T. 12 N., R. 6 E., Umat Meridian.
- Oil and gas lease, ADL 25540, issued February 1, 1965, located in Secs. 15, 16, 21, and 22, T. 12 N., R. 6 E., Umat Meridian.
- Oil and gas lease, ADL 25541, issued February 1, 1965, located in Secs. 13, 14, 23 and 24, T. 12 N., R. 6 E., Umat Meridian.
- Oil and gas lease, ADL 25554, issued February 1, 1965, located in Secs. 25, 26, 35, and 36, T. 12 N., R. 6 E., Umat Meridian.
- Oil and gas lease, ADL 25555, issued February 1, 1965, located in Secs. 27, 28, 33, and 34, T. 12 N., R. 6 E., Umat Meridian.
- Oil and gas lease, ADL 25556, issued February 1, 1965, located in Secs. 29 and 32, T. 12 N., R. 6 E., Umat Meridian.

- Paragraph IX of the Terms and Conditions for Land Exchanges and Resolution of Conveyancing Issues in Arctic Slope Region issued by the Department of the Interior and Arctic Slope Regional Corporation, entered into on the 29th day of June, 1979,

copy of which will be found in case file F-14909-EE, and

- Requirements of Sec. 14(c) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1613(c)), that the grantee hereunder convey those portions, if any, of the lands hereinabove granted, as are prescribed in said section.

Kuupik Corporation, Inc., is entitled to conveyance of 115,200 acres of land selected pursuant to Sec. 12(a) of the Alaska Native Claims Settlement Act. Together with the lands herein approved, the total acreage conveyed or approved for conveyance is approximately 92,341 acres. The remaining entitlement of approximately 22,859 acres will be conveyed at a later date.

Pursuant to Sec. 14(f) of ANCSA and Departmental regulation 43 CFR 2652.4, conveyance of the subsurface estate of Part I of the above-described lands shall be issued to Arctic Slope Regional Corporation when the surface estate is conveyed to Kuupik Corporation, Inc., and shall be subject to the same conditions as the surface conveyance, except as those provisions under Sec. 14(c) of ANCSA; also the right to explore, develop or remove mineral materials from the subsurface estate in lands within the boundaries of the Native village shall be subject to the consent of Kuupik Corporation, Inc.

Part II of the above-described lands are involved in the National Petroleum Reserve in Alaska (NPR-A) boundary dispute (State of Alaska v. Warner et al., Civil Action No. 175-13, United States District Court for the District of Alaska); conveyance of the subsurface estate of portions of these lands, if any, which actually lie outside of NPR-A will be issued to Arctic Slope Regional Corporation pursuant to Sec. 14(f) of ANCSA, when a final determination of the boundary has been made. No conveyance will be made of the subsurface estate of any lands determined to lie within NPR-A, or in lands described in Part III.

Section 12(a)(1) of ANCSA provides that when a village corporation selects the surface estate of lands within this reserve, the regional corporation may make in-lieu selections of subsurface estate, in an equal acreage, from other lands withdrawn by subsection 11(a) of the act; therefore, Arctic Slope Regional Corporation is entitled to approximately 31,575 acres in-lieu subsurface estate, which equals the cumulative total of the acreage in Part III, and the lands within NPR-A previously conveyed to Kuupik Corporation, Inc. Additional in-lieu subsurface estate equal in acreage to those in Part II, if any, which are determined to lie within NPR-A will also be conveyed to Arctic Slope Regional Corporation at a later date.

In accordance with Departmental regulation 43 CFR 2650.7(d), notice of this decision is being published once in the FEDERAL REGISTER and once a week, for four (4) consecutive weeks, in the TUNDRA TIMES.

Any party claiming a property interest in lands affected by this decision, an agency of the Federal government, or regional corporation may appeal the decision to the Interior Board of Land Appeals, Office of Hearings and Appeals. In accordance with the attached regulations in Title 43 CODE OF FEDERAL REGULATIONS (CFR), Part 4, Subpart E, as revised. However, pursuant to Public Law 96-487, this decision constitutes the final administrative determination of the Bureau of Land Management concerning navigability of water bodies.

If an appeal is taken the notice of appeal must be filed in the Bureau of Land Management, Alaska State Office, Division of ANCSA and State Conveyances (960), 701 C Street, Box 13, Anchorage, Alaska 99513. Do not send the appeal directly to the Interior Board of Land Appeals. The appeal and copies of pertinent case files will be sent to the Board from this office. A copy of the appeal must be served upon the Regional Solicitor, 701 C Street, Box 34, Anchorage, Alaska 99513.

The time limits for filing an appeal are:

- Parties receiving service of this decision shall have 30 days from the receipt of this decision to file an appeal.
- Unknown parties, parties unable to be located after reasonable efforts have been expended to locate, and parties who failed or refused to sign the return receipt shall have until November 1, 1982 to file an appeal.

Any party known or unknown who is adversely affected by this decision shall be deemed to have waived those rights which were adversely affected unless an appeal is timely filed with the Bureau of Land Management, Alaska State Office, Division of ANCSA and State Conveyances.

To avoid summary dismissal of the appeal, there must be strict compliance with the regulations governing such appeals. Further information on the manner of and requirements for filing an appeal may be obtained from the Bureau of Land Management, 701 C Street, Box 34, Anchorage, Alaska 99513.

If an appeal is taken, the parties to be served with a copy of the notice of appeal are:

Kuupik Corporation, Inc.,
Nooksaat/Vukpuk, Alaska 99724

Arctic Slope Regional Corporation
P.O. Box 129
Barrow, Alaska 99723

State of Alaska
Department of Natural Resources
Division of Research and Development
Pouch 7-005
Anchorage, Alaska 99510

/s/ Ann Johnson
Chief, Branch of
ANCSA Adjudication

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND
MANAGEMENT - ALASKA

Notice for Publication

F-19154-3
F-19154-20
F-19154-21
Alaska Native Claims Selection

On July 11, and November 14, 1974, NANA Regional Corporation, Inc., filed selection applications F-19154-2, F-19154-20, and F-19154-21 under the provisions of Sec. 12(c) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1611(c)) (ANCSA), for the surface and subsurface estates of certain lands in the vicinity of Kotzebue.

As to the lands described below, the applications submitted by NANA Regional Corporation, Inc., as amended, are properly filed and meet the requirements of the Alaska Native Claims Settlement Act and of the regulations issued pursuant thereto. These lands do not include any lawful entry perfected under or being maintained in compliance with laws leading to acquisition of title.

In view of the foregoing, the surface and subsurface estates of the following described lands selected pursuant to Sec. 12(c) of ANCSA, aggregating approximately 53,523 acres, are considered proper for acquisition by NANA Regional Corporation, Inc., and are hereby approved for conveyance pursuant to Sec. 14(e) of ANCSA.

Kateel River Meridian, Alaska

T. 17 N., R. 17 W. (Partially Surveyed)
Secs. 1 to 5, inclusive;
Sec. 6, excluding Native allotments F-17673, F-17674 Parcel B, and F-17838;

Sec. 7, lots 1, 2, 3, and 4, NEW, EWW, SEW, and the submerged land beneath the unnamed lake; Secs. 8 to 17, inclusive;
Sec. 18, lots 1, 2, 3, and 4, NEW, EWW, SEW, and the submerged land beneath the unnamed lake; Sec. 19, lots 1, 2, 3, and 4, NEW, EWW, SEW, and the submerged land beneath the unnamed lake; Secs. 20 to 36, inclusive.

Containing approximately 22,876 acres.

T. 19 N., R. 17 W. (Unsurveyed)
Sec. 1, excluding Native allotment F-15998;

Sec. 2, excluding Native allotments F-15985 and F-15998;

Sec. 3, excluding Native allotments F-15982 and F-15985;

Sec. 4, excluding Native allotment F-15982;

Secs. 5 and 6;
Sec. 7, excluding Native allotment F-17593;

Secs. 8 to 16, inclusive;
Sec. 17, excluding Native allotment F-16341 Parcel A;

Sec. 18, excluding U.S. Survey No. 5295 - (Native allotment F-18377 Parcel A) and Native allotment F-17588 Parcel B;

Sec. 19, excluding Native allotment F-17588 Parcel B;

Secs. 20 to 30, inclusive;
Sec. 31 (fractional);

Secs. 32 and 33;
Sec. 34 and 35, excluding Native allotment F-18589 Parcel B;

Sec. 36, excluding Native allotments F-13317 Parcel A and F-15971.

Containing approximately 19,705 acres.

T. 19 N., R. 19 W. (Unsurveyed)
Sec. 1, excluding Native allotments F-17596 and F-17602;

Sec. 2, excluding Native allotment F-17556 Parcel B;

Sec. 3, excluding Native allotment F-17583;

Secs. 4 to 11, inclusive;
Secs. 12 to 17 (fractional), inclusive;

Sec. 18 (fractional), excluding Native allotments F-16343 Parcel B and F-17577 Parcel B;

Sec. 19 (fractional), excluding Native allotments F-16456 and F-17577 Parcel B;

Secs. 20, 21, and 22 (fractional); Secs. 24, 25, and 26 (fractional);

Secs. 28 and 29 (fractional); Sec. 30 (fractional), excluding Native allotments F-13332 Parcel C, F-13452, F-13453, and F-16456;

Sec. 32 (fractional), excluding Native allotments F-12408, F-13097 Parcel A, F-13306, F-13307 Parcel A, F-13126, F-14656 Parcel A, F-17629 Parcel A and F-17727;

Sec. 33 (fractional), excluding Native allotments F-12408, F-17438 Parcel B, F-17629 Parcel A, F-17727, F-18377 Parcel B, and F-18494 Parcel B;

Sec. 34 (fractional).

Containing approximately 10,942 acres.

Aggregating approximately 53,523 acres.

Excluded from the above-described lands herein conveyed are the submerged lands, up to the ordinary high water mark, beneath all water bodies determined by the Bureau of Land Management to be navigable because they have been or could be used in connection with travel, trade and commerce or are pending a tidal determination at time of survey. Those water bodies are identified on the navigability maps, the originals of which will be found in easement case files F-22361-2, F-22361-20, and F-22361-21.

All other water bodies not depicted as navigable on the attached maps within the lands to be conveyed were reviewed. Based on available evidence, they were determined to be nonnavigable.

The lands excluded in the above description are not being approved for conveyance at this time and have been excluded because lands are under applications pending further adjudication. These exclusions do not constitute a rejection of the selection application, unless specifically so stated.

The conveyance issued for the surface and subsurface estates of the lands described above shall contain the following reservation to the United States:

Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1616(b)), the following public easements, referenced by easement identification number (EIN) on the easement maps, copies of which will be found in easement case files F-22361-2, F-22361-20,

and F-22361-21, are reserved to the United States. All easements are subject to applicable Federal, State, or Municipal corporation regulation. The following is a listing of uses allowed for each type of easement. Any uses which are not specifically listed are prohibited.

25 FOOT TRAIL - The uses allowed on a twenty-five (25) foot wide trail easement are: travel by foot, dogsleds, animals, snowmobiles, two- and three-wheel vehicles, and small all-terrain vehicles (less than 3,000 lbs. Gross Vehicle Weight (GVW)).

(EIN 8 O1, D9) An easement twenty-five (25) feet in width for an existing access trail from the edge of State patented submerged lands within Sec. 11, T. 17 N., R. 18 W., Kateel River Meridian, southeasterly to Noorvik. The uses allowed are those listed for a twenty-five (25) foot wide trail easement. The season of use will be limited to winter.

The grant of the above-described lands shall be subject to:

- Issuance of a patent after approval and filing by the Bureau of Land Management of the official plat, or supplemental plat, of survey confirming the boundary description and acreage of the lands hereinabove granted; and
- Valid existing rights therein, if any, including but not limited to those created by any lease (including a lease issued under Sec. 6(g) of the Alaska Statehood Act of July 7, 1958 (48 U.S.C. Ch. 2, Sec. 6(g))), contract, permit, right-of-way, or easement, and the right of the lessee, contractor, permittee, or grantee, to the complete enjoyment of all rights, privileges and benefits thereby granted to him. Further, pursuant to Sec. 17(b)(2) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1616(b)(2)) (ANCSA), any valid existing right recognized by ANCSA shall continue to have whatever right of access as is now provided for under existing law.

Reindeer grazing permit F-21633, issued to Qungliq, Inc. on January 1, 1982, located within the lands herein approved for conveyance, will terminate upon conveyance of these lands in accordance with Sec. 9, Additional Conditions or Stipulations of the permit.

NANA Regional Corporation, Inc., is entitled to conveyance of a minimum of 731,242 acres of land selected pursuant to Sec. 12(c) of ANCSA. Together with the lands herein approved, the total acreage conveyed or approved for conveyance is 194,733 acres. The remaining entitlement of approximately 536,469 acres will be conveyed at a later date.

In accordance with Departmental regulation 43 CFR 2650.7(d), notice of this decision is being published once in the FEDERAL REGISTER and once a week, for four (4) consecutive weeks, in the TUNDRA TIMES.

Any party claiming a property interest in lands affected by this decision, an agency of the Federal government, or regional corporation may appeal the decision to the Interior Board of Land Appeals, Office of Hearings and Appeals, in accordance with the regulations in Title 43 CODE OF FEDERAL REGULATIONS (CFR), Part 4, Subpart E as revised. However, pursuant to Public Law 96-487, this decision constitutes the final administrative determination of the Bureau of Land Management concerning navigability of water bodies.

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Any party known or unknown who is adversely affected by this decision shall be deemed to have waived those rights which were adversely affected unless an appeal is timely filed with the Bureau of Land Management, Alaska State Office, Division of ANCSA and State Conveyances.

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If an appeal is taken, the parties to be served with a copy of the notice of appeal are:

State of Alaska
Department of Natural Resources
Division of Research and Development
Pouch 7-005
Anchorage, Alaska 99510

NANA Regional Corporation, Inc.,
P.O. Box 49
Kotzebue, Alaska 99752

/s/ Ann Johnson
Chief, Branch of ANCSA
Adjudication