

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 D1, D9) An easement twenty-five (25) feet in width from an existing access trail from the edge of State patented submerged lands within Sec. 11, T. 17 N., R. 18 W., Kote 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:

1. 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
2. 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 Gungnig, 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.

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:

1. Parties receiving service of this decision shall have 30 days from the receipt of this decision to file an appeal.
2. 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 13, Anchorage, Alaska 99513.

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

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

Notice for Publication
F-14931-A, F-14931-B
Alaska Native Claims Selection

On September 27, 1974, and November 19, 1974, Zho-Tse, Incorporated, for the Native village of Shageluk, filed selection applications F-14931-A and F-14931-B, respectively under the provisions of Sec. 12 of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1611 (1976)) (ANCSA), as amended, for the surface estate of certain lands in the vicinity of Shageluk.

Zho-Tse, Incorporated, in its applications excluded several bodies of water. Because certain of those water bodies have been determined to be nonnavigable, they are considered to be public lands withdrawn under Sec. 11(a)(1) and available for selection by the village pursuant to Sec. 12(a) of ANCSA.

Section 12(a) and 43 CFR 2651.4(b) and (c) provide that the village corporation shall select all available lands within the township or townships within which the village is located. The regulations also provide that the area selected will not be considered to be reasonably compact if it excludes other lands available for selection within its exterior boundaries.

For these reasons, the water bodies which were improperly excluded in Zho-Tse, Incorporated's applications are considered selected.

As to the lands described below, the applications, as amended, are properly filed and meet the requirements of ANCSA, as amended, 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 estate of the following described lands, selected pursuant to Sec. 12(a) of ANCSA, as amended, aggregating approximately 86,358 acres, is considered proper for acquisition by Zho-Tse, Incorporated, and is hereby approved for conveyance pursuant to Sec. 14(a) of ANCSA.

U.S. Survey No. 2045, of the School Reserve, reserved under Executive Order No. 5289, dated March 4, 1930, situated in the unsurveyed village of Shageluk, Alaska.

Containing 3.10 acres.

Lots 1 and 4 of U.S. Survey No. 4086, Alaska, situated at Shageluk.

Containing 6.01 acres.

Block 9, lot 3 of U.S. Survey No. 4493, Alaska, Shageluk Addition Township, situated on the left bank of the Innoko River,

approximately one and one-half miles downstream from the old village of Shageluk.

Containing 4.84 acres.

Aggregating 12.95 acres.

Seward Meridian, Alaska (Surveyed)

T. 31 N., R. 54 W.
Sec. 4, excluding Native allotment F-13926;
Secs. 5 and 6, excluding Native allotment F-17759;
Secs. 17 and 18, excluding Native allotment F-15247 Parcel A;
Sec. 19, excluding Native allotments F-14301 Parcel B and F-15247 Parcel A;
Sec. 20, excluding Native allotment F-15247 Parcel A;
Sec. 30, excluding Native allotment F-15008 Parcel A;
Sec. 31, excluding Native allotment F-15241.

Containing approximately 4,565 acres.

T. 32 N., R. 54 W.
Secs. 1, 2, and 3;
Secs. 10 to 14, inclusive;
Secs. 22, 23, 26, and 27;
Secs. 31 and 32, excluding Native allotment F-17759;
Sec. 33, excluding Native allotment F-13926;
Sec. 34;
Sec. 35, excluding Native allotment F-15478 Parcel A.

Containing approximately 9,401 acres.

T. 28 N., R. 55 W.
Secs. 5 and 6;
Sec. 7, excluding U.S. Survey No. 6580 and Native allotment F-13925;
Sec. 8;
Sec. 18, excluding U.S. Survey No. 6580 and Native allotment F-13925;
Sec. 30;
Sec. 31, excluding U.S. Survey No. 6583 and Native allotment F-15024 Parcel A.

Containing approximately 3,272 acres.

T. 29 N., R. 55 W.
Sec. 2, excluding Native allotment F-14293 Parcel B;
Secs. 3, 4, and 5;
Secs. 8, 9, and 10;
Sec. 11, excluding Native allotment F-15250 Parcel B;
Sec. 14, excluding Native allotments F-13934, F-14292 Parcel A, and F-15033;
Sec. 15, excluding Native allotments F-14292 Parcel A and F-15033;
Sec. 16, excluding Native allotments F-13931 and F-14293 Parcel A;
Sec. 17;
Sec. 20, excluding Native allotments F-14295 Parcels A and B and F-14300 Parcel A;
Sec. 21;
Sec. 22, excluding Native allotment F-13928;
Sec. 23, excluding Native allotments F-13928 and F-13934;
Sec. 26;
Sec. 27, excluding Native allotment F-13928;
Sec. 28;
Sec. 29, excluding Native allotments F-14294 Parcel A, and F-14295 Parcel A, and F-14300 Parcel A;
Sec. 30, excluding Native allotment F-14300 Parcel A;
Secs. 31 and 32;
Sec. 33, excluding Native allotment F-13923;
Secs. 34 and 35.

Containing approximately 14,524 acres.

T. 30 N., R. 55 W.
Secs. 1 to 9, inclusive;
Sec. 10, excluding Native allotments F-14297 Parcel B and F-14298 Parcel C;
Secs. 11 to 14, inclusive;
Sec. 15, excluding U.S. Survey No. 2045, U.S. Survey No. 3782, U.S. Survey No. 4086, and Native allotments F-14298 Parcels C and D, and F-15008 Parcel B;
Secs. 16 to 19, inclusive;
Sec. 20, excluding Native allotment F-13939;
Sec. 21;
Sec. 22, excluding U.S. Survey No. 3782 and Native allotment F-15243;
Sec. 23, excluding Native allotment F-15243;
Sec. 24;
Sec. 25, excluding U.S. Survey No. 4493;
Sec. 26, excluding U.S. Survey No. 4493 and Native allotments F-14293 Parcel C and F-15243;
Sec. 27, excluding Native allotment F-15243;
Sec. 28;
Sec. 29, excluding Native allotment F-13939;
Secs. 30 to 34, inclusive;
Sec. 35, excluding U.S. Survey No. 4493 and Native allotments F-13297 and F-14293 Parcel B;
Sec. 36.

Containing approximately 20,538 acres.

T. 31 N., R. 55 W.
Sec. 1;
Secs. 2 and 3, excluding U.S. Survey No. 6622 and Native allotment F-14298 Parcel B;
Sec. 4, excluding U.S. Survey No. 6624 and Native allotment F-14298 Parcel A;
Sec. 10;
Sec. 11, excluding Native allotment F-14297 Parcel A;
Secs. 12, 13, and 14;
Secs. 18, 19, and 20;
Sec. 23, excluding U.S. Survey No. 6621 and Native allotment F-14574;
Sec. 24;
Secs. 25 and 26, excluding Native allotment F-14301 Parcel A;
Secs. 27, 28, and 29;
Sec. 33, excluding Native allotment F-13924;
Sec. 34;
Sec. 35, excluding Native allotment F-14301 Parcel A;
Sec. 36, excluding U.S. Survey No. 6625 and Native allotments F-15247 Parcel B and F-14301 Parcel A.

Containing approximately 12,582 acres.

T. 32 N., R. 55 W.
Secs. 18 and 19, excluding Native allotment F-15480;
Secs. 27, 28, and 29;

Sec. 30, excluding Native allotment F-15472;
Secs. 34 and 35, excluding U.S. Survey No. 6622 and Native allotment F-14298 Parcel B;
Sec. 36.

Containing approximately 5,226 acres.

T. 28 N., R. 56 W.
Sec. 1;
Sec. 2, excluding Native allotment F-16454;
Secs. 3, 4, 9, and 10;
Sec. 11, excluding Native allotment F-16454;
Secs. 12 and 13, excluding U.S. Survey No. 6580 and Native allotment F-13925;
Sec. 14;
Secs. 23 and 24, excluding U.S. Survey No. 6584 and Native allotment F-13927;
Secs. 25, 26, 35, and 36.

Containing approximately 8,999 acres.

T. 29 N., R. 56 W.

Secs. 25 and 36.
Containing approximately 1,219 acres.

T. 30 N., R. 56 W.
Secs. 22 to 25, inclusive;
Sec. 36.

Containing approximately 2,774 acres.

T. 31 N., R. 56 W.
Secs. 13, 14, and 15.

Containing approximately 1,522 acres.

T. 32 N., R. 56 W.
Sec. 1, excluding U.S. Survey No. 6608 and Native allotment F-027929 Parcel A;
Sec. 12;
Sec. 13, excluding Native allotment F-15480.

Containing approximately 1,723 acres.

Aggregating approximately 86,358 acres.

Total aggregated acreage approximately 86,358 acres.

Excluded from the above-described lands herein approved for conveyance 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. Those water bodies are identified on the attached navigability maps, the original of which will be found in easement case file F-14931-EE.

All other water bodies not depicted as navigable on the attached maps, within the lands to be conveyed, were reviewed. Based on existing 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 for one of the following reasons: Lands are no longer under Federal jurisdiction; or lands are under applications pending further adjudication. Lands within U.S. Surveys which are excluded are described separately in this decision if they are available for conveyance. These exclusions DO NOT constitute a rejection of the selection application 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:

1. 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)), as amended; and
2. Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1616(b)), as amended, 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-14931-EE, are reserved to the United States. All easements are subject to applicable Federal, State, or Municipal corporation regulations. 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)).

- a. (EIN 3 C3, D1, D9) An easement for an existing access trail twenty-five (25) feet in width from Sec. 25, T. 30 N., R. 53 W., Seward Meridian westerly to the village of Shageluk and from Shageluk westerly toward the village of Anvik. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement. The season of use will be limited to winter.
- b. (EIN 11a C5) An easement for a proposed access trail twenty-five (25) feet in width from the left bank of the Innoko River in Sec. 17, T. 31 N., R. 54 W., Seward Meridian easterly to public land. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.

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

1. Issuance of a patent after approval and filing by the Bureau of Land Management of the official supplemental plat of survey confirming the boundary

- description and acreage of the lands hereinabove granted;
2. 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), as amended, any valid existing right recognized by ANCSA shall continue to have whatever right of access as is now provided for under existing law;
3. Airport lease F-030058, located in Secs. 10 and 15, T. 30 N., R. 55 W., Seward Meridian, issued to the State of Alaska, Division of Aviation, under the provisions of the act of May 24, 1928 (49 U.S.C. 211-214), as amended;
4. A right-of-way, AA-13889, fifty (50) feet in width, issued to the State of Alaska for a road from the new Shageluk township to the Shageluk airport, traversing lands in Secs. 15, 22, 26, and 27, T. 30 N., R. 55 W., Seward Meridian, issued pursuant to Public Law 94-579, October 21, 1976, Title V (43 U.S.C. 1701, 1761); and
5. 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.

Zho-Tse, Incorporated, is entitled to conveyance of 92,160 acres of land selected pursuant to Sec. 12(a) of ANCSA. Together with the lands herein approved, the total acreage conveyed or approved for conveyance is approximately 86,358 acres. The remaining entitlement of approximately 5,802 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 shall be issued to Doyon, Limited when the surface estate is conveyed to Zho-Tse, Incorporated, and shall be subject to the same conditions as the surface conveyance, except for 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 of Shageluk shall be subject to the consent of Zho-Tse, Incorporated.

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 the pertinent case files will be sent to the Board from this office. A copy of the appeal must be served upon the Regional Solicitor, 510 L Street, Suite 100, Anchorage, Alaska 99501.

The time limits for filing an appeal are:

1. Parties receiving service of this decision shall have 30 days from the receipt of this decision to file an appeal.
2. 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 October 18, 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 appeal. 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 13, Anchorage, Alaska 99513.

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

Zho-Tse, Incorporated
Shageluk, Alaska 99655

Doyon, Limited
Land Department
Doyon Building
201 First Avenue
Fairbanks, Alaska 99701

/s/ Ann Johnson
Chief, Branch of
ANCSA Adjudication

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

Notice for Publication
AA-8103-5