

105TH CONGRESS  
2D SESSION

# S. 1159

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IN THE HOUSE OF REPRESENTATIVES

OCTOBER 21, 1998

Referred to the Committee on Resources

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## AN ACT

To amend the Alaska Native Claims Settlement Act, regarding the Kake Tribal Corporation public interest land exchange.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Kake Tribal Corpora-  
5       tion Land Exchange Act”.

1 **SEC. 2. AMENDMENT OF SETTLEMENT ACT.**

2 The Alaska Native Claims Settlement Act (Public  
3 Law 92–203, December 18, 1971, 85 Stat. 688, 43 U.S.C.  
4 1601, et seq.), as amended, is further amended by adding  
5 at the end thereof:

6 **“SEC. \_\_\_\_\_. KAKE TRIBAL CORPORATION LAND EXCHANGE.**

7 “(a) GENERAL.—In exchange for lands and interests  
8 therein described in subsection (b), the Secretary of Agri-  
9 culture shall, subject to valid existing rights, convey to the  
10 Kake Tribal Corporation the surface estate and to  
11 Sealaska Corporation the subsurface estate of the Federal  
12 lands identified by Kake Tribal Corporation pursuant to  
13 subsection (c): *Provided*, That, the exchange of lands de-  
14 scribed in this section shall be on the basis of equal value.

15 “(b) DESCRIPTION.—The surface estate to be con-  
16 veyed by Kake Tribal Corporation and the subsurface es-  
17 tate to be conveyed by Sealaska Corporation to the Sec-  
18 retary of Agriculture are the municipal watershed lands  
19 as shown on the map dated September 1, 1997, and la-  
20 beled attachment A, and are further described as follows:

“MUNICIPAL WATERSHED COPPER RIVER MERIDIAN

“T56S, R72E

<b>“Section</b>	<b>Approximate Acres</b>
13 .....	82
23 .....	118
24 .....	635
25 .....	640
26 .....	346
34 .....	9
35 .....	349

<b>“Section</b>	<b>Approximate Acres</b>
36 .....	248
Approximate total .....	2,427

1       “(c) DEADLINE.—Within ninety (90) days of the re-  
2       ceipt by the United States of the conveyances of the sur-  
3       face estate and the subsurface estate described in sub-  
4       section (b), Kake Tribal Corporation shall be entitled to  
5       identify lands in the Hamilton Bay and Saginaw Bay  
6       areas, as depicted on the maps dated September 1, 1997,  
7       and labeled Attachments B and C. Kake Tribal Corpora-  
8       tion shall notify the Secretary of Agriculture in writing  
9       which lands Kake Tribal Corporation has identified.

10       “(d) TIMING OF CONVEYANCE AND VALUATION.—  
11       The conveyance mandated by subsection (a) by the Sec-  
12       retary of Agriculture shall occur within ninety (90) days  
13       after the list of identified lands is submitted by Kake Trib-  
14       al Corporation pursuant to subsection (c).

15       “(e) MANAGEMENT OF WATERSHED.—The Secretary  
16       of Agriculture shall enter into a Memorandum of Agree-  
17       ment with the City of Kake, Alaska, to provide for man-  
18       agement of the municipal watershed.

19       “(f) TIMBER MANUFACTURING; EXPORT RESTRIC-  
20       TION.—Notwithstanding any other provision of law, tim-  
21       ber harvested from land conveyed to Kake Tribal Corpora-  
22       tion under this section is not available for export as un-  
23       processed logs from Alaska, nor may Kake Tribal Cor-

1 poration sell, trade, exchange, substitute, or otherwise  
 2 convey that timber to any person for the purpose of ex-  
 3 porting that timber from the State of Alaska.

4 “(g) RELATION TO OTHER REQUIREMENTS.—The  
 5 land conveyed to Kake Tribal Corporation and Sealaska  
 6 Corporation under this section shall be considered, for all  
 7 purposes, land conveyed under the Alaska Native Claims  
 8 Settlement Act.

9 “(h) MAPS.—The maps referred to in this section  
 10 shall be maintained on file in the Office of the Chief,  
 11 United States Forest Service, and in the Office of the Sec-  
 12 retary of the Interior, Washington, D.C. The acreage cited  
 13 in this section is approximate, and if a discrepancy arises  
 14 between cited acreage and the land depicted on the speci-  
 15 fied maps, the maps shall control. The maps do not con-  
 16 stitute an attempt by the United States to convey State  
 17 or private land.”.

Passed the Senate June 25, 1998.

Attest:

GARY SISCO,  
*Secretary.*