

**STATE OF ALASKA
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF MINING, LAND AND WATER
550 W. 7th Ave, Suite 900C
Anchorage, Alaska 99501-3577**

Public Notice

The Shore Fish Leasing Unit within the Department of Natural Resources is evaluating Shore Fishery lease applications and amendments submitted during the 2009 application period. The public is welcome to review and comment on the proposed actions. To review the new application materials and view the associated maps, please visit the Shore Fish website at: <http://dnr.alaska.gov/mlw/shore/index.htm> and click on the 2009 Applications link under the Shore Fishery Index. Please follow the directions outlined at the end of this notice to submit any comments or protests. The deadline to submit written comments or protests is on or before 5:00 p.m., **January 15, 2010**.

This public notice includes the following lease applications within the described fishing districts:

Alaska Peninsula

Southern District

Carl G. Carlson III, ADL 227503

Proposed lease amendment is to add one net, 600 feet in length, located on the Alaska Peninsula on the northwest side of Orzinski Bay, approximately 2.5 miles northwest of Elephant Point, within protracted Section 34, Township 51 South, Range 70 West, Seward Meridian.

Brad W. Deering, ADL 230786

Proposed lease is for one net at 600 feet in length, located off the southern side of the Alaska Peninsula in Unga Strait on the north side of Popof Island approximately 1.75 miles northeast of Sand Point, within protracted Section 4, Township 56 South, Range 73 West, Seward Meridian.

Marcus D. Adams, ADL 230849

Proposed lease is for two nets, 600 feet each in length, located south of the Alaska Peninsula on the east side of Unga Island and northwest of Egg Island, within protracted Sections 26 and 35, Township 56 South, Range 74 West, Seward Meridian.

Bristol Bay

Naknek-Kvichak District

Harlan P. Bailey, ADL 230791

Proposed lease is for one net at 150 feet in length, located in Bristol Bay on the east side of Kvichak Bay on Salmon Flats, within protracted Section 5, Township 16 South, Range 46 West, Seward Meridian.

John C. Schandelmeier, ADL 230789

Proposed lease is for 2 nets, 150 feet each in length, located in Bristol Bay on the east side of Kvichak Bay approximately 2 miles north of Happy Creek, and approximately 1,800 feet southwest of BMA-2, within protracted Section 7, Township 16 South, Range 46 West, Seward Meridian.

Samuel L. Jones, ADL 230864

Proposed lease is for one net at 300 feet in length, located in Bristol Bay on the east side of Kvichak bay, approximately $\frac{3}{4}$ of a mile north of Libbyville Point, within protracted section 13, Township 16 South, Range 47 West, Seward Meridian.

Rhonda Ann Wayner, ADL 230721

Proposed lease is for one net at 300 feet in length, located in Bristol Bay on the east side of Kvichak Bay on the north shore of the Naknek River, within protracted Section 9, Township 17 South, Range 47 West, Seward Meridian.

Ryan C. Willson, ADL 230804

Proposed lease is for one net, 300 feet in length, located in Bristol Bay on the east side of Kvichak Bay, and approximately $\frac{1}{4}$ mile north of the mouth of Naknek River, within protracted Sections 4 and 5, Township 17 South, Range 47 West, Seward Meridian.

Nushagak District

Lloann L. Ball, ADL 230801

Proposed lease is for one net at 300 feet in length, located in Bristol Bay on the east side of Nushagak Bay below Ekuk Bluf, within protracted Section 13, Township 16 South, Range 56 West, Seward Meridian.

Elizabeth L. Chiklak, ADL 230757

Proposed lease is for one net at 300 feet in length, located in Bristol Bay on the east side of Nushagak Bay, 7 sites south of the Ekuk Cannery, within protracted Section 11, Township 16 South, Range 56 West, Seward Meridian.

John E. Haggard Jr., ADL 230758

Proposed lease is for one net, 300 feet in length, located in Bristol Bay on the east side of Nushagak Bay, 1217.76 feet southwest of the southeast corner monument of U.S. Survey No. 168, within protracted Sections 35 and 36, Township 15 South, Range 56 West, Seward Meridian.

Megan E. O'Connor, ADL 230824

Proposed lease is for one net at 300 feet in length, located in Bristol Bay on the east side of Nushagak Bay below Ekuk Cannery, directly adjacent to southern boundary of ATS 100, within protracted Section 2, Township 16 South, Range 56 West, Seward Meridian.

Brent W. Wetter, ADL 230761

Proposed lease is for two nets, 150 feet each in length, located in Bristol Bay on the east side of Nushagak Bay, on Ekuk Spit, within protracted Section 1 & 2, Township 16 South, Range 56 West, Seward Meridian.

Kayla L. Andrews, ADL 230859

Proposed lease is for one net at 300 feet in length, located in Bristol Bay on the east side of Nushagak Bay approximately ¼ mile south of the Ekuk Cannery, within protracted Section 11, Township 16 South, Range 56 West, Seward Meridian.

James Crimp, ADL 230762

Proposed lease is for two nets at 150 feet each in length, located in Bristol Bay on the west side of Nushagak Bay approximately 1.25 mile south of Coffee Point, within protracted Section 9, Township 15 South, Range 56 West, Seward Meridian.

Togiak District

Christine M. Andrews, ADL 230796

Proposed lease is for 2 nets at 150 feet each in length, located in Bristol Bay on the west side of Togiak Bay, seaward of the City of Togiak, within protracted Section 12, Township 13 South, Range 67 West, Seward Meridian.

Ugashik District

Marvin A. Ebnet, ADL 223931

Proposed lease amendment is to move the existing tract with two nets at 150 feet each in length approximately 600 feet south, located in Bristol Bay on the northeast side of Ugashik Bay, south of the mouth of Dago Creek (local creek), within protracted Section 7, Township 30 South, Range 51 West, Seward Meridian.

Luke V. Pietron, ADL 230863

Proposed lease is for two nets, 150 feet each in length, located in Bristol Bay, on the north shore of Ugashik Bay, approximately 8000 feet east of USGS Triangulation station "Smoky Point", within protracted Sections 1 & 12, Township 30 South, Range 52 West, Seward Meridian.

Cook Inlet

Central District

Dennis R. Effenbeck, ADL 230726

Proposed lease is for 3 nets at 210 feet in length, located on the east side of Cook Inlet, approximately 3.5 miles SSW of mouth of Kenai River, within protracted Section 25, Township 5 North, Range 12 West, Seward Meridian.

Joseph E. Person, ADL 230837

Proposed lease is for three nets, 150 feet in length, located in Cook Inlet approximately 6 miles northeast of Ninilchik and seaward of the Sunset Bluffs, Windeler, and Seaside Terrace subdivision, within protracted Section 33, Township 1 North, Range 13 West, and Section 5, Township 1 South, Range 13 West, Seward Meridian.

Lillian M. Person, ADL 230838

Proposed lease is for three nets at 150 feet each in length, located on the east side of Cook Inlet, approximately 6.5 miles NNE of the city of Ninilchik, within protracted Section 5, Township 1 South, Range 13 West, and protracted Sections 32 & 33, Township 1 North, Range 13 West, Seward Meridian.

Matthew E. Person, ADL 230839

Proposed lease is for three nets at 150 feet each in length, located on the east side of Cook Inlet, approximately 6.5 miles NNE of the city of Ninilchik, within protracted Section 5, Township 1 South, Range 13 West, and protracted Section 32, Township 1 North, Range 13 West, Seward Meridian.

Richard J. Person, ADL 230836

Proposed lease is for three nets, 150 feet each in length, located in Cook Inlet approximately 6 miles northeast of Ninilchik and seaward of the Sunset Bluffs, Windeler, and Seaside Terrace subdivision, within protracted Section 33, Township 1 North, Range 13 West, Seward Meridian.

Kodiak

Alitak Bay District

Paul B. Finzer, ADL 230793

Proposed lease is for one net, 450 feet in length, located on south end of Kodiak Island in Moser Bay on the north side of Amik Island, within protracted Section 14, Township 37 South, Range 31 West, Seward Meridian.

Prince William Sound

Eshamy District

Stephanie F. Whaley, ADL 230725

Proposed lease is for three nets, 300 feet each in length, located on the west side of Prince William Sound in Main Bay, within protracted Sections 4, 9, and 17, Township 5 North, Range 8 East, Seward Meridian.

Elliott T. Irvin, ADL 230788

Proposed lease is for one net, 300 feet in length, located in Prince William Sound, northeast of Foul Bay, approximately 4320 feet northwest of USC&GS Triangulation Station "First 1912", within protracted Section 28, Township 6 North, Range 8 East, Seward Meridian.

Comments or protests regarding a lease application must be submitted in writing and directed to the Regional Manager of the Southcentral Region Land Office of the Division of Mining, Land and Water at 550 W 7th Avenue, Suite 900c Anchorage, AK 99501-3577. A protest must clearly state the nature and purpose of the protest in accordance with 11 AAC 64.450 and be submitted to both the applicant and the Department of Natural Resources by certified or registered mail no later than **January 15, 2010**. Protests postmarked after this date will not be accepted. To request the mailing address for a particular applicant, please contact one of the Shore Fish representatives listed below:

Ray Keough
Natural Resource Manager
(907) 269-8566
Email: raymond.keough@alaska.gov

Kathy Luttio
Natural Resource Specialist
(907) 269-8132
Email: kathy.luttio@alaska.gov

Matt Dietrick
Natural Resource Specialist
(907) 269-8545
Email: matt.dietrick@alaska.gov

For more information on how to submit comments or protests, please do not hesitate to contact the Shore Fish staff for assistance.

Sincerely,

The Shore Fish Leasing Team

11 AAC 64.450. PROTEST.

(a) A person may protest an application for or the location of a shore fishery lease site by mailing a statement of protest to the applicant and to the director. The protest may be filed from the time a site has been staked until the last date for filing a protest, as determined and published in writing by the department. The postmark date of the statement of protest constitutes the date of protest. If a protest is filed, the director will not issue a lease until resolution of the protest.

(b) A statement of protest must be in writing, must be signed by the protester, and must contain

- (1) the protester's name and mailing address;
- (2) the protester's limited entry permit number or interim-use salmon setnet permit, if any;
- (3) the applicant's name and address as shown on the staking sign;
- (4) a brief statement of reasons why the protester believes that the lease site location is invalid or that the protester is more qualified to fish at the lease site; affidavits may be included to support the reasons set out in the statement; and
- (5) a brief statement of the relief requested, which may be either denial of the lease site location, or a determination that the protester is more qualified to fish from the lease site and more entitled to lease the site than is the applicant.

(c) The applicant shall prepare a brief written response rebutting the protester's statement; the applicant shall mail the response to the protester and to the director within 30 days after receiving the statement of protest. Affidavits may be included to support the facts set out in the response.

(d) The director will base a decision resolving a protest on the criteria contained in AS 38.05.082 and on the protest, response, supporting affidavits, and hearing, if one is conducted. The decision constitutes the final departmental action unless it is appealed. *Authority: AS 38.05.020, AS 38.05.082*