THE STATE of ALASKA
GOVERNOR SEAN PARNELL

Department of Natural Resources

Division of Mining, Land & Water
Southcentral Regional Office

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December 16, 2013

The Shore Fish Leasing Unit within the Department of Natural Resources is evaluating Shore Fish lease and amendment applications submitted during the 2013 application period. The public is welcome to review and comment on proposed actions. To review the application materials and maps please visit the Shore Fish website at: http://www.dnr.state.gov/mlw/shore/index.cfm and click on the 2013 Applications link under the Shore Fishery Index.

Comments or protests regarding a lease application must be submitted in writing and directed to the Regional Manager of the Southcentral Region Land Office, Division of Mining, Land and Water, 550 W 7th Ave, 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 29, 2014**. 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:

Ryan Hickel
Natural Resource Manager
(907) 269-8116
Email: ryan.hickel@alaska.gov

Christy Colles
Natural Resource Specialist
(907) 269-8545
Email: christianna.colles@alaska.gov

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

Enclosed on page 2 is a copy of 11 AAC 64.450 for your convenience. If you have any questions, 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