

# STATE OF ALASKA

**FRANK H MURKOWSKI**  
**GOVERNOR**

## **ANILCA IMPLEMENTATION PROGRAM**

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May 2, 2006

Cyndie Wolfe  
Project Coordinator  
U.S. Fish and Wildlife Service  
1011 East Tudor Road  
MS-231  
Anchorage, AK 99503

Dear Ms. Wolfe:

The State of Alaska provided the U.S. Fish and Wildlife Service (Service) with scoping comments in an April 17, 2006 letter regarding the Environmental Impact Statement for the Yukon Flats National Wildlife Refuge proposed land exchange with Doyon Ltd. (Doyon). We are submitting this supplemental letter in order to make a clarification specific to our comment on ownership of submerged lands.

The exchange of properties between Doyon and the Service should not purport to include or transfer any interest in submerged lands within the boundaries to which the State of Alaska may be entitled under the Equal Footing Doctrine and section 6(m) of the Alaska Statehood Act, P.L. 85-508, notwithstanding the use, location, or absence of meander lines on the relevant survey plat to depict such water bodies.

The State's intent is to remind all parties involved in the exchange, that should any of the properties include navigable water, the State owns the submerged lands. This is true even if the plat or survey for the claim does not identify the waterbody.

Please contact me if you have any questions.

Sincerely,



Susan E. Magee  
ANILCA Project Coordinator

cc: Sally Gibert, ANILCA Program Coordinator