



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Fish and Game

HABITAT SECTION
Fairbanks Regional Office

1300 College Road
Fairbanks, AK 99701-1151
Main: 907.459.7289
Fax: 907.459.7303

FISH HABITAT PERMIT FH22-III-0019

ISSUED: January 14, 2022
EXPIRES: Life of Structures

Bartly Kleven
Peak Gold, LLC
PO Box 73726
Fairbanks, AK 99707-3726

RE: Culvert Installations
Unnamed stream
Section 5, T17N, R14E, CRM
Location: 63.2832 N, 142.7683 W

Dear Bartly Kleven:

Pursuant to AS 16.05.841 (Fishway Act), the Alaska Department of Fish and Game (ADF&G) Habitat Section has reviewed your proposal to install a battery of three culverts along Manh Choh Twin Road for water management. This proposal was received on December 31, 2021.

Project Description

The proposed Manh Choh Project is located approximately ten miles southeast of Tok, Alaska in the Tetlin Hills. The 5.4-mile Manh Choh Twin Road will be constructed to eliminate the co-use of mine and village traffic along the existing Tetlin Village Road. A battery of three culverts will be installed at this location to provide water management.

Fishway Act

This unnamed stream is likely seasonally connected to the Tok River and therefore may support resident fish species such as slimy sculpin. Your project as proposed is not anticipated to obstruct the free passage of fish.

In accordance with AS 16.05.841, your project is approved subject to the project description and permit terms, with the following stipulation:

1. The culverts shall be constructed, operated, and maintained for the life of the structures to ensure fish passage. Any obstruction to the passage of fish (e.g., perched culvert, outwash gravels, and/ or excessive water velocities) shall be restored to the satisfaction of the Habitat Section. The Habitat Section shall be notified, and its approval granted before any instream culvert maintenance activities occur.

Permit Terms

This letter constitutes a permit issued under the authority of AS 16.05.841 and must be retained on site during project activities. Please be advised that this determination applies only to activities regulated by the Habitat Section of ADF&G; other agencies also may have jurisdiction under their respective authorities. This determination does not relieve you of your responsibility to secure other permits; state, federal, or local. You are still required to comply with all other applicable laws.

You are responsible for the actions of contractors, agents, or other persons who perform work to accomplish the approved project. For any activity that significantly deviates from the approved plan, you shall notify the ADF&G Habitat Section and obtain written approval in the form of a permit amendment before beginning the activity. Any action that increases the project's overall scope or that negates, alters, or minimizes the intent or effectiveness of any provision contained in this permit will be deemed a significant deviation from the approved plan. The final determination as to the significance of any deviation and the need for a permit amendment is the responsibility of the ADF&G Habitat Section. Therefore, it is recommended that you consult the Habitat Section before considering any deviation from the approved plan.

You shall give an authorized representative of the state free and unobstructed access to the permit site, at safe and reasonable times, for the purpose of inspecting or monitoring compliance with any provision of this permit. You shall furnish whatever assistance and information the authorized representative reasonably requires for monitoring and inspection purposes.

In addition to the penalties provided by law, this permit may be terminated or revoked for failure to comply with its provisions or failure to comply with applicable statutes and regulations. You shall mitigate any adverse effect upon fish or wildlife, their habitats, or any restriction or interference with public use that the commissioner determines was a direct result of your failure to comply with this permit or any applicable law.

You shall indemnify, save harmless, and defend the department, its agents, and its employees from any and all claims, actions, or liabilities for injuries or damages sustained by any person or property arising directly or indirectly from permitted activities or your performance under this permit. However, this provision has no effect if, and only if, the sole proximate cause of the injury is the department's negligence.

Please direct questions about this permit to Habitat Biologist Olivia Edwards at 907-459-7326 or olivia.edwards@alaska.gov.

Sincerely,
Doug Vincent-Lang
Commissioner



By: Audra L. J. Brase
Fairbanks Regional Supervisor

ecc: Al Ott, ADF&G Habitat, Fairbanks
Andy Gryska, ADF&G SF, Fairbanks
Brandy Baker, ADF&G SF, Delta Junction
Permit Coordinator, ADF&G SF
Fairbanks Mining, ADNR Fairbanks
Gillian O'Doherty, ADF&G SF, Anchorage
Tim Pilon, ADEC, Fairbanks
Bob Henszey, USFWS, Fairbanks
Ellen Lyons, USACE, Fairbanks
AWT, Northern Detachment, Fairbanks
Ashlee Adoko, ADNR OPMP

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