

Introduced by: Mayor  
Date: November 18, 1986  
Hearing: Dec. 16, 1986  
Vote: 8 Yes, 6 No  
Action: FAILED

KENAI PENINSULA BOROUGH

ORDINANCE 86-91

AUTHORIZING CONVEYANCE OF BOROUGH PATENTED LANDS LOCATED WITHIN SECTION 17, T7N, R11W, S.M., ALASKA.

WHEREAS, Mrs. Annie Spracher filed for lands under the 1906 Allotment Act; and

WHEREAS, Mrs. Spracher's original claim was denied by a decision of the United States Bureau of Indian Affairs and it has since been determined that Mrs. Spracher's claim meets the requirements of the stipulations in Aquilar v. United States; and

WHEREAS, the Bureau of Land Management issued patent to the State of Alaska for certain lands within Sec. 17, T7N, R11W, S.M., Alaska; and

WHEREAS, the Borough has selected certain lands within Sec. 17, T7N, R11W, S.M. pursuant to the Municipal Entitlement Act and the State of Alaska has issued patents to the Borough for a portion of the selected lands; and

WHEREAS, the Borough Administration spoke to a representative of the State of Alaska on February 15, 1984 and was advised that if the Borough conveyed these certain lands to the State of Alaska the Borough's entitlement would be credited with the same acreage; and

WHEREAS, the Borough Planning Commission reviewed this proposed conveyance at its meeting of October 6, 1986;

NOW THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

Section 1. That as a result of Native Allotment number AA050507 filed by Mrs. Annie Spracher, the following described lands are hereby authorized for disposal to the State of Alaska for settlement of the claim:

U. S. Government Lot 3 and the S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
Sec. 17, T7N, R11W, S.M., Alaska, containing  
35.71 acres, more or less, and located within  
the Kenai Recording District, Third Judicial  
District, State of Alaska.

Section 2. That the Mayor is authorized to sign any and all documents necessary to effectuate this ordinance and deemed to be in the best interest of the Borough.

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Section 3. That this ordinance takes effect immediately upon its enactment.

Failed

~~ENACTED~~ BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 16th DAY OF December, 1986.

Jonathan W. Sewall, Assembly President

ATTEST:

Borough Clerk