

# CITY OF BETHEL

P O Box 388 Bethel, Alaska 99559-0388 Presented By: Council member Notti  
907-543-2047 Date: December 9, 1997  
FAX # 543-4171 Action: Adopted  
Vote: 6-Yes, 1-No (Williams)

## RESOLUTION #97-61

### A RESOLUTION OF THE BETHEL CITY COUNCIL ACKNOWLEDGING THAT THE BETHEL NATIVE CORPORATION HAS FULLY SATISFIED ITS ANCSA 14§(c)(3) OBLIGATION TO THE CITY OF BETHEL

WHEREAS, the City of Bethel ("CITY") is a general unit of local government under the laws of the State of Alaska and is the Municipal Corporation to which the Bethel Native Corporation ("CORPORATION") must convey certain lands pursuant to ANCSA Section 14(c)(3); and

WHEREAS, the CITY received title through numerous 14(c)(3) agreements for the surface estate of land for a Small Boat Harbor, Sewage Lagoon, Dumpsite, Cemetery, Petro Port, City Shop, Sand Pit, Rights-of-ways and easements from the CORPORATION over a span of seventeen years pursuant to ANCSA §14(c)(3); and

WHEREAS, ANCSA §14(c)(3) and ANILCA §1405 require that a written agreement be made between the CORPORATION and CITY if the 14(c)(3) reconveyances total less than 1,280 acres; and

WHEREAS, the amount of land reconveyed to the CITY totals less than 1,280 acres; and

WHEREAS, the Bureau of Land Management (BLM) has stated that in circumstances where piecemeal transfers were made through various agreements, that these previous transfers could constitute a written agreement; and

WHEREAS, the BLM requires that the CORPORATION and CITY adopt resolutions stating that all of the piecemeal §14(c)(3) reconveyances constitute full satisfaction of CORPORATION'S obligation to transfer land to the City of Bethel under ANCSA §14(c)(3); and

WHEREAS, the CITY at their November 25, 1997 meeting adopted Resolution 97-58 authorizing the Mayor to approve and sign the ANCSA 14(c) Map of Boundaries for the Small Boat Harbor; and

WHEREAS, the CITY agrees that this reconveyance satisfies in full the obligation that CORPORATION has pursuant to ANCSA §14(c)(3); and

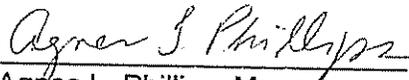
WHEREAS, CORPORATION has in accordance with regulations of the BLM in 43 CFR 2650.5-4 prepared ANCSA §14(c) Maps of Boundaries for all reconveyances pursuant to ANCSA §14(c)(1), (2) and (3) to BLM and are prepared to submit all Maps to BLM to begin the one year Statute of Limitations provided for in ANILCA §902(b) in order to avoid future technical challenges to any reconveyance decisions.

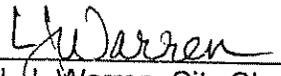
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NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bethel (CITY) that it acknowledges that the submittal of the Map of Boundaries for the Small Boat Harbor satisfies in full the obligation that CORPORATION has to the CITY pursuant to ANCSA §14(c)(3).

PASSED AND APPROVED THIS 9TH DAY OF DECEMBER, 1997, AT A DULY CALLED MEETING HELD IN BETHEL, ALASKA, BY A VOTE OF FOR: 6, AGAINST: 1, AND 0: NOT VOTING.

ATTEST:

  
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Agnes L. Phillips, Mayor

  
\_\_\_\_\_  
L.J. Warren, City Clerk