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LOIS J. SCHIFFER
Acting Assistant Attorney General
WILLIAM D. BRIGHTON
Assistant Section Chief
Environmental Enforcement Section
Environment & Natural Resources Division
United States Department of Justice
Washington, D.C. 20530

FILED

DEC 16 1993

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA
Deputy

REGINA R. BELT
Environmental Enforcement Section
Environment & Natural Resources Division
United States Department of Justice
645 G Street
Anchorage, Alaska 99501
(907) 278-8012

RECEIVED
DEC 17 1993

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

EXXON VALDEZ OIL SPILL
TRUSTEE COUNCIL
ADMINISTRATIVE RECORD

UNITED STATES OF AMERICA,

Plaintiff,

v.

EXXON CORPORATION, EXXON SHIPPING
COMPANY, and EXXON PIPELINE COMPANY,
et al., in personam, and the T/V
EXXON VALDEZ, in rem,

Defendants.

A91-082 Civil (HRH)

JOINT APPLICATION FOR
FIFTH DISBURSEMENT FROM
SETTLEMENT ACCOUNT

The State of Alaska and the United States (the "governments") jointly apply for disbursement of \$4,743,924.68 from the EXXON VALDEZ Oil Spill Settlement Account. The governments' natural resource trustee agencies will use these funds for purposes consistent with the Memorandum of Agreement and Consent Decree entered by this Court in United States v. State of Alaska, No. A91-081 Civ. (D. Alaska) on August 28, 1991 ("MOA").

On August 28, 1991 the State of Alaska and the United

States settled their claims against the Exxon Corporation, Exxon Shipping Company, Exxon Pipeline Company, and the T/V EXXON VALDEZ arising from the EXXON VALDEZ oil spill. All funds resulting from these settlements were subsequently ordered by this Court to be placed in an interest-bearing account in the Court Registry Investment System ("Registry") administered through the United States District Court for the Southern District of Texas. In addition, by order of this Court, an account entitled "EXXON VALDEZ Oil Spill Settlement Account" (the "Account") was established in the Registry specifically for the Exxon settlement proceeds. The Court further ordered that disbursements from the Registry of this Court be made upon joint application of counsel for the United States and the State of Alaska, consistent with the provisions of the MOA.

The governments now seek a disbursement from the Account to fund natural resource damage assessment and restoration activities, data analysis and report preparation for 1993 field work, and administration fees.¹

¹ On June 18, 1992, after the governments filed their first application, this Court issued an order releasing funds from the Account for expenditures incurred during the period from March 1, 1992 through September 30, 1992. The Court issued an additional disbursement order on January 22, 1993 funding restoration work through February 28, 1993, and issued a case status order clarifying its ministerial function with respect to the Account on January 26, 1993.

On June 25, 1993, this Court issued its third disbursement order releasing funds for expenditures through September 30, 1993, including \$7.5 million towards the purchase of certain lands within Kachemak Bay State Park. The State of Alaska effectuated the purchase of those lands on August 27, 1993, when

Appended to this application as Attachment A is the Trustee Council's resolution certifying its unanimous agreement to expend these funds.²

RESPECTFULLY SUBMITTED this 15th day of December, 1993 at Anchorage, Alaska.

LOIS J. SCHIFFER
Acting Assistant Attorney General
Environment & Natural Resources Division

Bill Brighton by eus
WILLIAM D. BRIGHTON
Assistant Chief
Environmental Enforcement Section
United States Department of Justice
Washington, D.C. 20530

REGINA R. BELT
Environmental Enforcement Section
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(907) 278-8012

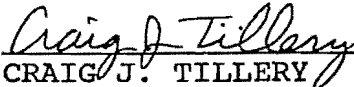
ATTORNEYS FOR THE UNITED STATES OF AMERICA

title passed and the lands were officially made a part of Kachemak Bay State Park.

Most recently, on November 10, 1993, the governments sought their fourth disbursement to fund the purchase of key habitat at Seal Bay, Alaska. Pursuant to that application, the Court issued disbursement order for \$29,950,000 on November 18, 1993.

² For the Court's information, the governments have appended an update of the Trustee Council's activities since June 21, 1993, when they filed the Joint Application for Third Disbursement from Settlement Account ("Third Application"). See Attachment B hereto. (A complete summary of the Council's activities since approval of the settlement was appended to our Second Application, filed January 19, 1993, as Attachment B, and an interim update of activities was Attachment B to the governments' Third Application.) Attachment C contains proposed instructions for payment of the monies sought in this application.

CHARLES E. COLE
ATTORNEY GENERAL


CRAIG J. TILLERY
Assistant Attorney General
State of Alaska
Department of Law
1031 West Fourth Avenue Suite 200
Anchorage, Alaska 99501-1994
(907) 269-5274

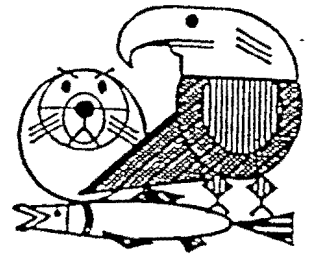
ATTORNEYS FOR THE STATE OF ALASKA

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

Phone: (907) 278-8012 Fax: (907) 276-7178



RESOLUTION OF THE EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL

We, the undersigned, duly authorized members of the Exxon Valdez Oil Spill Trustee Council do hereby certify that, in accordance with the Memorandum of Agreement and Consent Decree entered as settlement of United States of America v. State of Alaska, No. A91-081 Civil, U.S. District Court for the District of Alaska, and after public meetings, unanimous agreement has been reached to expend funds received in settlement of United States of America v. Exxon Corporation, et al., No. A91-082 Civil, U.S. District Court for the District of Alaska, and State of Alaska v. Exxon Corporation, et al., No. A91-083 Civil, U.S. District Court for the District of Alaska, for necessary natural resource damage assessment and restoration activities from October 1, 1993 to January 31, 1994, data analysis and report preparation for 1993 field work from October 1, 1993 to September 30, 1994, and administration from October 1, 1993 to December 31, 1993. The total approved budget, appended hereto, is \$8,521,700.00.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

U.S. National Oceanic & Atmospheric Administration, Departments of Agriculture, Commerce

U.S. Fish & Wildlife Service

ATLANTA, GA


The moneys are to be distributed according to the following schedule:

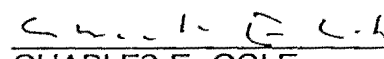
Alaska Department of Fish & Game	\$2,757,000.00
Alaska Department of Natural Resources	1,125,100.00
Alaska Department of Environmental Conservation	<u>2,072,300.00</u>
SUBTOTAL TO STATE OF ALASKA	\$5,954,400.00
U.S. Department of Agriculture, Forest Service	\$777,700.00
U.S. Department of the Interior	740,800.00
National Oceanic & Atmospheric Administration	<u>1,048,800.00</u>
SUBTOTAL TO UNITED STATES OF AMERICA	\$2,567,300.00
TOTAL APPROVED BUDGET	\$8,521,700.00


In accordance with the Financial Operating Procedures adopted by the Trustee Council, the amount of funds requested from the Joint Trust Fund is to be reduced by the amount of interest previously earned from settlement funds held by the Federal and State governments and any unobligated fund balances from previously approved budgets. Since the last disbursement from the Joint Trust Fund, the amount of interest earned is \$51,231.00 for the United States and \$64,944.32 for the State of Alaska. Accordingly, the amount to be withdrawn from the fund will be reduced by \$116,175.32 because of interest earned. The unobligated balance for the fiscal period from March 1, 1992 to February 28, 1993, is \$3,661,600.00 for the State of Alaska. The unobligated balance for that time period for the United States will be determined at a later date and subtracted from a subsequent court request. The amount to be withdrawn from the fund will be reduced by \$3,661,600.00 because of the unobligated balance.


By unanimous consent, we hereby request the Attorney General of the State of Alaska and the Assistant Attorney General of the Environmental and Natural Resources

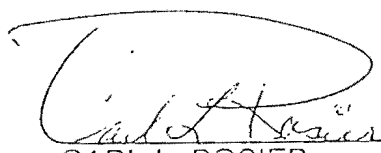
Division of the United States Department of Justice to petition the United States District Court for the District of Alaska for withdrawal of the sum of \$4,743,924.68 from the Court Registry account established as a result of the governments' settlement with the Exxon companies. Of this amount \$2,516,069.00 shall go to the United States of America and \$2,227,855.68 shall go to the State of Alaska.


 Dated 11/30/93
MICHAEL A. BARTON
Regional Forester
Alaska Region
USDA Forest Service

 Dated 11.30.93
CHARLES E. COLE
Attorney General
State of Alaska

 Dated 11-30-93
PAUL D. GATES
Regional Environmental Officer
for Alaska
U.S. Department of the Interior

 Dated 11/30/93
STEVEN PENNOYER
Director, Alaska Region
National Marine Fisheries
Service

 Dated 11/30/93
CARL L. ROSIER
Commissioner
Alaska Department of Fish &
Game

 Dated 11/30/93
JOHN A. SANDOR
Commissioner
Alaska Department of
Environmental Conservation

EXXON VALDEZ TRUSTEE COUNCIL
1994 Federal Fiscal Year Project Budget
October 1, 1993 - September 30, 1994

Agency	Cooperating Agency(s)	Project Number	Project Title	First Court Request		
ADEC		93066	Alutiiq Archeological Repository	\$1,500.0		
	ADNR/ADF&G/ USFS/DOI-FWS/ DOI-NPS	94110	Habitat Protection - Data Acquisition & Support	\$6.4		
	ADF&G/ADNR/ USFS/DOI-NPS/ NOAA	94266	Shoreline Assessment & Oil Removal	\$33.1		
	ADF&G/NOAA	94285	Subtidal Sediment Recovery Monitoring	\$21.4		
	ADF&G/ADNR/ USFS	940ED	Executive Director's Office	\$318.6		
	ADF&G/ADNR/ USFS/DOI/NOAA	940FC	Finance Committee	\$6.3		
	USFS/DOI	94PAG	Public Advisory Group	\$5.4		
	ADF&G/ADNR/ USFS/DOI/NOAA	940RT	Restoration Team Support	\$181.1		
			ADEC Total	\$2,072.3		
ADF&G		94064	Harbor Seal Habitat Use and Monitoring	\$270.2		
	NOAA	94066	Harlequin Duck Recovery Monitoring	\$104.9		
		94086	Herring Bay Experimental & Monitoring Studies	\$198.0		
	ADEC/ADNR/ USFS/DOI-FWS/	94110	Habitat Protection - Data Acquisition & Support	\$71.5		
		94137	Stock ID of Chum, Sockeye, Chinook & Coho in PWS	\$46.7		
	NOAA	94166	Herring Spawn Deposition & Reproductive Impairment	\$279.4		
		94184	Coded Wire Tag Recoveries from Pinks in PWS	\$47.8		
		94185	Coded Wire Tagging of Wild Pinks for Stock ID	\$34.8		
	NOAA	94191	Oil Related Egg & Alevin Mortalities	\$206.2		
		94255	Kenai River Sockeye Salmon Restoration	\$121.0		
		94258	Sockeye Salmon Overescapement	\$379.0		

Dollar Amounts are shown in thousands of dollars.

EXXON VALDEZ TRUSTEE COUNCIL
1994 Federal Fiscal Year Project Budget
October 1, 1993 - September 30, 1994

Agency	Cooperating Agency(s)	Project Number	Project Title	First Court Request		
ADF&G (cont.)	USFS	94259	Coghill Lake Sockeye Salmon Restoration	\$76.6		
	NOAA	94279	Subsistence Food Safety Testing	\$56.9		
	ADEC/NOAA	94285	Subtidal Sediment Recovery Monitoring	\$220.4		
	NOAA	94320	Ecosystem Study Plan	\$75.0		
		94504	Genetic Stock ID of Kenai River Sockeye	\$262.2		
	USFS/DOI-FWS	94505	Information Needs for Habitat Protection	\$137.5		
	ADEC/ADNR/USFS	940ED	Executive Director's Office	\$33.6		
	ADEC/ADNR/	940FC	Finance Committee	\$5.1		
	USFS/DOI/NOAA					
	ADEC/ADNR/	940RT	Restoration Team Support	\$130.0		
	USFS/DOI/NOAA					
			ADF&G Total	\$2,757.0		
ADNR	USFS/DOI-FWS/	94007	Site Specific Archeological Restoration	\$50.8		
	DOI-NPS					
	ADEC/ADF&G/	94110	Habitat Protection - Data Acquisition & Support	\$176.6		
	USFS/DOI-FWS/					
	DOI-NPS					
	USFS/DOI-FWS/	94126	Habitat Protection & Acquisition Fund	\$99.6		
	DOI-NPS					
	USFS	94217	PWS Area Recreation Implementation Plan	\$43.9		
	ADEC/ADF&G/USF	940ED	Executive Director's Office	\$628.0		
	ADEC/ADF&G/	940FC	Finance Committee	\$7.7		
	USFS/DOI/NOAA					
	ADEC/ADF&G/	940RT	Restoration Team Support	\$118.6		
	USFS/DOI/NOAA					
			ADNR Total	\$1,125.1		

Dollar Amounts are shown in thousands of dollars.

EXXON VALDEZ TRUSTEE COUNCIL
1994 Federal Fiscal Year Project Budget
October 1, 1993 - September 30, 1994

Agency	Cooperating Agency(s)	Project Number	Project Title	First Court Request		
USFS	ADEC/ADF&G/ ADNR/DOI-FWS/ DOI-NPS	94110	Habitat Protection - Data Acquisition & Support	\$10.6		
	ADNR/DOI-FWS/ DOI-NPS	94126	Habitat Protection & Acquisition Fund	\$103.7		
	ADNR	94217	PWS Area Recreation Implementation Plan	\$32.4		
	ADF&G/DOI-FWS	94505	Information Needs for Habitat Protection	\$194.1		
	ADEC/ADF&G/ ADNR	940ED	Executive Director's Office	\$274.4		
	ADEC/ADF&G/ ADNR/DOI/NOAA	940FC	Finance Committee	\$8.4		
	ADEC/DOI	94PAG	Public Advisory Group	\$19.8		
	ADEC/ADF&G/ ADNR/DOI/NOAA	940RT	Restoration Team Support	\$134.4		
			USFS Total	\$777.7		
DOI-FWS	ADNR/USFS/ DOI-NPS	94007	Site Specific Archeological Restoration	\$12.1		
		94020	Black Oystercatcher Interaction with Intertidal	\$17.3		
		94039	Common Murre Population Monitoring	\$26.9		
	ADEC/ADF&G/ ADNR/USFS/ DOI-NPS	94110	Habitat Protection - Data Acquisition & Support	\$8.5		
	ADNR/USFS/ DOI-NPS	94126	Habitat Protection & Acquisition Fund	\$81.6		
		94159	Marine Bird & Sea Otter Boat Surveys	\$107.0		
		94246	Sea Otter Recovery Monitoring	\$207.4		
	ADF&G/USFS	94505	Information Needs for Habitat Protection	\$74.5		
		94506	Pigeon Guillemot Recovery	\$13.9		
			DOI-FWS Subtotal	\$549.0		

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Dollar Amounts are shown in thousands of dollars.

EXXON VALDEZ TRUSTEE COUNCIL
 1994 Federal Fiscal Year Project Budget
 October 1, 1993 - September 30, 1994

Agency	Cooperating Agency(s)	Project Number	Project Title	First Court Request		
DOI-NPS	ADNR/USFS/ DOI-FWS ADEC/NOAA	94007	Site Specific Archeological Restoration	\$91.5		
		94090	Mussel Bed Restoration & Monitoring	\$19.5		
			DOI-NPS Subtotal	\$111.0		
DOI	ADEC/ADF&G/ ADNR/USFS/ NOAA	940FC	Finance Committee	\$3.8		
	ADEC/USFS	94PAG	Public Advisory Group	\$18.6		
	ADEC/ADF&G/ ADNR/USFS/ NOAA	940RT	Restoration Team Support	\$58.4		
			DOI Subtotal	\$80.8		
			DOI Total	\$740.8		
NOAA	ADF&G ADEC/DOI-NPS	94066	Harlequin Duck Recovery Monitoring	\$34.4		
		94090	Mussel Bed Restoration & Monitoring	\$138.6		
		94092	Killer Whale Recovery Monitoring	\$33.7		
	ADF&G	94166	Herring Spawn Deposition & Reproductive Impairment	\$186.9		
	ADF&G	94191	Oil Related Egg & Alevin Mortalities	\$161.3		
	ADF&G	94279	Subsistence Food Safety Testing	\$54.0		
	ADEC/ADF&G	94285	Subtidal Sediment Recovery Monitoring	\$209.4		
		94290	Hydrocarbon Data Analysis & Interpretation	\$74.7		
	ADF&G	94320	Ecosystem Study Plan	\$25.0		
		94507	Symposium Proceedings Publication	\$69.0		
	ADEC/ADF&G/ ADNR/USFS/DOI	940FC	Finance Committee	\$7.7		
	ADEC/ADF&G/ ADNR/USFS/DOI	940RT	Restoration Team Support	\$54.4		
			NOAA Total	\$1,048.8		
			Total	\$8,521.7		

Dollar Amounts are shown in thousands of dollars.

1994

Page 4 of 4

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FORM 1B
AGENCY

ATTACHMENT B

On January 19, 1993, the United States and the State of Alaska filed their Joint Application for Second Disbursement from Settlement Account, which contained a detailed summary of the Trustee Council's post-settlement activities. In their Joint Application for Third Disbursement from Settlement Account, filed June 21, 1993, the governments updated that detailed summary with a review of the Council's activities through June 1993. The governments most recently updated the Council's activities in their Joint Application for Fourth Disbursement from Settlement Account, filed November 10, 1993.

The Trustee Council had one meeting since the governments filed their last Application, on November 30, 1993. At that meeting, the Council completed its analysis of large habitat parcels available for acquisition, and initiated negotiations to acquire as many as seventeen high-value parcels totaling more than 240,000 acres as part of a comprehensive restoration program. The Council also adopted a draft restoration plan for public comment and a new management structure developed by the Executive Director. The Council reviewed a draft of the 1994 work plan, which includes additional damage assessments and a comprehensive research and monitoring program, and approved circulation of the draft work plan for public comment.

In addition, the Council gave final approval for the expenditure of \$1.5 million for the Archaeological Repository in Kodiak. This project had already been approved subject to

National Environmental Policy Act compliance and other conditions designed to improve the project. Those conditions have been met.

Finally, the Council requested that the Departments of Law and Justice petition this court for disbursement of the funds, as reflected in the Resolution attached as Attachment A.

ATTACHMENT C

Payment to the United States of America

1. Payment should be in the amount of \$2,516,069.00.
2. The check should be made payable to the department of the Interior and must contain the reference: "Exxon Valdez Oil Spill Settlement Funds from Federal/State of Alaska Joint Fund."
3. A representative of the United States Department of Justice will obtain the check at the Clerk's office.

Payment to the State of Alaska

1. Payment should be in the amount of \$2,227,855.68.
2. The check should be made payable to the State of Alaska.
3. A representative of the Department of Law for the State of Alaska will obtain the check at the Clerk's office.

LOIS J. SCHIFFER
Acting Assistant Attorney General
WILLIAM D. BRIGHTON
Assistant Section Chief
Environmental Enforcement Section
Environment & Natural Resources Division
United States Department of Justice
Washington, D.C. 20530

REGINA R. BELT
Environmental Enforcement Section
Environment & Natural Resources Division
645 G Street
Anchorage, Alaska 99501
(907) 278-8012

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EXXON CORPORATION, EXXON SHIPPING
COMPANY, and EXXON PIPELINE COMPANY,
et al., in personam, and the T/V
EXXON VALDEZ, in rem,

Defendants.

A91-082 Civil (HRH)

CERTIFICATE OF SERVICE

I, CHERRI WOMAC, hereby certify that I have served a true copy of the foregoing NOTICE OF FIFTH WITHDRAWAL FROM SETTLEMENT ACCOUNT, JOINT APPLICATION FOR FIFTH DISBURSEMENT FROM SETTLEMENT ACCOUNT together with Attachments A-C, and proposed ORDER RE FIFTH DISBURSEMENT FROM SETTLEMENT ACCOUNT on the following persons this 16th day of December, 1993 by deposit of same in United States first class mail:

Craig Tillery
Assistant Attorney General
State of Alaska
1031 West Fourth Avenue Suite 200
Anchorage, Alaska 99501-1994

James F. Neal, Esq.
Neal & Harwell
2000 One Nashville Place
150 Fourth Avenue North
Nashville, Tennessee 37219

Robert C. Bundy, Esq.
Bogle & Gates
1031 West 4th Avenue, Suite 600
Anchorage, Alaska 99501

Patrick Lynch, Esq.
O'Melveny & Meyers
400 South Hope Street
Los Angeles, California 90071

John F. Clough III, Esq.
Clough & Associates
431 North Franklin St., Suite 202
Juneau, Alaska 99801

In addition, I served on December 15th, 1993 a copy of the foregoing NOTICE OF FIFTH WITHDRAWAL FROM SETTLEMENT ACCOUNT on the following persons by the means identified below:

Kathleen Riska, Financial Deputy (telefax transmission)
Office of the Clerk
United States District Court
Southern District of Texas
FAX: (713) 250-5350

Phyllis Rhodes (hand delivery)
Clerk of the Court
United States District Court
District of Alaska
222 West 7th Avenue, #4 Room 261
Anchorage, Alaska 99513-7564

Date: Dec 16, 1993 Cherri Womac
CHERRI WOMAC, Paralegal
CACI, Inc.
645 G Street
Anchorage, Alaska 99501
(907) 278-8012

DEC 16 1993

ORDER RE FIFTH DISBURSEMENT
FROM SETTLEMENT ACCOUNT -1

State of Alaska and the United States in Civil Action No. A91-081 CIV, entered by this Court on August 28, 1991,

IT IS HEREBY ORDERED that the amount of \$2,516,069.00 shall be disbursed to the United States from the EXXON VALDEZ Oil Spill Settlement Account ("Account") established in the Court Registry Investment System administered through the United States District Court for the Southern District of Texas; and

IT IS ORDERED that the payee, United States, is different than the depositor of the funds, Exxon; and

IT IS ORDERED that the disbursement shall be paid from the principal deposited into the Account and that no one is entitled to the accumulated interest at this time, which interest shall therefore remain in the Account; and

IT IS ORDERED that the disbursed funds shall be used for the purposes described in the Joint Application For Disbursement of Settlement Funds and its accompanying attachments.

DATED: _____, 1993

Honorable H. Russel Holland
Chief Judge
United States District Court
District of Alaska

LOIS J. SCHIFFER
Acting Assistant Attorney General
WILLIAM D. BRIGHTON
Assistant Section Chief
Environmental Enforcement Section
Environment & Natural Resources Division
United States Department of Justice
Washington, D.C. 20530

FILED

DEC 16 1993

TED STATES DISTRICT COURT
DISTRICT OF ALASKA

Deputy

REGINA R. BELT
Environmental Enforcement Section
Environment & Natural Resources Division
United States Department of Justice
645 G Street
Anchorage, Alaska 99501
(907) 278-8012

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EXXON CORPORATION, EXXON SHIPPING
COMPANY, and EXXON PIPELINE COMPANY,
et al., in personam, and the T/V
EXXON VALDEZ, in rem,

Defendants.

A91-082 Civil (HRH)

NOTICE OF FIFTH
WITHDRAWAL FROM
SETTLEMENT ACCOUNT

Pursuant to this Court's Order of December 6, 1991, the State of Alaska and the United States hereby give notice of a proposed withdrawal in the amount of \$4,743,924.68 from the EXXON VALDEZ Oil Spill Settlement Account established in the Court Registry Investment System administered through the United States District Court for the Southern District of Texas. Of this \$4,743,924.68, the United States seeks payment in the amount of \$2,516,069.00.

Respectfully submitted this 15th day of December, 1993.

LOIS J. SCHIFFER
Acting Assistant Attorney General
Environment & Natural Resources Division

Bill Brighton
WILLIAM D. BRIGHTON
Assistant Section Chief
Environmental Enforcement Section
United States Department of Justice
Washington, D.C. 20530

REGINA R. BELT
Trial Attorney
Environmental Enforcement Section
Environment & Natural Resources Division
United States Department of Justice
645 G Street
Anchorage, Alaska 99501
(907) 278-8012

ATTORNEYS FOR THE UNITED STATES OF AMERICA

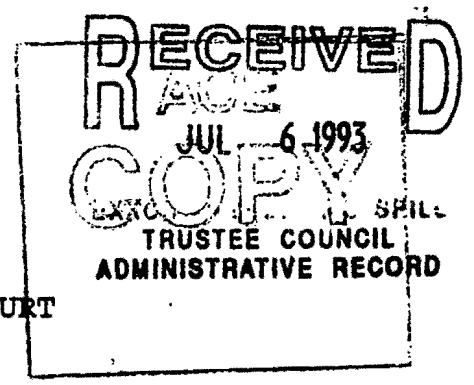
FILED

JUN 21 1993

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA
By _____ Deputy

MYLES E. FLINT
Acting Assistant Attorney General
WILLIAM D. BRIGHTON
Assistant Section Chief
Environmental Enforcement Section
Environment & Natural Resources Division
United States Department of Justice
Washington, D.C. 20530

REGINA R. BELT
Environmental Enforcement Section
Environment & Natural Resources Division
United States Department of Justice
645 G Street
Anchorage, Alaska 99501
(907) 278-8012



UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EXXON CORPORATION, EXXON SHIPPING
COMPANY, and EXXON PIPELINE COMPANY,
et al., in personam, and the T/V
EXXON VALDEZ, in rem,

Defendants.

No. A91-082 Civil

JOINT APPLICATION FOR
THIRD DISBURSEMENT FROM
SETTLEMENT ACCOUNT

The State of Alaska and the United States (the "governments") jointly apply for disbursement of \$21,067,739.83 from the EXXON VALDEZ Oil Spill Settlement Account. The governments' natural resource trustee agencies will use these funds for purposes consistent with the Memorandum of Agreement and Consent Decree entered by this Court in United States v. State of Alaska, No. A91-081 Civ. (D. Alaska) on August 28, 1991 ("MOA"), over the seven-month period from March 1, 1993 through September

30, 1993.

On August 28, 1991 the State of Alaska and the United States settled their claims against the Exxon Corporation, Exxon Shipping Company, Exxon Pipeline Company, and the T/V EXXON VALDEZ arising from the EXXON VALDEZ oil spill. All funds resulting from these settlements were subsequently ordered by this Court to be placed in an interest-bearing account in the Court Registry Investment System ("Registry") administered through the United States District Court for the Southern District of Texas. In addition, by order of this Court, an account entitled "EXXON VALDEZ Oil Spill Settlement Account" (the "Account") was established in the Registry specifically for the Exxon settlement proceeds. The Court further ordered that disbursements from the Registry of this Court be made upon joint application of counsel for the United States and the State of Alaska, consistent with the provisions of the MOA.

The governments now seek a disbursement from the Account to fund programs described in the 1993 Work Plan.¹ Specifically, the Trustee Council has unanimously agreed to authorize the expenditure of \$7.5 million towards the purchase of certain lands within Kachemak Bay State Park. In addition, it has unanimously

¹ On June 18, 1992, after the governments filed their first application, this Court issued an order releasing funds from the Account for expenditures incurred during the period from March 1, 1992 through September 30, 1992. The Court issued an additional disbursement order on January 22, 1993 funding restoration work through February 28, 1993, and issued a case status order clarifying its ministerial function with respect to the Account on January 26, 1993.

agreed to authorize other expenditures for various restoration programs. Prompt disbursement of these settlement funds will enable the governments to pursue the land purchases at the appropriate times and will enable the restoration projects and ongoing damage assessment studies to continue.

Appended to this application as Attachment A is the Trustee Council's resolution certifying its unanimous agreement to expend these funds, as well as a list specifying the amounts sought for disbursement to each of the trustee agencies and the proposed use for those monies.²

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² For the Court's information, the governments have appended an update of the Trustee Council's activities since January 19, 1993, when they filed their Joint Application for Second Disbursement from Settlement Account ("Second Application"). See Attachment B hereto. (A complete summary of the Council's activities since approval of the settlement was appended to our Second Application as Attachment B.) Attachment C contains proposed instructions for payment of the monies sought in this application.

RESPECTFULLY SUBMITTED this 21st day of June, 1993 at
Anchorage, Alaska.

MYLES E. FLINT
Acting Assistant Attorney General
Environment & Natural Resources Division
WILLIAM D. BRIGHTON
Assistant Chief
Environmental Enforcement Section
United States Department of Justice
Washington, D.C. 20530

for Michael Carter
REGINA R. BELT
Environmental Enforcement Section
Environment & Natural Resources Division
United States Department of Justice
645 G Street
Anchorage, Alaska 99501
(907) 278-8012

ATTORNEYS FOR THE UNITED STATES OF AMERICA

CHARLES E. COLE
ATTORNEY GENERAL

Nancy B. Meade for
CRAIG J. GILLERY
Assistant Attorney General
State of Alaska
Department of Law
1031 West Fourth Avenue Suite 200
Anchorage, Alaska 99501-1994
(907) 269-5274

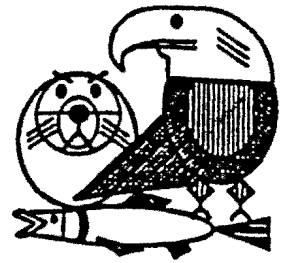
ATTORNEYS FOR THE STATE OF ALASKA

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

Phone: (907) 278-8012 Fax: (907) 276-7178



RESOLUTION OF THE EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL

We, the undersigned, duly authorized members of the Exxon Valdez Oil Spill Trustee Council do hereby certify that, in accordance with the Memorandum of Agreement and Consent Decree entered as settlement of United States of America v. State of Alaska, No. A91-081 Civil, U.S. District Court for the District of Alaska, and after public meetings and the opportunity for, and consideration of, any written comments from the public, unanimous agreement has been reached to expend funds received in settlement of United States of America v. Exxon Corporation, et al., No. A91-082 Civil, U.S. District Court for the District of Alaska, and State of Alaska v. Exxon Corporation, et al., No. A91-083 Civil, U.S. District Court for the District of Alaska, for necessary natural resource damage assessment, restoration activities and administration for the 1993 Work Plan from March 1, 1993 to September 30, 1993. The total approved budget, appended hereto, is \$21,106,400.00.

ACE 10982758

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior


The moneys are to be distributed according to the following schedule:

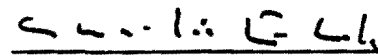
Alaska Department of Fish & Game	\$4,805,400.00
Alaska Department of Natural Resources	8,810,000.00
Alaska Department of Environmental Conservation	<u>1,455,500.00</u>
 SUBTOTAL TO STATE OF ALASKA	 \$15,070,900.00
 U.S. Department of Agriculture, Forest Service	 \$2,404,600.00
U.S. Department of the Interior	1,576,100.00
National Oceanic & Atmospheric Administration	<u>2,054,800.00</u>
 SUBTOTAL TO UNITED STATES OF AMERICA	 \$6,035,500.00
 TOTAL APPROVED BUDGET	 \$21,106,400.00


In accordance with the Financial Operating Procedures adopted by the Trustee Council, the amount of funds requested from the Joint Trust Fund is to be reduced by the amount of interest previously earned from settlement funds held by the Federal and State governments and any unobligated fund balances from previously approved budgets. Since the last disbursement from the Joint Trust Fund, the United States and the State of Alaska earned interest in the amounts of \$3,648.00 and \$35,012.17, respectively. Accordingly, the amount to be withdrawn from the fund should be reduced by \$38,660.17. Due to the closing of the previous fiscal period on February 28, 1993, precise balances for any unobligated funds are not presently available to the Council. All such unobligated balances will be used to reduce the amount of subsequent withdrawals from the Joint Trust Fund.

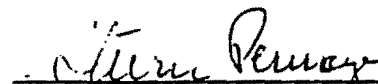
By unanimous consent, we hereby request the Attorney General of the State of Alaska and the Assistant Attorney General of the Environmental and Natural Resources Division of the United States Department of Justice to petition the United States District

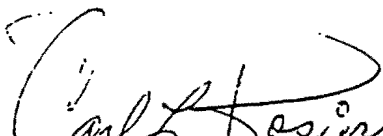
Court for the District of Alaska for withdrawal of the sum of \$21,067,739.83 from the Court Registry account established as a result of the governments' settlement with the Exxon companies. Of this amount \$6,031,852.00 shall go to the United States of America and \$15,035,887.83 shall go to the State of Alaska.


 Dated 6/2/93
MICHAEL A. BARTON
Regional Forester
Alaska Region
USDA Forest Service

 Dated 6.2.93
CHARLES E. COLE
Attorney General
State of Alaska

 Dated 6-14-93
PAUL D. GATES
Regional Environmental Officer
for Alaska
U.S. Department of the Interior

 Dated 6/2/93
STEVEN PENNOYER
Director, Alaska Region
National Marine Fisheries
Service

 Dated 6/2/93
CARL L. ROSIER
Commissioner
Alaska Department of Fish &
Game

 Dated 6/2/93
JOHN A. SANDOR
Commissioner
Alaska Department of
Environmental Conservation

EXXON VALDEZ OIL SPILL RESTORATION 1993 BUDGET
PROJECTS APPROVED BY THE TRUSTEE COUNCIL
FIRST FY 1993 COURT REQUEST

Agency (Co-op Agency)	Project Number	Project Title	1-Mar-93 30-Sep-93
ADEC/(ADNR/DOI/ ADF&G/USFS/ NOAA)	93038	Shoreline Assessment	\$466.7
ADEC/(ADF&G/ NOAA)	93047	Subtidal Monitoring	\$69.6
ADEC/(ADNR/ USFS)	93064	Imminent Threat Habitat Protection	\$100.0
ADEC	93AD	Administrative Director's Office	\$245.3
ADEC	93FC	Financial Committee	\$15.6
ADEC	93RT	Restoration Team Support	\$558.3
		Subtotal	\$1,455.5
ADF&G	93002	Sockeye Salmon Overescapement	\$714.6
ADF&G/(NOAA)	93003	Salmon Egg to Pre-emergent Fry Survival	\$343.3
ADF&G	93012	Genetic Stock Identification of Kenai River Sockeye Salmon	\$300.6
ADF&G	93015	Kenai River Sockeye Salmon Restoration	\$512.6
ADF&G	93016	Chenega Bay Chinook & Silver Salmon - NEPA Compliance	\$10.7
ADF&G/(NOAA)	93017	Subsistence Food Safety Survey & Testing	\$212.6
ADF&G/(USFS)	93024	Restoration of Coghill Lake Sockeye Salmon Stock	\$166.6
ADF&G	93033	Harlequin Duck Restoration	\$300.0
ADF&G/(ADEC/DOI ADNR/USFS/NOAA)	93038	Shoreline Assessment	\$11.5
ADF&G	93039	Herring Bay Experimental & Monitoring	\$507.5
ADF&G	93046	Habitat Use, Behavior, & Monitoring of Harbor Seals in PWS	\$230.5
ADF&G/(NOAA/ ADEC)	93047	Subtidal Monitoring	\$387.2

11-Sep-92

Amounts shown are in thousands of dollars

1993

page 1 of 4

**FORM 1B
AGENCY
SUMMARY**

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EXXON VALDEZ OIL SPILL RESTORATION 1993 BUDGET
PROJECTS APPROVED BY THE TRUSTEE COUNCIL
FIRST FY 1993 COURT REQUEST

Agency (Co-op Agency)	Project Number	Project Title	1-Mar-93 30-Sep-93
ADF&G/(USFS/ DOI-FWS)	93051	Habitat Protection: Stream Habitat Assessment	\$335.7
ADF&G/(USFS)	93063	Anadromous Stream Surveys	\$59.4
ADF&G	93067	Pink Salmon Coded Wire Tag Recovery	\$220.0
ADF&G	93068	Non-Pink Salmon Coded Wire Tag Recovery	\$126.4
ADF&G	93FC	Financial Committee	\$14.7
ADF&G	93RT	Restoration Team Support	\$351.5
		Subtotal	\$4,805.4
ADNR/(USFS/ DOI-FWS/DOI-NPS)	93006	Site Specific Archaeological Restoration	\$87.2
ADNR/(ADEC/ADF&G/ DOI/NOAA/USFS)	93038	Shoreline Assessment	\$11.5
ADNR	93057	Damage Assessment GIS	\$67.5
ADNR	93062	Restoration GIS	\$123.3
ADNR/(USFS/ ADEC)	93064	Imminent Threat Habitat Protection	\$7,600.0
ADNR/(USFS)	93065	Prince William Sound Recreation	\$29.3
ADNR	93AD	Administrative Director's Office	\$576.4
ADNR	93FC	Finance Committee	\$15.0
ADNR	93RT	Restoration Team Support	\$299.8
		Subtotal	\$8,810.0

11-Sep-92

Amounts shown are in thousands of dollar

1993

page 2 of 4

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**FORM 1B
AGENCY
SUMMARY**

ACE 10982762

**EXXON VALDEZ OIL SPILL RESTORATION 1993 BUDGET
PROJECTS APPROVED BY THE TRUSTEE COUNCIL
FIRST FY 1993 COURT REQUEST**

ACE 10982763

Agency (Co-op Agency)	Project Number	Project Title	1-Mar-93 30-Sep-93
DOI/(ADEC/ADF&G/ ADNR/USFS/NOAA)	93038	Shoreline Assessment	\$11.5
DOI	93AD	Administrative Director's Office	\$73.1
DOI	93FC	Financial Committee	\$14.1
DOI	93RT	Restoration Team Support	\$185.6
DOI-FWS/(USFS/ DOI-NPS/ADNR)	93006	Site Specific Archaeological Restoration	\$34.4
DOI-FWS	93022	Monitor Murre Colony Recovery	\$177.2
DOI-FWS	93034	Pigeon Guillemot Recovery	\$165.8
DOI-FWS	93035	Black Oystercatchers/Oiled Mussel Beds	\$107.9
DOI-FWS	93043	Sea Otter Demographics & Habitat	\$291.9
DOI-FWS/(USFS/ ADF&G)	93051	Habitat Study-Marbled Murrelets	\$301.4
DOI-NPS/(USFS/ DOI-FWS/ADNR)	93006	Site Specific Archaeological Restoration	\$111.2
DOI-NPS/(NOAA/ ADF&G)	93036	Oiled Mussel Beds	\$102.0
		Subtotal	\$1,576.1
NOAA/(ADF&G)	93003	Salmon Egg to Fry Survival	\$342.7
NOAA/(ADF&G)	93017	Subsistence Restoration	\$94.5
NOAA/(ADF&G/ DOI-NPS)	93036	Oiled Mussel Beds	\$302.8
NOAA/(ADEC/ADNR/ ADF&G/DOI/USFS)	93038	Shoreline Assessment	\$26.5

11-Sep-92

Amounts shown are in thousands of dollars.

1993

page 3 of 4

**FORM 1B
AGENCY
SUMMARY**

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EXXON VALDEZ OIL SPILL RESTORATION 1993 BUDGET
PROJECTS APPROVED BY THE TRUSTEE COUNCIL
FIRST FY 1993 COURT REQUEST

Agency (Co-op Agency)	Project Number	Project Title	1-Mar-93 30-Sep-93
NOAA	93041	Comprehensive Monitoring	\$237.9
NOAA	93042	Killer Whale Recovery	\$127.1
NOAA/(ADEC/ ADF&G)	93047	Subtidal Monitoring	\$544.0
NOAA	93053	Hydrocarbon Database	\$105.5
NOAA	93FC	Financial Committee	\$19.4
NOAA	93RT	Restoration Team Support	\$254.4
		Subtotal	\$2,054.8
USFS/(DOI-NPS/ DOI-FWS/ADNR)	93006	Site Specific Archaeological Restoration	\$27.3
USFS/(ADF&G)	93024	Restoration of Coghill Lake Sockeye Salmon Stock	\$25.3
USFS/(ADEC/ADNR/ ADF&G/NOAA/DOI)	93038	Shoreline Assessment	\$11.5
USFS/(DOI-FWS/ ADF&G)	93051	Habitat Information for Murrelets & Streams	\$585.2
USFS/(ADNR/ ADEC)	93064	Imminent Threat Habitat Protection	\$200.0
USFS/(ADNR)	93065	Prince William Sound Recreation	\$42.7
USFS	93AD	Administrative Director's Office	\$807.4
USFS	93FC	Financial Committee	\$26.4
USFS	93RT	Restoration Team Support	\$678.8
		Subtotal	\$2,404.6
		TOTAL	\$21,106.4

ACE 10982764

ATTACHMENT A

11-Sep-92

Amounts shown are in thousands of dollars.

1993

page 4 of 4

**FORM 1B
AGENCY
SUMMARY**

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On January 19, 1993, the United States and the State of Alaska filed their Joint Application for Second Disbursement from Settlement Account, which contained a detailed summary of the Trustee Council's post-settlement activities. Since that time, the Trustee Council has convened in Anchorage for six meetings: January 19 and 20, 1993, February 16, 1993, March 10, 1993, March 29, 1993, and June 1 and 2, 1993. —

At the January meeting, the Council unanimously agreed to expend \$7.5 million towards the purchase of certain lands within Kachemak Bay State Park, and unanimously agreed to fund various other habitat acquisition and restoration projects. At the February meeting, the Council undertook a significant phase of the habitat acquisition process by agreeing to send a letter to landowners in areas affected by the oil spill inviting those landowners to open acquisition discussions. In addition, the Council approved several more restoration projects and continued its work on the 1993 Work Plan. On March 10, 1993 the Trustee Council approved additional 1993 work plan projects including funding construction of the Kodiak Archaeological Museum, a project receiving strong public and Public Advisory Group support. The Trustee Council also authorized staff to begin habitat acquisition negotiations for a number of parcels with high restoration potential. At the March 29, 1993 meeting, the Trustees continued their review and analysis of proposed restoration projects.

Beginning on April 6, 1993, the Trustee Council distributed 28,000 copies of a ten-page summary of the Draft Restoration Plan. It then held public meetings on the Plan in twenty-two communities named below between April 12 and May 5, 1993:

Anchorage
Akhiook
Chenega Bay
Chignik Lagoon
Chignik Lake
Cordova
Fairbanks
Homer
Juneau
Karluk
Kodiak
Kodiak
Larsen Bay
Nanwalek
Old Harbor
Ouzinkie
Port Graham
Port Lions
Seldovia
Seward
Tatitlek
Valdez
Whittier

At its May meeting, the Trustee Council negotiated an agreement to acquire approximately 42,000 acres of habitat at Seal Bay and Tonki Cape on Afognak Island. At its more recent meeting, the Trustees reviewed draft restoration plan options and reviewed the 1994 work plan. The Trustee Council also increased the funding for the salmon coded wire tag recovery programs for 1993.

Payment to the United States

1. Payment should be in the amount of \$6,031,852.00.
2. The check should be made payable to the Department of the Interior and must contain the reference: "Exxon Valdez Oil Spill Settlement Funds from Federal/State of Alaska Joint Fund".
3. A representative of the United States Department of Justice will obtain the check at the Clerk's office.

Payment to the State of Alaska

1. Payment should be in the amount of \$15,035,887.83.
2. The check should be made payable to the State of Alaska.
3. A representative of the Department of Law for the State of Alaska will obtain the check at the Clerk's office.

FILED

JUN 21 1993

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA
By _____ Dep

MYLES E. FLINT
Acting Assistant Attorney General
WILLIAM D. BRIGHTON
Assistant Section Chief
Environmental Enforcement Section
Environment & Natural Resources Division
United States Department of Justice
Washington, D.C. 20530

REGINA R. BELT
Environmental Enforcement Section
Environment & Natural Resources Division
United States Department of Justice
645 G Street
Anchorage, Alaska 99501
(907) 278-8012

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EXXON CORPORATION, EXXON SHIPPING
COMPANY, and EXXON PIPELINE COMPANY,
et al., in personam, and the T/V
EXXON VALDEZ, in rem,

Defendants.

No. A91-082 Civil

NOTICE OF THIRD
WITHDRAWAL FROM
SETTLEMENT ACCOUNT

Pursuant to this Court's Order of December 6, 1991, the State of Alaska and the United States hereby give notice of a proposed withdrawal in the amount of \$21,067,739.83 from the EXXON VALDEZ Oil Spill Settlement Account established in the Court Registry Investment System administered through the United States District Court for the Southern District of Texas. Of this \$21,067,739.83, the United States seeks a distribution in the

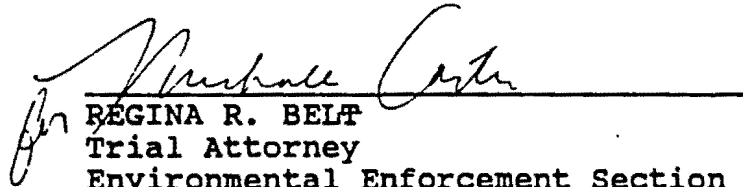
NOTICE OF THIRD WITHDRAWAL
FROM SETTLEMENT ACCOUNT - 1

ACE 10982768

amount of \$6,031,852.00.

RESPECTFULLY SUBMITTED this 21st day of June, 1993 at
Anchorage, Alaska.

MYLES E. FLINT
Acting Assistant Attorney General
Environment & Natural Resources Division
WILLIAM D. BRIGHTON
Assistant Section Chief
Environmental Enforcement Section
United States Department of Justice
Washington, D.C. 20530


REGINA R. BELT
Trial Attorney
Environmental Enforcement Section
Environment & Natural Resources Division
United States Department of Justice
645 G Street
Anchorage, Alaska 99501
(907) 278-8012

ATTORNEYS FOR THE UNITED STATES OF AMERICA

MYLES E. FLINT
Acting Assistant Attorney General
WILLIAM D. BRIGHTON
Assistant Section Chief
Environmental Enforcement Section
Environment & Natural Resources Division
United States Department of Justice
Washington, D.C. 20530

REGINA R. BELT
Environmental Enforcement Section
Environment & Natural Resources Division
645 G Street
Anchorage, Alaska 99501
(907) 278-8012

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EXXON CORPORATION, EXXON SHIPPING
COMPANY, and EXXON PIPELINE COMPANY,
et al., in personam, and the T/V
EXXON VALDEZ, in rem,

Defendants.

No. A91-082 Civil

CERTIFICATE OF SERVICE

I, CHERRI WOMAC, hereby certify that I have served a true copy of the foregoing NOTICE OF THIRD WITHDRAWAL FROM SETTLEMENT ACCOUNT, JOINT APPLICATION FOR THIRD DISBURSEMENT FROM SETTLEMENT ACCOUNT, and proposed ORDER RE THIRD DISBURSEMENT FROM SETTLEMENT ACCOUNT on the following persons this 21st day of June, 1993 by deposit of same in United States first class mail, postage prepaid except as noted below:

Craig Tillery
Assistant Attorney General
State of Alaska
1031 West Fourth Avenue Suite 200
Anchorage, Alaska 99501-1994

James F. Neal, Esq.
Neal & Harwell
2000 One Nashville Place
150 Fourth Avenue North
Nashville, Tennessee 37219

Robert C. Bundy, Esq.
Bogle & Gates
1031 West 4th Avenue, Suite 600
Anchorage, Alaska 99501

Patrick Lynch, Esq.
O'Melveny & Meyers
400 South Hope Street
Los Angeles, California 90071

John F. Clough III, Esq.
Clough & Associates
431 North Franklin St., Suite 202
Juneau, Alaska 99801

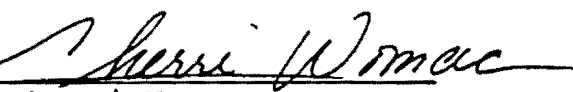
In addition, I have served by telefax transmission a copy of
the NOTICE OF THIRD WITHDRAWAL FROM SETTLEMENT ACCOUNT on:

Kathleen Riska, Financial Deputy (by telefax transmission)
Office of the Clerk
United States District Court
Southern District of Texas
FAX: (713) 250-5350

and hand-delivered a copy of said NOTICE OF THIRD WITHDRAWAL FROM
SETTLEMENT ACCOUNT on:

Clerk of the Court
United States District Court
District of Alaska
222 West Seventh Avenue
Anchorage, Alaska 99513

Date: June 21, 1993


Cherri Womac
Paralegal
CACI, Inc.
645 G Street
Anchorage, Alaska 99501
(907) 278-8012

JUN 21 1993

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EXXON CORPORATION, EXXON SHIPPING
COMPANY, and EXXON PIPELINE COMPANY,
et al., in personam, and the T/V
EXXON VALDEZ, in rem,

Defendants.

No. A91-082 Civil

ORDER RE THIRD
DISBURSEMENT FROM
SETTLEMENT ACCOUNT

Pursuant to Rule 67 of the Federal Rules of Civil Procedure, 28 U.S.C. § 2042, and Local Rule 27(B), and in accordance with the terms of the Agreement and Consent Decree between the United States, the State of Alaska, and defendants Exxon Corporation and Exxon Shipping Company (collectively referred to, together with the T/V EXXON VALDEZ, as "Exxon"), and Exxon Pipeline Company, entered by this Court on October 8, 1991, and the terms of the Memorandum of Agreement and Consent Decree between the

State of Alaska and the United States in Civil Action No. A91-081 CIV, entered by this Court on August 28, 1991,

IT IS HEREBY ORDERED that the amount of \$6,031,852.00 shall be disbursed to the United States from the EXXON VALDEZ Oil Spill Settlement Account ("Account") established in the Court Registry Investment System administered through the United States District Court for the Southern District of Texas; and

IT IS ORDERED that the payee, United States Department of the Interior, is different than the depositor of the funds, Exxon; and

IT IS ORDERED that the disbursement shall be paid from the principal deposited into the Account and that no one is entitled to the accumulated interest at this time, which interest shall therefore remain in the Account; and

IT IS ORDERED that the disbursed funds shall be used for the purposes described in the Joint Application For Third Disbursement From Settlement Account and Attachment A thereto.

DATED: _____, 1993

Honorable H. Russel Holland
Chief Judge
United States District Court
District of Alaska

FILED

JUN 21 1993

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKARECEIVED
JUL 6 1993EXAG...
TRUSTEE RECORD
ADMINISTRATIVE RECORDUNITED STATES DISTRICT COURT
DISTRICT OF ALASKACHARLES E. COLE
ATTORNEY GENERALCRAIG J. TILLERY
Assistant Attorney General
State of Alaska
Department of Law
1031 West Fourth Avenue, Suite 200
Anchorage, Alaska 99501-1994
(907) 269-5274

STATE OF ALASKA,

Plaintiff,

v.

EXXON CORPORATION, and EXXON
SHIPPING COMPANY,

Defendants.

No. A91-083 Civil

JOINT APPLICATION FOR
THIRD DISBURSEMENT FROM
SETTLEMENT ACCOUNT

The State of Alaska and the United States (the "governments") jointly apply for disbursement of \$21,067,739.83 from the EXXON VALDEZ Oil Spill Settlement Account. The governments' natural resource trustee agencies will use these funds for purposes consistent with the Memorandum of Agreement and Consent Decree entered by this Court in United States v. State of Alaska, No. A91-081 Civ. (D. Alaska) on August 28, 1991 ("MOA"), over the seven month period from March 1, 1993 through September 30, 1993.

On August 28, 1991 the State of Alaska and the United States settled their claims against the Exxon Corporation, Exxon Shipping Company, Exxon Pipeline Company, and the T/V EXXON VALDEZ arising from the EXXON VALDEZ oil spill. All funds resulting from these settlements were subsequently ordered by this Court to be placed in an interest-bearing account in the Court Registry Investment System ("Registry") administered through the United States District Court for the Southern District of Texas. In addition, by order of this Court, an account entitled "EXXON VALDEZ Oil Spill Settlement Account" (the "Account") was established in the Registry specifically for the Exxon settlement proceeds. The Court further ordered that disbursements from the Registry of this Court be made upon joint application of counsel for the United States and the State of Alaska, consistent with the provisions of the MOA.

The governments now seek a disbursement from the Account to fund programs described in the 1993 Work Plan. Specifically, the Trustee Council has unanimously agreed to authorize the expenditure of \$7.5 million towards the purchase of certain lands within Kachemak Bay State Park. In addition, it has unanimously agreed to authorize other expenditures for various restoration

On June 18, 1992, after the governments filed their first application, this Court issued an order releasing funds from the Account for expenditures incurred during the period from March 1, 1992 through September 30, 1992. The Court issued an additional disbursement order on January 22, 1993 funding restoration work through February 28, 1993, and issued a case status order clarifying its ministerial function with respect to the Account on January 26, 1993.

1 programs. Prompt disbursement of these settlement funds will
2 enable the governments to pursue the land purchases at the
3 appropriate times and will enable the restoration projects and
4 ongoing damage assessment studies to continue.

5 Appended to this application as Attachment A is the
6 Trustee Council's resolution certifying its unanimous agreement to
7 expend these funds, as well as a list specifying the amounts sought
8 for disbursement to each of the trustee agencies and the proposed
9 use for those monies.'

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23 For the Court's information, the governments have appended an
24 update of the Trustee Council's activities since January 19, 1993,
25 when they filed the Joint Application for Second Disbursement from
26 Settlement Account ("Second Application"). See Attachment B
hereto. (A complete summary of the Council's activities since
approval of the settlement was appended to our Second Application
as Attachment B.) Attachment C contains proposed instructions for
payment of the monies sought in this application.

1
2 RESPECTFULLY SUBMITTED this 21st day of June, 1993
3 at Anchorage, Alaska.

4 FOR THE STATE OF ALASKA

5 CHARLES E. COLE
6 ATTORNEY GENERAL

7 By: *Craig J. Tillery*

8 CRAIG J. TILLERY
9 Assistant Attorney General
10 State of Alaska
11 Department of Law
12 1031 West Fourth Avenue
13 Suite 200
14 Anchorage, Alaska 99501-1994
15 (907) 269-5274

16 ATTORNEYS FOR THE STATE OF ALASKA

17 FOR THE UNITED STATES OF AMERICA

18 MYLES E. FLINT
19 ACTING ASSISTANT ATTORNEY GENERAL
20 U. S. Department of Justice
21 Environment and Natural Resources
22 Division

23 By: *Regina R. Belt*

24 Regina R. Belt, Trial Attorney
25 U.S. Department of Justice
26 Environment and Natural Resources
Division
Simpson Building
645 G Street
Anchorage, Alaska 99501
(907) 278-8012

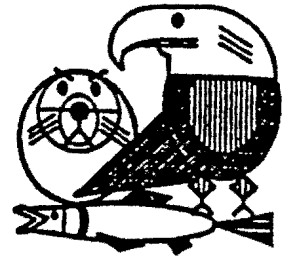
DEPARTMENT OF LAW
OFFICE OF THE ATTORNEY GENERAL
ANCHORAGE BRANCH
1031 W. FOURTH AVENUE, SUITE 200
ANCHORAGE, ALASKA 99501
PHONE: (907) 269-5100

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

Phone: (907) 278-8012 Fax: (907) 276-7178



RESOLUTION OF THE EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL

We, the undersigned, duly authorized members of the Exxon Valdez Oil Spill Trustee Council do hereby certify that, in accordance with the Memorandum of Agreement and Consent Decree entered as settlement of United States of America v. State of Alaska, No. A91-081 Civil, U.S. District Court for the District of Alaska, and after public meetings and the opportunity for, and consideration of, any written comments from the public, unanimous agreement has been reached to expend funds received in settlement of United States of America v. Exxon Corporation, et al., No. A91-082 Civil, U.S. District Court for the District of Alaska, and State of Alaska v. Exxon Corporation, et al., No. A91-083 Civil, U.S. District Court for the District of Alaska, for necessary natural resource damage assessment, restoration activities and administration for the 1993 Work Plan from March 1, 1993 to September 30, 1993. The total approved budget, appended hereto, is \$21,106,400.00.

ACE 10982778

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

The moneys are to be distributed according to the following schedule:

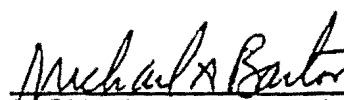
Alaska Department of Fish & Game	\$4,805,400.00
Alaska Department of Natural Resources	8,810,000.00
Alaska Department of Environmental Conservation	<u>1,455,500.00</u>
 SUBTOTAL TO STATE OF ALASKA	 \$15,070,900.00
 U.S. Department of Agriculture, Forest Service	 \$2,404,600.00
U.S. Department of the Interior	1,576,100.00
National Oceanic & Atmospheric Administration	<u>2,054,800.00</u>
 SUBTOTAL TO UNITED STATES OF AMERICA	 \$6,035,500.00
 TOTAL APPROVED BUDGET	 \$21,106,400.00

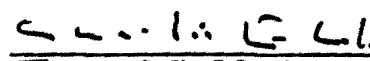
In accordance with the Financial Operating Procedures adopted by the Trustee Council, the amount of funds requested from the Joint Trust Fund is to be reduced by the amount of interest previously earned from settlement funds held by the Federal and State governments and any unobligated fund balances from previously approved budgets. Since the last disbursement from the Joint Trust Fund, the United States and the State of Alaska earned interest in the amounts of \$3,648.00 and \$35,012.17, respectively. Accordingly, the amount to be withdrawn from the fund should be reduced by \$38,660.17. Due to the closing of the previous fiscal period on February 28, 1993, precise balances for any unobligated funds are not presently available to the Council. All such unobligated balances will be used to reduce the amount of subsequent withdrawals from the Joint Trust Fund.

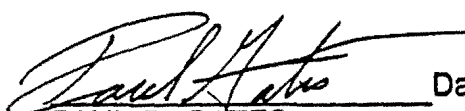
By unanimous consent, we hereby request the Attorney General of the State of Alaska and the Assistant Attorney General of the Environmental and Natural Resources Division of the United States Department of Justice to petition the United States District

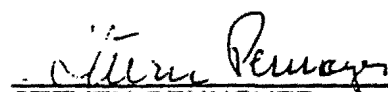
ACE 10982779

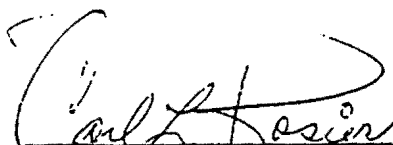
Court for the District of Alaska for withdrawal of the sum of \$21,067,739.83 from the Court Registry account established as a result of the governments' settlement with the Exxon companies. Of this amount \$6,031,852.00 shall go to the United States of America and \$15,035,887.83 shall go to the State of Alaska.


 Dated 6/2/93
MICHAEL A. BARTON
Regional Forester
Alaska Region
USDA Forest Service

 Dated 6.2.93
CHARLES E. COLE
Attorney General
State of Alaska

 Dated 6-14-93
PAUL D. GATES
Regional Environmental Officer
for Alaska
U.S. Department of the Interior

 Dated 6/2/93
STEVEN PENNOYER
Director, Alaska Region
National Marine Fisheries
Service

 Dated 6/2/93
CARL L. ROSIER
Commissioner
Alaska Department of Fish &
Game

 Dated 6/2/93
JOHN A. SANDOR
Commissioner
Alaska Department of
Environmental Conservation

LAXON VALDEZ OIL SPILL RESTORATION 1993 BUDGET
PROJECTS APPROVED BY THE TRUSTEE COUNCIL
FIRST FY 1993 COURT REQUEST

Agency (Co-op Agency)	Project Number	Project Title	1-Mar-93 30-Sep-93	
ADEC/(ADNR/DOI/ ADF&G/USFS/ NOAA)	93038	Shoreline Assessment	\$466.7	ACF 10982781
ADEC/(ADF&G/ NOAA)	93047	Subtidal Monitoring	\$69.6	
ADEC/(ADNR/ USFS)	93064	Imminent Threat Habitat Protection	\$100.0	
ADEC	93AD	Administrative Director's Office	\$245.3	
ADEC	93FC	Financial Committee	\$15.6	
ADEC	93RT	Restoration Team Support	\$558.3	
		Subtotal	\$1,455.5	
ADF&G	93002	Sockeye Salmon Overescapement	\$714.6	
ADF&G/(NOAA)	93003	Salmon Egg to Pre-emergent Fry Survival	\$343.3	
ADF&G	93012	Genetic Stock Identification of Kenai River Sockeye Salmon	\$300.6	
ADF&G	93015	Kenai River Sockeye Salmon Restoration	\$512.6	
ADF&G	93016	Chenega Bay Chinook & Silver Salmon - NEPA Compliance	\$10.7	
ADF&G/(NOAA)	93017	Subsistence Food Safety Survey & Testing	\$212.6	
ADF&G/(USFS)	93024	Restoration of Coghill Lake Sockeye Salmon Stock	\$166.6	
ADF&G	93033	Harlequin Duck Restoration	\$300.0	
ADF&G/(ADEC/DOI ADNR/USFS/NOAA)	93038	Shoreline Assessment	\$11.5	
ADF&G	93039	Herring Bay Experimental & Monitoring	\$507.5	
ADF&G	93046	Habitat Use, Behavior, & Monitoring of Harbor Seals in PWS	\$230.5	
ADF&G/(NOAA/ ADEC)	93047	Subtidal Monitoring	\$387.2	

11-Sep-92

Amounts shown are in thousands of dollars

1993

page 1 of 4

**FORM 1B
AGENCY
SUMMARY**

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RESTORATION 1993 BUDGET
PROJECTS APPROVED BY THE TRUSTEE COUNCIL
FIRST FY 1993 COURT REQUEST

Agency (Co-op Agency)	Project Number	Project Title	1-Mar-93 30-Sep-93
ADF&G/(USFS/ DOI-FWS)	93051	Habitat Protection: Stream Habitat Assessment	\$335.7
ADF&G/(USFS)	93063	Anadromous Stream Surveys	\$59.4
ADF&G	93067	Pink Salmon Coded Wire Tag Recovery	\$220.0
ADF&G	93068	Non-Pink Salmon Coded Wire Tag Recovery	\$126.4
ADF&G	93FC	Financial Committee	\$14.7
ADF&G	93RT	Restoration Team Support	\$351.5
		Subtotal	\$4,805.4
ADNR/(USFS/ DOI-FWS/DOI-NPS)	93006	Site Specific Archaeological Restoration	\$87.2
ADNR/(ADEC/ADF&G/ DOI/NOAA/USFS)	93038	Shoreline Assessment	\$11.5
ADNR	93057	Damage Assessment GIS	\$67.5
ADNR	93062	Restoration GIS	\$123.3
ADNR/(USFS/ ADEC)	93064	Imminent Threat Habitat Protection	\$7,600.0
ADNR/(USFS)	93065	Prince William Sound Recreation	\$29.3
ADNR	93AD	Administrative Director's Office	\$576.4
ADNR	93FC	Finance Committee	\$15.0
ADNR	93RT	Restoration Team Support	\$299.8
		Subtotal	\$8,810.0

11-Sep-92

Amounts shown are in thousands of dollar

1993

page 2 of 4

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**FORM 1B
AGENCY
SUMMARY**

ACE 10982782

EXXON VALDEZ OIL SPILL RESTORATION 1993 BUDGET
PROJECTS APPROVED BY THE TRUSTEE COUNCIL
FIRST FY 1993 COURT REQUEST

Agency (Co-op Agency)	Project Number	Project Title	1-Mar-93 30-Sep-93
DOI/(ADEC/ADF&G/ ADNR/USFS/NOAA)	93038	Shoreline Assessment	\$11.5
DOI	93AD	Administrative Director's Office	\$73.1
DOI	93FC	Financial Committee	\$14.1
DOI	93RT	Restoration Team Support	\$185.6
DOI-FWS/(USFS/ DOI-NPS/ADNR)	93006	Site Specific Archaeological Restoration	\$34.4
DOI-FWS	93022	Monitor Murre Colony Recovery	\$177.2
DOI-FWS	93034	Pigeon Guillemot Recovery	\$165.8
DOI-FWS	93035	Black Oystercatchers/Oiled Mussel Beds	\$107.9
DOI-FWS	93043	Sea Otter Demographics & Habitat	\$291.9
DOI-FWS/(USFS/ ADF&G)	93051	Habitat Study-Marbled Murrelets	\$301.4
DOI-NPS/(USFS/ DOI-FWS/ADNR)	93006	Site Specific Archaeological Restoration	\$111.2
DOI-NPS/(NOAA/ ADF&G)	93036	Oiled Mussel Beds	\$102.0
		Subtotal	\$1,576.1
NOAA/(ADF&G)	93003	Salmon Egg to Fry Survival	\$342.7
NOAA/(ADF&G)	93017	Subsistence Restoration	\$94.5
NOAA/(ADF&G/ DOI-NPS)	93036	Oiled Mussel Beds	\$302.8
NOAA/(ADEC/ADNR/ ADF&G/DOI/USFS)	93038	Shoreline Assessment	\$26.5

11-Sep-92

Amounts shown are in thousands of dollars

1993

page 3 of 4

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**FORM 1B
AGENCY
SUMMARY**

ACE 10982783

EXXON VALDEZ OIL SPILL RESTORATION 1993 BUDGET
PROJECTS APPROVED BY THE TRUSTEE COUNCIL
FIRST FY 1993 COURT REQUEST

Agency (Co-op Agency)	Project Number	Project Title	1-Mar-93 30-Sep-93
NOAA	93041	Comprehensive Monitoring	\$237.9
NOAA	93042	Killer Whale Recovery	\$127.1
NOAA/(ADEC/ ADF&G)	93047	Subtidal Monitoring	\$544.0
NOAA	93053	Hydrocarbon Database	\$105.5
NOAA	93FC	Financial Committee	\$19.4
NOAA	93RT	Restoration Team Support	\$254.4
		Subtotal	\$2,054.8
USFS/(DOI-NPS/ DOI-FWS/ADNR)	93006	Site Specific Archaeological Restoration	\$27.3
USFS/(ADF&G)	93024	Restoration of Coghill Lake Sockeye Salmon Stock	\$25.3
USFS/(ADEC/ADNR/ ADF&G/NOAA/DOI)	93038	Shoreline Assessment	\$11.5
USFS/(DOI-FWS/ ADF&G)	93051	Habitat Information for Murrelets & Streams	\$585.2
USFS/(ADNR/ ADEC)	93064	Imminent Threat Habitat Protection	\$200.0
USFS/(ADNR)	93065	Prince William Sound Recreation	\$42.7
USFS	93AD	Administrative Director's Office	\$807.4
USFS	93FC	Financial Committee	\$26.4
USFS	93RT	Restoration Team Support	\$678.8
		Subtotal	\$2,404.6
		TOTAL	\$21,106.4

10982784
ACE

ATTACHMENT

11-Sep-92

Amounts shown are in thousands of dollars.

1993

page 4 of 4

FORM 1B
AGENCY
SUMMARY

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ATTACHMENT B

Page 1 of 2

On January 19, 1993, the United States and the State of Alaska filed their Joint Application for Second Disbursement from Settlement Account, which contained a detailed summary of the Trustee Council's post-settlement activities. Since that time, the Trustee Council has convened in Anchorage for six meetings: January 19 and 20, 1993, February 16, 1993, March 10, 1993, March 29, 1993, May 13, 1993, and June 1 and 2, 1993.

At the January meeting, the Council unanimously agreed to expend \$7.5 million towards the purchase of certain lands within Kachemak Bay State Park, and unanimously agreed to fund various other habitat acquisition and restoration projects. At the February meeting, the Council undertook a significant phase of the habitat acquisition process by agreeing to send a letter to landowners in areas affected by the oil spill inviting those landowners to open acquisition discussions. In addition, the Council approved several more restoration projects and continued its work on the 1993 Work Plan. On March 10, 1993 the Trustee Council approved additional 1993 work plan projects including funding construction of the Kodiak Archaeological Museum, a project receiving strong public and Public Advisory Group support. The Trustee Council also authorized staff to begin habitat acquisition negotiations for a number of parcels with high restoration potential. At the March 29, 1993 meeting, the Trustees continued their review and analysis of proposed restoration projects.

Beginning on April 6, 1993, the Trustee Council distributed 28,000 copies of a ten-page summary of the draft Restoration Plan. It then held public meetings on the Plan in twenty-two communities named below between April 12 and May 5, 1993:

Anchorage
Akhiok
Chenega Bay
Chignik Lagoon
Chignik Lake
Cordova
Fairbanks
Homer
Juneau
Karluk
Kodiak
Larsen Bay
Nanwalek
Old Harbor
Ouzinkie
Port Graham
Port Lions
Seldovia
Seward
Tatitlek
Valdez
Whittier

At its May meeting, the Trustee Council negotiated an agreement to acquire approximately 42,000 acres of habitat at Seal Bay and Tonki Cape on Afognak Island. At its most recent meeting, the Trustees reviewed draft restoration plan options and reviewed the 1994 work plan. The Trustee Council also increased the funding for the salmon coded wire tag recovery programs for 1993.

ATTACHMENT C

Page 1 of 1

Payment to the United States

1. Payment should be in the amount of \$6,031,852.00.
2. The check should be made payable to the Department of the Interior and must contain the reference: "Exxon Valdez Oil Spill Settlement Funds from Federal/State of Alaska Joint Fund".
3. A representative of the United States Department of Justice will obtain the check at the Clerk's office.

Payment to the State of Alaska

1. Payment should be in the amount of \$15,035,887.83.
2. The check should be made payable to the State of Alaska.
3. A representative of the Department of Law for the State of Alaska will obtain the check at the Clerk's office.

DEPARTMENT OF LAW
OFFICE OF THE ATTORNEY GENERAL
ANCHORAGE BRANCH
1031 W. FOURTH AVENUE, SUITE 200
ANCHORAGE, ALASKA 99501
PHONE: (907) 269-5100

1 CHARLES E. COLE
2 ATTORNEY GENERAL

3 CRAIG J. TILLERY
4 Assistant Attorney General
5 State of Alaska
6 Department of Law
7 1031 West Fourth Avenue, Suite 200
8 Anchorage, Alaska 99501-1994
9 (907) 269-5274

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

10 STATE OF ALASKA,

11 Plaintiff,

12 v.

13 EXXON CORPORATION, and EXXON
14 SHIPPING COMPANY,

15 Defendants.

No. A91-083 Civil

CERTIFICATE OF SERVICE

16 I, Annette Brown, hereby certify that I have served a
17 true and correct copy of the Joint Application for Third
18 Disbursement from Settlement Account and Order for Third
19 Disbursement from Settlement Account on the following persons this
20 21st day of June, 1993 by placement of the same in United States
21 Postal Service, first class mail, postage prepaid:

22 Regina R. Belt
23 United States Department of Justice
24 645 G Street
25 Anchorage, Alaska 99501

26 James F. Neal, Esq.
Neal & Harwell
2000 One Nashville Place
150 Fourth Avenue North
Nashville, Tennessee 37219

CERTIFICATE OF SERVICE

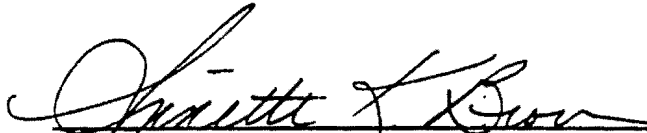
- 1 -

ACE 10982788

1 Robert C. Bundy, Esq.
2 Bogle & Gates
3 1031 West 4th Avenue, Suite 600
4 Anchorage, Alaska 99501

5 Patrick Lynch, Esq.
6 O'Melveny & Meyers
7 400 South Hope Street
8 Los Angeles, California 90071

9 John F. Clough III, Esq.
10 Clough & Associates
11 431 North Franklin St., Suite 202
12 Juneau, Alaska 99801

13 
14 Annette Brown, Legal Secretary I
15 State of Alaska, Department of Law
16
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26

DEPARTMENT OF LAW
OFFICE OF THE ATTORNEY GENERAL
ANCHORAGE BRANCH
1031 W. FOURTH AVENUE, SUITE 200
ANCHORAGE, ALASKA 99501
PHONE: (907) 269-5100

1 CHARLES E. COLE
2 ATTORNEY GENERAL

3 CRAIG J. TILLERY
4 Assistant Attorney General
5 State of Alaska
6 Department of Law
7 1031 West Fourth Avenue , Suite 200
8 Anchorage, Alaska 99501-1994
9 (907) 269-5274

RECEIVED
JUL 6 1993

EXXON VALDEZ OIL SPILL
TRUSTEE COUNCIL
ADMINISTRATIVE RECORD

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

10 STATE OF ALASKA,

11 Plaintiff,

12 v.

13 EXXON CORPORATION, and EXXON
14 SHIPPING COMPANY,

15 Defendants.

No. A91-083 Civil

NOTICE OF PROPOSED
WITHDRAWAL FROM
SETTLEMENT ACCOUNT

16 Pursuant to this Court's Order of December 6, 1991, the
17 State of Alaska and the United States hereby give notice of a
18 proposed withdrawal in the amount of \$21,067,739.83 from the EXXON
19 VALDEZ Oil Spill Settlement Account established in the Court
20 Registry Investment System administered through the United States
21 District Court for the Southern District of Texas. Of this
22 \$21,067,739.83, the State of Alaska seeks payment in the amount of
23 \$15,035,887.83.

24 ////

25 ////

26 NOTICE OF PROPOSED WITHDRAWAL
FROM SETTLEMENT ACCOUNT

DEPARTMENT OF LAW
OFFICE OF THE ATTORNEY GENERAL
ANCHORAGE BRANCH
1031 W. FOURTH AVENUE, SUITE 200
ANCHORAGE, ALASKA 99501
PHONE: (907) 269-5100

DEPARTMENT OF LAW
OFFICE OF THE ATTORNEY GENERAL
ANCHORAGE BRANCH
1031 W. FOURTH AVENUE, SUITE 200
ANCHORAGE, ALASKA 99501
PHONE: (907) 269-5100

1 DATED this 21st day of June, 1993.

2 FOR THE STATE OF ALASKA

3 CHARLES E. COLE
4 ATTORNEY GENERAL

5
6 By: *Craig J. Tillery*
7 CRAIG J. TILLERY
8 Assistant Attorney General
9 State of Alaska
10 Department of Law
11 1031 West Fourth Avenue
12 Suite 200
13 Anchorage, Alaska 99501-1994
14 (907) 269-5274

15 ATTORNEYS FOR THE STATE OF ALASKA
16
17
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19
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21
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26

NOTICE OF PROPOSED WITHDRAWAL
FROM SETTLEMENT ACCOUNT

1 CHARLES E. COLE
2 ATTORNEY GENERAL

3 CRAIG J. TILLERY
4 Assistant Attorney General
5 State of Alaska
6 Department of Law
7 1031 West Fourth Avenue, Suite 200
8 Anchorage, Alaska 99501-1994
9 (907) 269-5274

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

10 STATE OF ALASKA,

11 Plaintiff,

12 v.

13 EXXON CORPORATION, and EXXON
14 SHIPPING COMPANY,

15 Defendants.

No. A91-083 Civil

CERTIFICATE OF SERVICE

16 I, Annette Brown, hereby certify that I have served a
17 true and correct copy of the Notice of Proposed Withdrawal from
18 Settlement Account on the following persons this 21st day of June,
19 1993 by placement of the same in United States Postal Service,
20 first class mail, postage prepaid:
21

22 Regina R. Belt
23 United States Department of Justice
24 645 G Street
25 Anchorage, Alaska 99501

26 James F. Neal, Esq.
Neal & Harwell
2000 One Nashville Place
150 Fourth Avenue North
Nashville, Tennessee 37219

DEPARTMENT OF LAW
OFFICE OF THE ATTORNEY GENERAL
ANCHORAGE BRANCH
1031 W. FOURTH AVENUE, SUITE 200
ANCHORAGE, ALASKA 99501
PHONE: (907) 269-5100

1 Robert C. Bundy, Esq.
2 Bogle & Gates
3 1031 West 4th Avenue, Suite 600
4 Anchorage, Alaska 99501


5 Patrick Lynch, Esq.
6 O'Melveny & Meyers
7 400 South Hope Street
8 Los Angeles, California 90071

9 John F. Clough III, Esq.
10 Clough & Associates
11 431 North Franklin St., Suite 202
12 Juneau, Alaska 99801

13 Phyllis Rhodes
14 Clerk of Court
15 United States District Court
16 District of Alaska
17 222 W. 7th Ave., #4 Room 261
18 Anchorage, AK 99513-7564

19 A copy was sent via facsimile to:

20 Kathleen Riska, Financial Deputy
21 Office of the Clerk
22 United States District Court
23 Southern District of Texas
24 FAX: (713) 250-5812

25 
26 Annette Brown, Legal Secretary I
State of Alaska, Department of Law

RECEIVED

JUL 6 1993

Lodged

JUN 21 1993

EXXON VALDEZ
TRUSTEE COUNCIL
ADMINISTRATIVE RECORD

FILED

JUN 28 1993

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKABy Deputy

UNITED STATES DISTRICT COURT

DISTRICT OF ALASKA

STATE OF ALASKA,

Plaintiff,

v.

EXXON CORPORATION, and EXXON
SHIPPING COMPANY,

Defendants.

No. A91-083 Civil

ORDER FOR THIRD
DISBURSEMENT FROM
SETTLEMENT ACCOUNT

Pursuant to Rule 67 of the Federal Rules of Civil Procedure, 28 U.S.C. § 2042, and Local Rule 27(B), and in accordance with the terms of the Agreement and Consent Decree between the United States, the State of Alaska, and defendants Exxon Corporation and Exxon Shipping Company (collectively referred to, together with the T/V EXXON VALDEZ, as "Exxon"), and Exxon Pipeline Company, entered by this Court on October 8, 1991, and the terms of the Memorandum of Agreement and Consent Decree between the State of Alaska and the United States in Civil Action No. A91-081 CIV, entered by this Court on August 28, 1991,

DEPARTMENT OF LAW
OFFICE OF THE ATTORNEY GENERAL
ANCHORAGE BRANCH
1031 W. FOURTH AVENUE, SUITE 200
ANCHORAGE, ALASKA 99501
PHONE: (907) 269-5100

OK
#75, 896, 788.11
7/21/93

DEPARTMENT OF LAW
OFFICE OF THE ATTORNEY GENERAL
ANCHORAGE BRANCH
1031 W. FOURTH AVENUE, SUITE 200
ANCHORAGE, ALASKA 99501
PHONE: (907) 269-5100

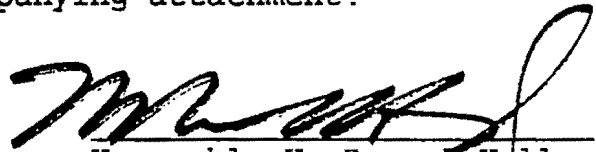
1 IT IS HEREBY ORDERED that the amount of \$15,035,887.83
2 shall be disbursed to the State of Alaska from the EXXON VALDEZ Oil
3 Spill Settlement Account ("Account") established in the Court
4 Registry Investment System administered through the United States
5 District Court for the Southern District of Texas; and

6 IT IS ORDERED that the payee, State of Alaska, is
7 different than the depositor of the funds, Exxon; and

8 IT IS ORDERED that the disbursement shall be paid from
9 the principal deposited into the Account and that no one is
10 entitled to the accumulated interest at this time, which interest
11 shall therefore remain in the Account; and

12 IT IS ORDERED that the disbursed funds shall be used for
13 the purposes described in the Joint Application For Disbursement Of
14 Settlement Funds and its accompanying attachment.

15
16 DATED: June 25, 1993


Honorable H. Russel Holland
Chief Judge
United States District Court
District of Alaska

17
18
19
20
21 cc: Financial deputy
22 C. Cole (AAG-200)
23 D. Serdahely (BOGLE)
24
25
26

ORDER FOR SECOND DISBURSEMENT
FROM SETTLEMENT ACCOUNT

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

Phone: (907) 278-8012 Fax: (907) 276-7178



EXXON VALDEZ OIL SPILL
TRUSTEE COUNCIL

RESOLUTION OF THE EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL

We, the undersigned, duly authorized members of the Exxon Valdez Oil Spill Trustee Council do hereby certify that, in accordance with the Memorandum of Agreement and Consent Decree entered as settlement of United States of America v. State of Alaska, No. A91-081 Civil, U.S. District Court for the District of Alaska, and after public meetings and the opportunity for, and consideration of, any written comments from the public, unanimous agreement has been reached to expend funds received in settlement of United States of America v. Exxon Corporation, et al., No. A91-082 Civil, U.S. District Court for the District of Alaska, and State of Alaska v. Exxon Corporation, et al., No. A91-083 Civil, U.S. District Court for the District of Alaska, for necessary natural resource damage assessment, restoration activities and administration for the 1993 Work Plan from March 1, 1993 to September 30, 1993. The total approved budget, appended hereto, is \$21,106,400.00.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior


The moneys are to be distributed according to the following schedule:

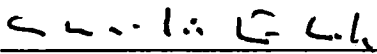
Alaska Department of Fish & Game	\$4,805,400.00
Alaska Department of Natural Resources	8,810,000.00
Alaska Department of Environmental Conservation	<u>1,455,500.00</u>
 SUBTOTAL TO STATE OF ALASKA	 \$15,070,900.00
 U.S. Department of Agriculture, Forest Service	 \$2,404,600.00
U.S. Department of the Interior	1,576,100.00
National Oceanic & Atmospheric Administration	<u>2,054,800.00</u>
 SUBTOTAL TO UNITED STATES OF AMERICA	 \$6,035,500.00
 TOTAL APPROVED BUDGET	 \$21,106,400.00

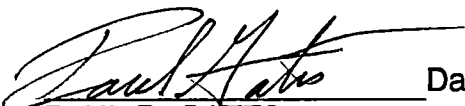
In accordance with the Financial Operating Procedures adopted by the Trustee Council, the amount of funds requested from the Joint Trust Fund is to be reduced by the amount of interest previously earned from settlement funds held by the Federal and State governments and any unobligated fund balances from previously approved budgets. Since the last disbursement from the Joint Trust Fund, the United States and the State of Alaska earned interest in the amounts of \$3,648.00 and \$35,012.17, respectively. Accordingly, the amount to be withdrawn from the fund should be reduced by \$38,660.17. Due to the closing of the previous fiscal period on February 28, 1993, precise balances for any unobligated funds are not presently available to the Council. All such unobligated balances will be used to reduce the amount of subsequent withdrawals from the Joint Trust Fund.

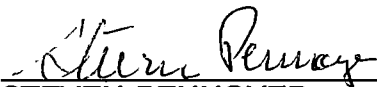
By unanimous consent, we hereby request the Attorney General of the State of Alaska and the Assistant Attorney General of the Environmental and Natural Resources Division of the United States Department of Justice to petition the United States District

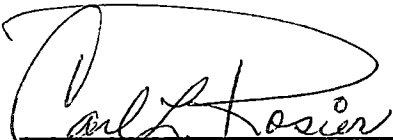
Court for the District of Alaska for withdrawal of the sum of \$21,067,739.83 from the Court Registry account established as a result of the governments' settlement with the Exxon companies. Of this amount \$6,031,852.00 shall go to the United States of America and \$15,035,887.83 shall go to the State of Alaska.


 Dated 6/2/93
MICHAEL A. BARTON
Regional Forester
Alaska Region
USDA Forest Service

 Dated 6.2.93
CHARLES E. COLE
Attorney General
State of Alaska

 Dated 6-14-93
PAUL D. GATES
Regional Environmental Officer
for Alaska
U.S. Department of the Interior

 Dated 6/2/93
STEVEN PENNOYER
Director, Alaska Region
National Marine Fisheries
Service

 Dated 6/2/93
CARL L. ROSIER
Commissioner
Alaska Department of Fish &
Game

 Dated 6/2/93
JOHN A. SANDOR
Commissioner
Alaska Department of
Environmental Conservation

EXXON VALDEZ OIL SPILL RESTORATION 1993 BUDGET
PROJECTS APPROVED BY THE TRUSTEE COUNCIL
FIRST FY 1993 COURT REQUEST

Agency (Co-op Agency)	Project Number	Project Title	1-Mar-93 30-Sep-93
ADEC/(ADNR/DOI/ ADF&G/USFS/ NOAA)	93038	Shoreline Assessment	\$466.7
ADEC/(ADF&G/ NOAA)	93047	Subtidal Monitoring	\$69.6
ADEC/(ADNR/ USFS)	93064	Imminent Threat Habitat Protection	\$100.0
ADEC	93AD	Administrative Director's Office	\$245.3
ADEC	93FC	Financial Committee	\$15.6
ADEC	93RT	Restoration Team Support	\$558.3
		Subtotal	\$1,455.5
ADF&G	93002	Sockeye Salmon Overescapement	\$714.6
ADF&G/(NOAA)	93003	Salmon Egg to Pre-emergent Fry Survival	\$343.3
ADF&G	93012	Genetic Stock Identification of Kenai River Sockeye Salmon	\$300.6
ADF&G	93015	Kenai River Sockeye Salmon Restoration	\$512.6
ADF&G	93016	Chenega Bay Chinook & Silver Salmon - NEPA Compliance	\$10.7
ADF&G/(NOAA)	93017	Subsistence Food Safety Survey & Testing	\$212.6
ADF&G/(USFS)	93024	Restoration of Coghill Lake Sockeye Salmon Stock	\$166.6
ADF&G	93033	Harlequin Duck Restoration	\$300.0
ADF&G/(ADEC/DOI ADNR/USFS/NOAA)	93038	Shoreline Assessment	\$11.5
ADF&G	93039	Herring Bay Experimental & Monitoring	\$507.5
ADF&G	93046	Habitat Use, Behavior, & Monitoring of Harbor Seals in PWS	\$230.5
ADF&G/(NOAA/ ADEC)	93047	Subtidal Monitoring	\$387.2

11-Sep-92

Amounts shown are in thousands of dollars.

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EXXON VALDEZ OIL SPILL RESTORATION 1993 BUDGET
PROJECTS APPROVED BY THE TRUSTEE COUNCIL
FIRST FY 1993 COURT REQUEST

Agency (Co-op Agency)	Project Number	Project Title	1-Mar-93 30-Sep-93
ADF&G/(USFS/ DOI-FWS)	93051	Habitat Protection: Stream Habitat Assessment	\$335.7
ADF&G/(USFS)	93063	Anadromous Stream Surveys	\$59.4
ADF&G	93067	Pink Salmon Coded Wire Tag Recovery	\$220.0
ADF&G	93068	Non-Pink Salmon Coded Wire Tag Recovery	\$126.4
ADF&G	93FC	Financial Committee	\$14.7
ADF&G	93RT	Restoration Team Support	\$351.5
		Subtotal	\$4,805.4
ADNR/(USFS/ DOI-FWS/DOI-NPS)	93006	Site Specific Archaeological Restoration	\$87.2
ADNR/(ADEC/ADF&G/ DOI/NOAA/USFS)	93038	Shoreline Assessment	\$11.5
ADNR	93057	Damage Assessment GIS	\$67.5
ADNR	93062	Restoration GIS	\$123.3
ADNR/(USFS/ ADEC)	93064	Imminent Threat Habitat Protection	\$7,600.0
ADNR/(USFS)	93065	Prince William Sound Recreation	\$29.3
ADNR	93AD	Administrative Director's Office	\$576.4
ADNR	93FC	Finance Committee	\$15.0
ADNR	93RT	Restoration Team Support	\$299.8
		Subtotal	\$8,810.0

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Amounts shown are in thousands of dollars.

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**FORM 1B
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EXXON VALDEZ OIL SPILL RESTORATION 1993 BUDGET
PROJECTS APPROVED BY THE TRUSTEE COUNCIL
FIRST FY 1993 COURT REQUEST

Agency (Co-op Agency)	Project Number	Project Title	1-Mar-93 30-Sep-93
DOI/(ADEC/ADF&G/ ADNR/USFS/NOAA)	93038	Shoreline Assessment	\$11.5
DOI	93AD	Administrative Director's Office	\$73.1
DOI	93FC	Financial Committee	\$14.1
DOI	93RT	Restoration Team Support	\$185.6
DOI-FWS/(USFS/ DOI-NPS/ADNR)	93006	Site Specific Archaeological Restoration	\$34.4
DOI-FWS	93022	Monitor Murre Colony Recovery	\$177.2
DOI-FWS	93034	Pigeon Guillemot Recovery	\$165.8
DOI-FWS	93035	Black Oystercatchers/Oiled Mussel Beds	\$107.9
DOI-FWS	93043	Sea Otter Demographics & Habitat	\$291.9
DOI-FWS/(USFS/ ADF&G)	93051	Habitat Study-Marbled Murrelets	\$301.4
DOI-NPS/(USFS/ DOI-FWS/ADNR)	93006	Site Specific Archaeological Restoration	\$111.2
DOI-NPS/(NOAA/ ADF&G)	93036	Oiled Mussel Beds	\$102.0
		Subtotal	\$1,576.1
NOAA/(ADF&G)	93003	Salmon Egg to Fry Survival	\$342.7
NOAA/(ADF&G)	93017	Subsistence Restoration	\$94.5
NOAA/(ADF&G/ DOI-NPS)	93036	Oiled Mussel Beds	\$302.8
NOAA/(ADEC/ADNR/ ADF&G/DOI/USFS)	93038	Shoreline Assessment	\$26.5

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Amounts shown are in thousands of dollars.

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**FORM 1B
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EXXON VALDEZ OIL SPILL RESTORATION 1993 BUDGET
PROJECTS APPROVED BY THE TRUSTEE COUNCIL
FIRST FY 1993 COURT REQUEST

Agency (Co-op Agency)	Project Number	Project Title	1-Mar-93 30-Sep-93
NOAA	93041	Comprehensive Monitoring	\$237.9
NOAA	93042	Killer Whale Recovery	\$127.1
NOAA/(ADEC/ ADF&G)	93047	Subtidal Monitoring	\$544.0
NOAA	93053	Hydrocarbon Database	\$105.5
NOAA	93FC	Financial Committee	\$19.4
NOAA	93RT	Restoration Team Support	\$254.4
		Subtotal	\$2,054.8
USFS/(DOI-NPS/ DOI-FWS/ADNR)	93006	Site Specific Archaeological Restoration	\$27.3
USFS/(ADF&G)	93024	Restoration of Coghill Lake Sockeye Salmon Stock	\$25.3
USFS/(ADEC/ADNR/ ADF&G/NOAA/DOI)	93038	Shoreline Assessment	\$11.5
USFS/(DOI-FWS/ ADF&G)	93051	Habitat Information for Murrelets & Streams	\$585.2
USFS/(ADNR/ ADEC)	93064	Imminent Threat Habitat Protection	\$200.0
USFS/(ADNR)	93065	Prince William Sound Recreation	\$42.7
USFS	93AD	Administrative Director's Office	\$807.4
USFS	93FC	Financial Committee	\$26.4
USFS	93RT	Restoration Team Support	\$678.8
		Subtotal	\$2,404.6
		TOTAL	\$21,106.4

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Amounts shown are in thousands of dollars.

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RESOLUTION OF THE EXXON VALDEZ SETTLEMENT TRUSTEE COUNCIL

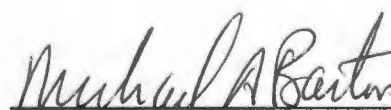
We, the undersigned, duly authorized members of the Exxon Valdez Settlement Trustee Council do hereby certify that, in accordance with the Memorandum of Agreement and Consent Decree entered as settlement of United States of America v. State of Alaska, No. A91-081 Civil, U.S. District Court for the District of Alaska, and after public meetings and the opportunity for, and consideration of, any written comments from the public, unanimous agreement has been reached to expend funds received in settlement of United States of America v. Exxon Corporation, et al., No. A91-082 Civil, U.S. District Court for the District of Alaska, and State of Alaska v. Exxon Corporation, et al., No. A91-083 Civil, U.S. District Court for the District of Alaska, for necessary natural resource damage assessment, restoration activities and administration to carry out the 1992 Work Plan from October 1, 1992 to February 28, 1993, and for partial funding of five 1993 Work Plan restoration projects from January 1, 1993 to September 30, 1993. The total approved budget, appended hereto, is \$6,687,900.00.

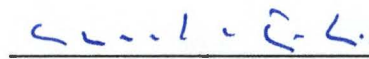
The moneys are to be distributed to the Trustee agencies according to the following schedule:

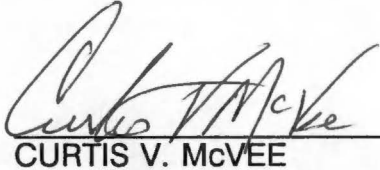
Alaska Department of Fish & Game	\$2,684,800.00
Alaska Department of Natural Resources	419,100.00
Alaska Department of Environmental Conservation	<u>470,100.00</u>
SUBTOTAL TO STATE OF ALASKA	\$3,574,000.00
U.S. Department of Agriculture, Forest Service	\$1,597,000.00
U.S. Department of the Interior	697,400.00
National Oceanic & Atmospheric Administration	<u>819,500.00</u>
SUBTOTAL UNITED STATES OF AMERICA	\$3,113,900.00
 TOTAL APPROVED BUDGET	 \$6,687,900.00

In accordance with the Financial Operating Procedures adopted by the Trustee Council, the funds requested from the Joint Trust Fund are to be reduced by the amount of interest previously earned from settlement funds held by the Federal and State governments. For the period ending September 30, 1992, the United States and the State of Alaska earned interest in the amounts of \$39,871.54 and \$80,774.69, respectively. Accordingly, the amount to be withdrawn from the fund should be reduced by \$120,646.23.


By unanimous consent, we hereby request the Attorney General of the State of Alaska and the Assistant Attorney General of the Environmental and Natural Resources Division of the United States Department of Justice to petition the United States District Court for the District of Alaska for withdrawal of the sum of \$6,567,253.77 from the Court Registry account established as a result of the governments' settlement with the Exxon companies. The amount to be paid to the United States of America is \$3,074,028.46. The amount to be paid to the State of Alaska is \$3,493,225.31.

 Dated 12/29/92
MICHAEL A. BARTON
Regional Forester
Alaska Region
USDA Forest Service

 Dated 1.4.93
CHARLES E. COLE
Attorney General
State of Alaska

 Dated 12/29/92

CURTIS V. McVEE
Special Assistant
U.S. Department of the Interior

 Dated 12/21/92

STEVEN PENNOYER
Director, Alaska Region
National Marine Fisheries
Service

 Dated 12/28/92

CARL L. ROSIER
Commissioner
Alaska Department of Fish &
Game

 Dated 12/24/92

JOHN A. SANDOR
Commissioner
Alaska Department of
Environmental Conservation

EXXON VALDEZ TRUSTEE COUNCIL

APPROVED FIVE MONTH PROJECT BUDGETS
OCTOBER 1, 1992 - FEBRUARY 28, 1993

Agency	Project Number	Project Title			Five Month Budget
ADEC	AD	Administrative Director's Office			\$99.5
ADEC	RT	Restoration Team			351.6
ADEC	AW1	Surface Oil Maps			14.0
ADEC	ST1B	Subtidal Microbial			0.0
ADEC	ST3B	Sediment Traps Damage Assessment			5.0
		Subtotal			\$470.1
ADF&G	AD	Administrative Director's Office			\$0.0
ADF&G	RT	Restoration Team			218.2
ADF&G	B11	Harlequin Ducks Damage Assessment Closeout			0.0
ADF&G	FS1	Spawning Area Injury			8.9
ADF&G	FS2	Pre-emergent Fry			3.7
ADF&G	FS3	Coded-Wire Tags Damage Assessment			44.6
ADF&G	FS4A	Early Marine Salmon Damage Assessment			51.1
ADF&G	FS5	Dolly Varden Damage Assessment			0.6
ADF&G	FS11	Herring Injury			84.5
ADF&G	FS13	Clam Injury			11.8
ADF&G	FS27	Sockeye Salmon Overescapement			244.3
ADF&G	FS28	Run Reconstruction			81.2
ADF&G	FS30	Database Management			75.8
ADF&G	R47	Stream Habitat Assessment			148.3
ADF&G	R53	Kenai River Sockeye Salmon Restoration			303.1
ADF&G	R59	Genetic Stock ID			105.6
ADF&G	R60AB	Prince William Sound Pink Salmon			607.8
ADF&G/(NOAA)	R60C	Pink Salmon Egg/Fry			210.2
ADF&G	R71	Harlequin Ducks Restoration and Monitoring			143.0
ADF&G	R73	Harbor Seals			12.5
ADF&G	R90	Dolly Varden Char Monitoring			0.0
ADF&G	R102	Coastal Habitat Restoration			109.9
ADF&G/(NOAA/DOI-NPS&FWS)	R103	Oiled Mussels			27.5

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EXXON VALDEZ TRUSTEE COUNCIL

APPROVED FIVE MONTH PROJECT BUDGETS
OCTOBER 1, 1992 - FEBRUARY 28, 1993

Agency	Project Number	Project Title	Five Month Budget
ADF&G/(USFS)	R105	Instream Survey Restoration Implementation Planning	103.0
ADF&G	R106	Dolly Varden Restoration	0.0
ADF&G	R113	Red Lake Sockeye Salmon Restoration	27.9
ADF&G	ST2A	Shallow Benthic	42.1
ADF&G	ST2B	Deep Water Benthos	0.0
ADF&G	ST5	Shrimp	0.0
ADF&G	ST6	Rockfish Damage Assessment	8.3
ADF&G	TM3	River Otter & Mink Damage Assessment in Pr. Wm. Sound	2.9
		Subtotal	\$2,676.8
ADNR	AD	Administrative Director's Office	\$0.0
ADNR	RT	Restoration Team	179.4
ADNR	ARC1	Archaeological Survey	88.8
ADNR/(DOI-FWS)	R92	GIS Mapping and Analysis; Restoration	25.1
ADNR/(DOI-FWS USFS)	R104A	Site Stewardship	19.5
ADNR/(DOI-FWS)	TS3	GIS Mapping and Analysis; Damage Assessment	106.3
		Subtotal	\$419.1
NOAA	AD	Administrative Director's Office	\$0.0
NOAA	RT	Restoration Team	137.2
NOAA	CH1B	Hydrocarbons in Mussels	20.2
NOAA	FS4B	Juvenile Pinks	52.5
NOAA	MM1	Humpback Whales Damage Assessment	12.3
NOAA	MM2	Killer Whales Damage Assessment	28.8
NOAA/(ADF&G)	R60C	Pink Salmon Egg/Fry	54.2
NOAA/(DOI-NPS& FWS/ADF&G)	R103	Oiled Mussels	263.6
NOAA	ST1A	Subtidal Sediments	31.3

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EXXON VALDEZ TRUSTEE COUNCIL
APPROVED FIVE MONTH PROJECT BUDGETS
OCTOBER 1, 1992 - FEBRUARY 28, 1993

Agency	Project Number	Project Title	Five Month Budget
NOAA	ST3A	Caged Mussels Damage Assessment	15.8
NOAA	ST4	Fate and Toxicity Damage Assessment	24.4
NOAA	ST7	Demersal Fishes Damage Assessment	21.2
NOAA	ST8	Sediment Data Synthesis	92.5
NOAA/(DOI-FWS)	TS1	Hydrocarbon Analysis	65.5
		Subtotal	\$819.5
USFS	AD	Administrative Director's Office	\$513.6
USFS	RT	Restoration Team	20.4
USFS	CH1A	Coastal Habitat Damage Assessment	943.5
USFS/(DOI-FWS)	R15	Marbled Murrelet Restoration	15.3
USFS/(DOI-FWS/ ADNR)	R104A	Site Stewardship	0.0
USFS	R105	Instream Survey	18.0
		Subtotal	\$1,510.8
DOI	AD	Administrative Director's Office	\$76.9
DOI	RT	Restoration Team	106.9
DOI-NPS/(ADF&G/ NOAA/DOI-FWS)	R103	Oiled Mussels	0.0
DOI-FWS	B2	Boat Surveys	0.0
DOI-FWS	B3	Murres Damage Assessment Closeout	0.0
DOI-FWS	B4	Eagles Damage Assessment Closeout	0.0
DOI-FWS	B6	Marbled Murrelets Damage Assessment Closeout	0.0
DOI-FWS	B7	Storm Petrels Damage Assessment Closeout	0.0
DOI-FWS	B8	Kittiwakes Damage Assessment Closeout	0.0
DOI-FWS	B9	Pigeon Guillemots Damage Assessment Closeout	0.0
DOI-FWS	B12	Shorebirds Damage Assessment Closeout	0.0
DOI-FWS	MM6	Sea Otters Damage Assessment	53.9
DOI-FWS	R11	Murre Restoration Recovery Monitoring	56.5

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EXXON VALDEZ TRUSTEE COUNCIL
APPROVED FIVE MONTH PROJECT BUDGETS
OCTOBER 1, 1992 - FEBRUARY 28, 1993

Agency	Project Number	Project Title	Five Month Budget
DOI-FWS/(USFS)	R15	Marbled Murrelet Restoration	66.1
DOI-FWS/(ADNR)	R92	GIS Mapping and Analysis Restoration Technical Support	29.2
DOI-FWS/(NOAA/ DOI-NPS/ADF&G)	R103	Oiled Mussels	12.7
DOI-FWS/(USFS/ ADNR)	R104A	Site Stewardship	32.8
DOI-FWS/(NOAA)	TS1	Hydrocarbon Analysis	0.0
DOI-FWS/(ADNR)	TS3	GIS Mapping and Analysis Damage Assessment	0.0
		Subtotal	\$435.0
		Approved Five Month Project Budget Total	\$6,331.3
1993 WORK PLAN PROJECTS			Jan 1, 1993 to Sept 30, 1993
ADF&G	93032	Cold Creek Pink Salmon Restoration (NEPA Compliance Only)	\$5.0
ADF&G	93046	Habitat Use, Behavior, & Monitoring of Harbor Seals in PWS (NEPA Compliance Only)	3.0
		Subtotal	\$8.0
USFS	93059	Habitat Identification Workshop	\$42.3
USFS	93060	Accelerated Data Acquisition	43.9
		Subtotal	\$86.2
DOI-FWS	93045	Marine Bird/Sea Otter Surveys	\$262.4
		Approved Five Month Project Budget and 1993 Work Plan Total	\$6,687.9

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