

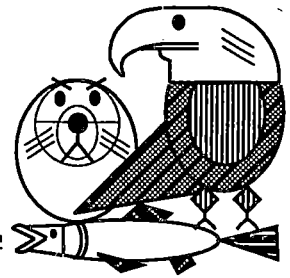
13.08.01 October 1995 (2 of 2)

# **Exxon Valdez Oil Spill Trustee Council**

Restoration Office


645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



## **MEMORANDUM**

**To:** Restoration Work Force

**From:** Eric Myers   
Director of Operations

**Date:** October 16, 1995

**Subj:** FY97 Work Plan Process and Annual Restoration Meeting

At the Restoration Work Force meeting on **Tuesday, October 17, at 9:00 a.m.**, we will briefly discuss a working draft schedule for development of the FY97 Work Plan. Copy attached. We will also briefly discuss a working draft for the agenda of the Annual Restoration Meeting scheduled for mid-January 1997. Copy attached. Please briefly review these drafts; there will be a special Restoration Work Force meeting on Monday, October 23 at 9 a.m., to review these materials in detail.

Attachments

em/raw

Trustee Agencies

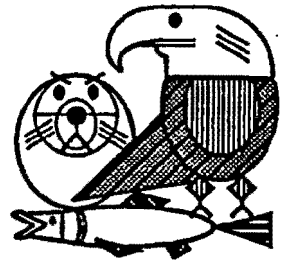
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, AK 99501-3451

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



TO: Restoration Workforce

October 16, 1995

FROM: Bob Loeffler

SUBJECT: Draft Schedule: Remainder of FY 96 and the *FY 97* Work Plan

The attachment provides a draft schedule for the remainder of the FY 96 Work Plan, and for the *FY 97* Work Plan. Please review it and give me any comments by **this Friday, October 20th**. We will discuss it at the next workforce meeting which is tentatively scheduled for next Monday, 9:00 AM (October 23rd).

Here are the products we need to produce before next September:

Final FY 96 Work Plan

Invitation to Submit Restoration Projects for Federal Fiscal Year 1997 and Draft Restoration Program FY 97 and Beyond (i.e., the next generation of the "Raspberry Book").

Draft FY 97 Work Plan

Please note that the important deadlines we are assuming are:

Annual Restoration Meeting: January 16<sup>th</sup>

FY 97 Invitation Distributed: February 15th

FY 97 Proposals and FY 95 Reports Due: April 15th<sup>3<sup>rd</sup></sup>

TC Meeting to adopt FY 97 Work Plan: September 2<sup>nd</sup>.

In addition, we propose to revise the status of injury and restoration objectives and include them in the FY 97 Invitation.

## Discussion Draft FY 97 Work Plan Development Schedule

### Draft revisions: Status of Injury & Restoration Objectives

- Distributed to the workforce, reviewers, coordinating committee on November 20th
- Comments due December 1
- Discussion with Core Reviewers: December 2

(Additional review following Annual Restoration Workshop)

### Final FY 96 Work Plan (table with very brief introduction)

- Trustee Council meeting December 12
- Draft to the Printer December 17
- Final FY 96 Work Plan distributed December 28th

### Annual Restoration Workshop

- Preparation Materials for any session leaders distributed as soon as possible after workforce review.
- Final Workshop Schedule distributed along with FY 96 Work Plan and Proposed Revisions to the Status of Injury & Restoration Objectives on December 28th.
- Workshop: January 16 - 19
- Any Comments to the Proposed Revisions to the Status of Injury & Restoration Objectives due January 26th

### FY 97 Invitation

- Draft Distributed to the Workforce, coordinating committee on January 26
- Workforce comments due February 2
- Workforce meeting to discuss comments: February 5
- Draft to the Printer: February 9
- Draft distributed to public/PIs, etc. on February 15th

FY 96<sup>5</sup> Reports/FY 97 Proposals due April 15, 1995

### Distribution/Review Process

- DPDs and Reports distributed for Workforce, scientific and legal review: April 22
- Chief Scientist, Coor Peer-reviewers. meet to develop Chief Scientist's Recommendation to Executive Director: May 22-24
- Executive Director meets with Restoration Workforce, Chief Scientist, and 2 PAG members to develop Draft Work Plan: May 27-28
- Draft Work Plan to the Printer: June 17
- Draft Work Plan distributed to the Public: June 24



#### Comment/Response Process

- Revision of Budget/DPD Due August 1
- Public Comments on the Work Plan Due August 9
- Public Comments Analyzed August 12
- Executive Director, Restoration Work Force, and Chief Scientist meet to make Final Work Plan recommendation: August 15-16
- Trustee Packet Mailed: August 21

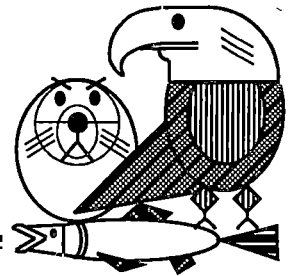
Trustee Council Meeting on the FY 97 Work Plan: on or about September 2, 1996

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



## MEMORANDUM

**To:** Restoration Work Force

**From:** Stan Senner, Science Coordinator *Stan*

**Date:** October 16, 1995

**Subj:** 1996 Restoration Workshop - Discussion Draft

There has been a number of inquiries from principal investigators and others about the content of the 1996 Restoration Workshop, which is scheduled for January 16-18, 1996 at the Captain Cook Hotel in Anchorage. To get things moving in a timely way, Andy Gunther, Bob Loeffler, and I have come up with a first draft of an agenda, which is attached for your review.

If possible, please look this over in advance of tomorrow's Restoration Work Force meeting (17th). Plans are to discuss this draft **very** briefly tomorrow, but to then have a full discussion on the agenda and the overall schedule for the FY 1997 science invitation and work plan (also attached) at a special Restoration Work Force meeting on Monday, October 23.

The agenda for the Restoration Workshop is fairly straightforward, but here are a few of our thoughts as background for your consideration:

- Proposed purposes of the Restoration Workshop are to:
  - promote interdisciplinary and interproject exchanges;
  - refine the Injured Species List and Recovery Objectives;
  - update PIs and others on the Restoration program, including the Public Information, Science Management, and Administration components;
  - stimulate thinking and provide information through a keynote address and related panel discussion; and
  - increase understanding of the Restoration program among participating members of the Public Advisory Group and the public.
- Our initial idea is that the Trustee Council's research, monitoring, and general restoration projects should be organized into functional groups, rather than our usual "clusters," that will encourage interdisciplinary exchanges. Each such group (see attached agenda) will have a session leader (or

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Trustee Agencies

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

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leaders) who will arrange for presentations of key results from FY 1995. There is not enough time for each PI to give a detailed account of his or her project, but this format should allow the highlights to be covered and discussed.

- We recommend that we request one-page abstracts on FY 1995 project results **in advance** from all PIs so that these can be duplicated and distributed to participants. (Project summaries were requested last year, but we were only partially successful in obtaining copies at the time of the workshop.) This will ensure that each PI has an opportunity to inform everyone about his or her results, even if it is not possible for each participant to give an oral report at the conference.

- We suggest trying to hold the meeting to three days. It forces us to keep things moving and set priorities for what is presented, and it saves money.

- We also suggest that almost the entire meeting be done in a plenary format, so that everyone is exposed to what everyone else is doing. We recommend that the only concurrent sessions be ones that focus on updating the Injured Species List and Recovery Objectives, something that would be very unwieldy in a large group.

- Although we recommend that most of the meeting be held in plenary sessions, we have reserved several rooms where smaller groups can form and meet as needed. These will be available throughout the meeting.

- The "core" peer reviewers will be present for the Restoration Workshop, but they will not be there to pass judgment on the details of any project. Rather, the peer reviewers will be there as participants along with the PIs and others for the purpose of enhancing their understanding of the nature of and interconnections within the Restoration program. This will guide their input into the FY 1997 science invitation and work plan.

- Finally, Molly McCammon has suggested "Combining Traditional/Local Knowledge and Western Science" as a topic for a keynote speaker and a panel discussion. No commitments have been made, however, and we want your comments. We think that this is a timely theme given the recent "Community Workshop on Subsistence and the Oil Spill," and we can all benefit from thinking more about this subject in relation to what we do in the Restoration program.

I am sure that you still have a number of questions, and we welcome your comments and suggestions. Please raise any preliminary issues at the meeting on the 17th, and come prepared on the 23rd for a full discussion of the Restoration Workshop. Thank you.

cc: Bob Spies & Andy Gunther  
Molly McCammon

Attachments (2)

**1996 RESTORATION WORKSHOP**  
**January 16-18, 1995**  
**Captain Cook Hotel, Anchorage**

DISCUSSION DRAFT

**DRAFT**

**Day 1**

0800-0900	Registration
0900-0915	Introduction
0915-1000	Annual Report on EVOS Program <i>Molly McCammon</i>
1000-1100	Combining Traditional/Local Knowledge and Western Science (e.g., management of bowhead whale) <i>[Keynote speaker to be selected]</i>
1100-1120	Break
1120-1230	Subsistence and Archaeology: Status of Injured Resources and Services and Results of Restoration Projects <i>[Panel leaders to be selected]</i>
1230-1345	Buffet Lunch (at hotel)
1345-1515	Physical and Biological Oceanography: Measurements and Modelling of Plankton Under Changing Environmental Conditions <i>[Panel leaders to be selected]</i>
1515-1545	Break
1545-1700	Nearshore Habitats: Recovery Status, Distribution, and Importance to Key Predators of Intertidal/Subtidal Resources <i>[Panel leaders to be selected]</i>
1730-1900	Reception (in hotel)

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**Day 2**

0800-0915	Higher Trophic Levels - Fish: Factors Influencing Recovery and Productivity
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**DRAFT**

*[Panel leaders to be selected]*

- 0915-1015 Higher Trophic Levels - Marine Mammals: Status of Injured Populations and Factors Influencing Recovery  
*[Panel leaders to be selected]*
- 1015-1030 Break
- 1030-1215 Higher Trophic Levels - Birds: Status of Injured Populations and Factors Influencing Recovery and Productivity  
*[Panel leaders to be selected]*
- 1215-1330 Buffet Lunch (in hotel)
- 1330-1500 Combining Traditional/Local Knowledge and Western Science  
*[Panel of 4-5 participants to be identified]*
- 1500-1530 Break
- 1530-1700 Disease, Ecotoxicology and Oiling: Persistence of Oil in the Environment and Possible Mechanisms and Pathways of Injury  
*[Panel leaders to be selected]*
- 

### **Day 3**

- 0800-0840 EVOS Public Information, Science Management, and Administration  
*Molly McCammon*
- 0840-1010 Fisheries Management and Stock Identification: Developing Tools to Accelerate Recovery and Enhance Management of Injured Resources  
*[Panel leaders to be selected]*
- 1010-1030 Break
- 1030-1145 Resource Supplementation: Successes and Problems in Enhancing Fisheries and Subsistence Resources  
*[Panel leaders to be selected]*
- 1145-1200 Alaska SeaLife Center: Status and Research Opportunities  
*[Speaker to be selected]*
- 1200-1330 Lunch (on your own)

DRAFT

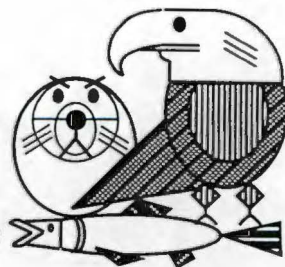
- 1330-1510      Updating the Injured Species List and Recovery Objectives  
*[Concurrent sessions in which PIs and others provide suggestions]*
- 1510-1530      Break
- 1530-1645      Summary Comments by Peer Reviewers  
*[Panel of peer reviewers with Dr. Spies as moderator]*
- 1645-1700      Closing Remarks  
*Molly McCammon*

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



## FAX COVER SHEET

To: Restoration Work Force

From: Eric Myers Date: Oct 16, 1995

Comments: Total Pages: 10

Please distribute.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

### RESTORATION WORK FORCE MEMBERS INCLUDE:

Belt, Gina  
Berg, Catherine  
Fries, Carol  
Gibbons, Dave  
Joe Sullivan/Bill Hauser  
Bartels, Leslie/Lisa Thomas  
Miraglia, Rita

Morris, Byron  
Piper, Ernie  
Rice, Bud  
Spies, Bob  
Thompson, Ray  
Wright, Bruce

Document Sent By: Keri Oke

8/17/95

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
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\*\*\* MULTI TRANSACTION REPORT \*\*\*  
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MORRIS-WRIGHT

[ 15] 5624871

C.FRIES

[ 16] 2672450

RITA MIRAGLIA

[ 17] 2713992

R.THOMPSON

[ 18] 2672474

J.SULLIVAN

[ 19] 7863636

L.BARTELS

[ 20] 7863350

C.BERG

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B.RICE

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D.BRUCE

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E.PIPER

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B.SPIES

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G.BELT

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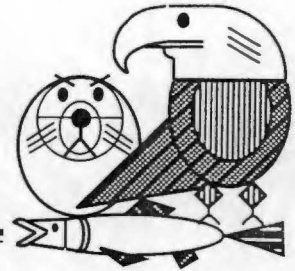


# Exxon Valdez Oil Spill Trustee Council

Restoration Office


645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



## MEMORANDUM

**To:** Fred W. Allendorf, University of Montana  
A.J. Gharrett, University of Alaska Fairbanks  
Howard Ferren, Prince William Sound Aquaculture Corporation  
Tim Linley, Prince William Sound Aquaculture Corporation  
W.W. Smoker, University of Alaska Fairbanks

**From:**   
Stan Senner, Science Coordinator

**Date:** October 16, 1995

**Subj:** Participation in EVOS Pink Salmon Review, November 27-28

Each of you received Dr. Robert Spies' memo dated August 31, 1995 about the review of pink salmon studies related to straying, genetics, and stock identification scheduled for November 27-28 at the Restoration Office in Anchorage. Your participation is essential for a successful meeting, and I am writing to see if you need assistance with your travel. The Trustee Council is willing to pay your roundtrip airfare, although food and lodging will be your responsibility (we can recommend hotels).

Please let me know if you need the Trustee Council to buy your plane ticket. (If you don't, we'll save EVOS money.) If you do need assistance, I will put you in touch with Tami Yockey on our staff, and she will arrange for a State of Alaska "travel authorization" and purchase your ticket.

If possible, please respond by return fax or e-mail (stans@evro.usa.com) by Friday, October 20, so that we can save money by purchasing your tickets in advance. We look forward to your participation in the pink salmon review on November 27-28.

cc: Joe Sullivan, ADFG  
Dan Moore, ADFG  
Robert Spies, Chief Scientist

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### Trustee Agencies

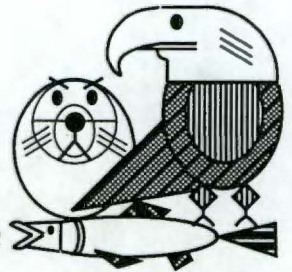
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

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



## FAX COVER SHEET

To: distribution Number: **FAX COMPLETE**  
From: Star Sanner Date: Oct 16, 1995  
Comments: Total Pages: 2

Distribution:

<u>Fred Allendorf</u>	<u>406-243-4184</u> X
<u>A.G. Garrett</u>	<u>907-474-7204</u> X
<u>Howard Jensen</u>	<u>907-424-7514</u> X
<u>Jim Linley</u>	<u>907-424-7514</u> X
<u>W.W. Smoker</u>	<u>907-474-7204</u> X
<u>Joe Sullivan</u>	
<u>Dan Moore</u>	
<u>Bob Apies</u>	

Document Sent By: KDile

2/15/85

### Trustee Agencies

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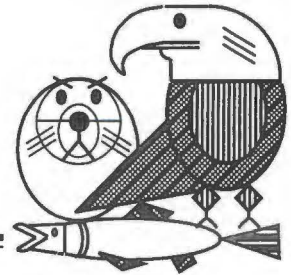


# **Exxon Valdez Oil Spill Trustee Council**

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



## **MEMORANDUM**

**To:** Restoration Work Force

**From:** Molly McGammon  
Executive Director

**Date:** October 13, 1995

**Subj:** October 17, 1995 Restoration Work Force Meeting

**FAX COMPLETE**

The Restoration Work Force meeting will be **Tuesday, October 17, at 9:00 a.m.** The Juneau teleconference site will be the Executive Director's Office and the Anchorage location is the Restoration Office. Molly will be teleconferenced in from Washington D.C.

Topics to be discussed will include:

- FY97 Work Plan Schedule
- Annual Restoration Workshop
- Retreat
- LB&A Update
- Miscellaneous

mm/raw

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

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\*\*\* ACTIVITY REPORT \*\*\*  
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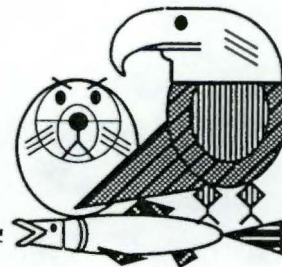
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# Exxon Valdez Oil Spill Trustee Council

Restoration Office

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



## FAX COVER SHEET

To: Ellen Fritts Number: \_\_\_\_\_

From: Molly McCammon Date: October 16, 1995 7:51a.m.

Comments: \_\_\_\_\_ Total Pages: 2

Pls forward to Ellen ASAP.

Agenda for tomorrow's Restoration

Work Force meeting.

Thank You

Document Sent By: Rebecca

9/9/94

Trustee Agencies

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

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

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R.THOMPSON  
JUNEAU OFFICE  
D.GIBBONS  
MORRIS-WRIGHT  
C.FRIES  
RITA MIRAGLIA  
J.SULLIVAN  
L.BARTELS  
C.BERG  
B.RICE  
D.BRUCE  
E.PIPER  
B.SPIES  
G.BELT

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\*\*\* ACTIVITY REPORT \*\*\*  
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R-

Make sure Ellen Fritts

gets agenda for 10/17/95

RWF meeting. I

believe still be attending  
for 6+9.

Done 7:51 a.m.  
R 10/16/95

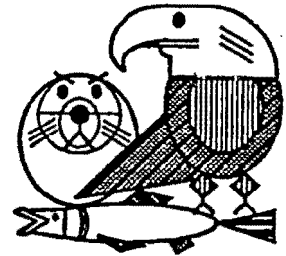
Called Becky @ 8:57  
The fax had gone to  
Janet, Becky will make  
sure that Ellen gets a  
copy. R

# Exxon Valdez Oil Spill Trustee Council

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



---

## MEMORANDUM

TO: Joe Sullivan/ADF&G

FROM: Molly McCammon  
Executive Director

RE: Authorization — Project 96165/Genetic Discrimination of Prince William Sound Herring Populations

DATE: October 13, 1995

---

The purpose of this memorandum is to formally approve work to proceed on Project 96165/Genetic Discrimination of Prince William Sound Herring Populations, as described in the Detailed Project Description. This authorization is given in expectation that the draft report for Project 94191 will be submitted no later than October 30, 1995, and in the expectation that the report for 94320D be submitted by December 15, 1995.

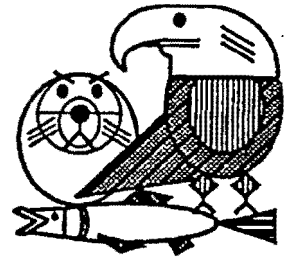
cc: Bob Spies  
Traci Cramer  
Celia Rozen

# Exxon Valdez Oil Spill Trustee Council

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



---

## MEMORANDUM

TO: Joe Sullivan/ADF&G

FROM: Molly McCammon  
Executive Director

RE: Authorization — Project 96196/Genetic Structure of Prince William Sound Pink Salmon

DATE: October 13, 1995

---

The purpose of this memorandum is to formally approve work to proceed on the close-out of Project 96165/Genetic Structure of Prince William Sound Pink Salmon, as described in the Detailed Project Description. The decision of whether new data gathering should occur will be deferred until December pending further review of all pink salmon proposals addressing genetics/straying/stock identification questions. The workshop to accomplish that review is currently scheduled for November 27-28. This interim authorization is given in expectation that the draft report for Project 94191 will be submitted no later than October 30, 1995, and in the expectation that the report for 94320D be submitted by December 15, 1995.

cc: Bob Spies  
Traci Cramer  
Celia Rozen

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\*\*\* MULTI TRANSACTION REPORT \*\*\*  
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JUNEAU OFFICE

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J. SULLIVAN

[ 35] 15103737834

B. SPIES

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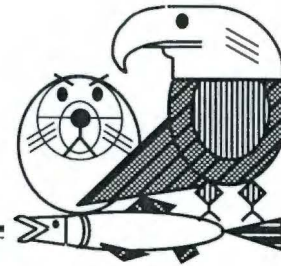


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Phone: (907) 278-8012 Fax: (907) 276-7178



## FAX

TO: Ernie Piper

FROM: Eric F. My

DATE: 10-13-95

SUBJ: Data Recov

*MOLLY - FYI: This does not require any particular action at this point. I did want you to be aware of it. Craig Tillery initiated this effort, getting Kay R. together w/myself + Ward...*

*Please FORWARD to Rebecca for READING FILE*

1. As Ward Lane indicated certain databases (through

2. Ward has prepared a plan required to recover the data (dated 10-10-95). Ward visited today with additional information regarding 4 other databases. Note that Nadim Saddiqi is identified as custodian of several of the databases.

3. This memo has been given to/reviewed with Kay Rawlings. The additional information will also be transmitted to her today. She will use this as the basis for contacting Exxon to clarify whether they do, in fact, want to have this data recovered. They will pay for time, expenses involved. Kay indicated that Exxon may/may not want some or all of the databases based on costs involved.

4. Given Ward's short timeframe (last day of work is October 19th), and priority tasks as described in Attachment 2, it seems likely that most if not all future work on this request will have to be handled by Nadim.

5. Please give me a call. Thanks.

PAGES: 7 (including cover)

Trustee Agencies

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

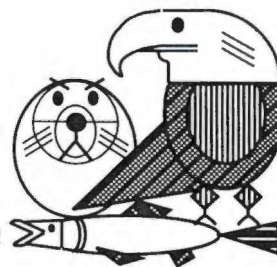
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

# Exxon Valdez Oil Spill Trustee Council

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



---

## FAX

TO: Ernie Piper

FROM: Eric F. Myers 

DATE: 10-13-95

SUBJ: Data Recovery Requests — Kay Rawlings

---

**FAX COMPLETE**

1. As Ward Lane indicated to you, Exxon has requested copies of certain databases (through Kay Rawlings/Preston).
2. Ward has prepared an analysis of the effort that would be required to recover the databases as shown in Attachment 1 (memo dated 10-10-95). Ward will supplement this today with additional information regarding 4 other databases. Note that Nadim Saddiqi is identified as custodian of several of the databases.
3. This memo has been given to/reviewed with Kay Rawlings. The additional information will also be transmitted to her today. She will use this as the basis for contacting Exxon to clarify whether they do, in fact, want to have this data recovered. They will pay for time, expenses involved. Kay indicated that Exxon may/may not want some or all of the databases based on costs involved.
4. Given Ward's short timeframe (last day of work is October 19th), and priority tasks as described in Attachment 2, it seems likely that most if not all future work on this request will have to be handled by Nadim.
5. Please give me a call. Thanks.

PAGES: 7 (including cover)

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Trustee Agencies

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

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

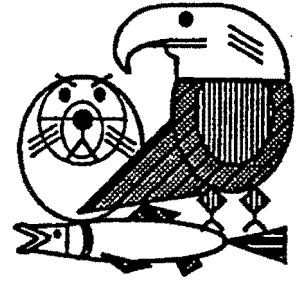
# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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

---



## MEMORANDUM

TO: Restoration Work Force

FROM: *Traci Cramer*  
Traci Cramer  
Administrative Officer

DATE: October 11, 1995

RE: Audit Interview

---

The audit firm has requested that meetings be scheduled with each agency to discuss the process used, the required documentation and the approvals required from inception of a project to final close out. This would include not only project management, but also financial monitoring.

Depending on the agency, it is expected that each meeting will take approximately one to two hours, with additional meetings scheduled as required. The purpose of the meeting is to provide the auditors with a general understanding of agency operations and terminology. In addition to yourself, you may also want to include other individuals who are knowledgeable about the process.

Since the goal is to complete the initial interviews by October 20th, it is requested that you contact Keri Hile, as soon as possible, at 278-8012. Please let her know the date and time that works for your agency, and who will be participating.

Thanks for assistance. If you have any question, give me a call at 586-7238.

cc: Molly McCammon  
Keri Hile

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### Trustee Agencies

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

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



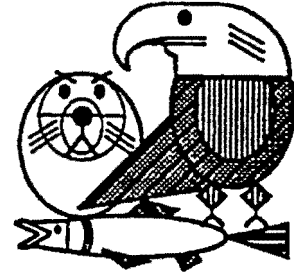
# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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

---



## MEMORANDUM

TO: Max Mertz  
FROM: *Traci Cramer*  
Traci Cramer  
Administrative Officer

DATE: October 10, 1995

RE: CRIS Issues

---

I would like to bring to your attention three issues with the Court Registry Investment System. It would be my intent that these issues be research during the 1995 engagement.

The first issue relates to the fees being charged by CRIS. The Federal Register sets out the fees as 10%, when less than \$100 million is on deposit and a sliding scale for sums greater than or equal to \$100 million. The weekly reports have always reflected a fee of 10%, even when the amount on deposit was greater than \$100 million. Attached is the weekly report for the period September 21, 1995 to September 27, 1995. You will note that the fee is indicated as 10%, when the case balance is \$129.6 million. While I assume there is an explanation, you will also note that 10% of the earnings is \$45,307.75 and not \$50,341.93 as the reports indicates.

The second issue is that a sum of money is annually deposited into the joint account. To the best on my knowledge this deposit has occurred every September. It is unclear to me where the funding originates or why.

Finally, the last issue is that of lost earning potential or if the funds are earning interest, where it is being accrued. It is my understanding that when a joint request is approved, the securities are liquidated on Wednesday and a check is released by the Anchorage Court on Friday. This means that the earliest the funds are physically withdrawn is Monday. Where does the money reside during that time period and is interest being earned?

cc: Molly McCammon

---

### Trustee Agencies

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

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

# Court Registry Investment System Case Allocations by District -- Liquidity Pool

09/21/1995 to 09/27/1995

U.S. District Court  
District of Alaska

D09AKX

Active Cases

Page 1

U.S.A. VS. EXXON CORPORATION			3:91-CV-000082		
Beginning Principal	Transfers In	Transfers Out	134,979,746.09	Minor?: N	Fee %: 10.00
Principal Transfers	0.00	( 15,701,032.00)		Orig Date:	12/19/1991
Ending Principal			119,278,714.09	Orig Amt:	36,337,110.96
Beginning Earnings			10,189,357.91	Current Fees:	11,050.15
Earnings Transfers	0.00	0.00		QTD Fee:	136,389.37
Earnings Allocated	99,451.37			YTD Fee:	406,784.77
Ending Earnings			10,288,809.28	QTD Earnings:	1,227,504.17
Case Balance			129,567,523.37	YTD Earnings:	3,661,062.91

TOTALS for DISTRICT OF ALASKA			(D09AKX)		
Beginning Principal	Transfers In	Transfers Out	134,979,746.09	Number of Cases:	1
Principal Transfers	0.00	( 15,701,032.00)		Current Fee:	11,050.15
Ending Principal			119,278,714.09	QTD Fee:	136,389.37
Beginning Earnings			10,189,357.91	YTD Fee:	406,784.77
Earnings Transfers	0.00	0.00		QTD Earnings:	1,227,504.17
Earnings Allocated	99,451.37			YTD Earnings:	3,661,062.91
Ending Earnings			10,288,809.28		
Case Balance			129,567,523.37		

Changes-

Earnings  $3,661,062.91 - 3,207,985.43 = 453,077.48$

Fees  $406,784.77 - 356,442.84 = 50,341.93$

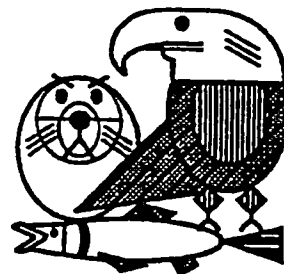
# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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

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## MEMORANDUM

TO: Max Mertz  
FROM: *Traci Cramer*  
Traci Cramer  
Administrative Officer

DATE: October 10, 1995

RE: Agency Contacts

---

The following list of individuals should be considered initial contacts for the 1995 engagement.

### State of Alaska

#### Department of Law

Craig Tillery	Assistant Attorney General	269-5274
Alex Swiderski	Assistant Attorney General	269-5274
Gloria Mackey	Fiscal	465-3672

#### Department of Revenue

Sharon Gill	Accountant	465-3734
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#### Department of Environmental Conservation

Ernie Piper	Work Force Member	269-7500
David Bruce	Fiscal	465-5322

#### Department of Fish and Game

Joe Sullivan	Work Force Member	267-2213
Melanie Bosch	Fiscal	267-2136
Kim Garnero	Statewide Fiscal	465-6068

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#### Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

Department of Natural Resources

Carol Fries	Work Force Member	762-2483
Fiscal		
United States		

Department of Justice

Regina Belt	Attorney	271-3456
-------------	----------	----------

Forest Service

Dave Gibbons	Work Force Member	586-8784
Bonnie McElmurry	Fiscal	586-8717

Department of the Interior

Catherine Berg	Work Force Member - FWS	786-3598
Leslie Holland-Bartels	Work Force Member - NBS	786-3312
Bud Rice	Work Force Member - NPS	257-2466
Robert Baldauf	NRDA&R, Fiscal	(202) 208-3289

National Oceanic and Atmospheric Administration

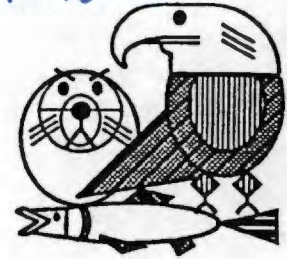
Byron Morris	Work Force Member	789-6600
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**Exxon Valdez Oil Spill Trustee Council**

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone 907-278-8012 Fax 907-276-7178



TO: Eric Myers

FROM: Ward Lane  
Analyst Programmer

DATE: October 10, 1995

RE: Database Request from Preston, Gates, and Ellis

The following list delineates the approximate amount of time required to restore the files you requested from backup tapes, CD-ROM archives, and/or floppy disks:

Database Name	Description	Hours	Custodian
Contingency Planning Database	This database holds the locations of C-plans for ADEC regulated facilities and vessels. It can be copied to a single floppy disk and is readily available.	1 hour to copy file and verify	Dave Hutchinson, ADEC Juneau
Geographic Information System	Spatial database in proprietary program format (Geo/SQL) with attribute data in R:Base format. Current location: backup tapes. This data was delivered to Exxon through ADNRR in Arc/INFO format. Databases on backup tapes would have to be validated as to correct spatial/attribute correlation. Data exists for Kenai, Kodiak, and Alaska Peninsula. Spatial databases are 100 megabytes each, attribute databases about 10-15 megabytes each. (Date range for final backup November 1991-July 1992)	Hard to determine but probably 35 hours (approx. 10-15 hours for each database.)	Ward Lane is uniquely qualified to restore and verify this data
Legal Database	Also known as Physical Evidence Tracking (PET) database. This contains ACE numbers for evidence related to EVOS. Should be simple to restore and verify from backup tape (Date range for final backup April-July 1995)	2-3 hours to restore from tape and verify database.	Ward Lane or Nadeem Siddiqui

Trustee Agencies

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

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

Database Name	Description	Hours	Custodian
Oilspill Database	Attribute database for Shoreline assessment teams. Later versions of database included photos and videos, samples, and were linked to GIS system (above). Separate databases for Homer, Seward, and Kodiak/AK Peninsula. Databases were backed up onto tape and/or floppy disks. Latest revision of each data set must be verified by restoring several copies of each database from tape/disk for comparison. Databases are an average of 12 megabytes in size. (Date range May 1990 - September 1992)	Approx. 7 days (1 - 2 days for each database.)	Ward Lane or Nadeem Siddiqui
Aerial Database	Data only exists for Kenai Peninsula. Approximately 5,000 sheens were entered into attribute database and linked to separate Geo/SQL spatial database. Spatial/attribute database correlation must be verified. Data resides either on tape and/or laptop computer. Database and spatial database are approximately 20 megabytes in size. (Date range March 1991 - May 1992) Exxon must specify what format they want the data in (e.g., DXF, AutoCAD dwg, or Arc/INFO GEN).	3 - 15 hours depending on database correlation of laptop version.	Ward Lane is uniquely qualified to restore and verify this database.
Beachwalk	Also known as the 1989 Post Treatment Assessment (PTA) database and associated spatial database. Database included sample ID numbers and/or photos (in some cases), and were linked to GIS system (above). Separate databases for Homer, Seward, and Kodiak/AK Peninsula. Databases were backed up onto tape and/or floppy disks. Latest revision of each data set must be verified by restoring several copies of each database from tape/disk for comparison. Spatial data is available in AutoCAD format and/or linked by segment to attribute database using date-range query from Geo/SQL. Databases are approx. 1 megabyte in size. Spatial databases are 100 megabytes each. There exists 5 drawing files for each of the Kenai, Kodiak, and Alaska Peninsula regions. These files total about 25 megabytes. (Date range January - July, 1991)	10 to 40 hours depending on what format is desired by Exxon.	Ward Lane or Nadeem Siddiqui. Ward Lane is uniquely qualified to restore the GIS elements of this database.

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Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Database Name	Description	Hours	Custodian
Samples Database	Combined samples data from Fate and Effects and water quality cruises as well as some other sample-related data. This database was removed from the response computers before they were transferred to the Restoration Office as they were no longer of any value since the state was no longer in litigation with Exxon regarding the spill. Ward Lane has determined that the database does not reside on any of the backup tapes at the Restoration Office. However, this database may exist on CD-ROM. The CD-ROM device must be attached to a Novell file server as a mounted device. Setting up the file server and the CD-ROM device is required prior to restoration of the database (if it exists). Furthermore, the MO CD-Rom might need repair (it has not been set up since 1991) Ontrack Data Recovery provides recovery services corporate office #800 872-2599 or in California at 800 7527557 or 714 263 9246 Total cost is far less than if we attempted to recover the data ourselves. (about \$200 for setup and \$100 for each addtl CD plus the cost of the media.)	10-20 with no guarantee of recovery. Ontrack Data Recovery would recover the data for about \$500.	Ward Lane or Nadeem Siddiqui
MaySAP Database	Attribute database for Shoreline Assessment teams for 1991. Summary Surface and Subsurface Oiling maps were produced which displayed oiling data by segment.	5 - 10 hours.	Ward Lane or Nadeem Siddiqui. Ward Lane is uniquely qualified for the GIS portion.

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Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Database Name	Description	Hours	Custodian
Photos Database	Separate database files exist for each of the Gulf of Alaska spill response centers' photograph logs. These databases were developed to aid in labeling photographs and were updated through 1992. The databases may reside on backup tapes and/or disks. Latest revision of each data set must be verified by restoring several copies of each database from tape/disk for comparison. Databases are an average of 5 megabytes in size. (Date range May 1990 - September 1992)	Approx. 7 days. Maybe less if done while searching for Oilspil databases.	Ward lane or Nadeem Siddiqui.
Traksegs Database	Originally developed from the NOAA/Coast Guard CAMEO/MS-EXCEL system in 1989, this database tracks data about cleanup and oiling types in early 1989. It was incorporated into the Oilspil database and became static in late 1989 (prior to the 1989 Post-Treatment Assessment)	10-15 hours.	Ward Lane or Nadeem Siddiqui.
Videos Database	Separate database files exist for each of the Gulf of Alaska spill response centers' video logs. These databases were developed to aid in labeling photographs and were updated through 1992. The databases may reside on backup tapes and/or disks. Latest revision of each data set must be verified by restoring several copies of each database from tape/disk for comparison. Databases are an average of 1 megabyte in size. (Date range May 1990 - September 1992)	Approx. 5 days. Maybe less if done while searching for Oilspil databases.	Ward Lane or Nadeem Siddiqui.

Nadeem Siddiqui will probably require some limited support from myself in order to ensure complete data recovery. Nadeem is currently on vacation until October 23, 1995. Note: I am leaving state employment on October 19, 1995 to work for GraphTECH. GraphTECH will bill my computer-related services at the rate of \$85/hour.

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Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

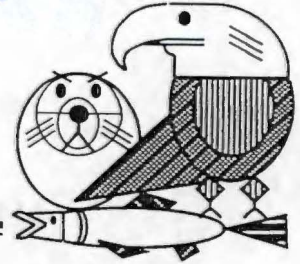


## Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



### MEMORANDUM

TO: Ward Lane, Computer Analyst

FROM: Eric F. Myers, *[Signature]* Director of Operations

DATE: 10/12/95

SUBJ: Priority Work Objectives through October 19, 1995

As we briefly discussed yesterday, there are a couple of specific tasks that will be important to accomplish prior to your last day of work on October 19th. Collectively, these tasks will be necessary to make it possible for anyone who may be working with the EVOS computer system in the future to quickly understand the system operation and also to access data stored on the system.

These include:

- completion of the Restoration Office hardware/software inventory (in the form of an Excel spreadsheet that identifies existing hardware by serial numbers and installed software/licenses) together with a physical filing system that will allow someone to easily locate software licenses;
- a transition memorandum "to the file" for the next person responsible for maintaining the system that provides a written explanation of the backup system, tape library and rotation plan so that subsequent support staff can locate and retrieve stored data and documents; and
- if at all possible, it would be helpful to have a brief annotated version (screen prints with hand written notes, perhaps) of the contents of the subdirectories on the network that generally identifies the contents of the subdirectories that may not be easily discernible from the file names.

Given your long personal involvement and knowledge of the current system, there may well be times ahead when the next person operating the system will have to consult with you regarding specific files or systems. As you

noted, all appropriate supervisor passwords should be changed and you will work with Tami Yockey to make those changes. I have also informed Kevin Brooks/ADFG and Bill Johnson/ADFG about this transition effort and asked that Bill be able to provide assistance with this effort if needed.

In addition to these priority tasks, Kay Rawlings has requested your assistance with the recovery of certain oil spill databases recently requested by Exxon. We will work with Kay Rawlings and Ernie Piper to assess the amount of work involved so that it can be determined whether Exxon wants to pay for that effort. Given the short amount of time between now and the 19th, I consider this to be a secondary priority. Accordingly, we will need to clearly identify a plan so that whatever portion of the database recovery not completed by the 19th can be accomplished, as needed, in the future.

cc: Molly McCammon  
Ernie Piper  
Kevin Brooks  
Bill Johnson  
Tami Yockey

\*\*\*\*\*  
\*\*\* ACTIVITY REPORT \*\*\*  
\*\*\*\*\*

TRANSMISSION OK

TX/RX NO. 1603

CONNECTION TEL 2697652

CONNECTION ID E.PIPER

START TIME 10/13 09:59

USAGE TIME 04'09

PAGES 7

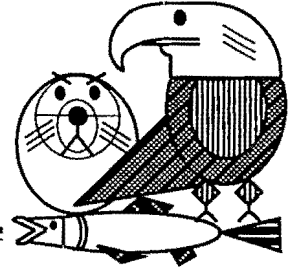
RESULT OK

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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## MEMORANDUM

TO: Ward Lane, Computer Analyst

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Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

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cc: Molly McCammon  
Ernie Piper  
Kevin Brooks  
Bill Johnson  
Tami Yockey

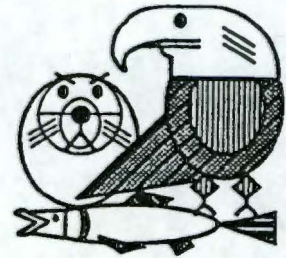


# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, AK 99501-3451

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



---

## MEMORANDUM

TO: Catherine Berg/DOI

FROM: Molly McCammon  
Executive Director

RE: Authorization — Project 96163J/Barren Islands Seabirds Studies  
Authorization — Project 96163K/Using Predatory Fish to Sample Forage Fish

DATE: October 11, 1995

---

The purpose of this memorandum is to formally approve work, as described in the Detailed Project Description, to proceed on the interim portions of Project 96163J/Barren Islands Seabirds Studies and Project 96163K/Using Predatory Fish to Sample Forage Fish. A decision on funding the remaining part of these FY 96 proposals is deferred until December following the APEX review currently scheduled for November 30 and December 1.

cc: Bob Spies  
Traci Cramer  
Bruce Wright  
Lisa Thomas

Keri-  
Mail original to Catherine  
Berg, fax to Catherine  
and all the CC's. Make  
2 copies for Bob Loeffler  
and 1 copy for me.  
Thanks!!

R

---

### Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

\*\*\*\*\*  
\*\*\* MULTI TRANSACTION REPORT \*\*\*  
\*\*\*\*\*

TX/RX NO.

1621

INCOMPLETE TX/RX

TRANSACTION OK

[ 09] 19075867589

JUNEAU OFFICE

[ 13] 19077896608

MORRIS-WRIGHT

[ 20] 7863350

C.BERG

[ 22] 7863636

L.THOMAS

[ 35] 15103737834

B.SPIES

ERROR

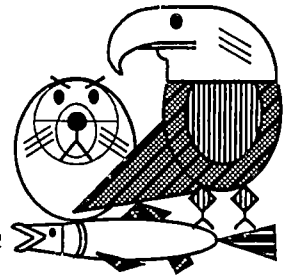


# Exxon Valdez Oil Spill Trustee Council

## Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



State of Alaska  
Department of Law  
1031 West Fourth Avenue, Suite 200  
Anchorage, Alaska 99501

Office of the Secretary  
Department of the Interior  
1689 C Street, Suite 100  
Anchorage, Alaska 99501-5151

October 11, 1995

Sam Fortier  
Fortier and Mikko, P.C.  
2550 Denali Street, Suite 604  
Anchorage, Alaska 99503

Dear Sam:

Thank you for your letter of August 18, 1995 with comments on the Restoration Project Report, *Spill Area and Collection Protection Plan*, Project Number 94007. As an initial matter, we want to emphasize that the report is clearly stamped "draft" and has handwritten on it in large letters: "This has not been peer reviewed."

The report notes that the federal regulatory requirements for the curation of federally owned and administered archaeological collections must be met, page 20, and you correctly state that the authors of the report conclude that none of the villages possess facilities adequate to meet the minimum legal requirements to house artifacts. You then claim that the report states that since adequate facilities currently do not exist in the communities, existing museums in Cordova, Valdez and Homer should be expanded in order to accept the artifacts. In the "Recommendations" section however, the report identifies a number of possible options including combining "a curatorial facility with other uses such as suggested by village requests for culture center." Page 25. The report goes on to state that:

The desires of the individual communities for a facility to store and display artifacts acquired locally could be met with a limited display of artifacts placed in the local school or community center. Page 25.

Your letter and the attached legal analysis appear to agree that various artifacts must be returned to the native corporations. There is no suggestion in the report that the artifacts should not be returned to the local communities. You appear to concede in

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### Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Sam Fortier  
Re: Restoration Project Report

October 11, 1995


your legal analysis that artifacts should not returned to your clients except where adequate facilities are available to curate them.

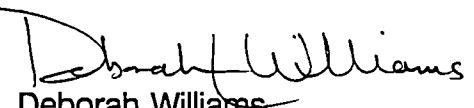
Your clients have submitted proposals for the construction of facilities for the curation of artifacts. The Trustee Council must determine whether the construction of facilities is the most effective lawful means to restore the injured archaeological resources. The purpose of the study "is to review site protection programs in the spill area and recommend to the Trustee Council measures appropriate to mitigation of archaeological losses." Page 1. The report undertakes to begin to analyze whether such facilities are necessary, whether they would be the most effective means to restore the injured archaeological resources, and if so to consider the extent of the facilities necessary.

The legal analysis attached to your letter contains a number of arguments concerning ownership of the artifacts and their curation. Because the report does not address those issues it is not appropriate to respond to those arguments.

Again, thank you for your letter. We look forward to working with you further on this issue.

BRUCE BOTELHO  
ATTORNEY GENERAL

By:   
for Alex Swiderski  
Assistant Attorney General

By:   
Deborah Williams  
Special Assistant to the  
Secretary for Alaska

ams/dw/raw

October 11, 1995

Eric Myers mailed a  
Draft of the Work Plan  
&  
Work Plan spread sheet

to: TYKE CROWLEY  
1-508-534-5758

23 WATER STREET  
LEOMINSTER, MA 01453

R -  
Eric wants this  
info in Reading  
file. Any special  
format. Is this?  
OK?

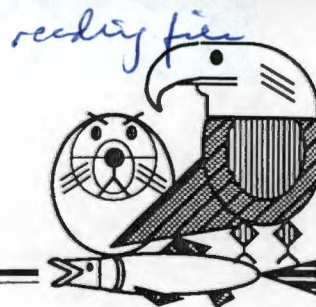
K

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



## MEMORANDUM

COPY

TO: Steve Carlson

FROM: Eric F. Myers, Director of Operations

DATE: 10/10/95

SUBJ: Large Parcel Evaluation — Tatitlek Lands

Per our discussion, please find attached the large parcel evaluations for the Tatitlek lands (i.e., parcels TAT 01 - TAT 07) from the *Comprehensive Habitat Protection Process: Large Parcel Evaluation and Ranking*, prepared by Exxon Valdez Oil Spill Restoration Team, Habitat Protection Work Group (November 30, 1993 as supplemented November 2, 1994). These materials include black and white copies of the relevant maps.

If you have further questions concerning this material, please let me know, or contact Carol Fries/Alaska Department of Natural Resources (762-2450).

attachment

cc: Molly McCammon  
Carol Fries

Trustee Agencies

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

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

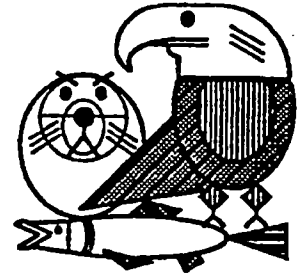
# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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

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## MEMORANDUM

TO: Bob Loeffler  
FROM: *Traci Cramer*  
Traci Cramer  
Administrative Officer

DATE: October 9, 1995

RE: FFY 1995 Documentation

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As we discussed, I have reviewed the documentation on file in the Juneau Office for the 1995 Work Plan and have identified some holes as reflected on page two of this document. Where the column marked letter is indicated, I am missing the authorization letter. Where the column marked Detail is indicated, I am missing the Detailed Project Description.

A number of these projects appear to be either carried forward from the prior year or close-outs and it's unclear to me if Detailed Project Descriptions were required. I do have Brief Project Descriptions on all of the projects, except 95012 and the 95139 series. If Detailed Project Descriptions are not required, please let me know. While I have listed 95089 and 95100 as lacking an authorization letter, I don't think the letter was required, please confirm.

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### Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

<u>Project No.</u>	<u>Letter</u>	<u>Detail</u>	<u>Comments</u>
95007B		x	
95012		x	
95039	x	x	
95043B		x	
95058		x	
95060	x		Using BPD, no DPD required
95089	x		Using BPD, no DPD required
95093	x	x	
95100	x		Using BPD, no DPD required
95102-CLO	x	x	
95110-CLO	x	x	
95115	x		Using BPD, no DPD required
95117-BAA	x	x	
95121	x	x	
95126	x	x	
95126A	x	x	
95127	x	x	
95131	x		
95137	x	x	
95138	x		
95139A2		x	
95139	x	x	
95139B	x	x	
95139C1		x	
95139C2	x	x	
95163	x	x	Original \$194.6
95173	x	x	
95199	x	x	
95266	x		Using BPD, no DPD required
95279	x		
95285-CLO	x	x	
95417			Using BPD, no DPD required
95422-CLO	x	x	
95427	x	x	
95428-CLO	x	x	
95505B	x	x	

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**Trustee Agencies**

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior



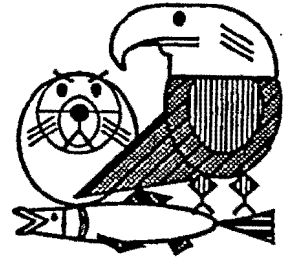
# **Exxon Valdez Oil Spill Trustee Council**

Restoration Office

645 G Street, Suite 401, Anchorage, AK 99501-3451

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

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## **MEMORANDUM**

TO: Dave Gibbons/USFS

FROM: Molly McCammon  
Executive Director

RE: Authorization -- Project 96220/Eastern PWS Wildstock Salmon Habitat Restoration

DATE: October 9, 1995

The purpose of this memorandum is to formally approve work to proceed on Project 96220/Eastern PWS Wildstock Salmon Habitat Restoration, as described in the Detailed Project Description. Please keep me informed of your method to implement the project — whether you contract directly with the proposer or use another method.

cc: Bob Spies  
Traci Cramer  
Ray Thompson

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Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

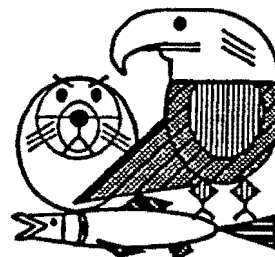
# **Exxon Valdez Oil Spill Trustee Council**

Restoration Office

645 G Street, Suite 401, Anchorage, AK 99501-3451

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

---



## **MEMORANDUM**

TO: Dave Gibbons/USFS

FROM: Molly McCammon  
Executive Director

RE: Authorization -- Project 96139C1/Montague Riparian Rehabilitation Monitoring Program

DATE: October 9, 1995

The purpose of this memorandum is to formally approve work to proceed on Project 96139C1/Montague Riparian Rehabilitation Monitoring Program, as described in the Detailed Project Description.

cc: Bob Spies  
Traci Cramer  
Ray Thompson

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Trustee Agencies

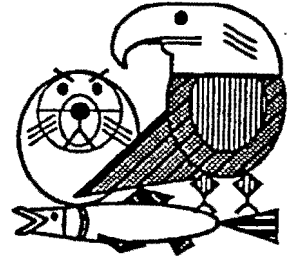
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



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## MEMORANDUM

TO: Catherine Berg/DOI

FROM: Molly McCammon  
Executive Director

RE: Authorization — Project 96025/Mechanism of Impact and Potential Recovery of Nearshore Vertebrate Predators

DATE: October 9, 1995

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The purpose of this memorandum is to formally approve work to proceed on Project 96025/Mechanism of Impact and Potential Recovery of Nearshore Vertebrate Predators, as described in the Detailed Project Description. The project will be reviewed before next year's field season to determine if modifications in the 1996 Detailed Project Description are necessary based on the 1995 field season. The budget will be reevaluated following the review session and may be revised at that time.

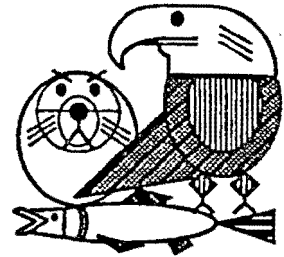
cc: Bob Spies  
Traci Cramer  
Bruce Wright  
Lisa Thomas

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



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## MEMORANDUM

TO: Byron Morris/NOAA

FROM: Molly McCammon  
Executive Director

RE: Authorization — Project 96090/Mussel Bed Restoration and Monitoring

DATE: October 9, 1995

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The purpose of this memorandum is to formally approve work to proceed on Project 96090/Mussel Bed Restoration and Monitoring, as described in the Detailed Project Description.

cc: Bob Spies  
Traci Cramer  
Bruce Wright

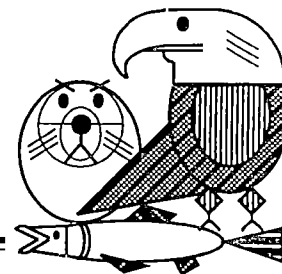
# **Exxon Valdez Oil Spill Trustee Council**

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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

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October 9, 1995

To Whom It May Concern:

Please be advised that David Ainley is traveling on behalf of the State of Alaska and the U.S. Government, and, in that capacity is entitled to receive government rates for airfare and accommodations.

He will be working on government business until September 30, 1996. Any questions relating to this matter should be directed to:

Executive Director  
Exxon Valdez Oil Spill Restoration Office  
645 G Street Suite 401  
Anchorage AK 99501-3451  
(907) 278-8012

Thank you for your cooperation.

Sincerely,

A handwritten signature in cursive script that reads "Molly McCanmon".

Molly McCanmon  
Executive Director

mm/raw

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Trustee Agencies

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

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

**APPLIED**  
*marine*  
**SCIENCES**

**DATE:** 10/6/95

***fax***

**TO:** Rebecca Williams, CACI

**FAX #:** (907) 276-7178

**FROM:** Susanna L. Chase, Administrative Assistant

**FAX #** (510) 373-7834

Rebecca - Please issue Travel Letters with an expiration date of September 30, 1996 for the following Peer Reviewers.

Please send the letters directly to our office so that we can distribute when we have all the sign-up paperwork back from the reviewers.

Thank you for your help with this matter.

APEX  
Nov. 30-Dec 1, 1995  
Anchorage, Alaska

David Ainley  
H.T. Harvey & Associates  
P.O. Box 1180  
Alviso, CA 95002

(408)263-1814  
(408)263-3823 fax

2155 Las Positas Court, Suite S  
Livermore, CA 94550  
(510) 373-7142  
FAX (510) 373-7834

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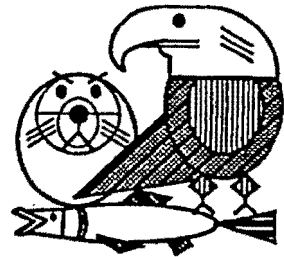
# **Exxon Valdez Oil Spill Trustee Council**

Restoration Office

645 G Street, Suite 401, Anchorage, AK 99501-3451

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

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## **MEMORANDUM**

TO: Dave Gibbons/USFS

FROM: Molly McCammon  
Executive Director

RE: Authorization -- Project 96154/Comprehensive Community Plan for Restoration of Archaeological Resources in PWS and Lower Cook Inlet

DATE: October 6, 1995

The purpose of this memorandum is to formally approve work to proceed on Project 96154/Comprehensive Community Plan for Restoration of Archaeological Resources in PWS and Lower Cook Inlet, as described in the Detailed Project Description. I have designated Veronica Christman to serve as the Restoration Office's representative in this planning process. Please ensure that she is fully involved as the project progresses. Thank you.

cc: Bob Spies  
Traci Cramer  
Ray Thompson  
Veronica Christman

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Trustee Agencies

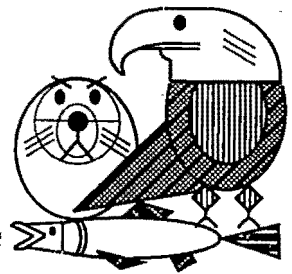
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



October 9, 1995

Mary Anne Bishop  
Copper River Delta Institute  
U.S. Forest Service  
POB 1460  
Cordova, Alaska 99574

Dear Mary Anne:

Thank you for your letter regarding possible integration of proposed project 96104, Avian Predation on Blue Mussels, with 96025, the Nearshore Vertebrate Predator project. You have requested \$19,200 in interim support to (a) enable further consultations on the possible integration of these projects and to (b) conduct a limited 10-day November field season on Montague Island. My understanding is that the purpose of this field work would be to survey numbers of wintering black oystercatchers at Port Chalmers and to make preliminary observations on their foraging behavior.

In regard to your request for interim support, I have difficulty with paying someone to develop a funding proposal for the Trustee Council for which they have not already made some kind of commitment. This kind of preliminary work should be the responsibility of the sponsoring agency and not the Trustee Council. However, in view of the significant interest in the avian predation project by the Forest Service, the Public Advisory Group, and others, I would consider a recommendation that the Trustee Council provide support for limited field work in November as you have proposed. In the course of planning and carrying out this work it is possible you may be able to make progress on the issue of integrating 96104 with 96025.

I do not know when the Trustee Council will meet next. Before I could make a favorable recommendation on interim funding for November field work, however, you will need to submit at least a brief version of a Detailed Project Description, including a budget, for review by the Chief Scientist. If that can be accomplished quickly and is reviewed favorably by Dr. Spies, I am prepared to recommend that the trustees fund this work. In making this tentative commitment, I am assuming that the cost of limited field work in November would be considerably less than the \$19,200 requested in your letter of September 25, since the integration aspect of your request would be removed from the proposal.

In regard to the larger issue of integration of 96104 with 96025, I am pleased that the discussions have continued and am eager to know whether the work you have proposed on avian predation can be adapted to complement and strengthen the NVP

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Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

project. However, I will have to reserve final judgement on that prospect until your discussions with Dr. Bartels have progressed and Dr. Spies and Stan Senner have had a chance to review any resulting recommendations.

Thank you again for your participation in the EVOS program. I hope that this reply is responsive to your request.

Sincerely,

  
Molly McCammon  
Executive Director

cc: Dave Gibbons  
Leslie Holland-Bartels  
Stan Senner  
Robert Spies  
Lisa Thomas  
Ray Thompson

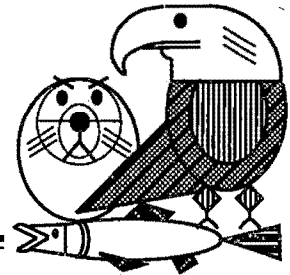
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# **Exxon Valdez Oil Spill Trustee Council**

**Restoration Office**

**645 G Street, Suite 401, Anchorage, Alaska 99501-3451**

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



## **MEMORANDUM**

**To:** Restoration Work Force Members

**From:** Molly McCammon  
Executive Director

**Date:** October 9, 1995

**Subj:** NOAA's proposed NRDA regulations

For your information, I have enclosed two items related to NOAA's proposed regulations for Natural Resource Damage Assessment procedures under the Oil Pollution Act of 1990:

- the State of Alaska's comments, which I understand represent the views of the departments of Fish and Game, Environmental Conservation, and Law; and
- comments endorsed by 13 of the 17 members of the Public Advisory Group and signed by the PAG chair, Vern McCorkle.

The EVOS Trustee Council per se has no position on the proposed regulations, but I thought you would appreciate knowing of the concerns raised in these letters.

The comment period on the proposed regulations ended on October 2, and NOAA is under a court deadline to promulgate final regulations by December 31, 1995.

enclosures (2)

mm/raw

### **Trustee Agencies**

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

TONY KNOWLES, GOVERNOR

PLEASE REPLY TO:

☒ 1031 WEST 4TH AVENUE, SUITE 200  
ANCHORAGE, ALASKA 99501-1994  
PHONE: (907) 269-5100  
FAX: (907) 276-3697

☐ KEY BANK BUILDING  
100 CUSHMAN ST., SUITE 400  
FAIRBANKS, ALASKA 99701-4679  
PHONE: (907) 451-2811  
FAX: (907) 451-2846

☐ P.O. BOX 110300-DIMOND COURT H  
JUNEAU, ALASKA 99811-0300  
PHONE: (907) 465-3600  
FAX: (907) 465-6735

## DEPARTMENT OF LAW

### OFFICE OF THE ATTORNEY GENERAL

October 2, 1995

Linda Burlington  
NOAA/GCNR  
1315 East-West Highway, SSMC #3  
Room 15132  
Silver Spring, MD 20910

Fax: (301)713-1229

Re: State of Alaska's Comments on NOAA NRDA Proposed Rulemaking Published on  
Aug. 3, 1995

Dear Ms. Burlington:

This letter sets out the comments of the State of Alaska on the proposed rulemaking published by the National Oceanic and Atmospheric Administration (NOAA) of the U.S. Department of Commerce on August 3, 1995, 60 Fed. Reg. 39804, on the subject of Natural Resource Damage Assessment (NRDA) procedures under the Oil Pollution Act of 1990, 33 U.S.C. 2701 *et seq.* (OPA). As an initial matter, the State notes that it objects to the comment deadline imposed by NOAA and requests that more time be provided for the preparation and consideration of comments in light of the wholesale changes made to the draft NRDA regulations since last issued for comment in 1994.

As the governmental trustee for the lands and related resources for over 6,600 miles of coastline, more than half of the coastline of the United States that is subject to OPA, the State of Alaska has a vital interest in these regulations. Additionally, almost all of the domestic crude oil that is transported by tanker in the United States is carried by the Trans-Alaska Pipeline System and loaded aboard tankers in Valdez, Alaska, for shipment to destinations in Alaska, the West Coast, and the Gulf Coast via the Panama pipeline. More than one-fifth of the nation's crude oil supply transits Alaska waters before reaching its final destination.

The State of Alaska also has considerable practical, ongoing experience in conducting a natural resource damage assessment and implementing a restoration plan as a result of the March 24, 1989 *Exxon Valdez* oil spill (EVOS) in Alaska's Prince William Sound. Following that spill, the State sued the Exxon Corporation and other responsible parties under state and federal law to recover damages arising from the injuries to its natural resources and undertook a natural resource damage assessment to enable it to recover those damages. In October 1991, the State and the United States jointly reached a settlement with Exxon that resulted in Exxon's agreement to pay over one billion dollars in compensation for EVOS-related natural resources damages and

related costs. The payments are directed to a trust account held by the federal district court for Alaska and are being used to restore the natural resources and resource services affected by the spill. The use of this restoration trust is subject to the consensual decisions of six trustees, three of whom represent the State and three of whom represent federal resource agencies (including NOAA). Since 1991, the State, in conjunction with the federal EVOS trustees, has devoted considerable effort towards accomplishing the goal of restoring resources injured by the nation's largest oil spill. The State has completed the damage assessment process, prepared a Final Restoration Plan, and begun to fund and accomplish specific restoration projects.

The comments set out below are based on the Alaska's considerable experience in assessing natural resource damages and implementing an actual restoration program. The State believes that, although the proposed regulations contain some specific praiseworthy features, taken as a whole the regulations represent a step backwards from the regulations proposed by NOAA on January 7, 1994, 59 Fed. Reg. 1062, in accomplishing the objectives of OPA -- that is, to guide the assessment and recovery of damages to natural resources arising from an oil spill. If these regulations had been used to guide the *Exxon Valdez* oil spill natural resource damage assessment process, the State and Federal Trustees clearly never would have received one billion dollars to restore the impacted environment and in fact likely would still be enmeshed in the cumbersome process spelled out in the regulations, instead of accomplishing restoration.

The State's detailed comments are as follows:

1. *The proposed regulations fail to recognize that some injuries are not reparable and that full monetary compensation for those injuries must be provided.*

The proposed regulations appear likely to leave injury to natural resources and services largely uncompensated.

In any major oil spill in a wilderness area, lost passive use comprises the greatest monetary loss for resources or services. For example, in the *Exxon Valdez* oil spill passive use loss accounted for over ninety percent of the monetary value of all damages. Currently, all means used to measure passive use loss are expensive and have encountered strong opposition from industry. Even if trustees surmount the significant hurdles of cost and industry resistance and complete such a valuation, it appears likely that the proposed regulations will limit recovery to less than the damages indicated by the study. This is because the proposed regulations, through their focus on restoration actions as a measure of the monetary demand to be made of the responsible party, will leave injury, such as passive use loss, under compensated where there are few restoration alternatives available.

Under Section 990.55 of the proposed regulations, the choices of the trustees are primary restoration and compensatory restoration. It is difficult to see how passive use loss,



particularly where it is based on injury to formerly pristine wilderness, can be restored under either concept. One method likely to be preferred by the responsible party, who under the regulations may be invited to perform the restoration, is a public relations campaign to convince the public that nothing bad really happened as a result of the spill and the injury that did occur will shortly be restored by natural processes. Other possible restoration actions include monitoring recovery so that the public may be accurately informed when injured natural resources have been restored. The expenditures for these actions, likely in the tens of millions of dollars, will not come close to matching the amount of the passive use loss, which may be in the billions of dollars. This discrepancy amounts to a windfall for the responsible party and will result in the trustees receiving substantially less compensation than is intended through the Oil Pollution Act of 1990.

The only restoration action likely to result in the expenditure of sums close to the value of the passive use loss is habitat acquisition. While this alternative has proven popular with the public in the Exxon Valdez restoration process, there has been no suggestion from the public that it views such acquisitions as restoring lost passive use. Indeed the restoration of lost passive use is not even a factor in the habitat acquisition evaluations and the United States Department of Justice has suggested informally that simply making people feel better about an oil spill because you use the money wisely or popularly is not a legally permissible justification for a restoration action. Thus, it is unlikely under the proposed regulations, that habitat acquisition will be available as a restoration alternative for lost passive use. As a result, lost passive use will be under compensated.

Similarly, injury to specific species, even if significant, may be under compensated. For example, in the Exxon Valdez oil spill there were between 170,000 and 300,000 murrelets killed as a result of the oil spill. Despite a lot of thought over the last several years, there have been no feasible direct restoration alternatives put forward for this injury, beyond monitoring of populations and breeding success. Because the birds live on remote islands they provided very few services to people. Were the currently proposed regulations followed for the Exxon Valdez oil spill, this injury would likely not be adequately compensated. Indeed, for any specific natural resource injury, other than to salmon and a few other important commercial, subsistence and sport species, it is difficult to see how the proposed regulations will provide for adequate compensation.

2. *Requiring that all damages be estimated in terms of actual restoration costs unreasonably delays and limits the ability of the trustees to obtain compensation for injuries.*

Although the cost of restoring the injured resources (or services provided by the injured resources) is perhaps the most important measure of damages, the State's experience shows that restoration likely will be a complex, lengthy, and ongoing process (see comment no. 3, below). Requiring all damages to be estimated in terms of restoration

costs will delay and limit the ability of the trustees to obtain compensation for injuries. No such requirement is imposed by OPA, which contemplates that trustees may obtain compensation after assessing injuries to natural resources and preparing a preliminary restoration plan. Once compensation is obtained, the trustees can determine the most efficient and effective means of accomplishing restoration. The trustees often may need to attempt a specific restoration action and weigh its success before continuing with a restoration plan. In any case, injuries not capable of restoration or not immediately reparable must be compensated.

3. *The proposed regulations require an unreasonably detailed and abstract restoration planning process prior to the presentation of a demand for compensation.*

The proposed regulations appear to assume that every restoration effort can be put together as a series of well-defined projects, well in advance of the completion of a damage assessment. In planning for the restoration of natural resources injured in the EVOS, the EVOS trustees determined general categories of restoration activities as part of the NRDA process, but had to do a considerable amount of additional research before deciding what specific projects should be pursued. The EVOS Trustees still do not know, for example, exactly how they will spend restoration money three or four years from now; information from ongoing ecosystem studies is necessary to provide guidance in making those restoration decisions.

The proposed regulations unrealistically assume that the trustees will be capable of preparing a detailed restoration plan in a short period of time after an initial round of damage assessment studies.<sup>1</sup> Section 990.65(a) of the proposed regulations should be modified to provide that the trustees retain the authority and discretion to freely make additions and substitutions to the restoration plan during the implementation phase, based on additional information and experience.

The preamble to the proposed regulations suggests the use of reopener clauses and escrow accounts in cases where corrective actions are needed. 60 Fed. Reg. at 39821. Based on the experience of the State, obtaining agreement with a responsible party on a realistic reopener clause or an escrow account of any consequence will be very difficult and does not offer a meaningful solution to the problem of addressing the estimation of damages that may take many years to become apparent due to complex life cycles.

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<sup>1</sup> The preamble to the proposed regulations suggests the possibility of a series of plans for restoration following large-scale incidents. 60 Fed. Reg. at 39806. The concept of a series of restoration plans, which in the experience of the State is the most realistic way to accomplish restoration, is inconsistent with the concept of a single, Final Restoration Plan as the basis for a demand for damages presented to a responsible party.

4. *The proposed regulations should make it clear that the involvement of the responsible parties, while permissible and potentially efficient, is at the sole discretion of the trustees.*

Assessments jointly undertaken by trustees and responsible parties may make sense in some cases by shortcutting disputes and holding down overall costs. However, the proposed regulations **require** the government trustees to invite the responsible party to join in the NRDA process "where appropriate." See proposed section 990.14(c). The meaning of "where appropriate" is ambiguous here. The proposed regulations should state that "the trustees may, in their sole discretion, invite the responsible parties to participate ..." to indicate that the involvement of responsible parties is subject to the sole discretion of the trustees to determine that the responsible parties can and are performing a constructive role in the damage assessment process. The trustees should have the sole discretion, after considering comments by the responsible parties and the public, to determine whether the assessment activities are reasonable, cost-effective, and conducted using accepted standard methods, as specified by the regulations.

The proposed regulations also provide that the trustees may ask the responsible party to conduct the actual restoration effort once a plan is in place. See proposed section 990.62(b). Recognizing that some restoration activities potentially could be conducted more swiftly and cheaply by the responsible party, that involvement also should be left to the sole discretion of the trustees. Similarly, necessary emergency restoration should not be delayed by the requirement in proposed section 900.24(c) to notify and invite the participation of the responsible parties. If the responsible party does not agree that an emergency situation exists it could conceivably block trustee action until it is too late to be effective. Although the responsible party should be notified and permitted to participate, the trustees should not be constrained in carrying out emergency restoration.

If the responsible party does participate in the damage assessment process, its participation should be subject to the same administrative record rules as the work of the trustees. The proposed regulations require public disclosure of damage assessment information and public involvement in the development of the restoration plan. The State supports the public record requirement prior to settlement of claims only if the burden is equally shared by all participating parties. Otherwise, if a joint assessment and planning effort falls apart, all of the government's data and analysis would be public, while the responsible party may have been assembling other experts and data outside the joint process. If the responsible parties are participating in the public process to develop

restoration alternatives, the responsible parties should be precluded from assembling experts and data outside of the public process.<sup>2</sup>

The proposed regulations should recognize that the responsible party and the trustees ultimately are responsible to two very different groups of people. The responsible party almost always will be a for-profit corporation, ultimately reporting to a group of public or private shareholder investors. The responsible party will be motivated to be as narrow as possible in the scope of the damage assessment and restoration process.<sup>3</sup> The public trustees represent the public as resource owners and the interests of the public will not be identical to those of the responsible party. Although responsible party involvement in a joint assessment potentially can benefit both parties, that option should be clearly and completely left to the trustees' discretion. Giving the responsible party nearly equal standing to that of the trustees ignores the fact that the responsible party spilled the oil and has a direct interest in minimizing its financial exposure as a result of that action. The trustees, and not the responsible parties, have the standing and perspective to determine the extent of damage to publicly-owned resources that have been injured and provide for their restoration.

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<sup>2</sup> In the absence of such a restriction, the proposed regulations will fail to accomplish the stated goal of reducing transaction costs, which are cited as one of three primary goals. 60 Fed. Reg. at 39805. For the responsible party, particularly in the case of a large spill, transaction costs would not be reduced (although the State believes that the proposed rules dramatically would reduce the ultimate damages that would be owed by a responsible party because of incomplete compensation to the public provided in the proposed regulations). Transaction costs include litigation, and administrative costs of agreeing on the magnitude of resource injury. Because any element of the restoration plan may end up in litigation, the responsible party has strong incentives to invest in duplicate, confidential damage studies for the purpose of minimizing the restoration cost estimates.

<sup>3</sup> In the absence of quality baseline data, which is often the case, agreeing to what is a return to baseline likely will be the source of significant disagreements between the trustees and responsible parties. With dynamic populations spread over large geographic areas, baseline conditions are difficult to define. For example, Exxon representatives stated at the American Society of Testing and Materials meeting on Environmental Toxicology and Risk Assessment, held in Atlanta in 1993, that a resource could not be considered injured as long as its population was anywhere within historical values and that injured populations would be considered recovered as soon as they were restored to anywhere in this range. Pacific herring recruitment from the 1989 brood year in Prince William Sound following the EVOS, for example, was the second lowest in 25 years. Because it was only the second lowest, Exxon considered herring as not impacted and therefore not requiring restoration at all. Prince William Sound pink salmon returned in large numbers to hatcheries in the spill area in 1990, but at half the rate as those returning to hatcheries outside the oiled area and run by the same aquaculture corporation using the same methods. Exxon not only said that there was no injury and that recovery was not necessary, but then lumped all pink salmon, hatchery and wild, together in claiming no impact although, at least through 1993, wild fish were impacted more severely than the hatchery fish.

5. *The proposed regulations should make it easier to use state, local or tribal procedures.*

Section 990.20(b) of the proposed regulations, which provides that trustees may use state, local or tribal procedures if those procedures are generally in accord with these proposed regulations, should be amended to eliminate the phrase "or this part" in the requirement that the state, local or tribal procedures must not "conflict with OPA or this part". The inclusion of the phrase "or this part" in proposed section 990.25(b)(5) has the practical effect of eliminating the options provided by section 990.20(b). Compliance with the provisions of OPA and the requirements set out in section 990.20(b)(1) - (b)(4) and with OPA should be enough to make state procedures acceptable. It is unrealistic to expect that state regulations, which are prepared to implement state laws, will not conflict in any way with the proposed regulations. General consistency, and not total lack of conflict, should be the criterion.

6. *Federal trustees should be required to follow all legally applicable state local or tribal requirements*

Proposed section 990.23(d), which states "[t]o the extent that federal trustees can legally comply with state, local, and tribal procedural requirements they should do so," should be changed to **require** that federal trustees follow all legally applicable state, local, or tribal requirements.

7. *The proposed regulations should remove any ambiguity that compliance is voluntary*

Several sections of the proposed regulations fail to indicate that their applicability is limited to instances in which the trustee has elected to proceed to recover damages under the rigorous standards imposed by the regulations. *Compare, e.g.,* proposed section 990.41 ("[u]pon learning of an incident, trustees must ...") *with* proposed section 990.22 ("[w]hen taking actions under this part, trustees must ..."). All trustee actions required by the regulations should be limited to when trustees are acting under this proposed part. The State suggests adding a sentence to proposed section 990.11 that states that "any action required by these regulations is so required only if the trustee is taking action under this part."

8. *The inquiry pathway for services should be broadened.*

In proposed section 990.52, the determination of the injury pathway should allow for service changes that are not directly linked to physical evidence to be counted as part of the social costs of oil discharges. In catastrophic discharge events, the perception of

injury may be different than what the scientific evidence ultimately detects and the perceptions of resource consumers shape the economic values.

9. *The discounting provisions should be more flexible*

Greater flexibility is needed in the discounting provisions of proposed section 990.63. Appropriate discounting procedures and selection of interest rates may vary with the use of the resources being valued as well as other variables. The cookbook approach to defining appropriate discounting procedures in proposed section 990.63 is not sufficiently detailed to cover all potential restoration and damage assessment scenarios. The discounting techniques to be applied should be linked to the consideration of specific alternative restoration actions. The establishment of applicable interest rates would be more appropriately considered on a case by case basis as part of either damage assessment or restoration alternatives.

10. *Accrued interest should be required to be used for restoration*

The regulations should require that the interest accruing in the trustee restoration accounts be used for restoration purposes.

11. *Direct restoration of lost or diminished services is permissible*

The State generally agrees with the willingness to permit direct restoration of lost services within the concept of restoration and commends NOAA for rejecting the contrary, impermissibly narrow interpretations of the United States Department of Justice.

If you have questions regarding the State's comments, please contact me for further information.

Sincerely,

BRUCE M. BOTELHO  
ATTORNEY GENERAL

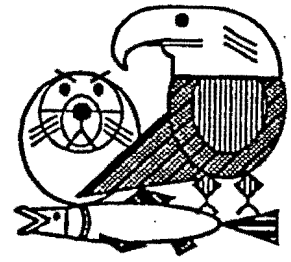
By: *Craig J. Tillery*  
Craig J. Tillery  
Assistant Attorney General

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



October 2, 1995

Ms. Linda Burlington and Mr. Eli Reinharz  
National Oceanic and Atmospheric Administration  
Office of General Council Natural Resources  
1315 East-West Highway  
SSMC #3, Room 15132  
Silver Spring, MD 20910

Dear Ms. Burlington and Mr. Reinharz:

The undersigned members of the Public Advisory Group for the *Exxon Valdez* Trustee Council have reviewed NOAA's natural resource damage assessment rule being proposed under the 1990 Oil Pollution Act. While we have not reviewed the rule in great detail, we have identified what we perceive to be significant problems.

The Public Advisory Group was established by the State of Alaska and the federal government in 1991 following settlement of the governments' claims against Exxon Corporation following the 1989 *Exxon Valdez* Oil Spill. Its mission is to advise the Trustees on the use of restoration funds and conduct of activities to restore the resources and services injured by the spill.

The Public Advisory Group has been an active participant in the development of the Trustees' program to restore the resources and services injured by the 1989 oil spill. We have practical experience in reviewing restoration proposals and observing the problems and opportunities presented by an oil spill and the need for restoration. In our brief review, we have identified three major problems with the proposed rule.

1. *In most cases, a large spill will result in significant injuries that cannot be fully restored, and monetary compensation is appropriate.* Restoration activities are likely to fully restore resources only when damage is confined to a localized animal population (e.g., a few bird nests) or a small physical setting (e.g., a few-acre wetland). For large spills, like that of the *Exxon Valdez*, the injuries may not be restorable except through time, and may not even be identifiable at the time of the spill. Requiring all damages to be estimated in terms of predicted, specific restoration costs will delay and limit the ability of the public to obtain compensation for the injuries. In these instances, monetary compensation remains an appropriate and acceptable alternative, but one that is largely disallowed by the proposed rule. Implementation of the rule would leave the public inadequately compensated for large oil spills.



2. *The requirement for an agreed-upon, project-based restoration plan prior to compensation is unworkable.* The rule assumes that the restoration effort can quickly be put together as a series of well-defined projects. In our experience, future years' restoration needs are dependent on previous years' results. Thus, requiring a detailed, project-based restoration plan to forecast all required restoration projects is not realistic. The 1996 restoration program for the *Exxon Valdez* spill has become a well-integrated program to aid the resources and services injured by the spill, but it could not have been constructed without the results of previous years' scientific investigations.

3. *The proposed rule should allow for the involvement of the responsible parties only at the discretion of the trustees.* The proposed regulations **require** the government trustees to invite the responsible party to join in the NRDA process. This participation should be at the sole discretion of the trustees. A responsible party and the trustees have two different groups of people to whom they are responsible. The responsible party is responsive to shareholders' investment, so it is in their interest to be conservative in their damage assessment and analysis, and narrow in the scope of investigation. A public trustee has a different responsibility, and therefore may take a different path, that is not necessarily in the best interest of the shareholders of the responsible party's company.

Thank you for this opportunity to comment. We appreciate your consideration of our review as you proceed towards a final decision.

Sincerely,

  
Vern McCorkle, Chairman  
Exxon Valdez Trustee Council Public Advisory Group

on behalf of:

<u>Name</u>	<u>Principal Interest</u>
Rupert Andrews	Sport Hunting & Fishing
Jim Diehl	Recreation Users
James King	Public-at-Large
Nancy Lethcoe	Commercial Tourism
Brenda Schwantes	Subsistence
Thea Thomas	Commercial Fishing
Martha Vlasoff	Public-at-Large
Pam Brodie	Environmental
Dave Cobb	Local Government
Chip Dennerlein	Conservation
Chris Beck	Public-at-Large
Chuck Totemoff	Native Landowners

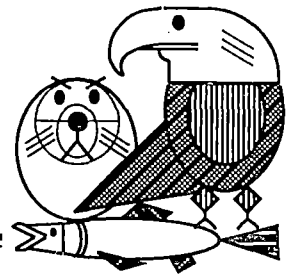
# **Exxon Valdez Oil Spill Trustee Council**

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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

---



October 9, 1995

Dana Schmidt  
Alaska Department of Fish and Game  
Limnology Unit  
34828 Kalifornsky Beach Road, Suite B  
Soldotna, Alaska 99669-3150

Dear Dana:

There have been several conversations back and forth about submission of a report on Project 94258 and the possibility of combining FY 1994 and 1995 reports. Recently I had an opportunity to discuss this issue with Joe Sullivan and Stan Senner, but I am writing to you directly to convey the conclusion of that discussion.

The Sockeye Salmon review is scheduled for Wednesday, November 29, and I would like to have a report on the results of the overescapement project in 1994 (94258) submitted no later than November 29. I know that you are eager to focus your efforts on the results of the 1995 season and preparation for the review session, but I also understand that you already have prepared a draft of a 94258 report.

Although your report should be prepared in the format outlined in the "Procedures for the Preparation and Distribution of Reports" (August 1995), an annual report need not be as complete and detailed as a final report. An annual report is essentially a progress report, but it is an important part of our collective accountability to the Trustee Council, the trustee agencies, and--most importantly--the public. When tens and even hundreds of thousands of dollars are invested in data analysis following a field season, it is crucial that there be a report to describe the results. As you may know, the EVOS program and its participating agencies are being audited this autumn, and the timely completion of project reports will be a key factor in the auditors' evaluations.

In the past you received some criticism because your annual report on 93258 did not incorporate 1994 results, and I can assure you that there will be no expectation that your report on the 1994 season should include results from 1995. However, I must stand firm in requiring submission of a completed report on 94258 no later than November 29.

---

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Your hard work and expertise on Sockeye Salmon are much appreciated, and we look forward to seeing your report on 94258. Thank you.

Sincerely,

*Molly McCammon*

Molly McCammon  
Executive Director

cc: Joe Sullivan  
Robert Spies  
Stan Senner

mm/ss/raw

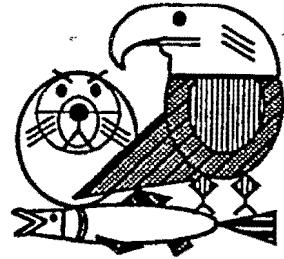
P.S. I think Stan  
is trying to set up  
a trip to Soldotna  
for Oct. 24?  
Will see you soon.  
M-

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



---

## MEMORANDUM

TO: Joe Sullivan/ADF&G

FROM: Molly McCammon  
Executive Director

*Erin Meyer*  
*for*

RE: Authorization — Project 96191A/Oil-related Embryo Mortalities in PWS Pink Salmon Populations

DATE: October 6, 1995

---

The purpose of this memorandum is to formally approve work to proceed on the on-going portion of Project 96191A/Oil-related Embryo Mortalities in PWS Pink Salmon Populations, as described in the Detailed Project Description. A decision on the molecular genetics portion of the project for FY 96 and future years has been deferred until December, pending further review of all pink salmon proposals addressing genetics/straying/stock identification questions. In addition, this authorization is given in expectation that the draft report for Project 94191 will be submitted no later than October 30, 1995; and in the expectation that a schedule for submission of the outstanding report for 94320D be worked out within two weeks (by October 20, 1995).

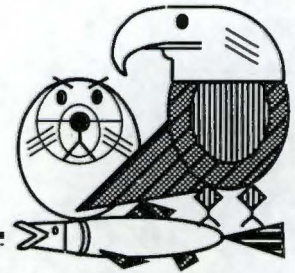
cc: Bob Spies  
Traci Cramer  
Jim Seeb  
Mark Willette  
Celia Rozen

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



## FAX COVER SHEET

*Joe Sullivan*

To: *Mark Willette* Number: \_\_\_\_\_

From: *Eric Myers* Date: *October 6, 1995*

Comments: \_\_\_\_\_ Total Pages: *2*

*Pls forward ASAP.*

*Thank You*

**FAX COMPLETE**

*cc* **FAX COMPLETE**

Document Sent By: *Rebecca*

2/15/95

Trustee Agencies

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

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

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\*\*\* MULTI TRANSACTION REPORT \*\*\*  
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1447

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TRANSACTION OK

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J. SULLIVAN

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\*\*\* MULTI TRANSACTION REPORT \*\*\*  
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1450

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J. SULLIVAN

B. SPIES

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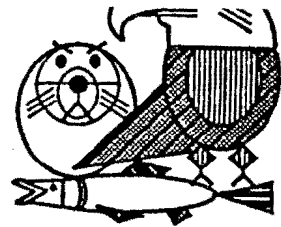
# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, AK 99501-3451

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

---



## MEMORANDUM

TO: Dave Gibbons/USFS

FROM: Molly McCann  
Executive Director

RE: Authorization -- Project 96320Q/Avian Predation on Herring Spawn

DATE: October 5, 1995

The purpose of this memorandum is to formally approve work to proceed on Project 96320Q/Avian Predation on Herring Spawn, as described in the Detailed Project Description.

cc: Bob Spies  
Traci Cramer  
Ray Thompson

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Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

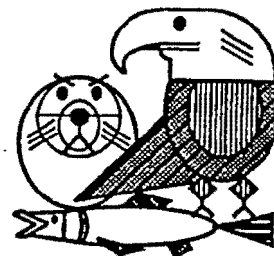
# **Exxon Valdez Oil Spill Trustee Council**

Restoration Office

645 G Street, Suite 401, Anchorage, AK 99501-3451

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

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## **MEMORANDUM**

TO: Joe Sullivan/ADF&G

FROM: Molly McCammon  
Executive Director

RE: Authorization -- Project 96188/Otolith Thermal Mass Marking of Hatchery Reared Pink Salmon in Prince William Sound.

DATE: October 5, 1995

The purpose of this memorandum is to formally approve work to proceed on Project 96188/Otolith Thermal Mass Marking of Hatchery Reared Pink Salmon in Prince William Sound, as described in the Detailed Project Description.

cc: Bob Spies  
Traci Cramer  
Celia Rosen

---

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

10/5/95

To: Reading File  
FR: Eric Myers

---

Tyke Crowley  
23 Water St.  
Leominster Massachusetts

01453

- sent a copy of the AK Department of Law/DOA comments on NOAA NRDA rulemaking published on Aug 3, 1995. Letter of comment by DO Law dated Oct 2, 1995, attached.

COPY

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

October 2, 1995

Linda Burlington  
NOAA/GCNR  
1315 East-West Highway, SSMC #3  
Room 15132  
Silver Spring, MD 20910

Fax: (301)713-1229

Re: State of Alaska's Comments on NOAA NRDA Proposed Rulemaking Published on  
Aug. 3, 1995

Dear Ms. Burlington:

This letter sets out the comments of the State of Alaska on the proposed rulemaking published by the National Oceanic and Atmospheric Administration (NOAA) of the U.S. Department of Commerce on August 3, 1995, 60 Fed. Reg. 39804, on the subject of Natural Resource Damage Assessment (NRDA) procedures under the Oil Pollution Act of 1990, 33 U.S.C. 2701 *et seq.* (OPA). As an initial matter, the State notes that it objects to the comment deadline imposed by NOAA and requests that more time be provided for the preparation and consideration of comments in light of the wholesale changes made to the draft NRDA regulations since last issued for comment in 1994.

As the governmental trustee for the lands and related resources for over 6,600 miles of coastline, more than half of the coastline of the United States that is subject to OPA, the State of Alaska has a vital interest in these regulations. Additionally, almost all of the domestic crude oil that is transported by tanker in the United States is carried by the Trans-Alaska Pipeline System and loaded aboard tankers in Valdez, Alaska, for shipment to destinations in Alaska, the West Coast, and the Gulf Coast via the Panama pipeline. More than one-fifth of the nation's crude oil supply transits Alaska waters before reaching its final destination.

The State of Alaska also has considerable practical, ongoing experience in conducting a natural resource damage assessment and implementing a restoration plan as a result of the March 24, 1989 *Exxon Valdez* oil spill (EVOS) in Alaska's Prince William Sound. Following that spill, the State sued the Exxon Corporation and other responsible parties under state and federal law to recover damages arising from the injuries to its natural resources and undertook a natural resource damage assessment to enable it to recover those damages. In October 1991, the State and the United States jointly reached a settlement with Exxon that resulted in Exxon's agreement to pay over one billion dollars in compensation for EVOS-related natural resources damages and

TONY KNOWLES, GOVERNOR

PLEASE REPLY TO:

☒ 1031 WEST 4TH AVENUE, SUITE 200  
ANCHORAGE, ALASKA 99501-1994  
PHONE: (907) 269-5100  
FAX: (907) 276-3697

☐ KEY BANK BUILDING  
100 CUSHMAN ST., SUITE 400  
FAIRBANKS, ALASKA 99701-4679  
PHONE: (907) 451-2811  
FAX: (907) 451-2846

☐ P.O. BOX 110300-DIMOND COURT-H  
JUNEAU, ALASKA 99811-0300  
PHONE: (907) 465-3600  
FAX: (907) 465-6735

particularly where it is based on injury to formerly pristine wilderness, can be restored under either concept. One method likely to be preferred by the responsible party, who under the regulations may be invited to perform the restoration, is a public relations campaign to convince the public that nothing bad really happened as a result of the spill and the injury that did occur will shortly be restored by natural processes. Other possible restoration actions include monitoring recovery so that the public may be accurately informed when injured natural resources have been restored. The expenditures for these actions, likely in the tens of millions of dollars, will not come close to matching the amount of the passive use loss, which may be in the billions of dollars. This discrepancy amounts to a windfall for the responsible party and will result in the trustees receiving substantially less compensation than is intended through the Oil Pollution Act of 1990.

The only restoration action likely to result in the expenditure of sums close to the value of the passive use loss is habitat acquisition. While this alternative has proven popular with the public in the Exxon Valdez restoration process, there has been no suggestion from the public that it views such acquisitions as restoring lost passive use. Indeed the restoration of lost passive use is not even a factor in the habitat acquisition evaluations and the United States Department of Justice has suggested informally that simply making people feel better about an oil spill because you use the money wisely or popularly is not a legally permissible justification for a restoration action. Thus, it is unlikely under the proposed regulations, that habitat acquisition will be available as a restoration alternative for lost passive use. As a result, lost passive use will be under compensated.

Similarly, injury to specific species, even if significant, may be under compensated. For example, in the Exxon Valdez oil spill there were between 170,000 and 300,000 murrelets killed as a result of the oil spill. Despite a lot of thought over the last several years, there have been no feasible direct restoration alternatives put forward for this injury, beyond monitoring of populations and breeding success. Because the birds live on remote islands they provided very few services to people. Were the currently proposed regulations followed for the Exxon Valdez oil spill, this injury would likely not be adequately compensated. Indeed, for any specific natural resource injury, other than to salmon and a few other important commercial, subsistence and sport species, it is difficult to see how the proposed regulations will provide for adequate compensation.

2. *Requiring that all damages be estimated in terms of actual restoration costs unreasonably delays and limits the ability of the trustees to obtain compensation for injuries.*

Although the cost of restoring the injured resources (or services provided by the injured resources) is perhaps the most important measure of damages, the State's experience shows that restoration likely will be a complex, lengthy, and ongoing process (see comment no. 3, below). Requiring all damages to be estimated in terms of restoration

4. *The proposed regulations should make it clear that the involvement of the responsible parties, while permissible and potentially efficient, is at the sole discretion of the trustees.*

Assessments jointly undertaken by trustees and responsible parties may make sense in some cases by shortcutting disputes and holding down overall costs. However, the proposed regulations **require** the government trustees to invite the responsible party to join in the NRDA process "where appropriate." See proposed section 990.14(c). The meaning of "where appropriate" is ambiguous here. The proposed regulations should state that "the trustees may, in their sole discretion, invite the responsible parties to participate ..." to indicate that the involvement of responsible parties is subject to the sole discretion of the trustees to determine that the responsible parties can and are performing a constructive role in the damage assessment process. The trustees should have the sole discretion, after considering comments by the responsible parties and the public, to determine whether the assessment activities are reasonable, cost-effective, and conducted using accepted standard methods, as specified by the regulations.

The proposed regulations also provide that the trustees may ask the responsible party to conduct the actual restoration effort once a plan is in place. See proposed section 990.62(b). Recognizing that some restoration activities potentially could be conducted more swiftly and cheaply by the responsible party, that involvement also should be left to the sole discretion of the trustees. Similarly, necessary emergency restoration should not be delayed by the requirement in proposed section 900.24(c) to notify and invite the participation of the responsible parties. If the responsible party does not agree that an emergency situation exists it could conceivably block trustee action until it is too late to be effective. Although the responsible party should be notified and permitted to participate, the trustees should not be constrained in carrying out emergency restoration.

If the responsible party does participate in the damage assessment process, its participation should be subject to the same administrative record rules as the work of the trustees. The proposed regulations require public disclosure of damage assessment information and public involvement in the development of the restoration plan. The State supports the public record requirement prior to settlement of claims only if the burden is equally shared by all participating parties. Otherwise, if a joint assessment and planning effort falls apart, all of the government's data and analysis would be public, while the responsible party may have been assembling other experts and data outside the joint process. If the responsible parties are participating in the public process to develop

5. *The proposed regulations should make it easier to use state, local or tribal procedures.*

Section 990.20(b) of the proposed regulations, which provides that trustees may use state, local or tribal procedures if those procedures are generally in accord with these proposed regulations, should be amended to eliminate the phrase "or this part" in the requirement that the state, local or tribal procedures must not "conflict with OPA or this part" The inclusion of the phrase "or this part" in proposed section 990.25(b)(5) has the practical effect of eliminating the options provided by section 990.20(b). Compliance with the provisions of OPA and the requirements set out in section 990.20(b)(1) - (b)(4) and with OPA should be enough to make state procedures acceptable. It is unrealistic to expect that state regulations, which are prepared to implement state laws, will not conflict in any way with the proposed regulations. General consistency, and not total lack of conflict, should be the criterion.

6. *Federal trustees should be required to follow all legally applicable state local or tribal requirements*

Proposed section 990.23(d), which states "[t]o the extent that federal trustees can legally comply with state, local, and tribal procedural requirements they should do so," should be changed to **require** that federal trustees follow all legally applicable state, local, or tribal requirements.

7. *The proposed regulations should remove any ambiguity that compliance is voluntary*

Several sections of the proposed regulations fail to indicate that their applicability is limited to instances in which the trustee has elected to proceed to recover damages under the rigorous standards imposed by the regulations. Compare, e.g., proposed section 990.41 ("[u]pon learning of an incident, trustees must ...) with proposed section 990.22 ("[w]hen taking actions under this part, trustees must ...). All trustee actions required by the regulations should be limited to when trustees are acting under this proposed part. The State suggests adding a sentence to proposed section 990.11 that states that "any action required by these regulations is so required only if the trustee is taking action under this part."

8. *The inquiry pathway for services should be broadened.*

In proposed section 990.52, the determination of the injury pathway should allow for service changes that are not directly linked to physical evidence to be counted as part of the social costs of oil discharges. In catastrophic discharge events, the perception of

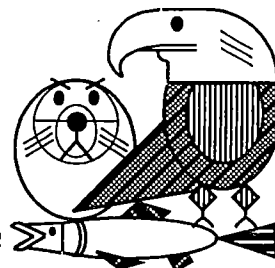


# **Exxon Valdez Oil Spill Trustee Council**

**Restoration Office**

**645 G Street, Suite 401, Anchorage, Alaska 99501-3451**

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



October 5, 1995

Randall B. Luthi, Esq.  
391 Snow King Loop Road  
POB 7314  
Jackson, Wyoming 83001

Dear Randall:

It was great to see you even briefly at NOAA's NRDA workshop in San Francisco. I was filing some of the workshop materials the other day and noticed that I still had my evaluation sheet. I'm not sure to whom this goes, so would you be kind enough to forward it to the right person?

I also have enclosed the State of Alaska's comments on the proposed NRDA rule. These represent comments from the Alaska departments of Law, Fish and Game, and Environmental Conservation (not the EVOS Trustee Council). I don't know whether you will be involved in any more of the rulemaking process, but feel free to make use of these as you deem appropriate.

I would have liked to talk with you more about what all you are up to these days, and to have some give-and-take on the proposed NRDA rule, but time did not allow. I hope that our paths continue to cross from time to time.

Best wishes,

A handwritten signature in black ink, appearing to read "Stan". The signature is fluid and cursive, with a long horizontal stroke at the end.

Stanley E. Senner  
Science Coordinator

enclosure (2)

ss/raw

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Trustee Agencies

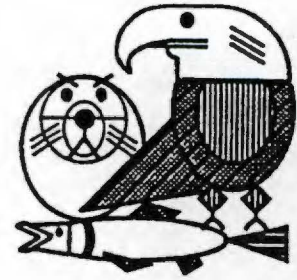
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



## MEMORANDUM

**TO:** Trustee Council

**THROUGH:** Molly McCammon  
Executive Director

**FROM:** *Traci Cramer*  
Traci Cramer  
Administrative Officer

**DATE:** October 4, 1995

**RE:** Financial Report as of September 30, 1995

Attached is the Statement of Revenue, Disbursements and Fees, and accompanying notes for the *Exxon Valdez* Joint Trust Fund for the period ending September 30, 1995.

The following is a summary of the information incorporated in the notes and contained on the statement.

Joint Trust Fund Account Balance	\$129,567,523	
Less: Current Year Commitments (Note 5)	\$15,611,200	
Less: Restoration Reserve Balance (Note 6)	\$36,000,000	
Plus: Adjustments (Note 7)	<u>\$129,180</u>	
Uncommitted Fund Balance		\$78,085,503
Plus: Future Exxon Payments (Note 1)	\$420,000,000	
Less: Remaining Reimbursements (Note 3)	23,300,000	
Less: Remaining Commitments (Note 8)	<u>\$30,791,700</u>	
Total Estimated Funds Available		\$443,993,803

If you have any questions regarding the information provided please give me a call at 586-7238.

attachments

cc: Restoration Work Force  
Bob Baldauf

---

### Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

NOTES TO THE STATEMENT OF REVENUE, DISBURSEMENTS AND FEES  
FOR THE *EXXON VALDEZ* JOINT TRUST FUND  
As of September 30, 1995

1. Contributions - Pursuant to the agreement Exxon is to pay a total of \$900,000,000.

Received to Date	\$480,000,000
Future Payments	\$420,000,000

2. Interest Income - In accordance with the MOA, the funds are deposited in the United States District Court, Court Registry Investment System (CRIS). All deposits with CRIS are maintained in United States government treasury securities with maturities of 100 days or less. Total earned since the last report is \$508,886.
3. Reimbursement of Past Costs - Under the terms of the agreement, the United States and the State are reimbursed for expenses associated with the spill.

Reimbursements to Date	\$153,079,887
Remaining Reimbursements	
United States	\$0
State of Alaska	\$23,300,000

4. Fees - CRIS charges a fee of 10% for cash management services. Total paid since the last report is \$50,342.
5. Current Year Commitments - Includes \$12,500,000 for the Alaska Sealife Center and \$3,111,200 for the November 1995 payment for Seal Bay.
6. Restoration Reserve - The total in the Restoration Reserve is \$36,000,000.
7. Adjustments - Under terms of the Agreement, both interest earned on previous disbursements and prior years unobligated funding or lapse are deducted from future court requests. All available interest and lapse was deducted from the 1996 Work Plan. The amount reflected below, represents interest earnings for the month of August.

	Interest	Lapse
United States	\$464	
State of Alaska	\$128,716	

8. Remaining Commitments - Includes \$12,497,000 for the Alaska SeaLife Center in Seward, the \$18,294,700 in remaining reimbursement and the following land payments.

<u>Seller</u>	<u>Amount</u>	<u>Due</u>
Seal Bay	\$3,294,700	November 1996
Akhiok-Kaguyak	\$15,000,000	September 1996 and 1997

**STATEMENT OF REVENUE, DISBURSEMENT, AND FEES**  
**EXXON VALDEZ OIL SPILL JOINT TRUST FUND**  
**As of September 30, 1995**

	Federal Fiscal Years Ending September 30			To Date	Cumulative
	1992	1993	1994	1995	Total
<b>REVENUE:</b>					
Contributions: (Note 1)					
Contributions from Exxon Corporation	90,000,000	250,000,000	70,000,000	70,000,000	480,000,000
Less: Credit to Exxon Corporation for clean-up costs incurred		(39,913,688)			(39,913,688)
Total Contributions	90,000,000	210,086,312	70,000,000	70,000,000	440,086,312
Interest Income: (Note 2)					
Exxon Corporation escrow account	831,233				831,233
Joint Trust Fund Account	596,000	1,378,000	3,736,000	5,706,666	11,416,666
Total Interest	1,427,233	1,378,000	3,736,000	5,706,666	12,247,899
<b>Total Revenue</b>	<b>91,427,233</b>	<b>211,464,312</b>	<b>73,736,000</b>	<b>75,706,666</b>	<b>452,334,211</b>
<b>DISBURSEMENTS:</b>					
Reimbursement of Past Costs: (Note 3)					
State of Alaska	29,267,842	29,000,000	25,000,000		83,267,842
United States	24,726,280	36,117,165	6,271,600	2,697,000	69,812,045
Total Reimbursements	53,994,122	65,117,165	31,271,600	2,697,000	153,079,887
Disbursements from Joint Trust Account:					
State of Alaska	6,559,200	18,529,113	44,546,266	29,469,669	99,104,248
United States	6,320,500	9,105,881	6,008,387	48,019,928	69,454,696
Total Disbursements	12,879,700	27,634,994	50,554,653	77,489,597	168,558,944
<b>FEES:</b>					
U.S. Court Fees (Note 4)	23,000	154,000	364,000	586,857	1,127,857
<b>Total Disbursements and Fees</b>	<b>66,896,822</b>	<b>92,906,159</b>	<b>82,190,253</b>	<b>80,773,454</b>	<b>322,766,688</b>
<b>Increase (decrease) in Joint Trust</b>	<b>24,530,411</b>	<b>118,558,153</b>	<b>(8,454,253)</b>	<b>(5,066,788)</b>	<b>129,567,523</b>
Joint Trust Account Balance, beginning balance	0	24,530,411	143,088,564	134,634,311	
Joint Trust Account Balance, end of period	24,530,411	143,088,564	134,634,311	129,567,523	
Current Year Commitments: (Note 5)					(15,611,200)
Restoration Reserve: (Note 7)					36,000,000
Adjustments: (Note 8)					129,180
<b>Uncommitted Fund Balance</b>					<b>78,085,503</b>
Remaining Reimbursements (Note 3)					(23,300,000)
Remaining Commitments: (Note 9)					(30,791,700)
<b>Total Estimated Funds Available</b>					<b>443,993,803</b>

Statement 1

**Statement of Exxon Settlement Funds  
As of September 30, 1995**

<b>Beginning Balance of Settlement</b>	900,000,000
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**Receipts:**

Interest Earned on Exxon Escrow Account	831,233
Net Interest Earned on Joint Trust Fund (See Note 1)	10,288,809
Interest Earned on United States and State of Alaska Accounts	1,790,915

<b>Total Interest</b>	<u>12,910,957</u>
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**Disbursements:**

Reimbursements to United States and State of Alaska	153,079,887
Exxon clean up cost deduction	39,913,688
Joint Trust Fund deposits	287,837,658

<b>Total Disbursements</b>	<u>480,831,233</u>
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**Funds Available**

Exxon future payments	420,000,000
Balance in Joint Trust Fund (See Statement 2)	129,567,523
Future acquisition payments	(21,405,900)
Alaska Sealife Center	(24,997,000)
Remaining Reimbursements	(23,300,000)
Other (See Note 2)	129,180
<b>Total Estimated Funds Available</b>	<u>479,993,803</u>

Note 1: Gross interest earned less District Court registry fees.

Note 2: Adjustment for unreported interest earned and lapse

**Footnotes:**

1 - The Joint Trust Fund Balance includes the Restoration Reserve Fund which has been allocated \$36 million to date.

2 - As of the date of this report, the \$12,500,000 for the SeaLife Center had not been withdrawn.

Statement 2

*Cash Flow Statement*

*Exxon Valdez Oil Spill Settlement United States and State of Alaska Joint Trust Fund  
As of September 30, 1995*

**Receipts:**

**Exxon payments**

Deposit December 1991	36,837,111	
Deposit December 1992	56,586,312	
Deposit September 1993	68,382,835	
Deposit September 1994	58,728,400	
Deposit September 1995	67,303,000	
Total Deposits	287,837,658	287,837,658

Interest Earned 11,416,666

Total Interest	11,416,666	11,416,666
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<b>Total Receipts</b>		<b>299,254,324</b>
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**Disbursements:**

**Court requests**

Withdrawal June 1992	12,879,700	
Withdrawal December 1992	6,567,254	
Withdrawal June 1993	21,067,740	
Withdrawal November 1993	29,950,000	
Withdrawal November 1993	4,743,925	
Withdrawal June 1994	15,860,728	
Withdrawal October 1994	10,664,256	
Withdrawal November 1994	3,111,204	
Withdrawal January 1995	13,911,091	
Withdrawal April 1995	17,200,000	
Withdrawal May 1995	1,652,014	
Withdrawal September 1995	30,951,032	
Total Requests	168,558,944	168,558,944

District Court Fees	1,127,857	1,127,857
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<b>Total Disbursements</b>		<b>169,686,801</b>
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<b>Balance in Joint Trust Fund</b>		<b>129,567,523</b>
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**Footnotes:**

1 - The Joint Trust Fund Balance includes the Restoration Reserve Fund which has been allocated \$36 million to date.

2 - 2 - As of the date of this report, the \$12,500,000 for the SeaLife Center had not been withdrawn.

**Schedule of Payments for Exxon Valdez Oil Spill Settlement Monies from Exxon  
As of September 30, 1995**

	<b>FFY 1991 December 31 1991</b>	<b>FFY 1992 December 1 1992</b>	<b>FFY 1992 September 1 1993</b>	<b>FFY 1994 September 1 1994</b>	<b>FFY 1995 September 1 1995</b>	<b>Total</b>
<b>Disbursements:</b>						
<b>Reimbursements:</b>						
<b>United States</b>						
FFY92	24,726,280	0	0			24,726,280
FFY93	0	24,500,000	11,617,165			36,117,165
FFY94	0	0	0	6,271,600		6,271,600
FFY95	0	0	0		2,697,000	2,697,000
<b>Total United States</b>	<b>24,726,280</b>	<b>24,500,000</b>	<b>11,617,165</b>	<b>6,271,600</b>	<b>2,697,000</b>	<b>69,812,045</b>
<b>State of Alaska</b>						
<b>General Fund:</b>						
FFY92	25,313,756	0	0			25,313,756
FFY93	0	16,685,133	0			16,685,133
FFY94	0	0	14,762,703			14,762,703
FFY95	0	0	0	0		0
<b>Mitigation Account:</b>						
FFY92	3,954,086	0	0			3,954,086
FFY93	0	12,314,867	0			12,314,867
FFY94	0	0	5,237,297	5,000,000		10,237,297
FFY95 (Prevention Account)	0	0	0		0	0
<b>Total State of Alaska</b>	<b>29,267,842</b>	<b>29,000,000</b>	<b>20,000,000</b>	<b>5,000,000</b>	<b>0</b>	<b>83,267,842</b>
<b>Total Reimbursements</b>	<b>53,994,122</b>	<b>53,500,000</b>	<b>31,617,165</b>	<b>11,271,600</b>	<b>2,697,000</b>	<b>153,079,887</b>
<b>Deposits to Joint Trust Fund</b>						
FFY92	36,837,111	0	0			36,837,111
FFY93	0	56,586,312	68,382,835			124,969,147
FFY94	0	0	0			0
FFY95	0	0	0	58,728,400	67,303,000	126,031,400
<b>Total Deposits to Joint Trust Fund</b>	<b>36,837,111</b>	<b>56,586,312</b>	<b>68,382,835</b>	<b>58,728,400</b>	<b>67,303,000</b>	<b>287,837,658</b>
<b>Exxon clean up cost deduction</b>	<b>0</b>	<b>39,913,688</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>39,913,688</b>
<b>Total Disbursements</b>	<b>90,831,233</b>	<b>150,000,000</b>	<b>100,000,000</b>	<b>70,000,000</b>	<b>70,000,000</b>	<b>410,831,233</b>
<b>Remaining Exxon payments to be made:</b>						
September 1994	0					
September 1995	0					
September 1996	70,000,000					
September 1997	70,000,000					
September 1998	70,000,000					
September 1999	70,000,000					
September 2000	70,000,000					
September 2001	70,000,000					
	<b>420,000,000</b>					



*Schedule of Disbursements for Exxon Valdez Oil Spill United States and State of Alaska Joint Trust Fund  
As of September 30, 1995*

	<i>June 1992</i>	<i>December 1992</i>	<i>June 1993</i>	<i>November 1993</i>	<i>December 1993</i>	<i>June 1994</i>	<i>October 1994</i>	<i>November 1994</i>	<i>January 1995</i>	<i>April 1995</i>	<i>May 1995</i>	<i>September 1995</i>	<i>Total</i>
<b>Disbursements:</b>													
<b>Court Requests</b>													
<b>United States</b>													
FFY92	6,320,500	0	0	0	0	0							6,320,500
FFY93	0	3,074,029	6,031,852	0	0	0							9,105,881
FFY94	0	0	0	0	2,516,069	3,492,318	0						6,008,387
FFY95	0	0	0	0	0	0	3,576,179	0	4,676,182	17,200,000	1,480,251	21,087,316	48,019,928
<b>Total United States</b>	<b>6,320,500</b>	<b>3,074,029</b>	<b>6,031,852</b>	<b>0</b>	<b>2,516,069</b>	<b>3,492,318</b>	<b>3,576,179</b>	<b>0</b>	<b>4,676,182</b>	<b>17,200,000</b>	<b>1,480,251</b>	<b>21,087,316</b>	<b>69,454,696</b>
<b>State of Alaska</b>													
FFY92	6,559,200	0	0	0	0	0							6,559,200
FFY93	0	3,493,225	15,035,888	0	0	0							18,529,113
FFY94	0	0	0	29,950,000	2,227,856	12,368,410							44,546,266
FFY95	0	0	0	0	0	0	7,088,077	3,111,204	9,234,909		171,763	9,863,716	29,469,669
<b>Total State of Alaska</b>	<b>6,559,200</b>	<b>3,493,225</b>	<b>15,035,888</b>	<b>29,950,000</b>	<b>2,227,856</b>	<b>12,368,410</b>	<b>7,088,077</b>	<b>3,111,204</b>	<b>9,234,909</b>	<b>0</b>	<b>171,763</b>	<b>9,863,716</b>	<b>99,104,248</b>
<b>Total Court Requests</b>	<b>12,879,700</b>	<b>6,567,254</b>	<b>21,067,740</b>	<b>29,950,000</b>	<b>4,743,925</b>	<b>15,860,728</b>	<b>10,664,256</b>	<b>3,111,204</b>	<b>13,911,091</b>	<b>17,200,000</b>	<b>1,652,014</b>	<b>30,951,032</b>	<b>168,558,944</b>
<b>District Court Fees</b>													<b>1,127,857</b>
<b>Total Disbursements</b>													<b>169,686,801</b>

*Schedule of Work Plan Authorizations and Other Authorizations*

	FFY 92	FFY 93	FFY 94	FFY 95	Total
<b>Work Plan authorizations</b>					
<b>United States:</b>					
June 15, 1992	6,320,500	0	0		
January 25, 1993	0	3,113,900	0		
January 25, 1993	0	6,035,500	0		
November 10, 1993	0	0	0		
November 30, 1993	0	0	2,567,800		
June 1994			4,536,800		
June 1994			84,500		
July 1994			1,500,000		
August 1994				2,245,600	
November 1994				2,842,900	
December 1994				749,600	
March 1995				1,484,100	
August 1995				6,202,100	
Total United States	6,320,500	9,149,400	8,689,100	13,524,300	37,683,300
<b>State of Alaska</b>					
June 15, 1992	6,559,200	0	0		
January 25, 1993	0	3,574,000	0		
January 25, 1993	0	7,570,900	0		
November 30, 1993	0	1,500,000	4,454,300		
June 1994			12,391,700		
June 1994			215,800		
July 1994			0		
August 1994				7,717,200	
November 1994				9,098,700	
December 1994				180,500	
March 1995				492,600	
August 1995				12,690,300	
Total State of Alaska	6,559,200	12,644,900	17,061,800	30,179,300	66,445,200
Total Work Plan authorizations	12,879,700	21,794,300	25,750,900	43,703,600	104,128,500
<b>Other Authorizations</b>					
<b>United States:</b>					
Orca Narrows (6/94, Eyak)			2,000,000	1,650,000	3,650,000
Kodiak National Wildlife Refuge (3/95, 9/95 AKI)				21,000,000	21,000,000
Kodiak National Wildlife Refuge (3/95, 9/95 Old Harbor)				11,250,000	11,250,000
Total United States			2,000,000	33,900,000	35,900,000
<b>State of Alaska:</b>					
Kachemak Bay State Park (1/95)		7,500,000			7,500,000
Seal Bay (11/93, 11/94)			29,950,000	3,229,042	33,179,042
Alaska SeaLife Center				12,500,000	12,500,000
Total State of Alaska		7,500,000	29,950,000	15,729,042	53,179,042
Total Land Acquisitions	0	7,500,000	31,950,000	49,629,042	89,079,042
Restoration Reserve			12,000,000	12,000,000	
Total	12,879,700	29,294,300	69,700,900	105,332,642	193,207,542

**Footnotes:**

Work Plan Authorization and Land Acquisitions only. Will not balance to the Schedule of Disbursements from the Joint Trust Fund or the court requests due to the reauthorization of projects (carry-forward) and deductions for interest and lapse.

This schedule does coorespond to the quarterly reports with the exception of 93' and 92'. In FY93 the Work Plan represented the transition to the Federal Fiscal Year from the Oil Year or a seven month period. This schedule presents authorization on the Federal Fiscal Year and as such FFY92 and FFY93 does not balance.

The Trustee Council conditionally approved \$181,900 for Fleming Spit on 6/1/95. However, the project was not approved by the Department of Justice and as such has not been included on this statement.

Exxon Valdez Oil Spill Joint Trust Fund Account					
Interest Earned/District Court Registry Fees					
As of September 30, 1995					
	FFY 1992	FFY 1993	FFY 1994	FFY 1995	Total
Earnings Deposits	17,683	31,124	33,476	55,809	138,092
Earnings Allocated:					
1991	28,704				28,704
1992	526,613	553,696			1,080,309
1993		639,180	1,461,735		2,100,915
1994			1,876,789	1,402,937	3,279,726
1995				3,661,063	3,661,063
Total	555,317	1,192,876	3,338,524	5,064,000	10,150,717
Total Earnings	573,000	1,224,000	3,372,000	5,119,809	10,288,809
Registry Fees:					
1991	3,189				3,189
1992	19,811	100,223			120,034
1993		53,777	179,658		233,435
1994			184,342	180,072	364,414
1995				406,785	406,785
Total	23,000	154,000	364,000	586,857	1,127,857
Gross Earnings	596,000	1,378,000	3,736,000	5,706,666	11,416,666

Schedule of Interest Earned on United States and State of Alaska Accounts					
As of September 30, 1995					
		State of Alaska	United States		
		EVOSS Account	NRDA& R		Total
June 1992		22,675			22,675
July 1992		23,952			23,952
August 1992		21,300			21,300
September 1992		12,847			12,847
October 1992		13,774			13,774
November 1992		11,775			11,775
December 1992		9,463			9,463
January 1993		7,670			7,670
February 1993		16,263			16,263
March 1993		13,862			13,862
April 1993		11,568			11,568
May 1993		10,309			10,309
June 1993		7,713			7,713
July 1993		38,502			38,502
August 1993		31,719			31,719
September 1993		21,069			21,069
October 1993		19,030			19,030
November 1993		28,561			28,561
December 1993		16,817			16,817
January 1994		22,398			22,398
February 1994		19,086	117,178		136,264
March 1994		20,754			20,754
April 1994		18,714			18,714
May 1994		15,878			15,878
June 1994		17,707	34,621		52,328
July 1994		52,823			52,823
August 1994		43,845			43,845
September 1994		40,408	43,567		83,975
October 1994		44,291	(5,950)		38,341
November 1994		63,286			63,286
December 1994		67,496			67,496
January 1995		89,341	3,849		93,190
February 1995		100,714			100,714
March 1995		104,570			104,570
April 1995		95,432	13,648		109,080
May 1995		92,595			92,595
June 1995		80,613			80,613
July 1995		76,424	50,042		126,466
August 1995		68,771	0		68,771
September 1995		59,945			59,945
Total		1,533,960	256,955		1,790,915
Footnote: The \$117,178 NRDA&R interest figure is a cumulative amount. Monthly and quarterly figures are not available for prior periods. Bob Baldauf at the Office of Budget will start tracking/recording on a quarterly basis.					
The October 1994 NRDA&R negative reflects an adjustment to interest earned.					

*Schedule of Interest Adjustments to the Court Requests  
As of September 30, 1995*

	<i>June 1992</i>	<i>December 1992</i>	<i>June 1993</i>	<i>November 1993</i>	<i>December 1993</i>	<i>June 1994</i>	<i>October 1994</i>	<i>November 1994</i>	<i>December 1994</i>	<i>March 1995</i>	<i>August 1995</i>	<i>Total</i>	<i>Unallocated Interest</i>
<b>Disbursements:</b>													
<b>Court Requests</b>													
<b>United States</b>													
FFY92	0											0	
FFY93		39,871	3,648									43,519	
FFY94				0	51,231	22,427						73,658	
FFY95							34,621		37,618	3,849	63,226	139,314	
<b>Total United States</b>	<b>0</b>	<b>39,871</b>	<b>3,648</b>	<b>0</b>	<b>51,231</b>	<b>22,427</b>	<b>34,621</b>	<b>0</b>	<b>37,618</b>	<b>3,849</b>	<b>63,226</b>	<b>256,491</b>	<b>464</b>
<b>State of Alaska</b>													
FFY92	0											0	
FFY93		80,775	35,012									115,787	
FFY94				0	64,944	239,090						304,034	
FFY95							52,823	117,838	44,291	320,837	449,634	985,423	
<b>Total State of Alaska</b>	<b>0</b>	<b>80,775</b>	<b>35,012</b>	<b>0</b>	<b>64,944</b>	<b>239,090</b>	<b>52,823</b>	<b>117,838</b>	<b>44,291</b>	<b>320,837</b>	<b>449,634</b>	<b>1,405,244</b>	<b>128,716</b>
<b>Total Adjustment</b>	<b>0</b>	<b>120,646</b>	<b>38,660</b>	<b>0</b>	<b>116,175</b>	<b>261,517</b>	<b>87,444</b>	<b>117,838</b>	<b>81,909</b>	<b>324,686</b>	<b>512,860</b>	<b>1,861,735</b>	

**Footnotes:**

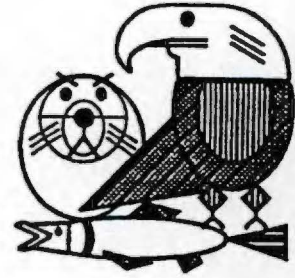
The unallocated interest is tied to the INT Acct. sheet.

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



## MEMORANDUM

TO: Trustee Council

THROUGH: Molly McCammon  
Executive Director

FROM: *Traci Cramer*  
Traci Cramer  
Administrative Officer

AUG. 31  
1995

DATE: October 4, 1995

RE: Financial Report as of August 31, 1995

Attached is the Statement of Revenue, Disbursements and Fees, and accompanying notes for the *Exxon Valdez* Joint Trust Fund for the period ending August 31, 1995.

The following is a summary of the information incorporated in the notes and contained on the statement.

Joint Trust Fund Account Balance	\$92,706,669	
Less: Current Year Commitments (Note 5)	\$43,451,032	
Less: Restoration Reserve Balance (Note 6)	\$36,000,000	
Plus: Adjustments (Note 7)	<u>\$69,235</u>	
Uncommitted Fund Balance		\$13,324,872
Plus: Future Exxon Payments (Note 1)	\$490,000,000	
Less: Remaining Reimbursements (Note 3)	26,300,000	
Less: Remaining Commitments (Note 8)	<u>\$33,902,900</u>	
Total Estimated Funds Available		\$443,121,972

If you have any questions regarding the information provided please give me a call at 586-7238.

attachments

cc: Restoration Work Force  
Bob Baldauf

NOTES TO THE STATEMENT OF REVENUE, DISBURSEMENTS AND FEES  
FOR THE *EXXON VALDEZ* JOINT TRUST FUND  
As of August 31, 1995

1. Contributions - Pursuant to the agreement Exxon is to pay a total of \$900,000,000.

Received to Date	\$410,000,000
Future Payments	\$490,000,000

2. Interest Income - In accordance with the MOA, the funds are deposited in the United States District Court, Court Registry Investment System (CRIS). All deposits with CRIS are maintained in United States government treasury securities with maturities of 100 days or less. Total earned since the last report is \$347,121.

3. Reimbursement of Past Costs - Under the terms of the agreement, the United States and the State are reimbursed for expenses associated with the spill.

Reimbursements to Date	\$150,382,887
Remaining Reimbursements	
United States	\$3,000,000
State of Alaska	\$23,300,000

4. Fees - CRIS charges a fee of 10% for cash management services. Total paid since the last report is \$38,569.

5. Current Year Commitments - Includes \$12,500,000 for the Alaska Sealife Center in Seward, \$8,000,000 for the September 1995 payment to Akhiok-Kaguyak and \$7,250,000 for the September 1995 payment to Old Harbor. In addition, the \$15,701,032 court request for the 1996 Work Plan has been included.

6. Restoration Reserve - The Joint motion for the second deposit of \$12,000,000 has been approved. This brings the total in the Restoration Reserve to \$36,000,000.

7. Adjustments - Under terms of the Agreement, both interest earned on previous disbursements and prior years unobligated funding or lapse are deducted from future court requests. All available interest and lapse was deducted from the 1996 Work Plan. The amount reflected below, represents interest earnings for the month of August.

	Interest	Lapse
United States	\$464	
State of Alaska	\$68,771	

8. Remaining Commitments - Includes \$12,497,000 for the Alaska SeaLife Center in Seward, the \$21,405,900 in remaining reimbursement and the following land payments.

<u>Seller</u>	<u>Amount</u>	<u>Due</u>
Seal Bay	\$6,405,900	November 1995 and 1996
Akhiok-Kaguyak	\$15,000,000	September 1996 and 1997



**STATEMENT OF REVENUE, DISBURSEMENT, AND FEES**  
**EXXON VALDEZ OIL SPILL JOINT TRUST FUND**  
As of August 31, 1995

	Federal Fiscal Years Ending			To Date	Cumulative
	September 30				
	1992	1993	1994	1995	Total
<b>REVENUE:</b>					
Contributions: (Note 1)					
Contributions from Exxon Corporation	90,000,000	250,000,000	70,000,000		410,000,000
Less: Credit to Exxon Corporation for clean-up costs incurred		(39,913,688)			(39,913,688)
Total Contributions	90,000,000	210,086,312	70,000,000	0	370,086,312
Interest Income: (Note 2)					
Exxon Corporation escrow account	831,233				831,233
Joint Trust Fund Account	596,000	1,378,000	3,736,000	5,147,438	10,857,438
Total Interest	1,427,233	1,378,000	3,736,000	5,147,438	11,688,671
Total Revenue	91,427,233	211,464,312	73,736,000	5,147,438	381,774,983
<b>DISBURSEMENTS:</b>					
Reimbursement of Past Costs: (Note 3)					
State of Alaska	29,267,842	29,000,000	25,000,000		83,267,842
United States	24,726,280	36,117,165	6,271,600	0	67,115,045
Total Reimbursements	53,994,122	65,117,165	31,271,600	0	150,382,887
Disbursements from Joint Trust Account:					
State of Alaska	6,559,200	18,529,113	44,546,266	19,605,953	89,240,532
United States	6,320,500	9,105,881	6,008,387	26,932,612	48,367,380
Total Disbursements	12,879,700	27,634,994	50,554,653	46,538,565	137,607,912
<b>FEES:</b>					
U.S. Court Fees (Note 4)	23,000	154,000	364,000	536,515	1,077,515
Total Disbursements and Fees	66,896,822	92,906,159	82,190,253	47,075,080	289,068,314
Increase (decrease) in Joint Trust	24,530,411	118,558,153	(8,454,253)	(41,927,642)	92,706,669
Joint Trust Account Balance, beginning balance	0	24,530,411	143,088,564	134,634,311	
Joint Trust Account Balance, end of period	24,530,411	143,088,564	134,634,311	92,706,669	
Current Year Commitments: (Note 5)					(43,451,032)
Restoration Reserve: (Note 7)					36,000,000
Adjustments: (Note 8)					69,235
Uncommitted Fund Balance					13,324,872
Remaining Reimbursements (Note 3)					(26,300,000)
Remaining Commitments: (Note 9)					(33,902,900)
Total Estimated Funds Available					443,121,972

Statement 1

**Statement of Exxon Settlement Funds  
As of August 31, 1995**

**Beginning Balance of Settlement** 900,000,000

**Receipts:**

Interest Earned on Exxon Escrow Account 831,233  
Net Interest Earned on Joint Trust Fund (See Note 1) 9,779,923  
Interest Earned on United States and State of Alaska Accounts 1,730,970

**Total Interest** 12,342,126

**Disbursements:**

Reimbursements to United States and State of Alaska 150,382,887  
Exxon clean up cost deduction 39,913,688  
Joint Trust Fund deposits 220,534,658

**Total Disbursements** 410,831,233

**Funds Available**

Exxon future payments 490,000,000  
Balance in Joint Trust Fund (See Statement 2) 92,706,669  
Future acquisition payments (36,655,900)  
Alaska Sealife Center (24,997,000)  
Remaining Reimbursements (26,300,000)  
Other (See Note 2) 69,235  
**Total Estimated Funds Available** 494,823,004

Note 1: Gross interest earned less District Court registry fees.

Note 2: Adjustment for unreported interest earned and lapse

**Footnotes:**

1 - The Joint Trust Fund Balance includes the Restoration Reserve Fund which has been allocated \$36 million to date.

2 - Due to timing the action taken at the August 1995 meeting, the land payments which are due in September and the withdrawal for the first SeaLife Center payment are not reflected on this statement. In addition, the September payment has not been included.

Statement 2

Cash Flow Statement

Exxon Valdez Oil Spill Settlement United States and State of Alaska Joint Trust Fund  
As of August 31, 1995

Receipts:

Exxon payments

Deposit December 1991	36,837,111	
Deposit December 1992	56,586,312	
Deposit September 1993	68,382,835	
Deposit September 1994	58,728,400	
Deposit September 1995	0	
Total Deposits	220,534,658	220,534,658

Interest Earned	10,857,438	
Total Interest	10,857,438	10,857,438

Total Receipts		231,392,096
----------------	--	-------------

Disbursements:

Court requests

Withdrawal June 1992	12,879,700	
Withdrawal December 1992	6,567,254	
Withdrawal June 1993	21,067,740	
Withdrawal November 1993	29,950,000	
Withdrawal November 1993	4,743,925	
Withdrawal June 1994	15,860,728	
Withdrawal October 1994	10,664,256	
Withdrawal November 1994	3,111,204	
Withdrawal January 1995	13,911,091	
Withdrawal April 1995	17,200,000	
Withdrawal May 1995	1,652,014	
Total Requests	137,607,912	137,607,912

District Court Fees	1,077,515	1,077,515
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Total Disbursements		138,685,427
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Balance in Joint Trust Fund		92,706,669
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Footnotes:

1 - The Joint Trust Fund Balance includes the Restoration Reserve Fund which has been allocated \$36 million to date.

2 - Due to timing the action taken at the August 1995 meeting, the land payments which are due in September and the withdrawal for the first Sealife Center payment are not reflected on this statement. In addition, the September payment has not been included.

**Schedule of Payments for Exxon Valdez Oil Spill Settlement Monies from Exxon  
As of August 31, 1995**

<b>Disbursements:</b>	<b>FFY 1991 December 31 1991</b>	<b>FFY 1992 December 1 1992</b>	<b>FFY 1992 September 1 1993</b>	<b>FFY 1994 September 1 1994</b>	<b>FFY 1995 September 1 1995</b>	<b>Total</b>
<b>Reimbursements:</b>						
<b>United States</b>						
FFY92	24,726,280	0	0			24,726,280
FFY93	0	24,500,000	11,617,165			36,117,165
FFY94	0	0	0	6,271,600		6,271,600
FFY95	0	0	0		0	0
<b>Total United States</b>	<b>24,726,280</b>	<b>24,500,000</b>	<b>11,617,165</b>	<b>6,271,600</b>	<b>0</b>	<b>67,115,045</b>
<b>State of Alaska</b>						
<b>General Fund:</b>						
FFY92	25,313,756	0	0			25,313,756
FFY93	0	16,685,133	0			16,685,133
FFY94	0	0	14,762,703			14,762,703
FFY95	0	0	0	0		0
<b>Mitigation Account:</b>						
FFY92	3,954,086	0	0			3,954,086
FFY93	0	12,314,867	0			12,314,867
FFY94	0	0	5,237,297	5,000,000		10,237,297
FFY95 (Prevention Account)	0	0	0			0
<b>Total State of Alaska</b>	<b>29,267,842</b>	<b>29,000,000</b>	<b>20,000,000</b>	<b>5,000,000</b>	<b>0</b>	<b>83,267,842</b>
<b>Total Reimbursements</b>	<b>53,994,122</b>	<b>53,500,000</b>	<b>31,617,165</b>	<b>11,271,600</b>	<b>0</b>	<b>150,382,887</b>
<b>Deposits to Joint Trust Fund</b>						
FFY92	36,837,111	0	0			36,837,111
FFY93	0	56,586,312	68,382,835			124,969,147
FFY94	0	0	0			0
FFY95	0	0	0	58,728,400	0	58,728,400
<b>Total Deposits to Joint Trust Fund</b>	<b>36,837,111</b>	<b>56,586,312</b>	<b>68,382,835</b>	<b>58,728,400</b>	<b>0</b>	<b>220,534,658</b>
<b>Exxon clean up cost deduction</b>	<b>0</b>	<b>39,913,688</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>39,913,688</b>
<b>Total Disbursements</b>	<b>90,831,233</b>	<b>150,000,000</b>	<b>100,000,000</b>	<b>70,000,000</b>	<b>0</b>	<b>410,831,233</b>
<b>Remaining Exxon payments to be made:</b>						
September 1994	0					
September 1995	70,000,000					
September 1996	70,000,000					
September 1997	70,000,000					
September 1998	70,000,000					
September 1999	70,000,000					
September 2000	70,000,000					
September 2001	70,000,000					
	<b>490,000,000</b>					

*Schedule of Disbursements for Exxon Valdez Oil Spill United States and State of Alaska Joint Trust Fund  
As of August 31, 1995*

	<i>June 1992</i>	<i>December 1992</i>	<i>June 1993</i>	<i>November 1993</i>	<i>December 1993</i>	<i>June 1994</i>	<i>October 1994</i>	<i>November 1994</i>	<i>January 1995</i>	<i>April 1995</i>	<i>May 1995</i>	<i>Total</i>
<i>Disbursements:</i>												
<i>Court Requests</i>												
<i>United States</i>												
FFY92	6,320,500	0	0	0	0	0						6,320,500
FFY93	0	3,074,029	6,031,852	0	0	0						9,105,881
FFY94	0	0	0	0	2,516,069	3,492,318	0					6,008,387
FFY95	0	0	0	0	0	0	3,576,179	0	4,676,182	17,200,000	1,480,251	26,932,612
<b>Total United States</b>	<b>6,320,500</b>	<b>3,074,029</b>	<b>6,031,852</b>	<b>0</b>	<b>2,516,069</b>	<b>3,492,318</b>	<b>3,576,179</b>	<b>0</b>	<b>4,676,182</b>	<b>17,200,000</b>	<b>1,480,251</b>	<b>46,887,129</b>
<i>State of Alaska</i>												
FFY92	6,559,200	0	0	0	0	0						6,559,200
FFY93	0	3,493,225	15,035,888	0	0	0						18,529,113
FFY94	0	0	0	29,950,000	2,227,856	12,368,410						44,546,266
FFY95	0	0	0	0	0	0	7,088,077	3,111,204	9,234,909		171,763	19,605,953
<b>Total State of Alaska</b>	<b>6,559,200</b>	<b>3,493,225</b>	<b>15,035,888</b>	<b>29,950,000</b>	<b>2,227,856</b>	<b>12,368,410</b>	<b>7,088,077</b>	<b>3,111,204</b>	<b>9,234,909</b>	<b>0</b>	<b>171,763</b>	<b>89,068,769</b>
<b>Total Court Requests</b>	<b>12,879,700</b>	<b>6,567,254</b>	<b>21,067,740</b>	<b>29,950,000</b>	<b>4,743,925</b>	<b>15,860,728</b>	<b>10,664,256</b>	<b>3,111,204</b>	<b>13,911,091</b>	<b>17,200,000</b>	<b>1,652,014</b>	<b>135,955,898</b>
<b>District Court Fees</b>												<b>1,077,515</b>
<b>Total Disbursements</b>												<b>137,033,413</b>

*Schedule of Work Plan Authorizations and Other Authorizations*

	FFY 92	FFY 93	FFY 94	FFY 95	Total
<b>Work Plan authorizations</b>					
<b>United States:</b>					
June 15, 1992	6,320,500	0	0		
January 25, 1993	0	3,113,900	0		
January 25, 1993	0	6,035,500	0		
November 10, 1993	0	0	0		
November 30, 1993	0	0	2,567,800		
June 1994			4,536,800		
June 1994			84,500		
July 1994			1,500,000		
August 1994				2,245,600	
November 1994				2,842,900	
December 1994				749,600	
March 1995				1,484,100	
August 1995				6,202,100	
Total United States	6,320,500	9,149,400	8,689,100	13,524,300	37,683,300
<b>State of Alaska</b>					
June 15, 1992	6,559,200	0	0		
January 25, 1993	0	3,574,000	0		
January 25, 1993	0	7,570,900	0		
November 30, 1993	0	1,500,000	4,454,300		
June 1994			12,391,700		
June 1994			215,800		
July 1994			0		
August 1994				7,717,200	
November 1994				9,098,700	
December 1994				180,500	
March 1995				492,600	
August 1995				12,690,300	
Total State of Alaska	6,559,200	12,644,900	17,061,800	30,179,300	66,445,200
Total Work Plan authorizations	12,879,700	21,794,300	25,750,900	43,703,600	104,128,500
<b>Other Authorizations</b>					
<b>United States:</b>					
Orca Narrows (6/94, Eyak)			2,000,000	1,650,000	3,650,000
Kodiak National Wildlife Refuge (3/95, 9/95 AKI)				21,000,000	21,000,000
Kodiak National Wildlife Refuge (3/95, 9/95 Old Harbor)				11,250,000	11,250,000
Total United States			2,000,000	33,900,000	35,900,000
<b>State of Alaska:</b>					
Kachemak Bay State Park (1/95)		7,500,000			7,500,000
Seal Bay (11/93, 11/94)			29,950,000	3,229,042	33,179,042
Alaska SeaLife Center				12,500,000	12,500,000
Total State of Alaska		7,500,000	29,950,000	15,729,042	53,179,042
Total Land Acquisitions	0	7,500,000	31,950,000	49,629,042	89,079,042
Restoration Reserve			12,000,000	12,000,000	
Total	12,879,700	29,294,300	69,700,900	105,332,642	193,207,542

**Footnotes:**

Work Plan Authorization and Land Acquisitions only. Will not balance to the Schedule of Disbursements from the Joint Trust Fund or the court requests due to the reauthorization of projects (carry-forward) and deductions for interest and lapse.

This schedule does correspond to the quarterly reports with the exception of 93' and 92'. In FY93 the Work Plan represented the transition to the Federal Fiscal Year from the Oil Year or a seven month period. This schedule presents authorization on the Federal Fiscal Year and as such FFY92 and FFY93 does not balance.

The Trustee Council conditionally approved \$181,900 for Fleming Spit on 6/1/95. However, the project was not approved by the Department of Justice and as such has not been included on this statement.

Exxon Valdez Oil Spill Joint Trust Fund Account					
Interest Earned/District Court Registry Fees					
As of August 31, 1995					
	FFY 1992	FFY 1993	FFY 1994	FFY 1995	Total
Earnings Deposits	17,683	31,124	33,476	0	82,283
Earnings Allocated:					
1991	28,704				28,704
1992	526,613	553,696			1,080,309
1993		639,180	1,461,735		2,100,915
1994			1,876,789	1,402,937	3,279,726
1995				3,207,985	3,207,985
Total	555,317	1,192,876	3,338,524	4,610,923	9,697,639
Total Earnings	573,000	1,224,000	3,372,000	4,610,923	9,779,923
Registry Fees:					
1991	3,189				3,189
1992	19,811	100,223			120,034
1993		53,777	179,658		233,435
1994			184,342	180,072	364,414
1995				356,443	356,443
Total	23,000	154,000	364,000	536,515	1,077,515
Gross Earnings	596,000	1,378,000	3,736,000	5,147,438	10,857,438

Schedule of Interest Earned on United States and State of Alaska Accounts					
As of August 31, 1995					
		State of Alaska	United States		
		EVOSS Account	NRDA& R		Total
June 1992		22,675			22,675
July 1992		23,952			23,952
August 1992		21,300			21,300
September 1992		12,847			12,847
October 1992		13,774			13,774
November 1992		11,775			11,775
December 1992		9,463			9,463
January 1993		7,670			7,670
February 1993		16,263			16,263
March 1993		13,862			13,862
April 1993		11,568			11,568
May 1993		10,309			10,309
June 1993		7,713			7,713
July 1993		38,502			38,502
August 1993		31,719			31,719
September 1993		21,069			21,069
October 1993		19,030			19,030
November 1993		28,561			28,561
December 1993		16,817			16,817
January 1994		22,398			22,398
February 1994		19,086	117,178		136,264
March 1994		20,754			20,754
April 1994		18,714			18,714
May 1994		15,878			15,878
June 1994		17,707	34,621		52,328
July 1994		52,823			52,823
August 1994		43,845			43,845
September 1994		40,408	43,567		83,975
October 1994		44,291	(5,950)		38,341
November 1994		63,286			63,286
December 1994		67,496			67,496
January 1995		89,341	3,849		93,190
February 1995		100,714			100,714
March 1995		104,570			104,570
April 1995		95,432	13,648		109,080
May 1995		92,595			92,595
June 1995		80,613			80,613
July 1995		76,424	50,042		126,466
August 1995		68,771	0		68,771
September 1995		0			0
Total		1,474,015	256,955		1,730,970
Footnote: The \$117,178 NRDA&R interest figure is a cumulative amount. Monthly and quarterly figures are not available for prior periods. Bob Baldauf at the Office of Budget will start tracking/recording on a quarterly basis.					
The October 1994 NRDA&R negative reflects an adjustment to interest earned.					



*Schedule of Interest Adjustments to the Court Requests  
As of August 31, 1995*

	<i>June 1992</i>	<i>December 1992</i>	<i>June 1993</i>	<i>November 1993</i>	<i>December 1993</i>	<i>June 1994</i>	<i>October 1994</i>	<i>November 1994</i>	<i>December 1994</i>	<i>March 1995</i>	<i>August 1995</i>	<i>Total</i>	Unallocated Interest
<i>Disbursements:</i>													
<i>Court Requests</i>													
United States													
FFY92	0											0	
FFY93		39,871	3,648									43,519	
FFY94				0	51,231	22,427						73,658	
FFY95							34,621		37,618	3,849	63,226	139,314	
Total United States	0	39,871	3,648	0	51,231	22,427	34,621	0	37,618	3,849	63,226	256,491	464
State of Alaska													
FFY92	0											0	
FFY93		80,775	35,012									115,787	
FFY94				0	64,944	239,090						304,034	
FFY95							52,823	117,838	44,291	320,837	449,634	985,423	
Total State of Alaska	0	80,775	35,012	0	64,944	239,090	52,823	117,838	44,291	320,837	449,634	1,405,244	68,771
Total Adjustment	0	120,646	38,660	0	116,175	261,517	87,444	117,838	81,909	324,688	512,860	1,661,735	

*Footnotes:*

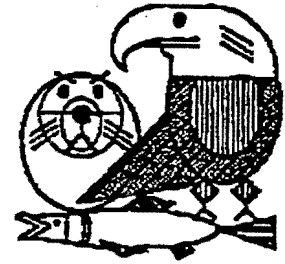
The unallocated interest is tied to the INT Acct. sheet.

**Exxon Valdez Oil Spill Trustee Council**

Restoration Office

645 G Street, Suite 401, Anchorage, AK 99501-3451

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



To: Agency Liaisons

October 4, 1995

From: Bob Loeffler

Subject: Projects not yet authorized by the Executive Director

In my capacity as Acting Sandra Schubert, this memo lists projects approved by the Trustee Council for which the Executive Director has not authorized spending. If there is any error with this list, please let me know.

Project	Reason for Delay	Agency
96012	Missing Detailed Budget	NOAA
96025	Missing NEPA; Late Report for 94285	DOI- USFWS
96074	Late report for 94166	ADF&G
96090	Late reports for 93036, 94090	NOAA
96139C1	Late report for 94043B2	USFS
96145	Missing NEPA	USFS
96154	Missing NEPA	USFS
96191A	95191, 94320D	ADF&G
96163J, K	Late report for 95039	NOAA
96165	Late report for 94191, 94320D	ADF&G
96188	Missing NEPA	USFS is NEPA lead (ADF&G Project)
96196	Late reports for 94191, 9430D	ADF&G
96220	Late reports for 94043B2	USFS
96258A	Late reports for 94258	ADF&G
96259	Late reports for 94258	ADF&G
96320Q	Missing NEPA	USFS

## Trustee Agencies

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

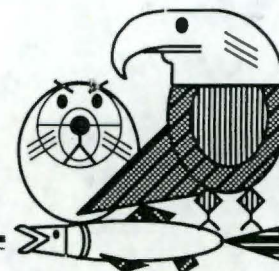
United States: National Oceanic &amp; Atmospheric Administration, Departments of Agriculture and Interior

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



## FAX COVER SHEET

To: Restoration Work Force Number: \_\_\_\_\_

From: Molly Mc Cammon Date: October 16, 1995

Comments: \_\_\_\_\_ Total Pages: 4

Pls forward to the RWF  
member in your ofc.

Document Sent By: Rebecca

2/15/95

Trustee Agencies

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

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

\*\*\*\*\*  
\*\*\* MULTI TRANSACTION REPORT \*\*\*  
\*\*\*\*\*

TX/RX NO.

1656

INCOMPLETE TX/RX

TRANSACTION OK

[ 09] 19075867589

JUNEAU OFFICE

[ 10] 19075867555

D. GIBBONS

[ 13] 19077896608

MORRIS-WRIGHT

[ 15] 5624871

C. FRIES

[ 16] 2672450

RITA MIRAGLIA

[ 17] 2713992

R. THOMPSON

[ 18] 2672474

J. SULLIVAN

[ 19] 7863636

L. BARTELS

[ 20] 7863350

C. BERG

[ 21] 2572517

B. RICE

[ 23] 19074655375

D. BRUCE

[ 24] 2697652

E. PIPER

[ 35] 15103737834

B. SPIES

[ 38] 2715827

G. BELT

ERROR

\*\*\*\*\*  
\*\*\* MULTI TRANSACTION REPORT \*\*\*  
\*\*\*\*\*

TX/RX NO.

1658

INCOMPLETE TX/RX	[ 19] 7863636	L.BARTELS
TRANSACTION OK	[ 09] 19075867589	JUNEAU OFFICE
	[ 10] 19075867555	D.GIBBONS
	[ 13] 19077896608	MORRIS-WRIGHT
	[ 15] 5624871	C.FRIES
	[ 16] 2672450	RITA MIRAGLIA
	[ 17] 2713992	R.THOMPSON
	[ 18] 2672474	J.SULLIVAN
	[ 20] 7863350	C.BERG
	[ 21] 2572517	B.RICE
	[ 23] 19074655375	D.BRUCE
	[ 24] 2697652	E.PIPER
	[ 35] 15103737834	B.SPIES
	[ 38] 2715827	G.BELT

ERROR

\*\*\*\*\*  
\*\*\* ACTIVITY REPORT \*\*\*  
\*\*\*\*\*

TRANSMISSION OK

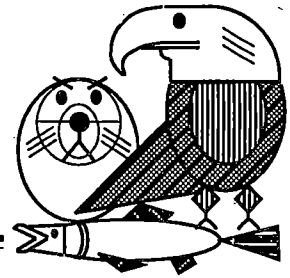
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# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



## MEMORANDUM

**TO:** Trustee Council Members

**FROM:** Molly McGammon  
Executive Director

**DATE:** October 4, 1995

**RE:** Status of Appraisals

On September 26 a meeting was held in Anchorage and by telephone with the principal timber appraiser, Ray Granvall. This meeting was attended by Phil Janik, Jim Wolfe, Deborah Williams, Dan Sakura, Bill Hines, Craig Tillery, Alex Swiderski and myself. It was followed up by a meeting in Juneau and by telephone on September 29 that was attended by Jim Wolfe, Dave Gibbons, Craig Tillery, Alex Swiderski, and myself.

The attached report prepared by Jim Wolfe summarizes the status of current appraisal work. In summary, the **Shuyak** appraisal, assuming it is approved by all the review appraisers, is very close to completion. **Tatitlek** field work is completed and steps are underway for the review process. A field plan to re-do portions of the **Chenega** appraisal is underway, and weather permitting, could give us enough information to complete the appraisal this fall. An **AJV** appraisal looks unlikely for this year, although options continue to be explored. **Eyak** negotiations are on hold pending the corporation's completion of a land management plan. In the meantime, we are setting up a review of the Manley timber cruise information to determine if it is sufficient. It may be possible that some additional field work could be done following the Chenega work, if weather and time permit.

On the small parcel front, I am hopeful that we will be in a position to have Trustee action in early November.

Our habitat process review group continues to meet and I will have a report to you before the next meeting.

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Trustee Agencies

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

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

SEPTEMBER 28, 1995

Exxon Valdez Oil Spill  
Habitat Acquisition Appraisal Status

Representatives for the TC met with the principal timber appraiser, Ray Granvall, in Anchorage on Sept. 26, 1995 and in a follow-up meeting in Juneau on Sept. 29. The purpose of the meeting was to discuss the status of Mr. Granvall's work on all the parcels being appraised, ensure we were doing everything possible to expedite completion of the work yet this year and to discuss management of the work. The status of each project as of this date is as follows:

Shuyak Review - The preliminary draft of the review timber appraisal was completed and furnished to the Review Appraisers on 9/22. The State has the lead for this acquisition. Both the State and the Forest Service timber appraisers are reviewing the draft report. Review of the draft is expected to be completed by 10/6. Pending outcome of the review, a final timber appraisal could go to Blacksmith and Richards by 10/9 for finalizing the total appraisal probably by the end of the week.

Tatitlek - Granvall plans to have the field cruise work completed by 10/2 with preliminary appraisal information and format to the Review Appraisers by 10/13. If no major problems, the appraisers should be able to complete the Tatitlek appraisal by the middle of November.

Chenega - Granvall had just completed a field reconnaissance of the Chenega timber. Based on his initial reaction, he was of the opinion that the value established in the earlier timber appraisal prepared by Tim Manley did in fact overstate the value significantly, confirming the concerns of the Forest Service and the State's review timber appraisers. The brief field overview of the timber did not, however, give Granvall adequate information to make a viable estimate of value. However, he was able to develop a recommended plan for follow-up actions for the meeting on the 29th. After further discussions with his field crew and with representatives for the Council, Granvall said he is prepared to move his field crew over to start the remaining field work for Chenega on approximately Oct. 8 if weather permits. A rough estimate of field time that may be required to complete the Chenega timber appraisal is 10-14 days. If the weather holds, this means there is a possibility that the Trustee Council could have a final appraisal for Chenega yet this year. Obviously, good weather in the Sound will be the primary controlling factor at this point.



## Habitat Acquisition Appraisal Status - continued

Representatives met with Granvall on 9/29 to discuss his proposal for proceeding with the Chenega field work right away. His proposal for check cruise work met with the approval of the Forest Service's timber appraiser and the other representatives present. Granvall is to FAX a formal proposal to the Contracting Officer on 10/1. If there are no further changes to his proposal, we propose to issue the work order to proceed immediately with the work. Weather permitting, they anticipate being thru with the field work by mid October. Approximate range of cost for the work is expected to be between \$80,000 to \$100,000.

AJV Lands - Granvall has not accomplished any work on this appraisal at this time. Trustee Representatives agreed that the Forest Service should issue a work order to Granvall to have him review the cruise information available and to make recommendations on how to proceed with completing the timber appraisal given the data available. Based on this recommendation, the State as lead negotiations for this parcel will independently contract with someone to complete the appraisal for the Trustee Council. The funding cap on the Forest Services appraisal contract is not expected to be adequate to cover the cost of this work.

Eyak Lands - It had been the expectations of the Trustee Council that Granvall would review the Manley cruise information for the Eyak timber and make recommendations to the Council on what further work was needed to complete the appraisal. This has not yet been accomplished. Granvall's preference would be for the Council's timber appraisers to review the cruise information and make the determination on adequacy of the information rather than he. It was agreed that the Forest Service would contact Manley to obtain the information and coordinate with the State to set up review of the data adequacy and prepare recommendations on how to proceed with the Eyak timber appraisal.

Appraisal Process - There was continued concern expressed over management of the appraisal process. The discussion covered a number of varied issues.

- there seemed to be no accountability for meeting appraisal schedules.
- contractor getting direction from other than the contracting office.
- Contractor concerned about late payment.
- Work order process appears to be loose with little formal documentation.
- Desire to have briefings out to the Trustee Council on frequent basis when critical work is underway.

# Habitat Acquisition Appraisal Status - continued

Recomendations to deal with these issues are as follows:

- The Forest Service will work with the Contractor to resolve the payment issues.
- All future task orders for the Forest Service's contractor will be thru the Agency's contracting officer.
- All work with the contractor and agreements on scheduling will be confirmed in writing. Any changes will be noted by contractor in writing.
- Agency liasons will provide the Executive Director with bi-weekly status reports on the appraisal work and negotiations. Any delay will be identified.
- The Executive Director in turn will provide the Trustee Council members with monthly status reports and notify them of any changes in the schedule.

jim wolfe  
10/2/95

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\*\*\* MULTI TRANSACTION REPORT \*\*\*  
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FRANK RUE

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G. BURDEN

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\*\*\* ACTIVITY REPORT \*\*\*  
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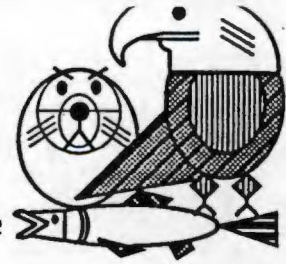
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PAGES	5
RESULT	OK

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



## MEMORANDUM

TO: Dave Gibbons/USFS  
Catherine Berg/DOI  
Byron Morris/NOAA  
Veronica Christman/ADNR  
Joe Sullivan/ADFG  
Ernie Piper/ADEC

FROM: Eric F. Myers *efm*

DATE: 10/3/95

SUBJ: Contracting and RSA Implementation

The purpose of this memorandum is to provide you with a copy of the attached working draft listing concerning contractual funding authorized as part of the FY 96 Work Plan.

At the Restoration Work Force meeting this next Thursday (October 5, 1995), it would be appreciated if each liaison could provide a brief update on the status of contracting and RSA implementation efforts for that agency's projects (for example, the PWS Science Center BAA contract and RSA's with the University of Alaska for various projects).

The attached listing can be used as a general reference to identify projects with funding for contracted services (line 300). If you have questions, please let me know.

attachment

# Contractual Information; Funding Authorized in August

**DRAFT**

Cluster	No.	Title	Agcy	Total FY 96	Approved in Aug	Defer to December	Line 300	Contracts/Funding Mechanism
Pink Salmon	96076	Effects of Oiled Incubation Substrate on Straying and Survival of Wild Pink Salmon	NOAA	\$393.8	\$107.7	\$286.1	\$ 3.6	
Pink Salmon	96139A1	Salmon Instream Habitat and Stock Restoration - Little Waterfall Barrier Bypass	ADFG	\$55.0	\$55.0		\$ 26.1	Construction \$25.0
Pink Salmon	96139A2	Spawning Channel Construction Port Dick Creek, Lower Cook Inlet	ADFG	\$230.5	\$230.5		\$ 148.5	Construction \$120.0; Hydrologic monitoring \$9.2
Pink Salmon	96139C1	Montague Riparian Rehabilitation Monitoring	USFS	\$9.7	\$9.7		\$ 0.6	
Pink Salmon	96186	Coded Wire Tag Recoveries From Pink Salmon in Prince William Sound	ADFG	\$254.9	\$254.9		\$ 100.6	Tag lab \$75.0
Pink Salmon	96188	Otolith Thermal Mass Marking of Hatchery Reared Pink Salmon in Prince William Sound	ADFG	\$93.2	\$93.2		\$ 16.9	
Pink Salmon	96191A	Oil-Related Embryo Mortalities in PWS Pink Salmon Populations	ADFG	\$474.6	\$389.5	\$85.1	\$ 149.3	NYU Medical Center \$50.5; UAA \$45.9 (RSA)
Pink Salmon	96191B	Injury to Salmon Eggs and Pre-emergent Fry Incubated in Oiled Gravel (Laboratory)	NOAA	\$169.3	\$72.8	\$96.5	\$ -	
Pink Salmon	96196	Genetic Structure of Prince William Sound Pink Salmon	ADFG	\$178.5	\$71.3	\$107.2	\$ 3.5	
Herring	96074	Herring Reproductive Impairment	NOAA	\$200.0	\$200.0		\$ 72.8	Lab \$10.0, Fishmarker contracts \$52.8
Herring	96162	Investigations of Disease Factors Affecting Declines of Pacific Herring Populations	ADFG	\$635.0	\$204.1	\$430.9	\$ 159.6	UCDavis \$53.9, UW \$94.5, Simon Fraser U. \$25.2
Herring	96164	Pacific Herring Leadership	ADFG	\$49.2	\$49.2		\$ 3.1	
Herring	96165	Genetic Discrimination of Prince William Sound Herring Populations	ADFG	\$103.9	\$103.9		\$ 72.0	DNA contract \$70.0
Herring	96166	Herring Natal Habitats	ADFG	\$444.1	\$229.9	\$214.2	\$ 121.9	GIS contract \$30.0, UAF \$80.0 (RSA)
SEA	96320E	Salmon and Herring Predation	ADFG	\$637.7	\$637.7		\$ 7.9	
SEA	96320G	Phytoplankton and Nutrients	ADFG	\$162.2	\$162.2		\$ 151.5	UAF \$151.5 (RSA)
SEA	96320H	Zooplankton in the PWS Ecosystem	ADFG	\$323.6	\$323.6		\$ 308.0	UAF \$308.0 (RSA)
SEA	96320I	Isotope Tracers - Food Webs of Fish	NOAA	\$195.8	\$195.8		\$ 182.4	PWSSC \$182.4 (BAA)
SEA	96320J	Information Systems and Model Development	NOAA	\$482.7	\$482.7		\$ 452.1	PWSSC \$452.1 (BAA)
SEA	96320K	PWSAC: Experimental Fry Release	ADFG	\$61.4	\$61.4		\$ 51.5	PWSAC \$51.5 (RAP)
SEA	96320M	Physical Oceanography in PWS	NOAA	\$499.4	\$499.4		\$ 474.0	PWSSC \$474.0 (BAA)
SEA	96320N	Nekton/Plankton Acoustics	NOAA	\$487.6	\$487.6		\$ 462.8	PWSSC \$462.8 (BAA)
SEA	96320Q	Avian Predation on Herring Spawn	USFS	\$32.7	\$32.7		\$ 0.5	
SEA	96320R	SEA Trophodynamic Modeling and Validation Through Remote Sensing	ADFG	\$202.7	\$202.7		\$ 190.8	UAF \$190.8 (RSA)
SEA	96320T	Juvenile Herring Growth and Habitat Partitioning	ADFG	\$1,141.6	\$1,141.6		\$ 1,099.8	UAF \$1,099.8 (RSA)
SEA	96320U	Energetics of Herring and Pollock	ADFG	\$189.5	\$189.5		\$ 178.0	UAF \$178.0 (RSA)
SEA	96320Y	Variation in Local Predation Rates on Hatchery-Released Fry	ADFG	\$40.0	\$40.0		\$ 32.8	PWSSC \$32.8 (BAA)
SEA	96320Z1	Synthesis and Integration	ADFG	\$68.8	\$68.8		\$ 60.9	UAF \$60.9 (RSA)
Sockeye	96255	Kenai River Sockeye Salmon Restoration	ADFG	\$442.9	\$239.8	\$203.1	\$ 25.0	DNA contract \$15.0
Sockeye	96258A	Sockeye Salmon Overescapement	ADFG	\$858.9	\$460.2	\$398.7	\$ 24.2	UAF \$20.0 (RSA)
Sockeye	96259	Restoration of Coghill Lake Sockeye Salmon	ADFG	\$285.8	\$71.0	\$214.8	\$ 9.4	
Cutts and Dollys	96145	Cutthroat Trout and Dolly Varden: the Relation Among and Within Populations	USFS	\$200.0	\$200.0		\$ 87.5	Oregon State University \$87.5
Marine Mammal	96001	Recovery of Harbor Seals from EVOS: Condition and Health Status	ADFG	\$214.1	\$214.1		\$ 194.5	UAF \$194.5 (RSA)
Marine Mammal	96012A-BA	Comprehensive Killer Whale Investigation in Prince William Sound, Alaska	NOAA	\$107.2	\$80.8	\$26.4	\$ 68.0	N. Gulf Oceanic Society \$68.0 (BAA)
Marine Mammal	96064	Monitoring, Habitat Use, and Trophic Interactions of Harbor Seals in Prince William Sound	ADFG	\$350.3	\$347.3		\$ 118.7	NOAA ARGOS \$24.0, Dalhousie U. \$30.0, UAF \$63.7 (RSA)
Marine Mammal	96170	Isotope Ratio Studies of Marine Mammals in Prince William Sound	ADFG	\$150.4	\$150.4		\$ 133.8	UAF \$133.8 (RSA)
Nearshore Ecos	96025	Mechanism of Impact and Potential Recovery of Nearshore Vertebrate Predators	DOI	\$1,728.2	\$1,728.2		\$ 1,136.0	UAF \$670.7 (RSA), UW \$171.1, statistical consultant \$15.0
Nearshore Ecos	96027	Kodiak Archipelago Shoreline Assessment: Monitoring Surface and Subsurface	ADEC	\$10.0	\$60.0		\$ 1.5	
Nearshore Ecos	96086	Herring Bay Monitoring and Restoration Studies	ADFG	\$173.0	\$173.0		\$ 17.0	UAF \$156.1 (RSA)

**Contractual Information;  
Funding Authorized in August**

**DRAFT**

Cluster	No.	Title	Agcy	Total FY 96	Approved in Aug	Defer to December	Line 300	Contracts/Funding Mechanism
Nearshore Ecos	96090	Mussel Bed Restoration and Monitoring	NOAA	\$205.1	\$205.1		\$ -	
Nearshore Ecos	96106	Subtidal Monitoring: Eelgrass Communities	ADFG	\$250.0	\$250.0		\$ 228.3	UAF \$228.3 (RSA)
Nearshore Ecos	96290	Hydrocarbon Data Analysis, Interpretation, and Database Maintenance	NOAA	\$116.1	\$116.1		\$ 2.5	
Nearshore Ecos	96427	Harlequin Duck Recovery Monitoring	ADFG	\$261.1	\$51.0	\$210.1	\$ 5.7	
Seabird/Forage	96163A	Abundance and Distribution of Forage Fish and their Influence on Recovery of	NOAA	\$711.2	\$6.8	\$704.4	\$ -	
Seabird/Forage	96163B	Foraging of Seabirds	NOAA	\$138.7	\$25.2	\$113.5	\$ -	
Seabird/Forage	96163C	Fish Diet Overlap Using Fish Stomach Content Analysis	NOAA	\$133.1	\$41.7	\$91.4	\$ -	
Seabird/Forage	96163D	Distribution of Forage Fish as Indicated by Puffin Diet Sampling	NOAA	\$72.3	\$12.0	\$60.3	\$ -	
Seabird/Forage	96163E	Black-legged Kittiwakes as Indicators of Forage Fish Availability	NOAA	\$181.8	\$30.6	\$151.2	\$ -	
Seabird/Forage	96163F	Factors Affecting Recovery of Pigeon Guillemot Populations	NOAA	\$197.8	\$30.6	\$167.2	\$ -	
Seabird/Forage	96163G	Diet Composition, Reproductive Energetics, and Productivity of Seabirds	NOAA	\$186.5	\$3.8	\$182.7	\$ -	
Seabird/Forage	96163I	APEX Planning and Leader	NOAA	\$124.2	\$56.9	\$67.3	\$ -	
Seabird/Forage	96163J	Barren Islands Seabird Studies	NOAA	\$98.7	\$20.5	\$78.2	\$ -	
Seabird/Forage	96163K	Using Predatory Fish to Sample Forage Fish	NOAA	\$20.4	\$4.7	\$15.7	\$ -	
Seabird/Forage	96163L	Historical Review of Ecosystem Structure in the PWS/GOA Complex and Abu	NOAA	\$73.3	\$17.9	\$55.4	\$ -	
Seabird/Forage	96031	Development of a Productivity Index to Monitor the Reproductive Success of	DOI	\$117.6	\$67.6	\$50.0	\$ 0.5	
Seabird/Forage	96101	Removal of Introduced Foxes From Islands	DOI	\$8.4	\$8.4		\$ -	
Seabird/Forage	96142-BAA	Status and Ecology of Kittlitz's Murrelet in Prince William Sound	NOAA	\$168.7	\$168.7		\$ 165.9	ABR, Inc. \$150.1 (BAA)
Seabird/Forage	96159	Surveys to Monitor Marine Bird Abundance In Prince William Sound During W	DOI	\$262.9	\$262.9		\$ 45.1	
Subsistence	96009D	Survey of Octopuses in Intertidal Habitats	USFS	\$134.0	\$37.2	\$96.8	\$ -	
Subsistence	96052	Community Involvement & Use of Traditional Knowledge	ADFG	\$261.0	\$261.0		\$ 179.6	CRRC \$177.1 (sole source)
Subsistence	96127	Tatitlek Coho Salmon Release	ADFG	\$26.6	\$26.6		\$ 18.1	PWSEDC \$18.1 (Standard Agreement)
Subsistence	96210	Prince William Sound Youth Area Watch	ADFG	\$115.0	\$115.0		\$ 103.6	Chugach School District \$103.6 (Standard Agreement)
Subsistence	96214	Documentary on Subsistence Harbor Seal Hunting in PWS	ADFG	\$77.4	\$77.4		\$ 50.0	Video production \$45.0 (RFP), community consultant \$5.0
Subsistence	96220	Eastern PWS Wildstock Salmon Habitat Restoration	USFS	\$85.1	\$85.1		\$ 45.0	
Subsistence	96225	Port Graham Pink Salmon Subsistence	ADFG	\$95.3	\$95.3		\$ 75.4	Cook Inlet Aquaculture Assoc. \$75.4 (RAP)
Subsistence	96244	Community-Based Harbor Seal Management and Biological Service	ADFG	\$128.5	\$128.5		\$ 83.6	Native Harbor Seal Comm. \$67.3 (MOU), UAF \$13.9 (RSA)
Subsistence	96272	Chenega Chinook Release	ADFG	\$52.3	\$52.3		\$ 42.1	PWSAC \$42.1 (RAP)
Archaeological	96007A	Archaeological Index Site Monitoring	ADNR	\$141.6	\$141.6		\$ 25.7	Curation \$5.0, Lab \$4.3
Archaeological	96007B	Site Specific Archaeological Restoration	USFS	\$78.4	\$78.4		\$ 29.2	Lab \$26.2
Archaeological	96149	Archaeological Site Stewardship	ADNR	\$74.4	\$74.4		\$ 4.7	
Archaeological	96154	Comprehensive Community Plan for Restoration of Archaeological Resources	USFS	\$205.0	\$206.3		\$ 159.6	RFP, or 8a preference to Chugach Heritage Fdn \$159.6
Reducing Marin	96115	Sound Waste Management Plan	ADEC	\$28.3	\$28.3		\$ 19.0	PWSEDC, \$19.0 (Standard Agreement)
Habitat Improve	96180	Kenai Habitat Restoration & Recreation Enhancement	ADNR	\$560.6	\$560.6		\$ 253.0	Revegetation and construction \$229.0
Total:				\$13,670.7			\$ 8,022.8	

Rebecca —

10/3/95

Could you please see that this gets out to the liaisons 1st thing in the am. — and confirm that they get it (ie, the memo asks them to be prepared to do something on ~~Wednesday~~

Thursday so I want to make sure they get it ASAP.) It's not super critical, but I want to avoid "Oh, I didn't get that..."

Thanks —

Eric

pls: cc:

— Reading File

— Molly

— Eric

— Bob, Stan, ~~Wendy~~



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\*\*\* ACTIVITY REPORT \*\*\*  
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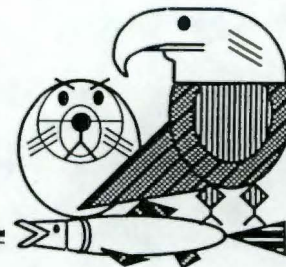
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# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



## FAX COVER SHEET

To: Joe Sullivan  
Catherine Berg Number: \_\_\_\_\_

From: Rebecca / Eric Myers Date: October 4, 1995

Comments: \_\_\_\_\_ Total Pages: 3

Contractual Information table  
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8 1/2 x 11. Hope you can read it.

R

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9/9/94

Trustee Agencies

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

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

**Contractual Information;  
Funding Authorized in August**

**DRAFT**

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SEA	96320Q	Avian Predation on Herring Spawn	USFS	\$32.7	\$32.7		\$ 0.5	
SEA	96320R	SEA Trophodynamic Modeling and Validation Through Remote Sensing	ADFG	\$202.7	\$202.7		\$ 190.8	UAF \$190.8 (RSA)
SEA	96320T	Juvenile Herring Growth and Habitat Partitioning	ADFG	\$1,141.6	\$1,141.6		\$ 1,099.8	UAF \$1,099.8 (RSA)
SEA	96320U	Energetics of Herring and Pollock	ADFG	\$189.5	\$189.5		\$ 178.0	UAF \$178.0 (RSA)
SEA	96320Y	Variation in Local Predation Rates on Hatchery-Released Fry	ADFG	\$40.0	\$40.0		\$ 32.8	PWSSC \$32.8 (BAA)
SEA	96320Z1	Synthesis and Integration	ADFG	\$68.8	\$68.8		\$ 60.9	UAF \$60.9 (RSA)
Sockeye	96255	Kenai River Sockeye Salmon Restoration	ADFG	\$442.9	\$239.8	\$203.1	\$ 25.0	DNA contract \$15.0
Sockeye	96258A	Sockeye Salmon Overescapement	ADFG	\$858.9	\$460.2	\$398.7	\$ 24.2	UAF \$20.0 (RSA)
Sockeye	96259	Restoration of Coghill Lake Sockeye Salmon	ADFG	\$285.8	\$71.0	\$214.8	\$ 9.4	
Cutts and Dollys	96145	Cutthroat Trout and Dolly Varden: the Relation Among and Within Populations	USFS	\$200.0	\$200.0		\$ 87.5	Oregon State University \$87.5
Marine Mammal	96001	Recovery of Harbor Seals from EVOS: Condition and Health Status	ADFG	\$214.1	\$214.1		\$ 194.5	UAF \$194.5 (RSA)
Marine Mammal	96012A-BA	Comprehensive Killer Whale Investigation in Prince William Sound, Alaska	NOAA	\$107.2	\$80.8	\$26.4	\$ 68.0	N. Gulf Oceanic Society \$68.0 (BAA)
Marine Mammal	96064	Monitoring, Habitat Use, and Trophic Interactions of Harbor Seals in Prince W	ADFG	\$350.3	\$347.3		\$ 118.7	NOAA ARGOS \$24.0, Dalhouse U. \$30.0, UAF \$22.5 (RSA)
Marine Mammal	96170	Isotope Ratio Studies of Marine Mammals in Prince William Sound	ADFG	\$150.4	\$150.4		\$ 133.8	UAF \$133.8 (RSA)
Nearshore Ecos	96025	Mechanism of Impact and Potential Recovery of Nearshore Vertebrate Predat	DOI	\$1,728.2	\$1,728.2		\$ 1,136.0	UAF \$670.7 (RSA), UW \$171.1, statistical consultant \$15.0
Nearshore Ecos	96027	Kodiak Archipelago Shoreline Assessment: Monitoring Surface and Subsurfa	ADEC	\$10.0	\$60.0		\$ 1.5	
Nearshore Ecos	96086	Herring Bay Monitoring and Restoration Studies	ADFG	\$173.0	\$173.0		\$ 156.1	UAF \$156.1 (RSA)



**Contractual Information;  
Funding Authorized in August**

**DRAFT**

Cluster	No.	Title	Agcy	Total FY 96	Approved in Aug	Defer to December	Line 300	Contracts/Funding Mechanism
Nearshore Ecos	96090	Mussel Bed Restoration and Monitoring	NOAA	\$205.1	\$205.1		\$ -	
Nearshore Ecos	96106	Subtidal Monitoring: Eelgrass Communities	ADFG	\$250.0	\$250.0		\$ 228.3	UAF \$228.3 (RSA)
Nearshore Ecos	96290	Hydrocarbon Data Analysis, Interpretation, and Database Maintenance	NOAA	\$116.1	\$116.1		\$ 2.5	
Nearshore Ecos	96427	Harlequin Duck Recovery Monitoring	ADFG	\$261.1	\$51.0	\$210.1	\$ 5.7	
Seabird/Forage	96163A	Abundance and Distribution of Forage Fish and their Influence on Recovery of	NOAA	\$711.2	\$6.8	\$704.4	\$ -	
Seabird/Forage	96163B	Foraging of Seabirds	NOAA	\$138.7	\$25.2	\$113.5	\$ -	
Seabird/Forage	96163C	Fish Diet Overlap Using Fish Stomach Content Analysis	NOAA	\$133.1	\$41.7	\$91.4	\$ -	
Seabird/Forage	96163D	Distribution of Forage Fish as Indicated by Puffin Diet Sampling	NOAA	\$72.3	\$12.0	\$60.3	\$ -	
Seabird/Forage	96163E	Black-legged Kittiwakes as Indicators of Forage Fish Availability	NOAA	\$181.8	\$30.6	\$151.2	\$ -	
Seabird/Forage	96163F	Factors Affecting Recovery of Pigeon Guillemot Populations	NOAA	\$197.8	\$30.6	\$167.2	\$ -	
Seabird/Forage	96163G	Diet Composition, Reproductive Energetics, and Productivity of Seabirds	NOAA	\$186.5	\$3.8	\$182.7	\$ -	
Seabird/Forage	96163I	APEX Planning and Leader	NOAA	\$124.2	\$56.9	\$67.3	\$ -	
Seabird/Forage	96163J	Barren Islands Seabird Studies	NOAA	\$98.7	\$20.5	\$78.2	\$ -	
Seabird/Forage	96163K	Using Predatory Fish to Sample Forage Fish	NOAA	\$20.4	\$4.7	\$15.7	\$ -	
Seabird/Forage	96163L	Historical Review of Ecosystem Structure in the PWS/GOA Complex and Abu	NOAA	\$73.3	\$17.9	\$55.4	\$ -	
Seabird/Forage	96031	Development of a Productivity Index to Monitor the Reproductive Success of	DOI	\$117.6	\$67.6	\$50.0	\$ 0.5	
Seabird/Forage	96101	Removal of Introduced Foxes From Islands	DOI	\$8.4	\$8.4		\$ -	
Seabird/Forage	96142-BAA	Status and Ecology of Kittlitz's Murrelet in Prince William Sound	NOAA	\$168.7	\$168.7		\$ 165.9	ABR, Inc. \$150.1 (BAA)
Seabird/Forage	96159	Surveys to Monitor Marine Bird Abundance In Prince William Sound During W	DOI	\$262.9	\$262.9		\$ 45.1	
Subsistence	96009D	Survey of Octopuses in Intertidal Habitats	USFS	\$134.0	\$37.2	\$96.8	\$ -	
Subsistence	96052	Community Involvement & Use of Traditional Knowledge	ADFG	\$261.0	\$261.0		\$ 179.6	CRRS \$177.1 (sole source)
Subsistence	96127	Tatitlek Coho Salmon Release	ADFG	\$26.6	\$26.6		\$ 18.1	PWSEDC \$18.1 (Standard Agreement)
Subsistence	96210	Prince William Sound Youth Area Watch	ADFG	\$115.0	\$115.0		\$ 103.6	Chugach School District \$103.6 (Standard Agreement)
Subsistence	96214	Documentary on Subsistence Harbor Seal Hunting in PWS	ADFG	\$77.4	\$77.4		\$ 50.0	Video production \$45.0 (RFP), community consultant \$5.0
Subsistence	96220	Eastern PWS Wildstock Salmon Habitat Restoration	USFS	\$85.1	\$85.1		\$ 45.0	
Subsistence	96225	Port Graham Pink Salmon Subsistence	ADFG	\$95.3	\$95.3		\$ 75.4	Cook Inlet Aquaculture Assoc. \$75.4 (RAP)
Subsistence	96244	Community-Based Harbor Seal Management and Biological Service	ADFG	\$128.5	\$128.5		\$ 83.6	Native Harbor Seal Comm. \$67.3 (MOU), UAF \$13.9 (RSA)
Subsistence	96272	Chenega Chinook Release	ADFG	\$52.3	\$52.3		\$ 42.1	PWSAC \$42.1 (RAP)
Archaeological	96007A	Archaeological Index Site Monitoring	ADNR	\$141.6	\$141.6		\$ 25.7	Curation \$5.0, Lab \$4.3
Archaeological	96007B	Site Specific Archaeological Restoration	USFS	\$78.4	\$78.4		\$ 29.2	Lab \$26.2
Archaeological	96149	Archaeological Site Stewardship	ADNR	\$74.4	\$74.4		\$ 4.7	
Archaeological	96154	Comprehensive Community Plan for Restoration of Archaeological Resources	USFS	\$205.0	\$206.3		\$ 159.6	RFP, or 8a preference to Chugach Heritage Fdn \$159.6
Reducing Marin	96115	Sound Waste Management Plan	ADEC	\$28.3	\$28.3		\$ 19.0	PWSEDC, \$19.0 (Standard Agreement)
Habitat Improve	96180	Kenai Habitat Restoration & Recreation Enhancement	ADNR	\$560.6	\$560.6		\$ 253.0	Revegetation and construction \$229.0
Total:				\$13,670.7			\$ 8,022.8	

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\*\*\* MULTI TRANSACTION REPORT \*\*\*  
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TRANSACTION OK

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[ 35] 15103737834

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JUNEAU OFFICE

D. GIBBONS

MORRIS-WRIGHT

C. FRIES

J. SULLIVAN

C. BERG

B. SPIES

*Randy 9:46*  
*Send reduced.*  
*ok.*  
*Joe 9:51*  
*Send reduced.*  
*ok. 9:52*  
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10/04/95

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EV Restoration

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\*\*\* MULTI TRANSACTION REPORT \*\*\*  
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1378

INCOMPLETE TX/RX

TRANSACTION OK

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J. SULLIVAN

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C. BERG

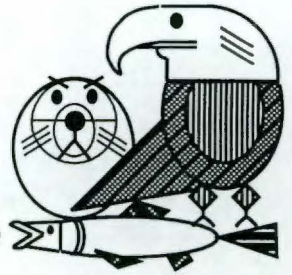
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# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



## FAX COVER SHEET

To: Agency Liaisons

From: Eric Myers Date: October 4 8:46a.m.

Comments:

Total Pages: 4

Please forward to the Agency  
Liaison in your ofc ASAP, as  
they need to be prepared to  
give an update on their agency's  
projects.

### AGENCY LIAISON MEMBERS INCLUDE:

Berg, Catherine

Morris, Byron

Sullivan, Joe

Gibbons, Dave

Spies, Bob

Fries, Carol

Christman, Veronica

Document Sent By: Rebecca

8/15/95

Trustee Agencies

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

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

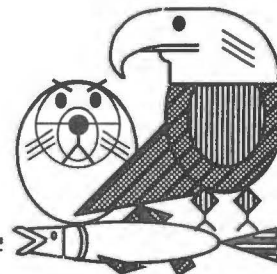


# Exxon Valdez Oil Spill Trustee Council

Restoration Office

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



## MEMORANDUM

**To:** Restoration Work Force

**From:** Molly McCammon  
Executive Director

**Date:** October 3, 1995

**Subj:** October 5, 1995 Restoration Work Force Meeting

The Restoration Work Force meeting will be **Thursday, October 5, at 9:00 a.m.** The Juneau teleconference site will be the Executive Director's Office and as always the Anchorage location is the Restoration Office.

Topics to be discussed will include:

- Meeting audit team
- Review sessions
- FY96 Work Plan - implementation
- LB&A
- Quarterly Project Status Report
- Miscellaneous

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Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

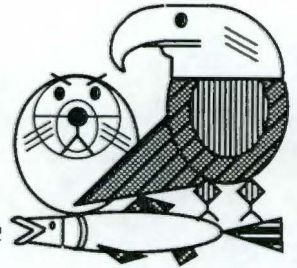


# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



## FAX COVER SHEET

To: Restoration Work Force

From: M. McCammon Date: 10/3/95

Comments: Total Pages: 2

**FAX COMPLETE**

### RESTORATION WORK FORCE MEMBERS INCLUDE:

Belt, Gina  
Berg, Catherine  
Fries, Carol  
Gibbons, Dave  
Joe Sullivan/Bill Hauser  
Bartels, Leslie/Lisa Thomas  
Miraglia, Rita

Morris, Byron  
Piper, Ernie  
Rice, Bud  
Spies, Bob  
Thompson, Ray  
Wright, Bruce

Document Sent By: K. O'Leary

8/17/95

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

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\*\*\* MULTI TRANSACTION REPORT \*\*\*  
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JUNEAU OFFICE

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D.GIBBONS

[ 13] 19077896608

MORRIS-WRIGHT

[ 15] 5624871

C.FRIES

[ 16] 2672450

RITA MIRAGLIA

[ 17] 2713992

R.THOMPSON

[ 18] 2672474

J.SULLIVAN

[ 19] 7863636

L.BARTELS

[ 20] 7863350

C.BERG

[ 21] 2572517

B.RICE

[ 23] 19074655375

D.BRUCE

[ 24] 2697652

E.PIPER

[ 35] 15103737834

B.SPIES

[ 38] 2715827

G.BELT

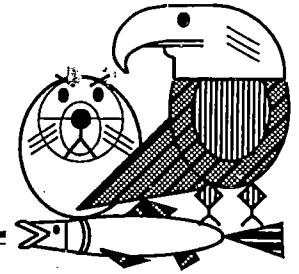
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# **Exxon Valdez Oil Spill Trustee Council**

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



October 3, 1995

Steve Planchon  
Mental Health Trust Land Unit  
Alaska Department of Natural Resources  
3601 C Street, Suite 880  
Anchorage, Alaska 99503

Dear Steve:

As you know, the *Exxon Valdez* Oil Spill (EVOS) Trustee Council has identified certain lands in the Tatitlek area as lands that will make significant contributions to oil spill restoration efforts. The Alaska Native corporation that owns the lands has agreed to consider participating in the conservation transaction. However, before we can complete negotiations with the corporation we must secure a similar commitment from the owner of the timber rights on the lands. The timber rights owner, Citifor, Inc., has agreed not to harvest the trees on the land subject to being provided an equal volume of trees elsewhere. The current volume estimate is approximately 40 to 50 million board feet of mixed spruce and hemlock.

Citifor, Inc. has identified Alaska Mental Health Trust (AMHT) timber at Yakataga as potentially acceptable. I understand that you have met with Citifor representatives and have demonstrated a willingness to consider making timber available subject to a determination that the transaction will be in the best interest of the Alaska Mental Health Trust.

On behalf of the EVOS Trustee Council, I urge the Mental Health Trust Land Unit (MHTLU) to continue participating in this transaction. It presently appears that the transaction will favorably benefit the Trustee Council, the Mental Health Trust, the land owner, the timber rights owner, the conservation community, and the development community.

At this time it appears that the Council may be able to conclude negotiations with the land and timber rights owners by January 1, 1996. I understand that you may not be able to react to proposals by this time due to a need to conduct a partial cruise of AMHT timber at Yakataga for appraisal purposes. I further understand that the MHTLU has requested that either the Trustee Council or Citifor, Inc. pay for the appraisal. Given the limited time and unique circumstances associated with this

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Trustee Agencies

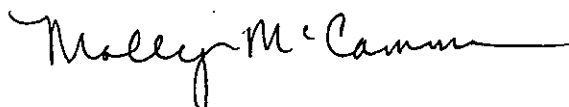
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

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

transaction, as well as the public interest that is being served, I am willing to explore this possibility with Council members.

John Harmening, U.S. Forest Service, and Alex Swiderski, Alaska Department of Law, have been designated as the lead negotiators on this transaction for the EVOS Trustee Council. If you have any questions about or requests of the Trustee Council on this matter, please contact either of them. If any questions arise prior to November 15, please contact Craig Tillery at the Alaska Department of Law in lieu of Alex Swiderski.

Sincerely,



Molly McCammon  
Executive Director

cc: John Harmening, USFS  
Alex Swiderski, ADOL

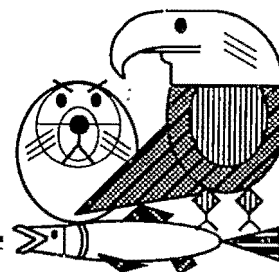
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# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



October 3, 1995

James R. Ayers  
Chief of Staff  
Governor's Office  
POB 110001  
Juneau, Alaska 99811-0001

Dear Jim:

You had mentioned to me at one time that you would like to meet with the Trustee Council's core reviewers regarding a statewide review of science needs in Alaska.

We have scheduled a review session of the forage fish project in Anchorage on November 30 - December 1. This review will be attended by George Rose, Pete Peterson, Phil Mundy, Chris Haney, and Bob Spies. If you are still interested, we could arrange a dinner meeting here in Anchorage for the evening of November 29 or November 30. If this is not workable, the next time the group is together will be January 16 - 19 for the annual workshop, again here in Anchorage. Let me or Rebecca know if any of these dates work for you. I hope to see you in Juneau soon.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Molly'.

Molly McCammon  
Executive Director

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Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

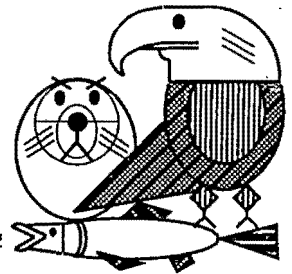
# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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

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October 3, 1995

Senator Georgianna Lincoln  
State Capitol, Room 510  
Juneau, Alaska 99801-1182

Dear Georgianna:

I sure appreciated your being able to join us on the Public Advisory Group tour of Prince William Sound a few weeks ago. The feedback I've received has been all very positive - including the benefits of the extra day in Chenega.

If you have any questions or further thoughts regarding the restoration program, please don't hesitate to contact me. In the meantime, good luck with the long term financial planning.

Sincerely,

Molly McCammon  
Executive Director

mm/raw

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Trustee Agencies

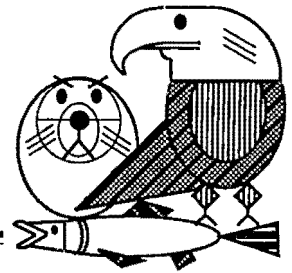
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



October 3, 1995

Jamie Kenworthy  
Executive Director  
Alaska Science and Technology Foundation  
4500 Diplomacy Drive, Suite 515  
Anchorage, Alaska 99508-5918

Dear Jamie:

I enjoyed meeting with you and Arliss Sturgulewski last week. As a follow up to our conversation, I've asked Stan Senner to provide additional information to you regarding our peer review process.

In addition, I'm enclosing a copy of a report recently developed as a result of a workshop on GIS, sponsored by the Trustee Council. I have not yet reviewed the recommendations included in this report, and no final decisions have been made regarding this effort.

Keep in touch.

Sincerely,

A handwritten signature in black ink, reading "Molly McCammon". The signature is fluid and cursive, with the first name "Molly" being more prominent than the last name "McCammon".

Molly McCammon  
Executive Director

Enclosures

mm/raw

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Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

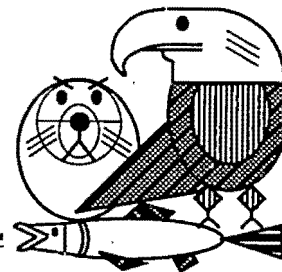
# **Exxon Valdez Oil Spill Trustee Council**

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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

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October 2, 1995

Dr. James Seeb  
Alaska Department of Fish and Game  
333 Raspberry Road  
Anchorage, Alaska 99518

Dear Jim:

On August 25, 1995, the *Exxon Valdez* Oil Spill Trustee Council acted upon the Fiscal Year 1996 Work Plan including Project 96191A, Oil-Related Embryo Mortalities in Prince William Sound Pink Salmon Populations. At the meeting, the Council voted to approve the on-going and interim part of the project, but to defer action on future molecular genetics work pending the review of pink salmon projects scheduled for November 27-28. The Council is tentatively scheduled to reconsider the project in mid-December.

At the August 25 meeting, the Trustee Council authorized projects totalling \$13.7 million. In December, the Trustee Council will further consider approximately 30 projects totalling \$7.7 million. The Council currently expects to fund slightly more than \$4 million of that amount. This would bring the total for the FY96 Work Plan to the target budget level of about \$18 million.

The Trustee Council also attached the following condition to all projects: "If a Principal Investigator has an overdue report from a previous year, no funds may be expended on a project involving that Principal Investigator unless the report is submitted or a schedule for submission is approved by the Executive Director." Because reports from Projects 94320D and 94191 are overdue from FY 94, you may not expend funds on the FY96 project, including funding for the interim or on-going portion of the project, until the reports are submitted or a schedule for submission is approved by the Executive Director. If you have any questions about project reports, please call Bob Loeffler at the Restoration Office.

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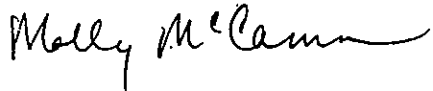
Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior



For your information, I am enclosing a table that summarizes the Trustee Council's decisions on August 25. Thank you for your participation in the *Exxon Valdez* oil spill restoration program.

Sincerely,



Molly McCammon  
Executive Director

Enclosure

cc: Joe Sullivan, ADF&G

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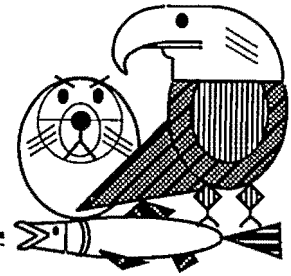
P.S. let's talk this  
week about the  
review.  
M.

# Exxon Valdez Oil Spill Trustee Council

## Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



October 2, 1995

Dr. James Séeb  
Alaska Department of Fish and Game  
333 Raspberry Road  
Anchorage, Alaska 99518

Dear Jim:

On August 25, 1995, the *Exxon Valdez* Oil Spill Trustee Council acted upon the Fiscal Year 1996 Work Plan including Project 96196, Genetic Structure of Prince William Sound Pink Salmon. At the meeting, the Council voted to approve interim funding but to defer action on future work pending the review of pink salmon projects scheduled for November 27-28. The Council is tentatively scheduled to reconsider the project in mid-December.

At the August 25 meeting, the Trustee Council authorized projects totalling \$13.7 million. In December, the Trustee Council will further consider approximately 30 projects totalling \$7.7 million. The Council currently expects to fund slightly more than \$4 million of that amount. This would bring the total for the FY96 Work Plan to the target budget level of about \$18 million.

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For your information, I am enclosing a table that summarizes the Trustee Council's decisions on August 25. Thank you for your participation in the *Exxon Valdez* oil spill restoration program.

Sincerely,

*Molly McCammon*  
Molly McCammon  
Executive Director

*P.S. let's talk this  
week about  
the review.  
m.*

Enclosure

cc: Joe Sullivan, ADF&G

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### Trustee Agencies

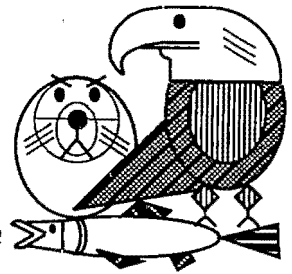
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# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



October 2, 1995

Dr. Joe Sullivan  
Alaska Department of Fish and Game  
333 Raspberry Road  
Anchorage, Alaska 99518

Dear Joe:

The *Exxon Valdez* Oil Spill Trustee Council acted on the Fiscal Year 1996 Work Plan at their meeting on August 25, 1995. I am pleased to inform you that the Trustee Council approved funding for Project 96186, Coded Wire Tag Recoveries From Pink Salmon in Prince William Sound.

Before a project may begin, the lead agency for the project must provide documentation to the Executive Director showing that the requirements of the National Environmental Policy Act have been met. Once this occurs, you may receive authorization from the Executive Director to begin the FY96 project on that date. Any delay in documenting compliance will delay the start of the project.

Projects approved for FY96 are approved in the expectation that they will be funded to their completion. However, the Trustee Council will annually evaluate a project's future funding requests based on its progress or results to date, overall restoration needs, and restoration funding constraints. The future year's budget projection for your project is included in the accompanying spreadsheet.

For your information, I am enclosing a spreadsheet that summarizes Trustee Council action on August 25.

Thank you for your participation in the *Exxon Valdez* oil spill restoration program. We appreciate your continued interest, and look forward to working with you this coming year.

Sincerely,

Molly McCammon  
Executive Director

Enclosure

mm/rbw

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Trustee Agencies

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

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

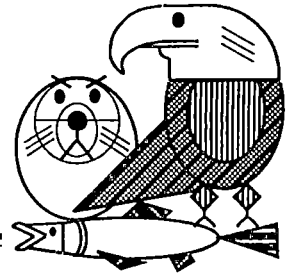
# **Exxon Valdez Oil Spill Trustee Council**

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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

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October 2, 1995

To Whom It May Concern:

Please be advised that Paul Carlsson is traveling on behalf of the State of Alaska and the U.S. Government, and, in that capacity is entitled to receive government rates for airfare and accommodations.

He will be working on government business until September 30, 1996. Any questions relating to this matter should be directed to:

Executive Director  
Exxon Valdez Oil Spill Restoration Office  
645 G Street Suite 401  
Anchorage AK 99501-3451  
(907) 278-8012

Thank you for your cooperation.

Sincerely,

A handwritten signature in cursive script, reading "Molly McCammon". The signature is written in black ink and is positioned above the printed name and title.

Molly McCammon  
Executive Director

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Trustee Agencies

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

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

A P P L I E D

*marine*

S C I E N C E S

**DATE:** 9/29/95  
**TO:** Rebecca Williams, CACI  
**FAX #:** (907) 276-7178  
**FROM:** Susanna L. Chase, Administrative Assistant  
**FAX #** (510) 373-7834

Rebecca - Please issue Travel Letters with an expiration date of September 30, 1996 for the following Peer Reviewers.

Please send the letters directly to our office so that we can distribute after making a copy for our files.

Thank you for your help with this matter.

Schedule of Review Activities

Shoreline Treatment and Monitoring Workshop Nov. 1-2, 1995

Paul Carlsson  
USGS  
3475 Deer Creek Road  
Palo Alto, CA 94304

(415) 354-3066  
Fax (415) 354-3224

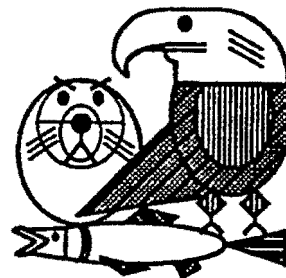


# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



## MEMORANDUM

TO: Molly McCammon  
FROM: *Traci Cramer*  
Traci Cramer  
Administrative Officer

DATE: October 2, 1995

RE: Cash Flow Explanation

This explanation is being provided for the cash flow statement and supporting schedules dated October 2, 1995. Included in this memorandum is a discussion of the changes that have occurred, the anticipated land acquisition payments, and other material items.

### Changes Incorporated the attached cash flow statement and supporting schedules

1. The FY General Restoration - Monitoring and Research distributions were adjusted as follows (stated in thousands):

<u>Year</u>	<u>Original</u>	<u>Revised</u>	<u>Comments</u>
1995	18,000.0	14,259.8	August 1995 approval
1996	16,000.0	19,740.2	The balance of the FFY 96 Work Plan will be withdrawn in Jan.
1999	12,000.0	10,000.0	
2000	12,000.0	8,000.0	
2001	10,000.0	6,000.0	

2. The Habitat Protection/Associated Costs numbers were adjusted as follows (stated in thousands):

<u>Year</u>	<u>Original</u>	<u>Revised</u>	<u>Comments</u>
1995	2,649.0	3,842.0	Increase associated with FFY96 approved budget
1996	0.0	300.0	
1997	0.0	200.0	

#### Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

3. The Administration, Scientific Management and Public Information authorization was revised to reflect the amount authorized in August.
4. The amount reflected for specialized facilities was increased \$1.0 million, to a revised total of \$3.0 million in the year 1997.
5. The Seal Bay payment, due November 1995, has been adjusted to reflect the anticipated amount. Previously the interest had been estimated at 6%, the actual interest was calculated to be 6.48% or an increase of \$24,500.
6. All of the payments for the Restoration Reserve are reflected annually in October.

#### Land Acquisition Down Payments

Down payments reflected in FFY 1995 included the following.

Orca Narrows	\$1,450.0	Jan.	*
Orca Narrows	\$200.0	April	*
Akhiok-Kaguyak, Incorporated	\$13,000.0	April	*
Old Harbor	\$4,000.0	April	*

Down payments reflected in FFY 1996 include the following.

Kodiak Island Borough	\$8,400.0	Nov.	
Koniag, Incorporated	\$3,000.0	Nov.	
Tatitlek Corporation	\$2,400.0	Jan.	
Chenega Corporation	\$7,600.0	Jan.	
Kenai (Port Graham/English Bay)	\$3,500.0	Mar.	
Eyak Corporation	\$10,000.0	Mar.	
Afognak Joint Ventures	\$14,000.0	Sept.	

#### Land Acquisition Payments

The FFY 1995 land payment includes the following.

Seal Bay	\$3,111.2	Nov.	*
Akhiok-Kaguyak, Incorporated	\$8,000.0	Sept.	*
Old Harbor	\$7,250.0	Sept.	*

The FFY 1996 land payment includes the following.

Small Parcel	\$12,000.0	Oct.	
Seal Bay (Principal, plus interest at 6%)	\$3,294.7	Nov.	*
Kodiak Island Borough	\$2,100.0	Sept.	
Chenega Corporation	\$1,900.0	Sept.	
Eyak Corporation	\$2,500.0	Sept.	
Koniag, Incorporated	\$5,000.0	Sept.	
Akhiok-Kaguyak, Incorporated	\$7,500.0	Sept.	*
Tatitlek Corporation	\$600.0	Sept.	

The FFY 1997 land payment includes the following.

Seal Bay (Principal, plus interest at 6%)	\$3,093.4	Nov. *
Kenai (Port Graham/English Bay)	\$3,000.0	Mar.
Kodiak Island Borough	\$6,300.0	Sept.
Chenega Corporation	\$5,700.0	Sept.
Eyak Corporation	\$7,500.0	Sept.
Akhiok-Kaguyak, Incorporated	\$7,500.0	Sept. *
Koniag, Incorporated	\$4,500.0	Sept.
Tatitlek Corporation	\$1,800.0	Sept.
Afognak Joint Ventures	\$3,500.0	Sept.

The FFY 1998 land payment includes the following.

Kenai (Port Graham/English Bay)	\$2,500.0	Mar.
Eyak Corporation	\$7,500.0	Sept.
Kodiak Island Borough	\$6,300.0	Sept.
Chenega Corporation	\$5,700.0	Sept.
Koniag, Incorporated	\$4,500.0	Sept.
Tatitlek Corporation	\$1,800.0	Sept.
Afognak Joint Ventures	\$10,500.0	Sept.

The FFY 1999 land payment includes the following.

Kenai (Port Graham/English Bay)	\$2,500.0	Mar.
Eyak Corporation	\$7,500.0	Sept.
Kodiak Island Borough	\$6,300.0	Sept.
Chenega Corporation	\$5,700.0	Sept.
Tatitlek Corporation	\$1,800.0	Sept.
Afognak Joint Ventures	\$10,500.0	Sept.
Koniag, Incorporated	\$4,500.0	Sept.

The FFY 2000 land payment includes the following.

Kenai (Port Graham/English Bay)	\$2,500.0	Mar.
Eyak Corporation	\$7,500.0	Sept.
Kodiak Island Borough	\$6,300.0	Sept.
Chenega Corporation	\$5,700.0	Sept.
Tatitlek Corporation	\$1,800.0	Sept.
Afognak Joint Ventures	\$10,500.0	Sept.



The FFY 2001 land payment includes the following.

Kenai (Port Graham/English Bay)	\$2,500.0	Mar.
Eyak Corporation	\$7,500.0	Sept.
Kodiak Island Borough	\$6,300.0	Sept.
Chenega Corporation	\$5,700.0	Sept.
Tatitlek Corporation	\$1,800.0	Sept.
Koniag, Incorporated	\$16,500.0	Sept.
Afognak Joint Ventures	\$10,500.0	Sept.

The FFY 2002 land payment includes the following.

Afognak Joint Ventures	\$10,500.0	Sept.
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#### Restoration Reserve Contribution

For calculation purposes an interest rate of 7% has been selected. No attempt has been made to determine management fees that may be charged by CRIS.

#### Interest Estimate

The interest is calculated on a month ending basis at a rate of 5%.

**EVOS Financial Plan**  
Stated in Thousands

	FFY 1995	FFY 1996	FFY 1997	FFY 1998	FFY 1999	FFY 2000	FFY 2001	FFY 2002
Joint Trust Fund, Beginning Balance	134,908.5 [1]	91,992.5	29,382.6	20,482.3	21,058.9	22,464.9	28,653.2	25,590.1
Exxon Payment	70,000.0	70,000.0	70,000.0	70,000.0	70,000.0	70,000.0	70,000.0	
Reimbursements	-3,000.0 [2]	-3,300.0	-5,000.0	-5,000.0	-5,000.0	-5,000.0		
Interest Earned	5,183.2	1,867.9	547.9	418.4	451.2	542.5	818.8	649.9
<b>Estimated Revenue</b>	<b>207,091.7</b>	<b>160,560.3</b>	<b>94,930.5</b>	<b>85,900.7</b>	<b>86,510.0</b>	<b>88,007.4</b>	<b>99,472.0</b>	<b>26,240.1</b>
Administration, Scientific Mgt. & Public Info.	7,648.5 [3]	3,200.0	2,800.0	2,500.0	1,700.0	1,500.0	1,500.0	0.0
FY General Restoration-Monitor & Research	32,179.2 [4]	19,740.2	14,000.0	12,000.0	12,000.0	12,000.0	10,000.0	0.0
Habitat Protection:								
Acquisition Down Payments	18,650.0	48,900.0	0.0	0.0	0.0	0.0	0.0	0.0
Annual Payments	18,361.2	34,894.7	42,893.4	38,800.0	38,800.0	34,300.0	50,800.0	10,500.0
Associated Costs	3,842.0 [5]	300.0	200.0	0.0	0.0	0.0	0.0	0.0
Special Facilities			3,000.0					
Alaska Sealife Center	12,500.0	12,456.0	0.0	0.0	0	0	0	0
CRIS Management Fees	518.3	186.8	54.8	41.8	45.1	54.3	81.9	65.0
Restoration Reserve Contribution	24,000.0	12,000.0	12,000.0	12,000.0	12,000.0	12,000.0	12,000.0	12,000.0
<b>Estimated Expenses</b>	<b>117,699.2</b>	<b>131,677.7</b>	<b>74,948.2</b>	<b>65,341.8</b>	<b>64,545.1</b>	<b>59,854.3</b>	<b>74,381.9</b>	<b>22,565.0</b>
Joint Trust Fund, Ending Balance	89,392.5	28,882.6	19,982.3	20,558.9	21,964.9	28,153.2	25,090.1	3,675.1
Lapse (estimate)	2,600.0	500.0	500.0	500.0	500.0	500.0	500.0	
Adjusted Joint Trust Fund, Ending Balance	91,992.5	29,382.6	20,482.3	21,058.9	22,464.9	28,653.2	25,590.1	3,675.1
Restoration Reserve Balance (estimate)	24,000.0	38,520.0	54,056.4	70,680.3	88,468.0	107,500.7	127,865.8	153,331.4 [5]

Footnotes:

1. Balance as of September 30, 1994
2. Reimbursements include \$3,000.0 in FFY96 for the Department of Agriculture and \$23,300.0 for the State of Alaska.
3. Represents the 1995 Work Plan, plus \$3,439.6 for FFY 1996.
4. Represents the 1995 Work Plan as of the March 31, 1995 meeting less carry-forward authorization, interest and Habitat Acquisition Support, plus \$14,259.8 approved 9/95 for FFY 1996.
5. Includes funding of \$1,500.0 approved in the latter part of FFY1994, authorization as of the March 31, 1995 meeting (95110 and 95126), and \$1,193.0 approved for FFY 1996.
6. Represents the Restoration Reserve balance at year end(calculated at 7.0% average earnings), plus the FFY2002 Reserve Deposit/Earnings and the Year End Balance.

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EVOS Month h Flow Estimate  
Stated in Thousands

FFY 1995													
Beginning Balance	134,908.5	124,710.2	122,055.0	122,512.7	109,008.9	109,417.7	109,828.0	92,975.3	91,665.8	92,009.5	92,354.6	92,700.9	
Item	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	April	May	June	July	Aug.	Sept.	Total
FY Increases & Other Authorization													0.0
Administration, SRB & Public Info.	4,208.9											3,439.6	7,648.5
FY General Restoration-Monitor & Research	4,291.9			11,975.5				1,652.0				14,259.8	32,179.2
Habitat Protection Down Payments				1,450.0			17,200.0						18,650.0
Habitat Protection Payments		3,111.2										15,250.0	18,361.2
Habitat Protection Associated Costs	2,163.4			485.6								1,193.0	3,842.0
Alaska Sealife Center												12,500.0	12,500.0
Restoration Reserve Contribution												24,000.0	24,000.0
CRIS Management Fees	51.8	50.7	50.9	45.3	45.4	45.6	38.6	38.1	38.2	38.3	38.5	37.1	518.3
Exxon Payment after Reimbursements												67,000.0	67,000.0
Interest Estimate	517.7	506.7	508.6	452.5	454.2	455.9	385.9	380.5	381.9	383.4	384.8	371.1	5,183.2
Ending Balance	124,710.2	122,055.0	122,512.7	109,008.9	109,417.7	109,828.0	92,975.3	91,665.8	92,009.5	92,354.6	92,700.9	89,392.5	
FFY 1996													
Beginning Balance	91,992.5	68,247.4	53,753.6	53,955.1	40,365.7	40,517.1	27,118.4	27,220.1	27,322.2	27,424.7	27,527.5	27,630.7	
Item	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	April	May	June	July	Aug.	Sept.	Total
FY Increases & Other Authorization													0.0
Administration, SRB & Public Info.												3,200.0	3,200.0
FY General Restoration-Monitor & Research				3,740.2								16,000.0	19,740.2
Habitat Protection Down Payments		11,400.0		10,000.0		13,500.0						14,000.0	48,900.0
Habitat Protection Payments	12,000.0	3,294.7										19,600.0	34,894.7
Habitat Protection Associated Costs												300.0	300.0
Alaska Sealife Center												12,456.0	12,456.0
Restoration Reserve Contribution	12,000.0												12,000.0
CRIS Management Fees	28.3	22.3	22.4	16.8	16.8	11.3	11.3	11.3	11.4	11.4	11.5	12.0	186.8
Exxon Payment after Reimbursements												66,700.0	66,700.0
Interest Estimate	283.3	223.1	224.0	167.6	168.2	112.6	113.0	113.4	113.8	114.3	114.7	119.9	1,867.9
Ending Balance	68,247.4	53,753.6	53,955.1	40,365.7	40,517.1	27,118.4	27,220.1	27,322.2	27,424.7	27,527.5	27,630.7	28,882.6	

I T  
EVOS Monthly Cash Flow Estimate  
Stated in Thousands

FFY 1997													
Beginning Balance	29,382.6	14,436.6	11,385.7	11,428.4	11,471.3	11,514.3	8,546.2	8,578.3	8,610.4	8,642.7	8,675.1	8,707.7	
Item	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	April	May	June	July	Aug.	Sept.	Total
FY Increases & Other Authorization													0.0
Administration, SRB & Public Info.												2,800.0	2,800.0
FY General Restoration-Monitor & Research												14,000.0	14,000.0
Habitat Protection Down Payments													0.0
Habitat Protection Payments		3,093.4				3,000.0						36,800.0	42,893.4
Habitat Protection Associated Costs											200.0		200.0
Alaska Sealife Center													0.0
Special Facilities	3,000.0												3,000.0
Restoration Reserve Contribution	12,000.0												12,000.0
CRIS Management Fees	6.0	4.7	4.7	4.8	4.8	3.5	3.6	3.6	3.6	3.6	3.6	8.3	54.8
Exxon Payment after Reimbursements												65,000.0	65,000.0
Interest Estimate	59.9	47.3	47.4	47.6	47.8	35.5	35.6	35.7	35.9	36.0	36.1	82.9	547.9
Ending Balance	14,436.6	11,385.7	11,428.4	11,471.3	11,514.3	8,546.2	8,578.3	8,610.4	8,642.7	8,675.1	8,707.7	19,982.3	
FFY 1998													
Beginning Balance	20,482.3	8,514.1	8,546.0	8,578.1	8,610.3	8,642.6	6,165.6	6,188.7	6,211.9	6,235.2	6,258.6	6,282.1	
Item	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	April	May	June	July	Aug.	Sept.	Total
FY Increases & Other Authorization													0.0
Administration, SRB & Public Info.												2,500.0	2,500.0
FY General Restoration-Monitor & Research												12,000.0	12,000.0
Habitat Protection Down Payments													0.0
Habitat Protection Payments						2,500.0						36,300.0	38,800.0
Habitat Protection Associated Costs													0.0
Alaska Sealife Center													0.0
Restoration Reserve Contribution	12,000.0												12,000.0
CRIS Management Fees	3.5	3.5	3.6	3.6	3.6	2.6	2.6	2.6	2.6	2.6	2.6	8.5	41.8
Exxon Payment after Reimbursements												65,000.0	65,000.0
Interest Estimate	35.3	35.5	35.6	35.7	35.9	25.6	25.7	25.8	25.9	26.0	26.1	85.3	418.4
Ending Balance	8,514.1	8,546.0	8,578.1	8,610.3	8,642.6	6,165.6	6,188.7	6,211.9	6,235.2	6,258.6	6,282.1	20,558.9	

I T  
EVOS Month h Flow Estimate  
Stated in Thousands

FFY 1999													
Beginning Balance	21,058.9	9,092.8	9,126.9	9,161.2	9,195.5	9,230.0	6,755.2	6,780.6	6,806.0	6,831.5	6,857.1	6,882.9	
Item	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	April	May	June	July	Aug.	Sept.	Total
FY Increases & Other Authorization													0.0
Administration, SRB & Public Info.												1,700.0	1,700.0
FY General Restoration-Monitor & Research												12,000.0	12,000.0
Habitat Protection Down Payments													0.0
Habitat Protection Payments						2,500.0						36,300.0	38,800.0
Habitat Protection Associated Costs													0.0
Alaska Sealife Center													0.0
Restoration Reserve Contribution	12,000.0												12,000.0
CRIS Management Fees	3.8	3.8	3.8	3.8	3.8	2.8	2.8	2.8	2.8	2.8	2.9	9.1	45.1
Exxon Payment after Reimbursements												65,000.0	65,000.0
Interest Estimate	37.7	37.9	38.0	38.2	38.3	28.0	28.1	28.3	28.4	28.5	28.6	91.2	451.2
Ending Balance	9,092.8	9,126.9	9,161.2	9,195.5	9,230.0	6,755.2	6,780.6	6,806.0	6,831.5	6,857.1	6,882.9	21,964.9	
FFY 2000													
Beginning Balance	22,464.9	10,504.2	10,543.5	10,583.1	10,622.8	10,662.6	8,193.2	8,223.9	8,254.8	8,285.7	8,316.8	8,348.0	
Item	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	April	May	June	July	Aug.	Sept.	Total
FY Increases & Other Authorization													0.0
Administration, SRB & Public Info.												1,500.0	1,500.0
FY General Restoration-Monitor & Research												12,000.0	12,000.0
Habitat Protection Down Payments													0.0
Habitat Protection Payments						2,500.0						31,800.0	34,300.0
Habitat Protection Associated Costs													0.0
Alaska Sealife Center													0.0
Restoration Reserve Contribution	12,000.0												12,000.0
CRIS Management Fees	4.4	4.4	4.4	4.4	4.4	3.4	3.4	3.4	3.4	3.5	3.5	11.7	54.3
Exxon Payment after Reimbursements												65,000.0	65,000.0
Interest Estimate	43.6	43.8	43.9	44.1	44.3	34.0	34.1	34.3	34.4	34.5	34.7	116.9	542.5
Ending Balance	10,504.2	10,543.5	10,583.1	10,622.8	10,662.6	8,193.2	8,223.9	8,254.8	8,285.7	8,316.8	8,348.0	28,153.2	

[ T  
EVOS Monthly, Flow Estimate  
Stated in Thousands

FFY 2001													
Beginning Balance	28,653.2	16,715.6	16,778.3	16,841.2	16,904.4	16,967.8	14,522.0	14,576.5	14,631.1	14,686.0	14,741.1	14,796.4	
Item	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	April	May	June	July	Aug.	Sept.	Total
FY Increases & Other Authorization													0.0
Administration, SRB & Public Info.												1,500.0	1,500.0
FY General Restoration-Monitor & Research												10,000.0	10,000.0
Habitat Protection Down Payments													0.0
Habitat Protection Payments						2,500.0						48,300.0	50,800.0
Habitat Protection Associated Costs													0.0
Alaska Sealife Center													0.0
Restoration Reserve Contribution	12,000.0												12,000.0
CRIS Management Fees	6.9	7.0	7.0	7.0	7.0	6.0	6.1	6.1	6.1	6.1	6.1	10.4	81.9
Exxon Payment after Reimbursements												70,000.0	70,000.0
Interest Estimate	69.4	69.6	69.9	70.2	70.4	60.3	60.5	60.7	61.0	61.2	61.4	104.2	818.8
Ending Balance	16,715.6	16,778.3	16,841.2	16,904.4	16,967.8	14,522.0	14,576.5	14,631.1	14,686.0	14,741.1	14,796.4	25,090.1	
FFY 2002													
Beginning Balance	25,590.1	13,641.1	13,692.2	13,743.6	13,795.1	13,846.8	13,898.8	13,950.9	14,003.2	14,055.7	14,108.4	14,161.3	
Item	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	April	May	June	July	Aug.	Sept.	Total
FY Increases & Other Authorization													0.0
Administration, SRB & Public Info.													0.0
FY General Restoration-Monitor & Research													0.0
Habitat Protection Down Payments													0.0
Habitat Protection Payments												10,500.0	10,500.0
Habitat Protection Associated Costs													0.0
Alaska Sealife Center													0.0
Restoration Reserve Contribution	12,000.0												12,000.0
CRIS Management Fees	5.7	5.7	5.7	5.7	5.7	5.8	5.8	5.8	5.8	5.9	5.9	1.5	65.0
Exxon Payment													0.0
Interest Estimate	56.6	56.8	57.1	57.3	57.5	57.7	57.9	58.1	58.3	58.6	58.8	15.3	649.9
Ending Balance	13,641.1	13,692.2	13,743.6	13,795.1	13,846.8	13,898.8	13,950.9	14,003.2	14,055.7	14,108.4	14,161.3	3,675.1	

**Restoration Reserve Interest Calculation**  
**Stated in Thousands**

Fiscal Year	Deposit	Rate	Annual Interest	Annual Interest Notes	Balance	Earnings Period	Notes
1995	24,000.0	0.00%	0.0	(deposit x rate)/4	24,000.0	0m	1995 interest + deposit = 1995 EB
1996	12,000.0	7.00%	2,520.0	(deposit + 1995 EB) x rate	38,520.0	12m	1995 EB + 1996 interest + deposit = 1996 EB
1997	12,000.0	7.00%	3,536.4	(deposit + 1996 EB) x rate	54,056.4	12m	1996 EB + 1997 interest = 1997 IB
1997	0.0		0.0		54,056.4	0m	1997 IB + deposit = 1997 EB
1998	12,000.0	7.00%	4,623.9	(deposit + 1997 EB) x rate	70,680.3	12m	1997 EB + 1998 interest = 1998 IB
1998	0.0		0.0		70,680.3	0m	1998 IB + deposit = 1998 EB
1999	12,000.0	7.00%	5,787.6	(deposit + 1998 EB) x rate	88,468.0	12m	1998 EB + 1999 interest = 1999 IB
1999	0.0		0.0		88,468.0	0m	1999 IB + deposit = 1999 EB
2000	12,000.0	7.00%	7,032.8	(deposit + 1999 EB) x rate	107,500.7	12m	1999 EB + 2000 interest = 2000 IB
2000	0.0		0.0		107,500.7	0m	2000 IB + deposit = 2000 EB
2001	12,000.0	7.00%	8,365.1	(deposit + 2000 EB) x rate	127,865.8	12m	2000 EB + 2001 interest = 2001 IB
2001	0.0		0.0		127,865.8	0m	2001 IB + deposit = 2001 EB
2002	12,000.0	7.00%	9,790.6	(deposit + 2001 EB) x rate	149,656.4	12m	2001 EB + 2002 Interest + payment
Total	108,000.0		41,656.4		149,656.4		

EB = Ending Balance

IB = Interim Balance

Land Acquisition Down Payments											
Landowners	FFY 1995	FFY 1996	FFY 1997	FFY 1998	FFY 1999	FFY 2000	FFY 2001	FFY 2002	Total		
Kenai (Port Graham/English Bay)		3,500.0							3,500.0		
Afognak Joint Ventures		14,000.0							14,000.0		
Kodiak Island Borough		8,400.0							8,400.0		
Akhiok - Kaguyak, Incorporated	13,000.0								13,000.0		
Koniag, Incorporated		3,000.0							3,000.0		
Old Harbor	4,000.0								4,000.0		
Chenegat Corporation		7,600.0							7,600.0		
Eyak Corporation		10,000.0							10,000.0		
Tatitlek Corporation		2,400.0							2,400.0		
Sub-Total	17,000.0	48,900.0	0.0	0.0	0.0	0.0	0.0	0.0	65,900.0		
Small Parcels									0.0		
Seal Bay									0.0		
Orca Narrows	1,650.0								1,650.0		
Imminent Threat Sub-Total	1,650.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1,650.0		
Total	18,650.0	48,900.0	0.0	0.0	0.0	0.0	0.0	0.0	67,550.0		
Annual Land Acquisition Payments											
Landowners	FFY 1995	FFY 1996	FFY 1997	FFY 1998	FFY 1999	FFY 2000	FFY 2001	FFY 2002	Payments Total	EVOS Total	Check
Kenai (Port Graham/English Bay)			3,000.0	2,500.0	2,500.0	2,500.0	2,500.0		13,000.0	16,500.0	16,500.0
Afognak Joint Ventures			3,500.0	10,500.0	10,500.0	10,500.0	10,500.0	10,500.0	56,000.0	70,000.0	70,000.0
Kodiak Island Borough		2,100.0	6,300.0	6,300.0	6,300.0	6,300.0	6,300.0		33,600.0	42,000.0	42,000.0
Akhiok - Kaguyak, Incorporated	8,000.0	7,500.0	7,500.0						23,000.0	36,000.0	36,000.0
Koniag, Incorporated		5,000.0	4,500.0	4,500.0	4,500.0		16,500.0		35,000.0	38,000.0	38,000.0
Old Harbor	7,250.0								7,250.0	11,250.0	11,250.0
Chenegat Corporation		1,900.0	5,700.0	5,700.0	5,700.0	5,700.0	5,700.0		30,400.0	38,000.0	38,000.0
Eyak Corporation		2,500.0	7,500.0	7,500.0	7,500.0	7,500.0	7,500.0		40,000.0	50,000.0	50,000.0
Tatitlek Corporation		600.0	1,800.0	1,800.0	1,800.0	1,800.0	1,800.0		9,600.0	12,000.0	12,000.0
Sub-Total	15,250.0	19,600.0	39,800.0	38,800.0	38,800.0	34,300.0	50,800.0	10,500.0	247,850.0	313,750.0	313,750.0
Small Parcels	0.0	12,000.0							12,000.0		12,000.0
Seal Bay	3,111.2	3,270.2	3,093.4						9,474.8		9,474.8
Orca Narrows									0.0		1,650.0
Imminent Threat Sub-Total	3,111.2	3,270.2	3,093.4	0.0	0.0	0.0	0.0	0.0	9,474.8		11,124.8
Total	18,361.2	34,870.2	42,893.4	38,800.0	38,800.0	34,300.0	50,800.0	10,500.0	269,324.8		336,874.8
TOTAL	37,011.2	83,770.2	42,893.4	38,800.0	38,800.0	34,300.0	50,800.0	10,500.0	336,874.8		

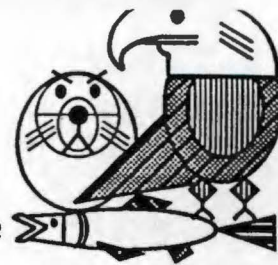


# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



## FAX COVER

TO: Nancy Slagle, Director  
Division of Budget Review

FROM: Molly McCammon, Executive Director

DATE: November 2, 1995

SUBJ: Additional Information re: Alaska SeaLife Center

Should be  
dated October 2

In response to the discussion at last weeks LB&A meeting, the project staff of the Seward Association for the Advancement of Marine Science (SAAMS) have prepared the following chronology of decisions made regarding the project.

If you have questions concerning this material, please contact Leif Selkregg, the SAAMS Project Manager directly at 276-8095.

attachment

cc: Commissioner Mark Boyer  
Riley Snell  
Mike Greany  
Traci Cramer  
Kim Sundberg


PAGES: 6 (including cover)

DRAFT

# SAAMS

## Memorandum

To: Molly McCammon, Executive Director  
Exxon Valdez Oil Spill Trustee Council

From: Darryl Schaefermeyer, Project Administrator  
Leif Selkregg, Project Manager 

Date: September 30, 1995

Re: Chronology of Decisions Regarding  
Alaska SeaLife Center Funding

We thought it would be helpful to prepare the following chronology of decisions made regarding the funding of the Alaska SeaLife Center:

1. Adoption by the 1993 Alaska Legislature of Section 2, Chapter 79 SLA 1993, appropriating \$12.5M for development of the Alaska SeaLife Center (ASLC) as a Recreation and Marine Mammal Rehabilitation Center and as a center for education and research related to the natural resources injured by the Exxon Valdez oil spill and to the prevention and amelioration of marine oil spills. The Act stipulated that the appropriation may be used for planning, design, engineering and construction of the facility. It further stipulated that until the grantee has provided to the Alaska Industrial Development and Export Authority (AIDEA) a financial plan and feasibility study demonstrating the financial viability of the proposed center and AIDEA has approved the project plan and has found the center to be financially viable, no money from the appropriation may be expended. It was further stipulated that no money from the appropriation may be expended for any phase of construction until all financing necessary to complete construction of the entire stand-alone facility has been obtained, and that not more than \$4M may be expended from the appropriation for design of the center.

2. Grant 7/94-004 was offered the City of Seward (COS) by the Department of Administration (DOA) for the \$12.5M appropriation in July 1993. The City accepted the grant by COS Resolution 93-116, dated August 9, 1993.

**Memorandum to Molly McCammon**  
**Alaska SeaLife Center Funding Chronology**  
**September 30, 1995**

**DRAFT**

**Page 2**

3. Grant 7/94-004 provided that not-to-exceed \$43,000 of the grant would be paid to AIDEA as reimbursement of its costs in the performance of a due-diligence study of facility financial viability as specified in the legislative appropriation.

4. AIDEA entered into a Feasibility Cost Reimbursement Agreement with COS and Seward Association for the Advancement of Marine Science (SAAMS) on September 2, 1993 for AIDEA to perform a due diligence study of the project's financial plan and feasibility study.

5. AIDEA entered into a contract with its Financial Advisor, Public Financial Management, Inc. (PFM) of Portland, Oregon to perform the due diligence study.

6. PFM issued its ASLC Feasibility Study Evaluation Report on September 23, 1993 finding the ASLC project to be one which could succeed under reasonable project economic market scenarios and recommended three (3) areas SAAMS must address before unqualified support could be given the project.

7. On October 1, 1993 the AIDEA Board of Directors adopted Resolution A93-9 finding that the material contained in the SAAMS economic and marketing studies and PFM evaluation, taken together, was sufficient to satisfy the criteria of Section 2 of Chapter 79, SLA 1993, that a financial plan and feasibility study demonstrating financial viability of the ASLC be provided to the Authority and to allow the Authority to find the ASLC to be financially viable, and the Authority did so find. Further the Authority, following the three (3) recommendations contained in the PFM report, recommended that: (1) SAAMS in the process of developing the ASLC, develop detailed architectural and engineering plans for the facility and in the process update the ASLC budgets to ensure that the funds available for construction of the facility will be adequate, (2) SAAMS conduct a professional fund raising study to ensure that adequate funds will be available to complete the ASLC, and (3) SAAMS study further the expected revenues of the ASLC (by monitoring the Alaska State Visitors Program Survey) and the operating and maintenance costs of the ASLC (including advertising costs) to ensure that adequate provision will be made to fund such costs so that the ASLC may reach its maximum potential.

8. The AIDEA Board Resolution was transmitted to DOA Commissioner Nancy Bear Usera by AIDEA Executive Director Riley Snell under letter dated October 4, 1993.

9. The agreement for Grant 7/94-004 was signed by DOA Commissioner Nancy Bear Usera on October 6, 1993 following receipt of the AIDEA resolution.

10. Following receipt of the signed DOA grant agreement, COS approved by Resolution 93-151 an agreement with SAAMS wherein for receipt of the grant funds for the ASLC, SAAMS assumed all the obligations and responsibilities required of the COS by the DOA grant agreement. This agreement between SAAMS and COS was signed on October 27, 1993.

**Memorandum to Molly McCammon  
Alaska SeaLife Center Funding Chronology  
September 30, 1995**

**DRAFT**

**Page 3**

11. DOA, pursuant to Article II of the grant agreement, advanced 20% of the grant (\$2.5M) to COS in October 1993.

12. COS, pursuant to Article II of its agreement with SAAMS, paid the 20% advance to SAAMS, less 1% retained by COS as indirect administrative overhead, (\$2.475M), on November 3, 1993.

13. Following receipt of the grant funds, SAAMS contracted for the necessary planning, design and engineering services to address the AIDEA recommendations and to prepare project description and supplemental materials to request the Exxon Valdez Oil Spill Trustee Council (EVOS TC) funding for the ASLC.

14. On January 31, 1994 the EVOS TC directed the Executive Director to prepare a formal recommendation concerning the facility and specifically required that the project should:

- a. take needed steps to secure compliance under the National Environmental Policy Act (NEPA);
- b. consult with appropriate entities, including the University of Alaska, the City of Seward, and Trustee Agencies to review the assumptions relating to the proposed improvements and capital and operating budgets;
- c. develop an integrated funding approach which assures that the use of the trust funds is appropriate and legally permissible under the terms of the Memorandum of Agreement and Consent Decree;
- d. prepare a recommendation of the appropriate level of funding for consideration by the Trustee Council that would be legally permissible under the terms of the Memorandum of Agreement and Consent Decree.

15. On September 26, 1994 SAAMS submitted to the EVOS TC at their meeting in Juneau a detailed project description and supplemental materials containing all of the information necessary to address AIDEA's qualified support of the project and the TC directives. The detailed project description clearly demonstrated that a stand-alone research facility which contains recreation, marine mammal rehabilitation and education components could be constructed with the DOA grant and TC allocation (\$37.5M). The detailed project description also contained the private fund raising and bridge financing plan that would fund the construction of additional recreation and education components to meet the ASLC maximum potential.

16. On November 2, 1994, following signing of the Record of Decision for the Final Environmental Impact Statement (FEIS) by George T. Frampton, Jr., Assistant Secretary of the Interior for Fish, Wildlife and Parks, the EVOS TC adopted its resolution concurring with the Executive Director's recommendation which included a finding that a realistic construction plan

**Memorandum to Molly McCammon  
Alaska SeaLife Center Funding Chronology  
September 30, 1995**

**DRAFT**

**Page 4**

for the facility had been developed that would provide for the successful completion of the needed research facility within the budget identified. The TC resolution authorized funding for the project in an amount up to \$24.956M to support development of the research components of the facility subject to five (5) provisions:

- a. approval by the Executive Director of a detailed construction budget and a detailed operating plan that reflects a realistic cash flow for the successful construction and operation of the research facility;
- b. approval by the Executive Director of an agreement to be entered into by the State of Alaska (Alaska Department of Fish and Game) and the City of Seward providing that the facility will be owned by the City and that the City will provide for the operation and maintenance of the facility for the practical life of the facility;
- c. approval by the Executive Director of a showing by the City of Seward that future mitigation measures identified for the construction and operation of the facility will be given due consideration and implemented to the extent practicable;
- d. approval by the Executive Director of a detailed governing and management structure for the facility that clearly identifies the role of the University of Alaska in providing the scientific leadership at the facility and ensures the facility is managed so that research activities appropriately serve the Trustee Council's restoration mission; and
- e. annual financial reports and project status reports will be submitted to the Trustee Council by the City of Seward and the Executive Director will carefully monitor the construction of the facility and provide regular updates to the Trustee Council regarding the project's progress.

The EVOS TC resolution further provided that the funds be transferred from the EVOS civil settlement to the Alaska Department of Fish and Game (ADF&G) which shall, in turn, transfer the funds to COS in a manner that is appropriate and timely to supplement the project funding previously appropriated by the Alaska State Legislature.

17. Following the adoption of the November 2, 1994 EVOS TC resolution, SAAMS and COS jointly submitted a letter dated November 22, 1994 to DOA for a determination that all of the requirements for use of the appropriated funds had been met and that the funds may be used for planning, design, engineering and construction of the facility.

18. By memorandum dated December 6, 1994 to the DOA, the ADF&G project liaison for the EVOS TC encouraged the release of the balance to the legislative grant funds for construction of the ASLC. The memorandum communicated that the expenditure of construction

**Memorandum to Molly McCammon**  
**Alaska SeaLife Center Funding Chronology**  
**September 30, 1995**

**Page 5**

funds from the legislative grant in 1994 and 1995 was a clear factor in the TC's decision to approve its funding of a stand-alone facility.

19. By letter dated December 9, 1994 the DOA concurred with COS, SAAMS and ADF&G that SAAMS has obtained the financing necessary to complete construction of the entire stand-alone facility. The DOA letter confirmed that a stand-alone facility can be completed for \$37.5M and that it would be necessary to seek foundation donations for recreation and education enhancements.

20. On May 20, 1995 construction of the facility was commenced with a ground breaking ceremony program that included presentations from representatives from the State and Federal governments. On June 5, 1995 Notice to Proceed was issued to Sandstrom and Sons Contractors for construction of Phase I marine and site preparation in an amount of \$1.837M.

21. On August 25, 1995 SAAMS submitted a project status report and response to the EVOS TC resolution provisions. On September 11, 1995 the EVOS TC Executive Director issued to the TC a memorandum with supporting materials documenting that the conditions of the November 2, 1994 TC resolution had been appropriately addressed and constituted formal approval for release of EVOS civil settlement funds in the amount of \$24.956M. This memorandum requested that the Alaska Department of Law and U.S. Department of Justice proceed expeditiously to petition the U.S. District Court for the District of Alaska for withdrawals of \$12.5M on September 15, 1995 and an additional withdrawal of \$12.456M on September 15, 1996 for the project. In her memorandum to the TC, the Executive Director concluded that "the Alaska SeaLife Center proposal has been subjected to an exceptional degree of professional and public scrutiny throughout its formulation and the project sponsors have been responsive to the many concerns and demands that have resulted from the detailed examination."

10/02/95

12:35

907 276 7178

EV Restoration

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\*\*\* MULTI TRANSACTION REPORT \*\*\*  
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1331

INCOMPLETE TX/RX

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19074634885

5618998

ERROR

19074652135

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\*\*\* ACTIVITY REPORT \*\*\*  
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USAGE TIME	03'09
PAGES	6
RESULT	OK



10/02/95

13:00

907 276 7178

EV Restoration

001

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\*\*\* ACTIVITY REPORT \*\*\*  
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CONNECTION ID

START TIME 10/02 12:56

USAGE TIME 04'12

PAGES 6

RESULT OK

bcc

Craig Tillery

Annalee McConnell

James R. Ayers

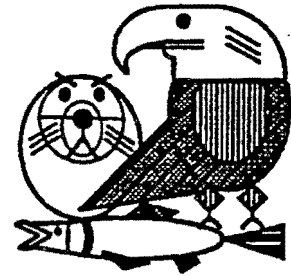
*James Baldwin*

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



## MEMORANDUM

TO: LaRae Jones  
FROM: *Traci Cramer*  
Traci Cramer  
Administrative Officer

DATE: October 2, 1995

RE: FFY 1996 Collocation Codes/Ledger Codes

Per your request, the collocation codes and ledger codes to be used for FFY 1996 for purposes of payroll follows:

<u>Name</u>	<u>CC</u>	<u>LC</u>
Holba, Carrie A	11-96-1500	11-96-1500
Lawrence, Jeffery S	11-96-1500	11-96-1500
Hayes, Beverly T	11-96-1500	11-96-1500
Cramer, Traci L	11-96-1600	11-96-1600
Evans, LJ	11-96-1600	11-96-1600
Lane, Ward H	11-96-1600	11-96-1600
McCammon, Mary E	11-96-1600	11-96-1600
Myers, Eric F	11-96-1600	11-96-1600
Schubert, Sandra	11-96-1600	11-96-1600
Williams, Rebecca A	11-96-1600	11-96-1600
Yockey, Tami L	11-96-1600	11-96-1600
Womac, Cherri G	11-96-1700	11-96-1700
Hile, Keri	11-96-1000	11-96-1000
Wright, Bruce	11-96-6009	11-96-6009

cc: Tami Yockey

### Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

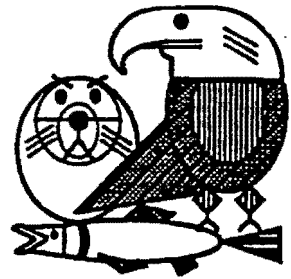
# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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

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## MEMORANDUM

TO: Marilyn Carrillo  
FROM: *Traci Cramer*  
Traci Cramer  
Administrative Officer

DATE: October 2, 1995

RE: Adjusting Journal Entry

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Per our phone conversation, please transfer the FFY 1995 payroll charges associated with Cherri Womac (PCN 11-7005) from collocation code/ledger code 11-95-1600 to 11-95-1700. The position was included in the Public Advisory Group budget, but was been charged to Operations throughout FFY 1995.

cc: Tami Yockey

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### Trustee Agencies

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

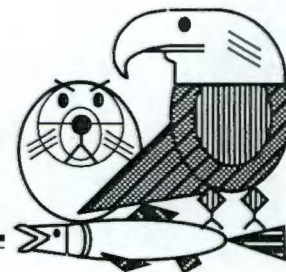
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

# Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



## FAX COVER SHEET

To: distribution Number: **FAX COMPLETE**

From: Eric Myers Date: Oct 2, 1995

Comments: Total Pages: 8

FYI —

Craig Tillery

auto

Annalee McConnell

1907-465-3008

Jim Ayers

1907-465-3532

James Baldwin

1907-465-3600

Document Sent By: Keri Olsen

2/15/95

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

10/02/95

12:40

907 276 7178

EV Restoration

001

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\*\*\* MULTI TRANSACTION REPORT \*\*\*  
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10/02/95

12:48

907 276 7178

EV Restoration

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\*\*\* ACTIVITY REPORT \*\*\*  
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PAGES 8

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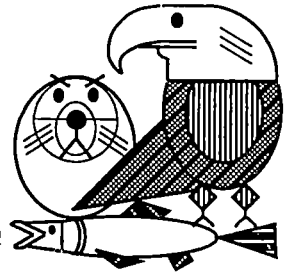
# **Exxon Valdez Oil Spill Trustee Council**

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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

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October 2, 1995

To Whom It May Concern:

Please be advised that Jacqui Michel or Miles Hayes of Research Planning, Inc. are traveling on behalf of the State of Alaska and the U.S. Government, and, in that capacity are entitled to receive government rates for airfare and accommodations.

They will be working on government business until September 30, 1996. Any questions relating to this matter should be directed to:

Executive Director  
*Exxon Valdez Oil Spill Restoration Office*  
645 G Street Suite 401  
Anchorage AK 99501-3451  
(907) 278-8012

Thank you for your cooperation.

Sincerely,

A handwritten signature in cursive script that reads "Molly McCammon".

Molly McCammon  
Executive Director

mm/raw

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Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation  
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior



APPLIED  
*marine*  
SCIENCES

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*fax*

DATE: 10/2/95

TO: Rebecca Williams, CACI

FAX #: 907-276-7178

FROM: Sue Chase

FAX #: (510) 373-7834

## MESSAGE:

Rebecca,

We have been made aware that we had  
an Incorrect spelling on a peer reviewers name.

Please change Jackie Michelle (of Research Planning Inc.)  
to: Jacqui Michel

Thank you

Sue

---

2155 Las Positas Court, Suite S  
Livermore, CA 94550  
(510) 373-7142  
FAX (510) 373-7834

No. of Pages 1