

13,08.01 Oct 96 (2 of 2)

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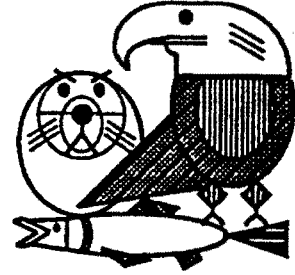
October 1996

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
Traci Cramer
FROM: Traci Cramer
Administrative Officer

DATE: October 25, 1996

RE: Cash Flow Explanation

This explanation has been developed for the cash flow statement and supporting schedules dated October 25, 1996. Changes incorporated include updating the beginning balance, identification of small parcels separately from large parcels, adjusting the estimated down payments and inclusion of additional funds for the Tatitlek purchase agreement.

The previous cash flow had projected a beginning balance of \$70,000.5. The actual beginning balance in the Joint Account was \$76,957.8. This change is primarily associated with less money being expended in FY96 for small parcels and a larger than anticipated lapse and interest offset.

The monthly spreadsheet has been revised to include a small parcel line separate from the large parcel payments. In addition, the estimated payment has been identified by parcel on this memorandum.

Based on discussions with Alex and his assessment of current negotiations the following adjustments have been made to the cash flow plan.

1. The down payment for Chenega has been moved from November 1996 to January 1997.
2. The down payment for Tatitlek has been moved from January 1997 to March 1997. In addition, the last payment has been adjusted to reflect the additional \$800.0, plus interest.
3. The down payment for the Kenai (English Bay) acquisition has been moved from

Trustee Agencies

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

January 1997 to April 1997.

4. The down payment for the Eyak acquisition has been moved from January 1997 to June 1997.
5. The down payment for Afognak has been moved from March 1997 to June 1997.

Based on the current cash flow, it does not appear that the \$12,000.0 approved by the Trustee Council for transfer to the Restoration Reserve can be accomplished until after the next payment in September 1997. In addition, due to cash flow considerations, transfers to the Restoration Reserve during Fiscal Years 1998 and 1999 must occur at year end. To account for lost earning potential, the actual transfer is reflected as \$12,600.0. This includes the \$12,000.0 payment and \$600.0 for lost earnings.

Land Acquisition Down Payments

Down payments reflected in FFY 1997 include the following.

Chenega Corporation	\$24,000.0	Jan.
Tatitlek Corporation	\$3,000.0	Mar.
Kenai (English Bay)	\$13,500.0	Apr.
Eyak Corporation	\$4,000.0	June
Afognak Joint Ventures	\$14,000.0	June

Land Acquisition Payments

The FFY 1997 land payments include the following.

KAP135 Capjohn *	\$73.5	Oct.
KEN 54 Salamathos *	\$2,540.0	Oct.
Seal Bay *	\$3,075.6	Nov.
Akhiok-Kaguyak, Incorporated *	\$7,500.0	Sept.
Koniag, Incorporated *	\$4,500.0	Sept.
Kodiak Island Borough * (Shuyak)	\$4,000.0	Sept.
KAP 98 Silkalidak Strait-Pestrikoff	\$128.0	Nov.
KAP 101 Silkalidak Strait-Haakanson	\$52.0	Nov.
KAP 103 Silkalidak Strait-Kahutak	\$66.0	Nov.
KAP 132 Silkalidak Strait-Peterson	\$256.0	Nov.
KAP 115 Johnson (Uyak Bay)	\$110.5	Nov.
KEN 1015 Lowell Point	\$531.0	Nov.
KEN 1049 Mansholt	\$55.0	Nov.
KEN 148 River Ranch	\$1,650.0	Nov.

KEN 55 Overlook Park	\$244.0	Jan.
KEN 109 Cooper	\$48.0	Jan.
KAP 220 Mouth of Ayakulik River	\$213.0	Jan.
KAP 226 Karluk River Lagoon	\$146.0	Jan.
KAP 1034 Patson	\$375.0	Jan.
KEN 1002 - 1004 Kenai Native Assoc.	\$4,000.0	Apr.
Kodiak Island Borough Tax Parcels	\$1,000.0	Sept.
Eyak Corporation	\$7,500.0	Sept.
Tatitlek Corporation	\$10,605.4	Sept.
Afognak Joint Ventures	\$3,500.0	Sept.

The FFY 1998 land payments include the following.

Koniag, Incorporated *	\$4,500.0	Sept.
Kodiak Island Borough * (Shuyak)	\$4,000.0	Sept.
Eyak Corporation	\$7,500.0	Sept.
Tatitlek Corporation	\$11,475.7	Sept.
Afognak Joint Ventures	\$10,500.0	Sept.

The FFY 1999 land payments include the following.

Kodiak Island Borough * (Shuyak)	\$4,000.0	Sept.
Eyak Corporation	\$7,500.0	Sept.
Afognak Joint Ventures	\$10,500.0	Sept.

The FFY 2000 land payments include the following.

Kodiak Island Borough * (Shuyak)	\$4,000.0	Sept.
Eyak Corporation	\$7,500.0	Sept.
Afognak Joint Ventures	\$10,500.0	Sept.

The FFY 2001 land payments include the following.

Koniag, Incorporated *	\$16,500.0	Sept.
Kodiak Island Borough * (Shuyak)	\$4,000.0	Sept.
Eyak Corporation	\$7,500.0	Sept.
Afognak Joint Ventures	\$10,500.0	Sept.

The FFY 2002 land payments include the following.

Kodiak Island Borough * (Shuyak)	\$11,805.7	Sept.
Afognak Joint Ventures	\$10,500.0	Sept.

attachments

D
EVOS Financial Plan
 Stated in Thousands

	FFY 1997	FFY 1998	FFY 1999	FFY 2000	FFY 2001	FFY 2002	FFY 2003
Joint Trust Fund, Beginning Balance	76,957.8 [1]	4,450.6	5,379.1	23,188.8	42,113.5	47,353.1	14,587.9
Exxon Payment	70,000.0	70,000.0	70,000.0	70,000.0	70,000.0		
Reimbursements	0.0 [2]	-5,000.0	-5,000.0	-5,000.0	-5,000.0		
Interest Earned	1,591.6	226.9	344.2	694.0	1,599.6	1,711.6	60.8
Estimated Revenue	148,549.4	69,677.5	70,723.3	88,882.9	108,713.1	49,064.8	14,648.7
Administration, Scientific Mgt. & Public Info.	2,800.0 [3]	2,500.0	1,700.0	1,500.0	1,500.0	0.0	
FY General Restoration-Monitor & Research	14,900.0 [4]	12,000.0	12,000.0	12,000.0	10,000.0	0.0	
Habitat Protection:							
Acquisition Down Payments	58,500.0	0.0	0.0	0.0	0.0	0.0	
Large Acquisition Payments	40,681.0	37,975.7	22,000.0	22,000.0	38,500.0	22,305.7	0.0
Small Parcel Payments	11,488.0	0.0	0.0	0.0	0.0	0.0	
Associated Costs	200.0 [5]	0.0	0.0	0.0	0.0	0.0	
Special Projects	3,570.6						
Alaska Sealife Center	0.0	0.0	0	0	0	0	
CRIS Management Fees	159.2	22.7	34.4	69.4	160.0	171.2	6.1
Restoration Reserve Contribution	12,600.0	12,600.0	12,600.0	12,000.0	12,000.0	12,000.0	
Estimated Expenses	144,898.8	65,098.4	48,334.4	47,569.4	62,160.0	34,476.9	6.1
Joint Trust Fund, Ending Balance	3,650.6	4,579.1	22,388.8	41,313.5	46,553.1	14,587.9	14,642.6
Lapse/Interest Adjustment (estimate)	800.0	800.0	800.0	800.0	800.0		
Adjusted Joint Trust Fund, Ending Balance	4,450.6	5,379.1	23,188.8	42,113.5	47,353.1	14,587.9	14,642.6

Footnotes:

1. Balance as of September 30, 1996
2. Represents Reimbursements due the State of Alaska.
3. An estimate of \$2,800.0 has been included for the FFY 1998 Work Plan (occurring in September of 1997).
4. An estimate of \$14,900.0 has been included for the FFY 1998 Work Plan (occurring in September of 1997).
5. An estimated of \$200.0 has been included for the FFY 1998 Work Plan (occurring in September of 1997).

DE
EVOS Monthly Cash Flow Estimate
Stated in Thousands

FFY 1997													
Beginning Balance	76,957.8	74,623.1	67,380.1	67,632.8	41,863.2	42,020.2	39,166.5	21,747.8	19,821.8	1,828.6	1,835.5	1,842.4	
Item	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	April	May	June	July	Aug.	Sept.	Total
FY Increases & Other Authorization													0.0
Administration, SRB & Public Info.												2,800.0	2,800.0
FY General Restoration-Monitor & Research				900.0								14,000.0	14,900.0
Habitat Protection Down Payments				24,000.0		3,000.0	13,500.0		18,000.0				58,500.0
Large Parcel Payments		3,075.6										37,605.4	40,681.0
Small Parcel Acquisitions	2,613.5	2,848.5		1,026.0			4,000.0					1,000.0	11,488.0
Habitat Protection Associated Costs												200.0	200.0
Alaska Sealife Center													0.0
Special Projects		1,570.6						2,000.0					3,570.6
Restoration Reserve Contribution												12,600.0	12,600.0
CRIS Management Fees	31.0	28.0	28.1	17.4	17.4	16.3	9.0	8.2	0.8	0.8	0.8	1.5	159.2
Exxon Payment after Reimbursements												70,000.0	70,000.0
Interest Estimate	309.8	279.7	280.8	173.8	174.4	162.6	90.3	82.3	7.6	7.6	7.6	15.2	1,591.6
Ending Balance	74,623.1	67,380.1	67,632.8	41,863.2	42,020.2	39,166.5	21,747.8	19,821.8	1,828.6	1,835.5	1,842.4	3,650.6	
FFY 1998													
Beginning Balance	4,450.6	4,467.3	4,484.1	4,500.9	4,517.8	4,534.7	4,551.7	4,568.8	4,585.9	4,603.1	4,620.4	4,637.7	
Item	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	April	May	June	July	Aug.	Sept.	Total
FY Increases & Other Authorization													0.0
Administration, SRB & Public Info.												2,500.0	2,500.0
FY General Restoration-Monitor & Research												12,000.0	12,000.0
Habitat Protection Down Payments													0.0
Large Parcel Payments												37,975.7	37,975.7
Small Parcel Acquisitions													0.0
Habitat Protection Associated Costs													0.0
Alaska Sealife Center													0.0
Restoration Reserve Contribution												12,600.0	12,600.0
CRIS Management Fees	1.9	1.9	1.9	1.9	1.9	1.9	1.9	1.9	1.9	1.9	1.9	1.9	22.7
Exxon Payment after Reimbursements												65,000.0	65,000.0
Interest Estimate	18.5	18.6	18.7	18.8	18.8	18.9	19.0	19.0	19.1	19.2	19.3	19.0	226.9
Ending Balance	4,467.3	4,484.1	4,500.9	4,517.8	4,534.7	4,551.7	4,568.8	4,585.9	4,603.1	4,620.4	4,637.7	4,579.1	

DE
EVOS Monthly Cash Flow Estimate
Stated in Thousands

FFY 1999													
Beginning Balance	5,379.1	5,399.3	5,419.5	5,439.8	5,460.2	5,480.7	5,501.3	5,521.9	5,542.6	5,563.4	5,584.3	5,605.2	
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
Large Parcel Payments												22,000.0	22,000.0
Small Parcel Acquisitions													0.0
Habitat Protection Associated Costs													0.0
Alaska Sealife Center													0.0
Restoration Reserve Contribution												12,600.0	12,600.0
CRIS Management Fees	2.2	2.2	2.3	2.3	2.3	2.3	2.3	2.3	2.3	2.3	2.3	9.3	34.4
Exxon Payment after Reimbursements												65,000.0	65,000.0
Interest Estimate	22.4	22.5	22.6	22.7	22.8	22.8	22.9	23.0	23.1	23.2	23.3	92.9	344.2
Ending Balance	5,399.3	5,419.5	5,439.8	5,460.2	5,480.7	5,501.3	5,521.9	5,542.6	5,563.4	5,584.3	5,605.2	22,388.8	
FFY 2000													
Beginning Balance	23,188.8	11,230.8	11,272.9	11,315.2	11,357.6	11,400.2	11,443.0	11,485.9	11,528.9	11,572.2	11,615.6	11,659.1	
Item	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	April	May	June	July	Aug.	Sept.	Total
FY Increases & Other Authorization													0.0
Administration, SRB & Public Info.												1,500.0	1,500.0
FY General Restoration-Monitor & Research												12,000.0	12,000.0
Habitat Protection Down Payments													0.0
Large Parcel Payments												22,000.0	22,000.0
Small Parcel Acquisitions													0.0
Habitat Protection Associated Costs													0.0
Alaska Sealife Center													0.0
Restoration Reserve Contribution	12,000.0												12,000.0
CRIS Management Fees	4.7	4.7	4.7	4.7	4.7	4.8	4.8	4.8	4.8	4.8	4.8	17.1	69.4
Exxon Payment after Reimbursements												65,000.0	65,000.0
Interest Estimate	46.6	46.8	47.0	47.1	47.3	47.5	47.7	47.9	48.0	48.2	48.4	171.5	694.0
Ending Balance	11,230.8	11,272.9	11,315.2	11,357.6	11,400.2	11,443.0	11,485.9	11,528.9	11,572.2	11,615.6	11,659.1	41,313.5	

EVOS Monthly Cash Flow Estimate
Stated in Thousands

FFY 2001													
Beginning Balance	42,113.5	30,226.4	30,339.8	30,453.5	30,567.7	30,682.4	30,797.4	30,912.9	31,028.8	31,145.2	31,262.0	31,379.2	
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
Large Parcel Payments												38,500.0	38,500.0
Small Parcel Acquisitions													0.0
Habitat Protection Associated Costs													0.0
Alaska Sealife Center													0.0
Restoration Reserve Contribution	12,000.0												12,000.0
CRIS Management Fees	12.5	12.6	12.6	12.7	12.7	12.8	12.8	12.9	12.9	13.0	13.0	19.3	160.0
Exxon Payment after Reimbursements												65,000.0	65,000.0
Interest Estimate	125.5	125.9	126.4	126.9	127.4	127.8	128.3	128.8	129.3	129.8	130.3	193.2	1,599.6
Ending Balance	30,226.4	30,339.8	30,453.5	30,567.7	30,682.4	30,797.4	30,912.9	31,028.8	31,145.2	31,262.0	31,379.2	46,553.1	
FFY 2002													
Beginning Balance	47,353.1	35,485.7	35,618.8	35,752.4	35,886.4	36,021.0	36,156.1	36,291.7	36,427.8	36,564.4	36,701.5	36,839.1	
Item	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	April	May	June	July	Aug.	Sept.	Total
FY Increases & Other Authorization													0.0
Administration, SRB & Public Info.													0.0
FY General Restoration-Monitor & Research													0.0
Habitat Protection Down Payments													0.0
Large Parcel Payments												22,305.7	22,305.7
Small Parcel Acquisitions													0.0
Habitat Protection Associated Costs													0.0
Alaska Sealife Center													0.0
Restoration Reserve Contribution	12,000.0												12,000.0
CRIS Management Fees	14.7	14.8	14.8	14.9	15.0	15.0	15.1	15.1	15.2	15.2	15.3	6.1	171.2
Exxon Payment													0.0
Interest Estimate	147.3	147.9	148.4	149.0	149.5	150.1	150.7	151.2	151.8	152.4	152.9	60.6	1,711.6
Ending Balance	35,485.7	35,618.8	35,752.4	35,886.4	36,021.0	36,156.1	36,291.7	36,427.8	36,564.4	36,701.5	36,839.1	14,587.9	

EVOS Monthly Cash Flow Estimate
Stated in Thousands

FFY 2003													
Beginning Balance	14,587.9												
Item	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	April	May	June	July	Aug.	Sept.	Total
FY Increases & Other Authorization													0.0
Administration, SRB & Public Info.													0.0
FY General Restoration-Monitor & Research													0.0
Habitat Protection Down Payments													0.0
Large Parcel Payments													0.0
Small Parcel Acquisitions													0.0
Habitat Protection Associated Costs													0.0
Alaska Sealife Center													0.0
Restoration Reserve Contribution													0.0
CRIS Management Fees	6.1												6.1
Exxon Payment													0.0
Interest Estimate	60.8												60.8
Ending Balance	14,642.6												14,642.6
Summary Only -													
FY Increases & Other Authorization	0.0												
Administration, SRB & Public Info.	10,000.0												
FY General Restoration-Monitor & Research	60,900.0												
Land Acquisition Down Payments	58,500.0	241,962.4											
Large Parcel Payments	183,462.4												
Small Parcel Acquisitions	11,488.0												
Habitat Protection Associated Costs	200.0												
Alaska Sealife Center	0.0												
Restoration Reserve Contribution	73,800.0												
CRIS Management Fees	616.8												
Exxon Payment	330,000.0												
Interest Estimate	6,167.9												

DOI NEWS

October 25, 1996

ALASKA LAND MANAGERS FORUM WORKING TOGETHER TO SOLVE COMMON PROBLEMS

The first meeting of the Alaska Land Managers Forum is scheduled for 9 a.m. Friday, November 1, at the Exxon Valdez Oil Spill Restoration Office's conference room, at 645 G Street, Anchorage.

The Forum was formed as a partnership of federal, state and Native land managers to address issues that cross ownership boundaries. Lieutenant Governor Fran Ulmer, Deborah Williams, Special Assistant to the Secretary of the Department of the Interior, and Julie Kitka, President of the Alaska Federation of Natives, will serve as co-chairs. The initial focus of the Forum will be on tourism and coordination among land managers on tourism and land management issues.

Ulmer said the Forum will focus on issues where members agree that a cooperative approach will lead to solving common problems. "We are going to tackle specific issues of mutual interest, such as tourism on public and Native lands, and work together to identify specific opportunities and on-the-ground solutions."

Members of the Forum include the Alaska directors of four federal agencies (Bureau of Land Management, National Park Service, Fish and Wildlife Service, and the U. S. Forest Service), and state commissioners (Departments of Fish and Game, Natural Resources, Transportation and Public Facilities, Environmental Conservation, and the Division of Governmental Coordination). Native land owners are represented by the Alaska Federation of Natives and the Alaska Inter-Tribal Council.

"The Forum will provide an excellent opportunity to work cooperatively with the State of Alaska and the Alaska Native community. It's a chance to achieve new efficiencies and to provide better services to the public. It allows major land managers in Alaska to exchange ideas and have regular opportunities to work together on land issues," Williams said.

"It is indeed an honor to serve as a member on the Forum," said Joe Llanos, executive director of the Alaska Inter-Tribal Council. "Through this Forum I hope that the Alaska Inter-Tribal Council will encourage the tribes to establish partnerships with the federal and state governments on land management issues for the benefit of all Alaskans. I look forward to this challenge."

- MORE -

The agenda for the initial meeting includes four potential action items related to tourism and land management: 1) creation of an on-going process for coordination among tourism operators and land managers in Alaska; 2) coordination of public and Native land managers' tourism and recreation permitting requirements to streamline the process; 3) provision of accurate information on land ownership and management guidelines to users of public and Native lands; and 4) creation of an awards program to reward and encourage responsible tourism operations. As working groups are formed to address these items, the Forum will look for active participation from the tourism industry.

For more information contact Sally Rue, State of Alaska, (907) 465-4084 or Ron McCoy, Department of the Interior, (907) 271-5485.

-- END --

ALASKA LAND MANAGERS' FORUM
EVOS Trustee Council Restoration Office
645 G Street -- 1st Floor Conference Room
Anchorage, Alaska
November 1, 1996 -- 9 a.m.

DRAFT

Agenda (Proposed)

- 9:00 a.m. Welcome and Opening Remarks
- Deborah Williams, Special Asst./Federal Cochair
- Fran Ulmer, Lt. Governor/State Cochair
- Julie Kitka, President/AFN Cochair
- 9:30 a.m. Introductions of Forum Members
- 9:45 a.m. Adoption of Forum Agenda
- Deborah Williams
- 10:00 a.m. Addition of Alaska Department of Commerce and Economic Development
to the Forum Membership
- Fran Ulmer
- 10:15 a.m. Forum Briefings
1. Western Summit on Tourism & Public Lands/Public-Private Partnerships
for Alaska Tourism
- William Hensley, ADCED
 2. Alaska Statewide Comprehensive Outdoor Recreation Plan (SCORP)
- James Stratton, ADNR
 3. Alaska Department of Transportation Corridor Studies
- Tom Brigham, ADOT/PF
- 11:00 a.m. Potential Forum Actions
1. Creation of an On-going Tourism Coordination Process
- Janet McCabe, NPS
- Tom Hawkins, BBNA
- Wendy Wolf, ADCED
- 12:00 a.m. Lunch Break

(continuation of Potential Forum Actions)

- 1:30 p.m. 2. Permit Coordination
 - Phil Janik, USDA/FS
 - Sally Gibert, AGC
 - Tom Garrett, ADCED
- 2:30 p.m. 3. Land Status Information and Communication of Management Policies
 - Helvi Sandvik, NANA
 - Dewey Schwalenberg, AITC
 - Jane Angvik, ADNR
 - Bishop Buckle, BLM
- 3:30 p.m. 4. Rewarding Environmental and Cultural Responsible Tourism Operator
 Behavior
 - Tina Lindgren, Alaska Visitors Association
 - Janet McCabe, NPS
 - Tom Garrett, ADCED
- 4:30 p.m. Public Comment Period
- 5:00 p.m. Next Meeting and Adjournment

Alaska Land Managers' Forum

Membership List

Federal Members

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(Pending approval of the Forum)

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(907) 276-7989 Fax

Joe Llanos
Executive Director
Alaska Inter-Tribal Council
4201 Tudor Centre Drive, Suite 300
Anchorage, Alaska 99508
(907) 563-9334
(907) 563-9337 Fax

Robert Loescher
Chair, AFN Land Committee
Sealaska Corporation
1 Sealaska Plaza, Suite 400
Juneau, Alaska 99801
(907) 586-1512
(907) 586-2304 Fax

(Alternate)
Will Mayo
Chairman of the Board
Alaska Inter-Tribal Council
122 1st Avenue, Suite 600
Fairbanks, Alaska 99701
(907) 452-8251
(907) 459-3850 Fax

October 8, 1996



United States Department of the Interior

OFFICE OF THE SECRETARY
1689 C Street, Suite 100
ANCHORAGE, ALASKA 99501-5151

TELEFAX TRANSMITTAL

Date: 10/29/96 **No. Pages:** 7

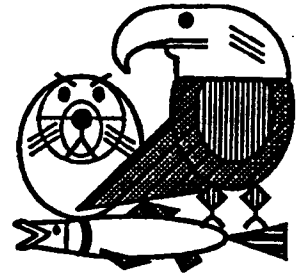
		<u>Phone Number</u>	<u>Fax Number/Speed Dial</u>
To:	Rebecca Williams	278-8012	276-7178
From:	Deborah L. Williams Special Assistant to the Secretary for Alaska	(907) 271-5485	(907) 271-4102

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 23, 1996

RE: Financial Report as of September 30, 1996

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, 1996.

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

Liquidity Account Balance	\$76,957,838	
Less: Current Year Commitments (Note 5)	\$23,259,725	
Plus: Adjustments (Note 6)	<u>\$246,012</u>	
Uncommitted Fund Balance		\$53,944,125
 Plus: Future Exxon Payments (Note 1)	 \$350,000,000	
Less: Remaining Reimbursements (Note 3)	20,000,000	
Less: Remaining Commitments (Note 7)	<u>\$48,805,734</u>	
Total Estimated Funds Available		\$335,138,391
 Restoration Reserve		 \$35,996,170

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

attachments

cc: Agency Liaisons
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, 1996

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

Received to Date	\$550,000,000
Future Payments	\$350,000,000

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 \$386,968.
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. The remaining reimbursements represents that amount due the State of Alaska.
4. Fees - CRIS charges a fee of 10% for cash management services. Total paid since the last report is \$38,697.
5. Current Year Commitments - Includes \$1,570,600 for the Chenega-Area Shoreline Residual Oiling Project, \$73,500 for KAP 135, \$2,540,000 for KEN 54 and the following land payments.

<u>Seller</u>	<u>Amount</u>	<u>Due</u>
Seal Bay	\$3,075,625	November 1996
Akhiok-Kaguyak	\$7,500,000	September 1997
Koniag, Incorporated	\$4,500,000	September 1997
Shuyak	\$4,000,000	October 1997

6. 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. Unreported interest and lapse is summarized below.

	Interest	Lapse
United States	\$29,043	\$0
State of Alaska	\$216,969	\$0

7. Remaining Commitments - Includes the following land payments.

<u>Seller</u>	<u>Amount</u>	<u>Due</u>
Shuyak	\$16,000,000	October 1998 through 2001
Shuyak	\$11,805,734	October 2002
Koniag, Incorporated	\$4,500,000	September 1998
Koniag, Incorporated	\$16,500,000	September 2002

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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

STATEMENT OF REVENUE, DISBURSEMENT, AND FEES
EXXON VALDEZ OIL SPILL JOINT TRUST FUND
As of September 30, 1996

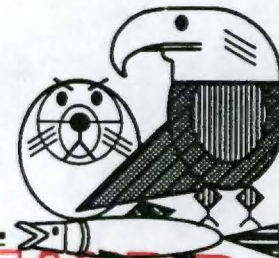
	<u>1993</u>	<u>1994</u>	<u>1995</u>	<u>To Date</u> <u>1996</u>	<u>Cumulative</u> <u>Total</u>
REVENUE:					
Contributions: (Note 1)					
Contributions from Exxon Corporation	250,000,000	70,000,000	70,000,000	70,000,000	550,000,000
Less: Credit to Exxon Corporation for clean-up costs incurred	(39,913,688)				(39,913,688)
Total Contributions	<u>210,086,312</u>	<u>70,000,000</u>	<u>70,000,000</u>	<u>70,000,000</u>	<u>510,086,312</u>
Interest Income: (Note 2)					
Exxon Corporation escrow account					831,233
Joint Trust Fund Account	1,378,000	3,736,000	5,706,666	3,963,073	15,379,739
Total Interest	<u>1,378,000</u>	<u>3,736,000</u>	<u>5,706,666</u>	<u>3,963,073</u>	<u>16,210,972</u>
Total Revenue	<u>211,464,312</u>	<u>73,736,000</u>	<u>75,706,666</u>	<u>73,963,073</u>	<u>526,297,284</u>
DISBURSEMENTS:					
Reimbursement of Past Costs: (Note 3)					
State of Alaska	29,000,000	25,000,000		3,291,446	86,559,288
United States	36,117,165	6,271,600	2,697,000	0	69,812,045
Total Reimbursements	<u>65,117,165</u>	<u>31,271,600</u>	<u>2,697,000</u>	<u>3,291,446</u>	<u>156,371,333</u>
Disbursements from Liquidity Account:					
State of Alaska	18,529,113	44,546,266	41,969,669	43,340,950	154,945,198
United States	9,105,881	6,008,387	48,019,928	31,047,824	100,502,520
Transfer to the Restoration Reserve				35,996,231	35,996,231
Total Disbursements	<u>27,634,994</u>	<u>50,554,653</u>	<u>89,989,597</u>	<u>110,385,005</u>	<u>291,443,949</u>
FEES:					
U.S. Court Fees (Note 4)	154,000	364,000	586,857	396,307	1,524,164
Total Disbursements and Fees	<u>92,906,159</u>	<u>82,190,253</u>	<u>93,273,454</u>	<u>114,072,758</u>	<u>449,339,446</u>
Increase (decrease) in Liquidity Account	<u>118,558,153</u>	<u>(8,454,253)</u>	<u>(17,566,788)</u>	<u>(40,109,685)</u>	<u>76,957,838</u>
Liquidity Account Balance, beginning balance	24,530,411	143,088,564	134,634,311	117,067,523	
Liquidity Account Balance, end of period	143,088,564	134,634,311	117,067,523	76,957,838	
Current Year Commitments: (Note 5)					(23,259,725)
Adjustments: (Note 6)					246,012
Uncommitted Liquidity Account Balance					<u>53,944,125</u>
Remaining Reimbursements (Note 3)					(20,000,000)
Remaining Commitments: (Note 7)					(48,805,734)
Total Estimated Funds Available					<u>335,138,391</u>
Restoration Reserve					<u>35,996,170</u>

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



FAXED

FAX COVER SHEET

To: Bob Bauldoff Number: 202-219-2849

From: Molly McCammon Date: October 31, 1996

Comments: Total Pages: 4

9/30/96 Financial Report

Went to A.L.'s in
their 11/8/96 TC packet

fax to Bob
Bauldoff plz

HARD COPY TO FOLLOW _____

Document Sent By: Keri Hile

3/27/96

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

10/31/96

13:16

907 276 7178

EV Restoration

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*** ACTIVITY REPORT ***

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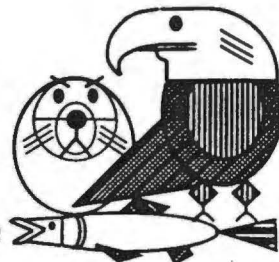
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



FAX COVER SHEET

FAXED

To: Agency Liaisons

From: Rebecca Williams Date: October 29, 1996

Comments: Total Pages: 1

There will be a review of the Information Database Project
November 12, at 3 p.m. in DNR's suite 934. Please
pass along this information to staff as appropriate.

AGENCY LIAISON MEMBERS INCLUDE:

Berg, Catherine

Morris, Byron

Slater, Claudia

Gibbons, Dave

Spies, Bob

Fries, Carol

Christman, Veronica

Piper, Ernie

Rice, Bud

HARD COPY TO FOLLOW _____

Document Sent By: Rebecca

8/7/96

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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MORRIS-WRIGHT

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CAROL FRIES

[18] 2672474

SULLIVAN-SLATER

[20] 7863350

C. BERG

[21] 2572517

B. RICE

[24] 2697652

E. PIPER

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B. SPIES

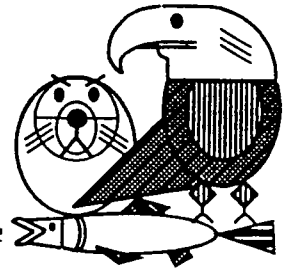
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Exxon Valdez Oil Spill Trustee Council

Restoration Office


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

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



MEMORANDUM

To: Catherine Berg, Joe Hunt, Byron Morris, Sandra Schubert, Bob Spies, Joe Sullivan, Lisa Thomas, and Martha Vlasoff

From:  Stan Senner, Science Coordinator

Subject: 1997 Restoration Workshop

Date: October 28, 1996

At the Restoration Work Force meeting on October 2, we discussed the agenda for the 1997 Restoration Workshop. Each of you volunteered to help follow up on particular aspects of the agenda. My notes indicate the following subcommittees:

Public session (Saturday pm): Catherine, Joe H., Sandra, Lisa, and Martha.

Community facilitators (time TBD): Martha, Sandra, Joe S., and Lisa.

Modeling panel (Friday pm): Catherine, Byron, Bob, Stan, Joe S., and Lisa.

I have asked Sandra to convene the group planning the public session. Martha will take the lead on the community facilitators, and I will set something up on the modeling panel. None of these subcommittees should require a great deal of work: My hope is that we can convene them and complete the tasks quickly by meeting, conference call, or e-mail. Can we aim to complete these discussions by close of business on Wednesday, November 6?

I have attached the latest version of the agenda for your information. Thank you.

cc: Molly McCammon
Eric Myers

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

*** ACTIVITY REPORT ***

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INCOMPLETE TX/RX

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SULLIVAN-SLATER

[20] 7863350

C. BERG

[21] 2572517

B. RICE

[35] 15103737834

B. SPIES

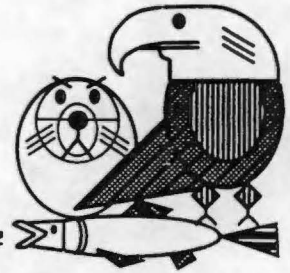
ERROR

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



FAX COVER SHEET

FAXED

To: All list below Number: _____

From: Alan Sanner Date: October 28, 1996

Comments: _____ Total Pages: 2

Catherine Berg

Byron Morris

Bob Apies

Joe Sullivan

Lisa Thomas

HARD COPY TO FOLLOW _____

Document Sent By: Keri Diles

3/27/96

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

1997 Restoration Workshop
Agenda and Concepts
Working Draft (10/28/96)

DRAFT

Day 1, Thursday, January 23

- 8:00 am Registration
- 8:45 Introduction and Annual Report on EVOS Program, Announcements
 Molly McCammon and Restoration Office Staff
- 9:15 Trustee Perspectives
 Phil Janik (USFS), Federal Trustee
 State Trustee?
- 9:45 Break
- 10:15 Keynote Address: Ecosystems and Management--Lessons from Large-
 scale Studies/Programs
 Special Invited Guest

Note: Following the keynote address, we begin a special session on the three ecosystem projects. Each project would be given a 2-h block of time in which to address the following topics:

- progress toward major hypotheses,*
- progress in building an ecosystem model*
- a preliminary synthesis of results (i.e., what is the emerging "big picture"), and*
- management applications, monitoring, and future work.*

It is expected that these presentations would involve a combination of projects leaders and PIs and should emphasize major new results, syntheses, and future applications. What we want to avoid is a long recitation of results from each project component.

- 11:15 Introduction to Ecosystem Projects and Ecological Syntheses
 Dr. Robert Spies, Chief Scientist
- 11:30 Sound Ecosystem Assessment (SEA, /320)
 Dr. Ted Cooney and others
- 12:00 Noon Buffet Lunch (in hotel)
- 1:15 pm SEA, continued
- 2:45 Break

3:15-5:15 Alaska Predator Ecosystem Experiment (APEX, /163)
Dr. David Duffy and others

6:00-8:00 Reception and Poster Session

Note: Posters will once again be arrayed around some appropriate space, which, ideally, will be adjacent to the room where the plenary sessions are held. The posters should remain up for the duration of the meeting.

Day 2, Friday, January 24

8:00 am Nearshore Vertebrate Predator Project (NVP, /025)
Dr. Leslie Bartels and others

10:00 Break

10:30 Panel: Perspectives on Ecosystem Projects and Research Needed to Inform
21st Century Resource Managers in the Marine Environment
*Representatives of NMFS (Balsiger), ADFG (Brady?), DOI, USFS,
others?*

12:00 Noon Lunch (on your own)

1:30 pm Panel: Ecosystem Modeling--Integrating and Testing Our Newly Found
Knowledge
*Drs. Robert Spies (moderator), Stewart Pimm(UTenn), Daniel
Pauly(UBC), Vince Patrick (SEA), David Ainley (APEX), and Milo
Adkison (NVP)*

3:00 Break

Note: Following the break we begin a series of presentations on '96 project results, emphasizing projects not covered at the 1996 workshop and those that have new, especially exciting results, even if they were covered last year. There should be time for 15-18 presentations on individual projects (less is fine, but it will be hard to accommodate more without lengthening the program or cutting elsewhere).

3:30-5:00 5 projects

7:00-9:00 Brainstorming Session: Is Another Ecosystem Shift Underway?

Note: This is an informal, optional session held in one of the breakout rooms. It will be of interest primarily to APEX and SEA investigators, but is open to anyone who is interested. Ideally, some key people would be primed to offer some provocative ideas to jumpstart the discussion.

Day 3, Saturday, January 25

8:15 am	6 projects
10:00	Break
10:30	2 projects
11:10	Reactions from Peer Reviewers <i>Drs. Spies, Peterson, Haney, Rose, Wheeler, and Mundy</i>
12:10 pm	Closing Remarks (for the technical workshop) <i>Molly McCammon, Executive Director</i>
12:15	Lunch (on your own)
2:00	Session for General Public

Note: As an experiment, we will try an afternoon session aimed specifically at general public audiences. The details are yet to be planned, but this session may include summary presentations on the restoration program, including the science and habitat protection components, and highlights from some of the more interesting individual projects.

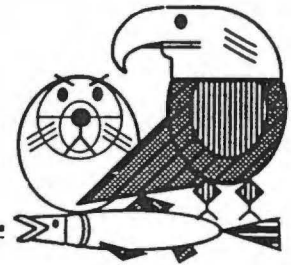
4:30	Open Microphone for public comment
5:00	Closing Remarks <i>Molly McCammon, Executive Director</i>

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

[via fax]

FAXED

To: Restoration Liaisons and Work Force

From: Stan Senner, Science Coordinator 

Subject: 1997 Restoration Workshop

Date: October 28, 1997

In reworking the draft agenda for the 1997 Restoration Workshop, it appears that we will have time for presentations on 12 or 13 individual projects, in addition to those that will be covered within the blocks of time given to the three ecosystem projects. I would like to nail down the specific talks as quickly as possible, so that the requests can be made of the principal investigators and they can plan accordingly.

On the following list, I have suggested 11 projects as candidates for oral presentations. Most of these projects were not covered at the 1996 workshop, but are now at the stage where they should have interesting results to report.

Please look over this list. My hope is that this is a good list already, but if you think that it is crucial that other or additional projects should be highlighted with oral presentations, please let me know. I will try to make sense of everyone's comments and, in consultation with Bob Spies, draw up a final list. Please remember that there will be a poster session at the 1997 workshop, so there will be opportunity for any and all PIs to present their results in that format, regardless of whether they have a chance to give an oral presentation.

Please get me your comments via telephone, e-mail, or fax by close of business on Wednesday, October 30. My goal is to get a memo to the PIs by the end of the week. Thank you.

enclosure (1)

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

Restoration Workshop Presentations on Individual Projects

Note: *The following lists projects of two types: (a) FY 1995 projects on which oral presentations were made at the 1996 Restoration Workshop, and (b) new or continued FY 1996 projects (except "closeouts") that were not covered in the 1996 Restoration Workshop. Projects marked with an "✓" are tentatively recommended by Senner and Spies for an oral presentation (20 min each, including questions) at the 1997 workshop (in addition to the three ecosystem projects, each of which will get a 2-hour block of time).*

Pink Salmon

Covered at '96 Workshop

95191A&B pink salmon egg mortality
95139A1 Little Waterfall Creek barrier bypass
95139C1 Montague riparian rehab monitoring
95320B&C coded-wire tags (96186) and otolith marking (96188)
95320D pink salmon genetics in PWS (96196)

Not covered at '96 Workshop

96076 effects of oil on straying and survival
✓96139A2 Port Dick spawning channel
96190 linkage map for pink salmon genome

Pacific Herring

Covered at '96 Workshop

95166 herring natal habitat
95320S herring disease (96162)

Not covered at '96 Workshop

✓96074 herring reproductive impairment
96165 genetic discrimination of PWS populations

SEA and Related

Covered at '96 Workshop

95320 SEA project, various components

Not covered at '96 Workshop

96195 pristane monitoring

DRAFT

Sockeye Salmon

Covered at '96 Workshop

- 95255 Kenai River sockeye restoration (genetic stock ID)
- 95258 sockeye overescapement

Not covered at '96 Workshop

- 96048 historical analysis of affected sockeye
- 96259 Coghill Lake fertilization

Cutthroat & Dolly Varden

Covered at '96 Workshop

- 95043B monitoring habitat improvement structures

Not covered at '96 Workshop

- ✓96145 anadromous and resident forms

Marine Mammals

Covered at '96 Workshop

- 95012 killer whale monitoring
- ✓95064 harbor seal monitoring, habitat use & trophic interaction
- 95001 condition and health status of harbor seals
- 95117 harbor seal blubber and lipids; stable isotopes (96170)

Not covered at '96 Workshop

none

Nearshore Ecosystem

Covered at '96 Workshop

- 95025 NVP, various components (did not get as much time as SEA & APEX)
- 95086C Herring Bay monitoring and restoration
- 95106 subtidal monitoring: eelgrass
- 95090 mussel bed restoration and monitoring
- 96427 harlequin duck recovery monitoring

Not covered at '96 Workshop

- ✓96161 differentiation and interchange of harlequin duck populations (genetics)
- 96290 hydrocarbon data analysis and database

Seabird/Forage Fish and Related

Covered at '96 Workshop

- 95031 productivity index to monitor murrelets
- 95163 APEX, various components

Not covered at '96 Workshop

- ✓96142 status and ecology of Kittlitz's murrelet
- 96144 common murre population monitoring
- ✓96159 surveys to monitor marine bird abundance

Subsistence

Covered at '96 Workshop

- 95052 community involvement
- 95138 community conference on subsistence
- 95244 community based harbor seal management

Not covered at '96 Workshop

- 96009D survey of octopus in intertidal habitats
- 96127 Tatitlek coho salmon release
- ✓96131 Chugach Native region clam restoration
- ✓96210 PWS youth area watch
- 96214 documentary video on subsistence seal hunting
- 96220 eastern PWS wildstock salmon habitat restoration
- 96222 Anderson Creek salmon restoration
- 96225 Port Graham pink salmon subsistence
- 96256 Columbia and Solf lakes sockeye salmon
- 96272 Chenega chinook release program

Archaeology

Covered at '96 Workshop

- 95007A&B archaeological sites

Not covered at '96 Workshop

- ✓96149 archaeological site stewardship
- 96154 comprehensive community plan for restoration of archaeological resources

DEFT

Reducing Marine Pollution

Covered at '96 Workshop

none

Not covered at '96 Workshop

96115 Sound waste management plan

Habitat Improvements

Covered at '96 Workshop

none

Not covered at '96 Workshop

✓96180 Kenai habitat restoration and recreation enhancement

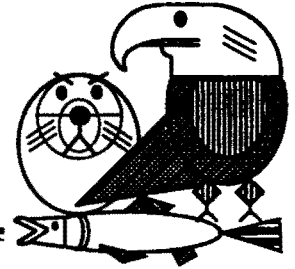
DRAFT

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: Stan Snider Date: Oct 28, 1996

Comments: Total Pages: 6

Please distribute to those
listed below.
Thanks

RESTORATION WORK FORCE MEMBERS INCLUDE:

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

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

Dianne Munson

HARD COPY TO FOLLOW no

FAX SENT BY: Kari Dele

8/7/96

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 ***

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D. GIBBONS

[13] 19077896608

MORRIS-WRIGHT

[15] 2698918

CAROL FRIES

[16] 2672450

RITA MIRAGLIA

[17] 2713992

R. THOMPSON

[19] 7863636

L. BARTELS

[20] 7863350

C. BERG

[21] 2572517

B. RICE

[24] 2697652

E. PIPER

[35] 15103737834

B. SPIES

[38] 2715827

G. BELT

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SULLIVAN-SLATER

10/28/96

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*** ACTIVITY REPORT ***

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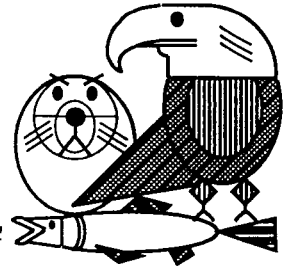
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



October 24, 1996

Mr. Jim Sinnett
Chugach Heritage Foundation
4201 Tudor Centre Drive, Suite 220
Anchorage, Alaska 99508

Mr. Keith Gordaoff
Chugach Development Corporation
560 E. 34th Avenue, Suite 201
Anchorage AK 99503

Re: Contract No. 53-0109-6-00411/1084-96-600059
Project 96154, Comprehensive Community Plan for the Restoration of
Archaeological Resources in Prince William Sound and Lower Cook Inlet

Dear Mr. Sinnett and Mr. Gordaoff:

We have reviewed the second revised drafts of the Plan Summary, Part II (Concept Design) and Part III (Finance). The revisions to Part II are responsive to the contract and our advice in previous letters. In this letter, we offer suggestions to further improve Part II. **Revision of Part I and Part II as requested in this letter and our letter of October 3 will suffice to satisfy the contract.**

The Plan Summary and Part III are substantially the same as the first revised draft and are not responsive to the contract or our previous letters. Inclusion of the Plan Summary and Part III are neither necessary for compliance with the contract nor acceptable to the Restoration Office or the U.S. Forest Service. If you desire to submit the Plan Summary and Part III to the communities in Prince William Sound and lower Cook Inlet for their consideration, you are free to do so provided they are presented as a proposal from the Chugach Heritage Foundation.

Part II (Concept Design)

The second revised draft of Part II provided the information requested in our letter of October 4, 1996. We offer the following comments and suggestions to further improve this section:

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

1. In general, the size of the facilities and their costs appear excessive. For example, the estimated cost of an addition to a new museum to accommodate the 1,489 artifacts from the Chugach region is more than twice the contribution the Trustee Council made to the construction of the Alutiiq Cultural Center. Furthermore, the Alutiiq Cultural Center estimated that it could house spill-related artifacts from the Chugach region by developing its basement at a cost of \$531,000 (Project 96150).
2. Page 6, Section 3.5 Display Case Costs. The second to the last sentence implies that the total square footage of a display area, a local repository and a regional repository would be 1000, 1500 and 2500, respectively, whereas the table on page 7 presents these as the sizes of the display areas of each type of facility. To avoid misinterpretation of this information, we suggest that the sentence be modified to state:

A facility providing display only would conceivably have 1,000 sf. for display areas in addition to 200 sf. for circulation and reception and 300 sf. in ancillary space. A 3,650 sf. local repository would have 1500 sf. for display and a 7200 sf. regional repository would have 2500 sf. for display. Display cases would cost \$75,000 for a facility providing display only, \$112,500 for a local repository and \$187,500 for a regional repository.

3. Page 6, Section 3.6 Specialized Furniture and Equipment Costs. We recommend that you eliminate inconsistencies in the cost estimates for specialized furniture and equipment.
 - a. Section 3.6 states that in contrast with facilities that provide display only, local repositories will require about \$90,000 in specialized furniture and equipment and a regional repository will require \$112,000.
 - b. Note N states, "The proportional costs of repository space and associated specialized furnishings and equipment is estimated at nearly \$300.00/sf." The cost of specialized furnishings and equipment is **included** in the \$300/sf. construction cost estimate.
 - c. The table on page 7 indicates that the cost of specialized equipment is \$200,000 for display facilities as well as local repositories and \$300,000 for regional repositories. The table indicates that these costs would be in addition to a construction cost of \$300/sf.
4. Page 7, table. We suggest that you add estimated annual operation and maintenance costs to this table. Using the \$5.16 per sf. estimate for the smaller facilities and \$4.63 per sf. for the larger facilities, we computed annual operation and maintenance costs (exclusive of personnel) at \$7,740 for a 1500 sf. display facility, \$18,834 for a 3,650 sf. local repository and \$33,336 for a 7200 sf. regional repository. Part I should estimate the cost of personnel and training. These

figures will be valuable for any community that may be interested in constructing one of these facilities and should be given greater prominence.

5. Page 7, table. No facility cost is associated with the proposed regional clearinghouse, presumably because the clearinghouse would use existing space. A footnote to this effect would help clarify the projected cost of Scenario One and Scenario Two.
6. Section 4 is missing from the review draft. A note suggests that it will appear in the final draft. Consequently, we cannot comment on this section.

Part III (Financing Options)

With the exception of the disclaimer paragraph and references to the hypothetical nature of the scenario described in this part, the second revised draft is the same as the first revised draft. The comments in our letter of October 4, 1996, also apply to the second revised draft.

This part contains misleading assumptions about Trustee Council funding of future restoration projects and may not be included in the final report for this project. Two examples of misleading assumptions are the following:

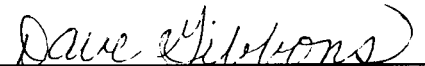
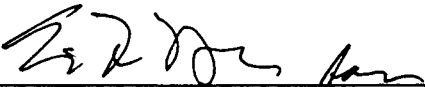
1. **Underwriting fund.** The text states on page 3, "The approaches suggested here are generally identical to those used to secure the total cost packages for the Kodiak Alutiiq Facility and the Seward Alaska SeaLife Center." One of the approaches suggested in this section is the leverage system, under which an underwriting fund "would be designated within the Trust reserve income account." The Trustee Council has never designated an underwriting fund for any project. Legal counsel has advised us that the Trustee Council may not do so.
2. **Cost recovery through lease revenues.** Figure 2 on page 13 states that a proportion of the capital costs for classrooms and offices for general government, village corporation, federal agency and public health clinic would be recovered in the "long-term space / lease charges for building O&M." The time horizon for the project is 26 years. It is unrealistic to assume that projects funded by the Trustee Council will lease space in the seven proposed multi-use facilities over that period of time.

Plan Summary

The second revised draft of the Plan Summary is substantially the same as the first revised draft and is not responsive to the contract or our previous letters. The comments in our letter of October 4, 1996, also apply to the second revised draft.

Please submit a final draft of Part I and Part II by October 28. Requests for reimbursement must be submitted by November 30, 1996. Requests for reimbursement must include detailed documentation sufficient to justify the billing, preferably by line item. Please provide specific detail for each line item (e.g., personnel costs by name, length of work and date).

Sincerely,

	
Dave Gibbons, U.S. Forest Service Contracting Officer's Representative	Molly McCammon, Executive Director EVOS Trustee Council

cc: Steve Zeckser - Contracting, USFS
Karen Forsland - SBA
Paul Schanzenbach, Contract Administrator, Chugach Development Corporation
Peter Gianni, Legal Counsel, Chugach Development Corporation

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

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Thanks

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Trustee Agencies

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*** ACTIVITY REPORT ***

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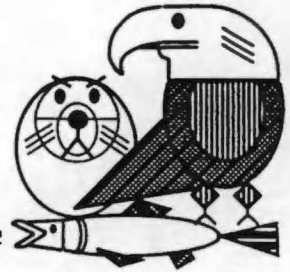
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FAX COVER SHEET

FAXED

To: Karen Gibbons Number: _____

From: Veronica Christman Date: 10/24/96

Comments: _____ Total Pages: 5

Hi Karen,

Could you also give a
copy to Steve Zeckser &
Karen Persland?

Thanks

HARD COPY TO FOLLOW yes

Document Sent By: Keri Oile

3/27/96

Trustee Agencies

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

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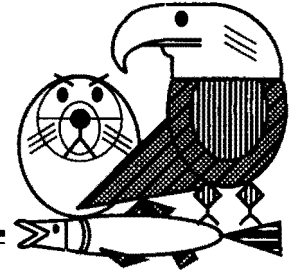
RESULT OK

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

TO: Sue Wright
FROM: Eric F. Myers
DATE: 10-23-96
SUBJ: Small Parcel Nomination KEN 1037 - Copy of Letter

For your records, please find attached a copy of the letter dated July 1, 1996 that I referenced on the phone. I hope the fax line works better than the postal service.

Please do send (fax) me a copy of the letter you referenced. I will then distribute it to the small parcel nomination evaluation work group. I will also find out whether they have had the opportunity to review the additional information you provided and let you know what I learn.

Thank you again for your interest in the Trustee Council's small parcel habitat protection program. If I can provide additional information, please let me know.

Number of Pages (including this cover): 2

Trustee Agencies

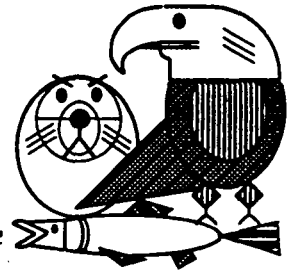
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

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



July 1, 1996

Waldo E. Coyle Trust
Sharalyn Sue Wright
1412 Barabara Drive
Kenai, Alaska 99611

Dear Ms. Wright:

The purpose of this letter is to provide you with confirmation that the Trustee Council has received and reviewed your nomination under the Small Parcel Habitat Protection Program and to advise you of the status of your parcel.

As you are perhaps aware, nearly 300 hundred small parcel nominations have been submitted to the Trustee Council for consideration through the Small Parcel Program. Upon receipt of a parcel nomination and a determination that the nomination meets all threshold criteria, the nominated parcel is evaluated for its specific restoration value. As a result of the review and evaluation of nominated parcels to date, the Trustee Council has identified 47 parcels of especially significant value to the protection and restoration of the biological resources and human services injured by the *Exxon Valdez* oil spill together with a package of lands owned by the Kenai Natives Association that is also of interest. Current acquisition efforts are focused on these 47 priority parcels.

Although the parcel you have nominated, KEN-1037, has not been identified as a priority parcel at this time, the Trustee Council is maintaining files on all parcels nominated and may give further consideration to these parcels in the future.

If you have questions about the Small Parcel Program, please contact Eric Myers in the Restoration Office.

Sincerely,

Molly McCammon
Executive Director

EM/ty

Trustee Agencies

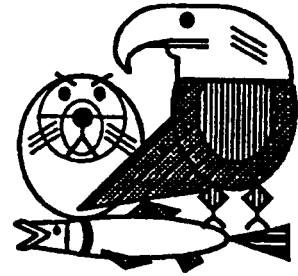
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

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: September 19, 1996

RE: Financial Report as of August 31, 1996

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, 1996.

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

Liquidity Account Balance	\$53,276,499	
Less: Current Year Commitments (Note 5)	\$42,751,819	
Plus: Adjustments (Note 6)	<u>\$106,079</u>	
Uncommitted Fund Balance		\$10,630,759
 Plus: Future Exxon Payments (Note 1)	\$420,000,000	
Less: Remaining Reimbursements (Note 3)	23,291,446	
Less: Remaining Commitments (Note 7)	<u>\$70,091,667</u>	
Total Estimated Funds Available		\$337,247,646
 Restoration Reserve		\$35,996,170

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

attachments

cc: Agency Liaisons
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 August 31, 1996

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 \$253,667.
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. The remaining reimbursements represents that amount due the State of Alaska.
4. Fees - CRIS charges a fee of 10% for cash management services. Total paid since the last report is \$25,367.
5. Current Year Commitments - Includes \$12,456,000 for the Alaska SeaLife Center, \$1,570,600 for the Chenega-Area Shoreline Residual Oiling Project, \$16,570,019 for the 1997 Work Plan and related projects, \$155,200 for KAP 99 and the following land payments.

<u>Seller</u>	<u>Amount</u>	<u>Due</u>
Koniag, Incorporated	\$4,500,000	September 1996
Akhiok-Kaguyak	\$7,500,000	September 1996

6. 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. Unreported interest and lapse is summarized below.

	<u>Interest</u>	<u>Lapse</u>
United States	\$0	\$0
State of Alaska	\$106,080	\$0

7. Remaining Commitments - Includes the following land payments.

<u>Seller</u>	<u>Amount</u>	<u>Due</u>
Shuyak	\$2,194,266	October 1996
Shuyak	\$20,000,000	October 1997 through 2001
Shuyak	\$11,805,734	October 2002
Seal Bay	\$3,091,667	November 1996
Akhiok-Kaguyak	\$7,500,000	September 1997
Koniag, Incorporated	\$9,000,000	September 1997 and 1998
Koniag, Incorporated	\$16,500,000	September 2002

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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

STATEMENT OF REVENUE, DISBURSEMENT, AND FEES
EXXON VALDEZ OIL SPILL JOINT TRUST FUND
As of August 31, 1996

	<u>1993</u>	<u>1994</u>	<u>1995</u>	<u>To Date 1996</u>	<u>Cumulative Total</u>
REVENUE:					
Contributions: (Note 1)					
Contributions from Exxon Corporation	250,000,000	70,000,000	70,000,000	0	480,000,000
Less: Credit to Exxon Corporation for clean-up costs incurred	(39,913,688)				(39,913,688)
Total Contributions	<u>210,086,312</u>	<u>70,000,000</u>	<u>70,000,000</u>	<u>0</u>	<u>440,086,312</u>
Interest Income: (Note 2)					
Exxon Corporation escrow account					831,233
Joint Trust Fund Account	1,378,000	3,736,000	5,706,666	3,576,105	14,992,771
Total Interest	<u>1,378,000</u>	<u>3,736,000</u>	<u>5,706,666</u>	<u>3,576,105</u>	<u>15,824,004</u>
Total Revenue	<u>211,464,312</u>	<u>73,736,000</u>	<u>75,706,666</u>	<u>3,576,105</u>	<u>455,910,316</u>
DISBURSEMENTS:					
Reimbursement of Past Costs: (Note 3)					
State of Alaska	29,000,000	25,000,000			83,267,842
United States	36,117,165	6,271,600	2,697,000	0	69,812,045
Total Reimbursements	<u>65,117,165</u>	<u>31,271,600</u>	<u>2,697,000</u>	<u>0</u>	<u>153,079,887</u>
Disbursements from Liquidity Account:					
State of Alaska	18,529,113	44,546,266	41,969,669	18,784,065	130,388,313
United States	9,105,881	6,008,387	48,019,928	12,229,224	81,683,920
Transfer to the Restoration Reserve				35,996,231	35,996,231
Total Disbursements	<u>27,634,994</u>	<u>50,554,653</u>	<u>89,989,597</u>	<u>67,009,520</u>	<u>248,068,464</u>
FEES:					
U.S. Court Fees (Note 4)	154,000	364,000	586,857	357,611	1,485,467
Total Disbursements and Fees	<u>92,906,159</u>	<u>82,190,253</u>	<u>93,273,454</u>	<u>67,367,130</u>	<u>402,633,818</u>
Increase (decrease) in Liquidity Account	<u>118,558,153</u>	<u>(8,454,253)</u>	<u>(17,566,788)</u>	<u>(63,791,025)</u>	<u>53,276,498</u>
Liquidity Account Balance, beginning balance	24,530,411	143,088,564	134,634,311	117,067,523	
Liquidity Account Balance, end of period	143,088,564	134,634,311	117,067,523	53,276,498	
Current Year Commitments: (Note 5)					(42,751,819)
Adjustments: (Note 6)					106,079
Uncommitted Liquidity Account Balance					<u>10,630,759</u>
Remaining Reimbursements (Note 3)					(23,291,446)
Remaining Commitments: (Note 7)					(70,091,667)
Total Estimated Funds Available					<u>337,247,646</u>
Restoration Reserve					<u>35,996,170</u>

Statement 1

Statement of *Exxon Valdez* Settlement Funds
As of August 31, 1996

Beginning Balance of Settlement	900,000,000
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Receipts:

Interest Earned on Exxon Escrow Account	831,233
Net Interest Earned on Joint Trust Fund (Note 1)	13,507,304
Interest Earned on United States and State of Alaska Accounts	3,476,191

Total Interest	<u>17,814,728</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

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

Exxon future payments	420,000,000
Balance in Liquidity Account	53,276,498
Future acquisition payments (Note 2)	(82,091,667)
Alaska Sealife Center	(12,456,000)
Remaining Reimbursements	(23,291,446)
Other (Note 3)	106,079

Total Estimated Funds Available	<u>355,543,465</u>
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Restoration Reserve	35,996,170
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Note 1: Gross interest earned less District Court registry fees.

Note 2: Includes both current year and future year payments

Note 3: Adjustment for unreported interest earned and lapse

Footnote:

Included in the Total Estimated Funds Available is the sum of \$1,570,600 for the FY1997
Chenega-Area Shoreline Residual Oiling Project, \$16,570,019 for the 1997 Work Plan and related
projects and \$155,200 for KAP 99.

Statement 2

Cash Flow Statement
Exxon Valdez Liquidity Account
As of August 31, 1996

Receipts:

Exxon payments

December 1991	36,837,111	
December 1992	56,586,312	
September 1993	68,382,835	
September 1994	58,728,400	
September 1995	67,303,000	
Total Deposits	<u>287,837,658</u>	<u>287,837,658</u>
Interest Earned	14,992,771	
Total Interest	<u>14,992,771</u>	<u>14,992,771</u>
Total Receipts		<u>302,830,429</u>

Disbursements:

Court requests

June 1992	12,879,700	
January 1993	6,567,254	
June 1993	21,067,740	
November 1993	29,950,000	
December 1993	4,743,925	
June 1994	15,860,728	
October 1994	10,664,256	
November 1994	15,572,295	
January 1995	1,450,000	
April 1995	17,200,000	
May 1995	1,652,014	
August 1995	15,250,000	
September 1995	28,201,032	
November 1995	11,294,667	
January 1996	5,191,122	
March 1996	8,000,000	
May 1996	6,527,500	
Total Requests	<u>212,072,233</u>	<u>212,072,233</u>
District Court Fees	<u>1,485,467</u>	<u>1,485,467</u>
Transfer to the Restoration Reserve (2/15/96)		35,996,231
Total Disbursements		<u>249,553,931</u>
Balance in Joint Trust Fund		<u>53,276,498</u>

Schedule of Payments from Exxon
As of August 31, 1996

Disbursements:	December 91	December 92	September 93	September 94	September 95	Total
Reimbursements:						
United States						
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
Total United States	24,726,280	24,500,000	11,617,165	6,271,600	2,697,000	69,812,045
State of Alaska						
General Fund:						
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
Mitigation Account:						
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
Total State of Alaska	29,267,842	29,000,000	20,000,000	5,000,000	0	83,267,842
Total Reimbursements	53,994,122	53,500,000	31,617,165	11,271,600	2,697,000	153,079,887
Deposits to Joint Trust Fund						
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
Total Deposits to Joint Trust Fund	36,837,111	56,586,312	68,382,835	58,728,400	67,303,000	287,837,658
Exxon clean up cost deduction	0	39,913,688	0	0	0	39,913,688
Total Disbursements	90,831,233	150,000,000	100,000,000	70,000,000	70,000,000	480,831,233

Remaining Exxon payments to be made:

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
	<u>420,000,000</u>

Schedule of Disbursements
Exxon Valdez Liquidity Account
As of August 31, 1996

	United States	State of Alaska	Court Request Total	Court Fees	Disbursements Total
Court Request 1	6,320,500	6,559,200	12,879,700		
Total Fiscal Year 1992	6,320,500	6,559,200	12,879,700	23,000	12,902,700
Court Request 2	3,074,029	3,493,225	6,567,254		
Court Request 3	6,031,852	15,035,888	21,067,740		
Total Fiscal Year 1993	9,105,881	18,529,113	27,634,994	154,000	27,788,994
Court Request 4		29,950,000	29,950,000		
Court Request 5	2,516,069	2,227,856	4,743,925		
Court Request 6	1,407,818	12,211,164	13,618,982		
Court Request 7	2,084,500	157,246	2,241,746		
Total Fiscal Year 1994	6,008,387	44,546,266	50,554,653	364,000	50,918,653
Court Request 8	3,576,179	7,088,077	10,664,256		
Court Request 9	3,226,182	3,111,204	6,337,386		
Court Request 10		9,234,909	9,234,909		
Court Request 11	1,450,000		1,450,000		
Court Request 12	17,200,000		17,200,000		
Court Request 13	1,480,251	171,763	1,652,014		
Court Request 14	15,250,000		15,250,000		
Court Request 15	5,837,316	9,863,716	15,701,032		
Court Request 16		12,500,000	12,500,000		
Total Fiscal Year 1995	48,019,928	41,969,669	89,989,597	586,857	90,576,454
Court Request 17		3,294,667	3,294,667		
Court Request 18	8,000,000		8,000,000		
Court Request 19	3,222,224	1,968,898	5,191,122		
Restoration Reserve Transfer			35,996,231		
Court Request 20		8,000,000	8,000,000		
Court Request 21	1,007,000	5,520,500	6,527,500		
Court Request 22			0		
Total Fiscal Year 1996	12,229,224	18,784,065	67,009,520	357,611	67,367,130
Court Request 23			0		
Court Request 24			0		
Court Request 25			0		
Court Request 26			0		
Court Request 27			0		
Total Fiscal Year 1997	0	0	0	0	0
Total	81,683,920	130,388,313	248,068,464	1,485,467	249,553,931

Exxon Valdez Liquidity Account						
Interest Earned/District Court Registry Fees						
As of August 31, 1996						
	FFY 1992	FFY 1993	FFY 1994	FFY 1995	FFY 1996	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	3,218,495	6,879,558
Total	555,317	1,192,876	3,338,524	5,064,000	3,218,495	13,369,212
Total Earnings	573,000	1,224,000	3,372,000	5,119,809	3,218,495	13,507,304
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	357,611	764,395
Total	23,000	154,000	364,000	586,857	357,611	1,485,467
Gross Earnings	596,000	1,378,000	3,736,000	5,706,666	3,576,105	14,992,771

Schedule of Interest Earned on United States and State of Alaska Accounts					
As of August 31, 1996					
		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	24,823		42,530
July 1994		52,823			52,823
August 1994		43,845			43,845
September 1994		40,408	43,567		83,975
October 1994		44,291			44,291
November 1994		63,286			63,286
December 1994		67,496	3,849		71,346
January 1995		89,341			89,341
February 1995		100,714			100,714
March 1995		104,570	17,033		121,603
April 1995		95,432			95,432
May 1995		92,595			92,595
June 1995		80,613	50,042		130,655
July 1995		76,424			76,424
August 1995		68,771			68,771
September 1995		59,945	44,826		104,771
October 1995		133,486			133,486
November 1995		154,119			154,119
December 1995		143,917	39,567		183,484
January 1996		134,300			134,300
February 1996		122,348			122,348
March 1996		132,469	64,381		196,850
April 1996		126,550			126,550
May 1996		136,732			136,732
June 1996		145,501	73,267		218,768
July 1996		128,195			128,195
August 1996		106,079			106,079
Total		2,997,658	478,533		3,476,191
NOTE: The \$117,178 NRDA&R interest figure is cumulative.					

Schedule of Interest Adjustments to the Court Requests
As of August 31, 1996

	June 1992	December 1992	June 1993	December 1993	June 1994	October 1994	November 1994	December 1994	March 1995	August 1995	January 1996	May 1996	July 1996	August 1996	Total	Unallocated Interest
Disbursements:																
Court Requests																
United States																
FFY92	0															0
FFY93		39,871	3,648													43,519
FFY94				51,231	22,427											73,658
FFY95						34,621		37,618	3,849	63,226						139,314
FFY96											48,676	37,100	26,600	109,666		222,042
Total United States	0	39,871	3,648	51,231	22,427	34,621	0	37,618	3,849	63,226	48,676	37,100	26,600	109,666	478,533	0
State of Alaska																
FFY92	0															0
FFY93		80,775	35,012													115,787
FFY94				64,944	239,090											304,034
FFY95						52,823	117,838	44,291	320,837	449,634						985,423
FFY96											262,202	300	289,400	934,433	1,486,335	
Total State of Alaska	0	80,775	35,012	64,944	239,090	52,823	117,838	44,291	320,837	449,634	262,202	300	289,400	934,433	2,891,579	106,079
Total Adjustment	0	120,646	38,660	116,175	261,517	87,444	117,838	81,909	324,686	512,860	310,878	37,400	316,000	1,044,099	3,370,112	106,079

Footnotes:

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

**Schedule of Lapse Adjustments to the Court Requests
As of August 31, 1996**

	December 1993	June 1994	August 1995	August 1996	Total
Disbursements:					
Court Requests					
United States					
FFY92					0
FFY93					0
FFY94		3,106,555			3,106,555
FFY95					0
FFY96			301,558		301,558
FFY97				1,165,334	1,165,334
Total United States	0	3,106,555	301,558	1,165,334	3,408,113
State of Alaska					
FFY92					0
FFY93					0
FFY94	3,661,600				3,661,600
FFY95					0
FFY96			2,376,950		2,376,950
FFY97				2,500,448	2,500,448
Total State of Alaska	3,661,600	0	2,376,950	2,500,448	6,038,550
Total Adjustment	3,661,600	3,106,555	2,678,508	3,665,782	9,446,663

Footnote

The August 1995 adjustment for the Federal Government included an \$80,700 reimbursement associated with excessive payment for final costs relating to damage assessment activities.

Schedule of Work Plan Authorizations and Other Authorizations

	FFY 92	FFY 93	FFY 94	FFY 95	FFY 96	FFY 97	Total
United States:							
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	2,567,300				
June 1994			4,536,800				
June 1994			84,500				
July 1994			1,500,000				
August 1994				2,110,800			
November 1994				2,514,200			
December 1994				749,600			
March 1995				1,484,100			
August 1995				(36,700)	6,238,800		
December 1995					3,270,900		
January 1996					150,000		
April 1996					478,000		
May 1996					37,100		
June 1996					26,600		
August 1996						7,938,400	
Total United States	6,320,500	9,149,400	8,688,600	6,822,000	10,201,400	7,938,400	49,120,300
State of Alaska							
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				7,140,900			
November 1994				9,098,700			
December 1994				180,500			
March 1995				492,600			
August 1995				36,700	12,653,600		
December 1995					2,231,100		
April 1996					500,000		
May 1996					300		
June 1996					289,400	1,570,600	
August 1996						13,341,500	
Total State of Alaska	6,559,200	12,644,900	17,061,800	16,949,400	15,674,400	14,912,100	83,801,800
Total Work Plan	12,879,700	21,794,300	25,750,400	23,771,400	25,875,800	22,850,500	132,922,100

	FFY 92	FFY 93	FFY 94	FFY 95	FFY 96	FFY 97	Total
Other Authorizations							
United States:							
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	7,500,000			28,500,000
Kodiak National Wildlife Refuge (3/95, 9/95 Old Harbor)			11,250,000				11,250,000
Koniag				12,500,000			12,500,000
Small Parcels				534,200			534,200
Total United States		2,000,000	33,900,000	20,534,200			56,434,200
State of Alaska:							
Kachemak Bay State Park (1/95)		7,500,000					7,500,000
Seal Bay (11/93,11/94)		29,950,000	3,229,042	3,294,667			36,473,709
Shuyak (3/96, 10/96 - 10/02)				8,000,000	2,194,266		10,194,266
Small Parcels				5,020,500			5,020,500
Alaska SeaLife Center			12,500,000	12,456,000			24,956,000
Total State of Alaska		7,500,000	29,950,000	15,729,042	28,771,167	2,194,266	84,144,475
Total Land and Capital Acquisitio	0	7,500,000	31,950,000	49,629,042	49,305,367		140,578,675
Restoration Reserve			12,000,000	12,000,000	12,000,000		36,000,000
Total	12,879,700	29,294,300	69,700,400	85,400,442	87,181,167		309,500,775

Footnotes:

Work Plan Authorization and Land/Capital 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 tie 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 has not approved by the Department of Justice and as such has not been included on this statement.

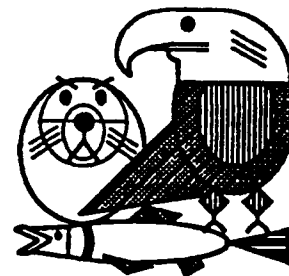
The Trustee Council approved \$1,900,000 for the Chenega-Area Shoreline Residual Oiling Project June 28, 1996. Of the total, \$293,000 was allocated to FFY 96 and \$36,400 was allocated to FFY97. The remainder of \$1,570,600 will be allocated to FFY 97 based on the final remediation plan.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

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

DATE: September 18, 1996

RE: FY95 Audit Clarification

The purpose of this memorandum is to inform you of two adjustments that were included on the Statement of Receipts, Disbursements and Changes for the Natural Resources Damage Assessment Fund. Since the adjustments cancel each other out, there is no impact to the Trust Fund Balance.

The first adjustment reflected the sum of \$204,484 as being returned by the U.S. Department of the Interior, Fish and Wildlife Service. Based on discussions with the auditor, it has been determined that the funding was not physically returned. The amount reflected was left in the departments account and used to off-set subsequent transfers.

The second adjustment relates to the amount reflected as disbursed to the U.S. Department of the Interior, Fish and Wildlife Service. The auditor informs me that the actual amount transferred was \$34,091,684. As such, the amount reflected on the statement was reduced by the \$204,484 that was retained by the department.

At this time, I can not explain why the retention of unobligated funds by the U.S. Department of the Interior, Fish and Wildlife Service was reflected differently than funds retained by the U.S. Department of Agriculture and the U.S. Department of Commerce.

I intend to discuss this matter with the auditor next week and hopefully can provide you an explanation at that time.

Trustee Agencies

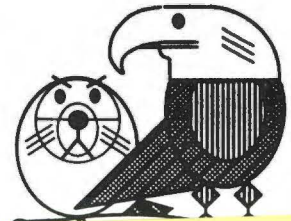
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

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



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via USPS.
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MEMORANDUM

To: Ted Cooney, Dave Duffy, Leslie Holland-Bartels

From: Stan Senner *Stan*
Science Coordinator

Subject: Ecosystem Projects at the 1997 Restoration Workshop

Date: October 18, 1996

It is not too early to be planning presentations for the 1997 Restoration Workshop. To that end, I have enclosed a rough draft of the agenda for the January 23-25, 1997, meeting. The theme of the 97 workshop is "ecosystems, models, and management." This theme is intended, in large measure, to highlight the results and benefits of the three ecosystem projects.

Specifically, the plan is to give each of these three projects a 2-hour block of time--to be allocated as you choose--to address four questions or issues:

- progress toward major hypotheses,
- progress in building an ecosystem model,
- a preliminary synthesis of results (i.e., what is the emerging "big picture"), and
- management, applications, and future work.

I would expect that these presentations will require a combination of talks by individual PIs and project leaders, but the emphasis should be on major findings, syntheses, and future applications. What we want to avoid is long (and sometimes "deadly") recitations of recent results from individual project components.

Presentations on the ecosystem projects will be followed by discussions from a panel of agency personnel who have research and management perspectives (e.g., Jim Balsiger, NMFS Alaska Science Center) and from a panel of modelers, including Drs. Pimm and Pauly and perhaps the modeling PIs from the ecosystem projects (the concept for this panel is still rather fluid). Finally, I think Dave Duffy had made the suggestion that there be some discussion of whether there is another regime shift underway and, if so, whether we are in a position to document the event as it happens. Our thought is to make this the subject of an **informal evening session** in a breakout room, with perhaps a couple of people taking responsibility for initiating and leading a discussion.

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

None of what is now on the agenda, including the time slots, is cast in stone, but it will be rather soon. If you have concerns or questions about the present plans, please let me know immediately. Otherwise, you can assume that the basic content of the agenda will remain as presented here and you should plan accordingly.

enclosure (1)

cc: Robert Spies
Eric Myers
Lisa Thomas
Bruce Wright
Catherine Berg

1997 Restoration Workshop
Agenda and Concepts
Working Draft (10/04/96)

DRAFT

Day 1, Thursday, January 23

- 0800 h Registration
- 0845 h Introduction and Annual Report on EVOS Program, Announcements
 Molly McCammon and Restoration Office Staff
- 0915 h Trustee Perspectives
 State and/or Federal Trustee?
- 0945 h Break
- 1015 h Keynote Address: Ecosystems and Management--Lessons from Large-
 scale Studies/Programs
 Special Invited Guest

Note: Following the keynote address, we begin a special session on the three ecosystem projects. Each project would be given a 2-h block of time in which to address the following topics:

- progress toward major hypotheses,*
- progress in building an ecosystem model*
- a preliminary synthesis of results (i.e., what is the emerging "big picture"), and*
- management applications, monitoring, and future work.*

It is expected that these presentations would involve a combination of projects leaders and PIs and should emphasize major new results, syntheses, and future applications. What we want to avoid is a long recitation of results from each project component.

- 1115 h Introduction to Ecosystem Projects and Ecological Syntheses
 Dr. Robert Spies, Chief Scientist
- 1130 h Sound Ecosystem Assessment (SEA, /320)
 Dr. Ted Cooney and others
- 1200 h Buffet Lunch (in hotel)
- 1315 h SEA, continued
- 1445 h Break

1515-1715 h Alaska Predator Ecosystem Experiment (APEX, /163)
 Dr. David Duffy and others

1800-2000 h Reception and Poster Session

DRAFT

Note: Posters will once again be arrayed around some appropriate space, which, ideally, will be adjacent to the room where the plenary sessions are held. The posters should remain up for the duration of the meeting.

Day 2, Friday, January 24

0800 h Nearshore Vertebrate Predator Project (NVP, /025)
 Dr. Leslie Bartels and others

1000 h Break

1030 h Panel: Perspectives on Ecosystem Projects and Research Needed to Inform
 21st Century Resource Managers in the Marine Environment
 Representatives of NMFS, ADFG, DOI, USFS, others?

1200 h Lunch (on your own)

1330 h Panel: Ecosystem Modeling--Integrating and Testing Our Newly Found
 Knowledge
 *Drs. Robert Spies (moderator), Stewart Pimm(UTenn), Daniel
 Pauly(UBC), Vince Patrick (SEA), David Ainley (APEX), and Milo
 Adkison (NVP)*

1500 h Break

Note: Following the break we begin a series of presentations on '96 project results, emphasizing projects not covered at the 1996 workshop and those that have new, especially exciting results, even if they were covered last year. There should be time for 15-18 presentations on individual projects (less is fine, but it will be hard to accommodate more without lengthening the program or cutting elsewhere).

1530 h 5-6 projects

1700 h Quit for the day

1900-2100 h Brainstorming Session: Is Another Ecosystem Shift Underway?

Note: This is an informal, optional session held in one of the breakout rooms. It will be of interest primarily to APEX and SEA investigators, but is open to anyone who is interested. Ideally, some key people

would be primed to offer some provocative ideas to jumpstart the discussion.

DRAFT

Day 3, Saturday, January 25

0815 h	5-6 projects
1000 h	Break
1030 h	5-6 projects
1200 h	Buffet Lunch (in hotel)
1315 h	Reactions from Peer Reviewers <i>Drs. Spies, Peterson, Haney, Rose, Wheeler, and Mundy</i>
1415 h	Public Comment - "open microphone"
1445 h	Closing Remarks <i>Molly McCammon</i>

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Molly McCammon EVOS-TC
645 G Street Suite 401
Anchorage Alaska 99501-3451

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Cindy Carl
Executary
626 Cordova Suite 104
Anchorage Alaska 99501

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X Cindy S. Carl 10/21/96

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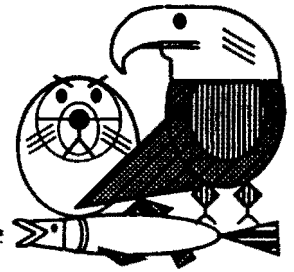
8. Addressee's Address (ONLY if
requested and fee paid)

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 17, 1996

Cindy Carl
Executary
626 Cordova Suite 104
Anchorage, Alaska 99501

Dear Ms. Carl:

I'd like to inform you that the State is exercising it's option not to renew our court reporting and transcribing contract with Executary.

Also, I'd like to request the tapes of the *Exxon Valdez* Oil Spill Trustee Council meetings be forwarded to the Oil Spill Public Information Center (OSPIC). See highlights in Attachment B, *State of Alaska Invitation to Bid No. 11-039-96*, page one. They should be sent to OSPIC, in care of Beverly Hayes, 645 G Street Suite 100, Anchorage, Alaska 99501-3451.

Finally, I am formally requesting a refund of the difference between blocks of time vs. the actual hours worked (hourly rate) that should have been billed. As detailed in Attachment A and highlighted in Attachment B, *State of Alaska Invitation to Bid No. 11-039-96*, pages two and three, and Attachment C, *State of Alaska Purchase Order*, detailing Executary's winning bid. The check should be sent to our office, payable to the *Exxon Valdez* Trustee Council.

If you have any questions, please contact me or Rebecca Williams at 278-8012.

Sincerely,

Molly McCammon
Executive Director

Attachments

cc: Roxie Aragones, State of Alaska Procurement Specialist

mhm/ra

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

<u>Meeting Date</u>	<u>Hours Worked</u>	<u>Hours Actually Billed</u>
August 6, 1996	1.5	4
June 28, 1996	2.5	4
May 31, 1996	1.45	4
April 15, 1996	1	4
February 28, 1996	2	4
February 23, 1996	<u>2.5</u>	<u>4</u>
 TOTAL HOURS WORKED:	 11.25	 24

STATE OF ALASKA
INVITATION TO BID NO. 11-039-96

SCOPE OF WORK AND GENERAL REQUIREMENTS: The person or firm selected to perform stenographic services for the Department of Fish and Game, Oil Spill Restoration Office will be required to record and transcribe the proceedings of the *Exxon Valdez* Trustee Council meetings. The Trustee Council needs verbatim transcripts of public meetings to preserve for the public record. The selected vendor will record meetings and provide a single sided, unbound original verbatim transcript of the proceedings within five working days after the close of the public meeting. The transcripts must be type-written with all speakers correctly identified where possible. The transcripts shall not be more than doublespaced, and all pages numbered sequentially. The transcript must identify the date, time and place of the meeting, and the names of Trustee Council members (or their designees) present at the head table. A draft copy of the transcripts will be delivered to the following address for review:

Exxon Valdez Oil Spill Restoration Office
645 G Street Suite 401
Anchorage Alaska 99501-3451

A corrected draft will be returned to the vendor within three working days from which a corrected transcript will be made.

The selected vendor must provide all necessary equipment, such as tape recording machines and attendant microphones, and typewriters or computers to be used for transcriptions. Transcription to typewritten copy shall take place at the vendor's place of business or other location of the vendor's choice, but not at the Trustee Council offices. Trustee Council staff will make sure there are electrical outlets convenient and provide a table and chair for the use by the transcriber.

Trustee Council meetings sometimes continue past the hours of a normal workday. Meetings begin at various times and although there are always periodic breaks and a lunch or dinner hour break, it is not possible to say with certainty exactly when these breaks shall take place.

The *Exxon Valdez* Restoration Office administrative staff will make every attempt to provide 24 hours advance notice to the vendor of a scheduled Trustee Council meeting.

In addition to the hard copy, we require audio tapes of the meetings and the document in a WordPerfect file or an ASCII file. This file can either be submitted on a 5.25 or 3.5 diskette, double sided, double density. The following requirements must be met for ASCII or WordPerfect disks:

1. Line ends and page ends on the computer files must match line ends and page ends on the hard copy.
2. There may be no headers or footers (such as firm name and address) on computer file.
3. Words may not be hyphenated unless the hyphen is required for correct spelling of the word. There may be no words broken between two lines or between pages.
4. It is preferable, though not required, that pages be numbered in the upper left corner of the computer file pages.
5. Line length on both the hard copy and the computer file may not exceed 75 character spaces, (i.e., left/right margins should be set at space 0 and space 75, or for WordPerfect at 1.0 and 1.0).
6. Hard page ends must separate the pages on the computer file.

The majority of the meetings will be held in the Anchorage area. In the event that there are scheduled meetings held outside the Anchorage area, a recording of the meeting will be taken by a State employee and the firm selected will need only to transcribe the tapes. If it is determined to be preferable for the selected vendor to be physically present, travel and per diem will be paid in addition to hourly compensation.

The Department of Fish and Game, Exxon Valdez Restoration Office requests the final transcripts and diskettes be delivered to the address listed below within five working days of close of meeting:

Exxon Valdez Oil Spill Restoration Office
645 G Street Suite 401
Anchorage Alaska 99501-3451

REFERENCES: Each bidder must submit at least three work references. The references may be State agencies or private business who have experience using bidder's services.

SUBMITTAL OF BIDS: Each meeting is assumed to last approximately eight (8) hours.
Bids submitted should be formatted in the following manner:

***** BID SCHEDULE *****

Estimated number of pages of transcripts per hour: 10

Cost per page of transcription: \$ 4.00

Cost of recording time per hour: \$40.00

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and recording of transcript) \$ 5.00

ORDER P.O. Box 25526, Juneau, AK 99802 (907) 465-4130

SHIP TO CONTRACTOR	Alaska Dept. of Fish & Game PO Box 21949 Juneau, Ak. 99802-0122 Attn: Traci Cramer 586-7238		DATE DELIVERY REQUIRED AT DESTINATION Date of award	DATE OF ORDER 10/13/95
			F.O.B. POINT Anchorage	AGENCY REQUISITION NO. 093 - 96
	COMPANY CONTACT NAME Cindy S. Carl	TELEPHONE 272-4084	FAX 272-4084	ORDER ISSUED IN ACCORDANCE WITH CA # Quote #
			Exp. Date Dated	
Executary 626 Cordova, Suite 104 Anchorage, Ak. 99501			SHIPPING INSTRUCTIONS	

Item	Comm	Qty	Unit	Item Description (Note: Include C.A. Item number if appropriate)	Unit Price	Extended Price
		1		Stenographic Services Recording time per hour Per page of transcription Per diskette Contract to establish stenographic services the Oil Spill Restoration Office for recording and transcribing proceeding of the council meetings. CONTRACT PERIOD: Date of award thru Sept. 30, 1996 with option to renew for an additional (1) year period upon mutual agreement between the State and the contractor. RETURN TO PENDING All other terms and conditions of bid to remain the same. ORDER FAXED 10-13-95	\$17.50 \$3.50 \$5.00	

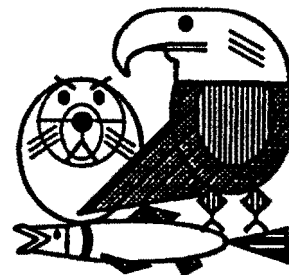
SEND INVOICE TO DOCUMENT	Alaska Dept. of Fish & Game, Attn: Supply Section P.O. Box 25526, Juneau, AK 99802	Page 1 of Pages	TOTAL OF ALL PAGES
REF	AMOUNT	DATE	COMMENTS
1. INV			
2. INV			
3. INV			
4. INV		96-429	Account #
5. INV		96-520	Warrant # Amount Date
6. INV		96-620	Warrant # Amount Date
Warrant total			
FINANCE INVOICE	ACCT #	ACCT #	ACCT #
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PURCHASING AUTHORITY SIGNATURE		TELEPHONE NUMBER	
[Signature]		(907) 465-4130	

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: September 16, 1996

RE: FFY 1997 Collocation Codes/Ledger Codes

The collocation codes and ledger codes to be used for FFY 1997 for purposes of payroll follows:

<u>Name</u>	<u>CC</u>	<u>LC</u>
Holba, Carrie A	11-97-1500	11-97-1500
Lawrence, Jeffery S	11-97-1500	11-97-1500
Hayes, Beverly T	11-97-1500	11-97-1500
Cramer, Traci L	11-97-1600	11-97-1600
Hunt, Joseph M	11-97-1600	11-97-1600
McCammon, Mary E	11-97-1600	11-97-1600
Myers, Eric F	11-97-1600	11-97-1600
Schubert, Sandra	11-97-1600	11-97-1600
Senner, Stanley E	11-97-1600	11-97-1600
Williams, Rebecca A	11-97-1600	11-97-1600
Yockey, Tami L	11-97-1600	11-97-1600
Womac, Cherri G	11-97-1700	11-97-1700
Hile, Keri M	11-97-1000	11-97-1000
Wright, Bruce A	11-97-6009	11-97-6009

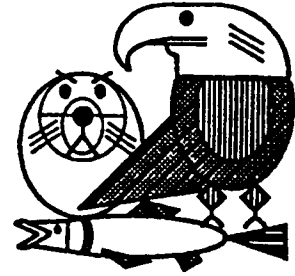
cc: Tami Yockey

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: Robert Baldauf
FROM: *Traci Cramer*
Traci Cramer
Administrative Officer

DATE: September 16, 1996

RE: Segregation of Direct and Indirect Costs

One finding from the 1995 audit was that the Department of the Interior does not maintain direct costs separate from indirect costs. As stated in the audit, "In the absence of this control, the department cannot ensure that restoration projects are charged general administration (GA) costs in the correct proportion to direct costs". The purpose of this memorandum is to request that the department evaluate the current accounting structure to determine if direct costs can be segregated from indirect costs.

Projects approved by the Trustee Council are funded by "Joint Trust Funds" established in the Memorandum of Agreement and Consent Decree between the State of Alaska and the United States. The Trustee Council acts on behalf of the public to ensure that funds are expended to restore the natural resources injured, lost, or destroyed as a result of the oil spill. As trust funds, the Trustee Council is responsible for ensuring that the funds are used efficiently and effectively to achieve their intended purpose.

The Trustee Council adopted Financial Operating Procedures September 21, 1992. These procedures were recently revised and new Operating and Financial Procedures were adopted August 29, 1996. The new procedures did not change the method of calculating allowable GA on project proposals. However, the new procedures do clarify that the basis of allocating GA is in proportion to direct costs.

It is my understanding that the Federal Financial System (FFS) is designed to report financial information at pre-defined levels. The pre-defined levels relating to the Natural Resources Damage Assessment and Restoration (NRDA) fund allows managers to review financial information at the NRDA level, the regional level, the project level and the organizational level. It is also my understanding that only at the organization level can object class data be obtained.

Trustee Agencies

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

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

It is further my understanding that the Alaska Region is responsible for allocating the funds to the correct organization. The regional allocation is based on retention of funding to support regional costs and funding to support program oversight, with the balance of the funds allocated to the organization responsible for implementing the project.

By definition, those funds retained to support regional costs and program oversight are indirect and any expenses should be classified as GA. While the methodology used to determine how much to retain is unclear, what is clear is that both direct and indirect funds are allocated as a lump sum to the organization responsible for implementing the project.

The combination of both direct and indirect costs into one organization code creates two problems. First, managers are unable to determine if the project is progressing as planned. Proposals are usually prepared on a prospective basis using actual financial data from a prior period or budgeted data for the current year. By comparing budgeted to actual activity, a manager can respond to any discrepancy. Secondly, the correlation between direct and indirect cost is lost and so is the basis for allocating GA.

Verbally we have discussed the need to segregate direct and indirect costs. An option that has been discussed is development of a new organization code. This new code would be used by the organization responsible for implementing the project to capture indirect costs. In addition, the organization would continue to use their standard code to capture direct costs. Using this method, GA would be the total of the new indirect code, plus the regional code and the program oversight code.

With the fiscal year rapidly approaching, I would urge the department to take this opportunity to explore the new organization code discussed above or develop an alternative method to ensure that direct costs are segregated from indirect costs.

I am available to meet with you or departmental representatives to resolve this issue. Thank you for your assistance.

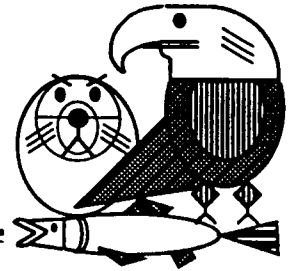
cc: Molly McCammon

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



October 16, 1996

The Honorable Ted Stevens
United States Senate
Washington, DC 20510

Dear Senator Stevens:

Thank you for your inquiry regarding project proposals submitted by the Native Village of Eyak to the *Exxon Valdez* Oil Spill Trustee Council. I received a similar letter from Governor Tony Knowles, and have, at his request, responded directly to Mr. Henrichs. A copy of my letter to Mr. Henrichs is enclosed.

In brief, for Fiscal Year 1997 the Trustee Council approved three projects proposed by the Native Village of Eyak. A decision on one additional project is pending the receipt of further information from Eyak.

Community Involvement (\$248,400 shared with other villages in the spill-impacted area)

Eastern PWS Salmon Habitat Restoration (\$115,000)

Forest Workshops (decision deferred until December)

Elders/Youth Conference (\$15,800)

The Trustee Council did not fund three of the projects proposed by the Native Village of Eyak. These projects did not rank highly in our competitive project review process. All projects must first pass the threshold criterion of restoring a resource that was injured by the oil spill, as defined by the court settlement with Exxon Corporation and interpreted by the Trustee Council's lawyers. The Eyak beach cleanup project did not demonstrate a benefit to injured resources, and therefore did not meet this threshold criterion.

In addition to meeting the threshold criterion, all science projects must meet the technical standards set by the Chief Scientist and the core peer reviewers. The scientific review found the survey methodology in Eyak's sea otter population monitoring proposal to be technically weak. Similarly, in regard to the pink salmon test

Trustee Agencies

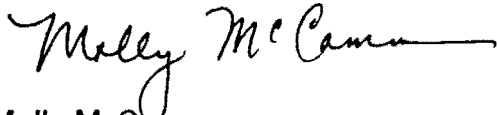
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

The Honorable Ted Stevens
October 16, 1996
Page 2

fishery project, our scientific reviewers found that it did not adequately address all of the steps that have to occur in order to implement a harvest diversion program.

I have had a number of conversations with Mr. Henrichs about the points he raised in his letter to you, and our conversations will continue. Please be assured that community-initiated projects are a Trustee Council priority, as well as a personal priority of mine. I am confident that the Council will continue to support all of the community proposals that meet the legal and scientific criteria of the restoration fund.

Sincerely,

A handwritten signature in cursive script that reads "Molly McCammon". The signature is written in dark ink and is positioned above the printed name and title.

Molly McCammon
Executive Director

Enclosure

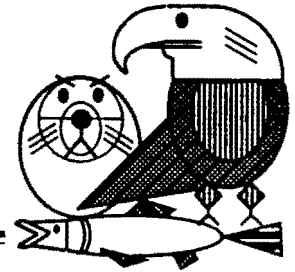
cc: Bob Henrichs, Native Village of Eyak
Trustee Council

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 16, 1996

Dr. Marion Pinsdorf
Fordham University
Lincoln Center Campus
113 West 60th Street
New York, New York 10023

Dear Dr. Pinsdorf:

Thank you for your letter of July 31, 1996. I sincerely apologize for this late response. I would welcome the opportunity to speak with you; the book you are writing sounds very interesting. Since I am leaving the country for vacation tomorrow and will be back in the office Monday, November 4, please feel free to call me anytime after that. I would be happy to provide any assistance I can.

Sincerely,

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

Molly McCammon
Executive Director

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

FORDHAM UNIVERSITY

*R -
starting back
working for us
responding - we
give me a call
on the line
we can talk
further*

Ms. Molly McCammon
Executive Director, Trustee Council
Exxon Oil Spill
645 G Street
Anchorage, Alaska 99501

RECEIVED
AUG 22 1996

July 31, 1996

EXXON VALDEZ OIL SPILL
TRUSTEE COUNCIL

Dear Ms. McCammon,

During a recent visit to Anchorage to give a paper at Pacific Rim Business meetings at UAA and tour Prince William Sound, I talked with many people interested as citizens or students in the Exxon oil spill. Unfortunately, I learned of your organization only when leaving. However, I did obtain a copy of your 1995 status report.

I am writing in the hope of obtaining more information from your point-of-view and from Alaskans generally. For some years I have been teaching and writing about the communications aspect of global crises. Now, I am under contract to write "All Crises are Global," a book to include Exxon and other oil spills. I would greatly appreciate any materials or names of individuals you deem important to presenting a complete, balanced story.

Just a quick word of introduction: trained in economic history and print journalism, I was a corporate officer and communications consultant before joining the faculty of Fordham's Graduate School of Business as a senior fellow in communications. The crisis book will be my third.

With appreciation for your help . . .

Marion Pinsdorf

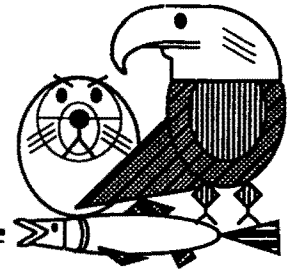
Dr. Marion Pinsdorf
Senior Fellow in Communications

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 16, 1996

Representative Gail Phillips
Speaker of the House
Anchorage Legislative Information Office
716 West 4th Street - Suite 620
Anchorage, Alaska 99501

Dear Speaker Phillips:

Please find enclosed copies of correspondence responding to concerns raised by Ms. Sandra Cronland and Ms. Joyanna Geisler in regard to the Overlook Park small parcel appraisal.

Because the Alaska Department of Law represents the State in negotiations with private landowners, this letter was referred to the Attorney General's Office for response. As indicated by the attached correspondence, there appear to be differences of professional judgment regarding how to value certain attributes of the Overlook Park parcel. Given that the government's appraisal is now more than a year old, an update of the Overlook Park appraisal is currently being prepared. It is my hope that this will enable us to move forward to successful completion of this habitat protection opportunity.

If you have further questions about this or other aspects of the Trustee Council's restoration program, please let me know.

Sincerely,

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

Molly McCammon
Executive Director

enclosure

cc: Alex Swiderski
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

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

October 7, 1996

Ms. Sandra Cronland
Ms. Joyanna Geisler
P.O. Box 1649
Homer, AK 99603

Re: Overlook - Small Parcel KEN 55

Dear Ms. Cronland and Ms. Geisler:

Molly McCammon has referred your letter to her dated August 12, 1996 to me for response. I have attached a copy of a letter from Dennis Lattery that addresses the issues you have raised with respect to the appraisals. I know that a copy of the letter has already been provided to Derry and Associates so you may already have it.

I understand that you are somewhat frustrated with the appraisal process. As I advised you by telephone last week, we are going to update the Overlook appraisal since it is now more than one year old and there may be new comparable sales. I am hopeful that an updated appraisal will produce an estimate of the fair market value of the property that is satisfactory to you. I can assure you that the Trustee Council remains committed to the successful completion of this important habitat protection opportunity.

Please feel free to contact me at any time concerning acquisition of your property.

Very truly yours,

BRUCE M. BOTELHO
ATTORNEY GENERAL

By:



Alex Swiderski
Assistant Attorney General

Enclosure

cc: Molly McCammon
Dennis Lattery w/o encl.

AMS/ses

I:\SWIDERSA\WP\SMPARCEL\KEN55\CRONLAND.WPD

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 HO
JUNEAU, ALASKA 99811-0300
PHONE: (907) 465-3600
FAX: (907) 465-6735

DEPARTMENT OF NATURAL RESOURCES

DIVISION OF LAND

TECHNICAL DATA MANAGEMENT
3601 C STREET, SUITE 1100
ANCHORAGE, ALASKA 99508-5947
PHONE: (907) 269-8512

September 12, 1996

Molly McCammon, EVOS Executive Director
645 G. Street, Suite 401
Anchorage, Alaska 99501-3451

Dear Ms. McCammon,

I have had the opportunity to read the August 12, 1996 letter to you from Sandra Cronland and Joyanna Geisler. It's content was related totally to the appraisal completed by the Overlook Park sellers and our review of that appraisal for the EVOS Trustees. I will offer you the following responses to questions and comments contained in that letter.

I was asked by Alex Swiderski, Assistant Attorney General, to review the Derry & Associates appraisal which had been submitted to the Attorney General's office by the sellers. At that point the appraisal had neither been accepted nor rejected, in terms of it's meeting state and federal guidelines. It had simply been submitted by the sellers for review.

Copies of the appraisal were transmitted to the U.S. Forest Service and U.S. Fish & Wildlife Service by this office. The report then was subjected to the same multi-agency review process that has been applied to all appraisals that have been completed under the EVOS small parcel program. I was "lead" appraiser in this case, e.g. the agency that will ultimately manage a property acquired under the EVOS program provides the lead appraiser who is responsible for preparing an appraisal review document.

Following our review there was consensus among the three agency review appraisers that the sales data contained in the Derry report was inappropriate, both in terms of the sales data used and the scope of adjustments needed to adjust most of the sales to the subject property. Other sales information is available which, on it's face, appears not to support a \$3,800.00 per acre unit value for the Overlook property.

In a July 12, 1996 memorandum to Alex Swiderski, I explained the reasons for reaching this conclusion. In a subsequent August 8 memo to Mr. Swiderski, I indicated that my reasoning had not changed. Both of these memos are attached

Post-It™ brand fax transmittal memo 7671		# of pages • 3
To <i>Alex Swiderski</i>	From <i>Dennis Lettner</i>	
Co.	Co.	
Dept.	Phone #	
Fax #	Fax #	

Page 2
McCammon Letter
September 12, 1996

for your reference. It is the opinion of the review appraisers that more appropriate sales are available to use in a market comparison to value the seller's land. It is our position that the Overlook parcel is in direct market competition with other similar sized parcels in the subject vicinity, more so than with remote parcels or parcels at other locations outside that market area. There are sales of comparably sized tracts, possessing Cook Inlet frontage and ocean views, amenities similar to the subject, in the nearby market, that appear to be more appropriate for use as indicators of value for the Overlook parcel. To our reviewers these other sales do not appear to support a value of \$3,800.00 per acre for the seller's land. The Derrys', in a July 31 letter to the property owners, asked that the sales examples to which I am referring be provided for their consideration. The sales I had available were faxed to them on August 8.

Concerning items Ms. Cronland and Geisler describe in their August 12 letter as "glaring contradictions", I would respond as follows:

The two Stariski Creek comparable sales in the Derry appraisal have never been "rejected". I should be noted that in the state's appraisal the same two Stariski sales, used by the Derry's in their report, were also used by Alan Olson. They were never rejected in either report. Indeed, in the Derry appraisal review comments I describe these sales as "...obviously valuable data, due to their similarity to the subject in terms of being accessible only by driving the beach." I then ask what I consider a reasonable review question..."However, it appears reasonable to ask if these two transactions are not possibly market anomalies (e.g. bought at a premium?) due to their location in the immediate vicinity of the mouth of Stariski Creek?" Overlook Park is not located at the Cook Inlet mouth of a Kenai Peninsula salmon stream so, therefore, should the subjects lacking that amenity be adjusted for? The reason I ask this question is the fact that there is market evidence, for example, that land at the mouth of Deep Creek, a premier sport fishing stream, is considerably more valuable than other Cook Inlet fronting land that is not located at the mouth of Deep Creek.

Regarding the issue that I have never physically inspected the Overlook parcel. I have seen this land numerous times from the "Overlook,". I have reviewed three appraisals of the property. I viewed the land during a low altitude fly-by on May 24 of this year. I am not obliged by professional appraisal standards (USPAP) to field inspect property for review purposes. I am satisfied with my knowledge of the site and with my ability to relate to it's qualities. If an on-site visit continues to be an issue in this matter both myself and Rich Goossens, the U.S. Forest

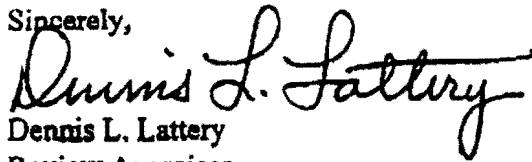
Page 3
McCammon Letter
September 12, 1996

Service review appraiser, will fly to Homer and field inspect the property. I do not agree with Ms. Cronland and Ms. Geisler's view that there is a contradiction between my discussion and handling of the issue of access between the 1996 appraisal of Overlook Park they had conducted and a 1984 appraisal of the same property obtained by a former owner. The 1984 appraisal failed, in my opinion, to provide support for, or even very little discussion of, differences in quality of access between the Overlook parcel and the comparable sales used at that time. There is nothing in my 1984 review comments that should lead anyone to conclude that I considered use of road accessible comparables inappropriate, then or now. In either case, 1996 or 1984, the road accessible comparables appears to be the best data available and their use is certainly reasonable, provided that access differences are adequately discussed in the analysis.

The review appraisers remain adamant that the bulk of the sales used in the Derry appraisal are inappropriate. At this point the appraisal has not been "rejected". Rather, an opportunity has been offered for the sellers appraisers to consider our July 12 review comments and the sales information that was faxed to them August 8. Following whatever it is the sellers choose to do, we will proceed with Step 9 of the EVOS review/approval process,

"State and Federal Review Appraisers submit comments to the Lead Negotiating Agency Review Appraiser who issues a Review Statement, designating an approved appraisal or rejecting both appraisals."

Sincerely,




Dennis L. Lattery
Review Appraiser

Attachments: Memo, July 12, 1996
Memo, August 8, 1996

MEMORANDUM**DEPARTMENT OF NATURAL RESOURCES****State of Alaska****DIVISION OF LAND****269-8512**

TO: Alex Swiderski
Assistant Attorney General

FROM: Dennis L. Lattery 
Review Appraiser

DATE: July 12, 1996

SUBJECT: Appraisal Review
Overlook Park Appraisal - Parcel KEN 55
Derry & Associates, Appraisers
Our Appraisal No. 2818

I have completed a review of the above indicated appraisal. The date of this review is July 12, 1996. The purpose of the appraisal is to determine current market value. The function of the appraisal is to determine market value for use in negotiations with the Exxon Valdez Oil Spill (EVOS) Trustees to purchase the property.

This report, described in the appraisal as a Self Contained report as defined by USPAP, was completed by Derry & Associates on behalf of the owners of the Overlook Park property, Michael McNiven et al. The date of valuation is March 7, 1996.

The property is located approximately three miles west of Homer, Alaska. This is a waterfront parcel situated fronting Cook Inlet. The legal description of the land is: W2 GLO 1 and GLO 2, Sec. 22, and GLO 2 and SW4 SE4 and W2 SE4 SE4, Sec. 15, T6S, R14W, S.M. The platted size of the property is approximately 97.6 acres.

It is the opinion of the appraisers that the subject property had a market value, as of March 7, 1996, of \$340,000.00. This reflects a unit value of \$3,800.00 per acre on the basis of the 90 useable acres, as determined by the appraisers.

I have reviewed the Competency Provision contained in the 1996 edition of USPAP. I consider myself to be adequately qualified to conduct a review of this appraisal.

This is a desk review. I have not conducted an inspection where I was physically on the property although I am very familiar with the land. I have been involved with reviewing two other past appraisals of this property (our appraisals No. 1801 and 2764) and I had the opportunity of conducting a fly-by

inspection on May 24, 1996 while in the area on other business. I have not had the opportunity to field inspect comparable sales properties used by Derry & Associates to appraise the land. For purposes of this review I am relying on information contained in this appraisal and sales data contained in our department appraisal No. 2764, one of the two other appraisals of the same property we currently have in our files. Appraisal 2764 was conducted by Alan G. Olson, MAI. The Date of value of the Olson appraisal was July 7, 1995. I have not had the opportunity to field inspect sales parcels included in the Olson report.

I am not lead to the appraisers conclusion of value following a careful reading of the appraisal. This conclusion is formed due to a variety of reasons, the sum of which leads me to believe that the value determined in this report may be above the high end of a reasonable range of value for the subject.

First, the considered highest and best use of the subject was speculation. It is the Appraisers opinion that the local market is relatively stable and has been for several years. There is no indication of a scarcity of similarly situated properties and no evidence that a rise in land prices is expected for this type and size property in the Homer market. Marketing time is estimated to be 1-2 years in the opinion of the Appraisers; not a particularly long period, but not too short either in view of a stable market and speculative highest and best use. There appears to be little inducement to attract speculation in the current market, especially to a property possessing the pointed development problems (no practical road access and no utilities) the property possesses, and to a property priced at what appears to the reviewer to be the extreme high end of the market.

Second, the sales used in this appraisal do not appear to be the most appropriate for a reliable valuation of the subject. It is my observation that a majority of the comparable sales used by the Appraisers in comparison to the subject property reflect sales activity in other markets. The subject is a large tract located close-in to the Homer market. Sales 3,4,5,6 and 7 are either remote parcels (3,5,6 and 7), characterized by being accessible only by boat or float aircraft, or are located in a distinct market (Sale 4 near Seldovia) where sales price indicates a much superior property/market (e.g. compare Sales 1 and 2, which the appraisers view as comparable to the subject for location, to Sale 4.). Total adjustments to Sales 3,4,5,6 and 7 vary from 75 to 230%. In three cases (e.g. Sales 3,5 and 6) a single adjustment of 150% each, for Location/Access, is required. This raises a question if the sales are even reasonably "comparable". Sale 1a was an offer to purchase that was never accepted. Sale 2a is the current listing of ten subdivided lots which are being compared to a 97 acre subject tract. Sales 1 and 2 are obviously valuable data, due to their similarity to the subject in terms of being accessible only by driving the beach. However, it appears reasonable to ask if these two transactions are not possibly market anomalies (e.g. brought a premium?) due to

Page 3
Appraisal Review
Overlook Park Appraisal - Parcel KEN 55
Derry & Associates, Appraisers

their location in the immediate vicinity of the mouth of Stariski Creek?

Despite the subjects location in a secluded setting, not immediately accessible by road, only via a three mile drive along the Cook Inlet beach, this is not a "remote" parcel. It is this reviewers observation that the subject property is more comparable to large tracts of road accessible, Cook Inlet fronting land possessing spectacular views. It is these types of properties that are in direct competition with the subject, in the subject vicinity, and would appear to be much more appropriate sales to use in comparison to the subject to estimate value. There are a number of current sales of such properties we are aware of that have occurred in the subject area. These sales, considering their superior access, available utilities and overall ease of development do not appear to support a unit value of \$3,800.00 per acre for the subject property.

I have contacted Rich Goossens, U.S.F.S. Regional Appraiser and Carl Rasmussen, U.S.F&WL Review Appraiser, regarding this matter. Both have had an opportunity to review and discuss this appraisal with me. They have read and concur with these review comments.

cc: Rich Goossens
Carl Rasmussen

MEMORANDUM
DEPARTMENT OF NATURAL RESOURCES

State of Alaska
DIVISION OF LAND
269-8512

TO: Alex Swiderski
Assistant Attorney General

FROM: Dennis L. Lattery *DL*
Review Appraiser

DATE: August 8, 1996

SUBJECT: Overlook Park - KEN 55 - Observations On The Seller's
August 5, 1996 Letter To You

8/8/96
Post-It™ brand fax transmittal memo 7671 # of pages 1

To ALEX SWIDERSKI	From DENNIS LATTERY
CC	Co.
Dept.	Phone #
Fax #	Fax #

I have read the copy of the letter the Overlook Park people sent to you on August 5, along with the attached July 31 letter from their appraisers, Dave and Julie Derry, containing comments about my review of their appraisal.

Prior to reading the sellers letter I was not aware the June 3, 1994 12 STEP PROCESS FOR APPRAISAL/APPRAISAL REVIEW/APPROVAL applied to reviews of small parcel appraisals. If it does, we have been out of step through the entire process. Assuming it does, then it appears that we are into Step 8 where the sellers appraiser revises his/her report, if necessary, and it is then submitted for review against the report of the Contract Appraiser.

In the Derry letter they are correct noting that I failed to certify my appraisal review as required by USPAP. Other than that fact I see nothing else in their letter that would change my review comments. That report is not correct, technically or otherwise, if inappropriate sales were used to value the property.

I will provide the Derry's with the "sales of large, highway fronting parcels possessing spectacular views" that we have in our files, so they may "review the valuation of the Overlook Park Property using the (those) sales." If they intend to use a new set of comparables in a valuation analysis I assume they will search for any additional transactions that may have occurred since the

Page 2
August 8, 1996
Overlook Park Memo

market was last checked by Olson, for his appraisal, in July of 1995. I will also copy the Derrys with this memo.

cc: Derry & Associates
Rich Goossens
Carol Fries

over.doc

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: Judy Tordon Number: 1-907-465-3472

From: Rebecca Williams Date: October 29, 1996

Comments: Total Pages: 11

I see this letter has the Anchorage
address ... interesting. A hard copy of
this letter will go in the U.S. mail today.
Rebecca

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

*** ACTIVITY REPORT ***

TRANSMISSION OK

TX/RX NO. 0119

CONNECTION TEL 19074653472

CONNECTION ID

START TIME 10/29 12:15

USAGE TIME 06'56

PAGES 11

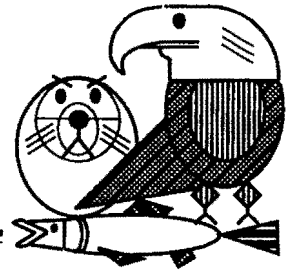
RESULT OK

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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



October 16, 1996

Gary Thomas, Executive Director
Prince William Sound Science Center
Box 705
Cordova, Alaska 99574

Dear Mr. Thomas,

The Trustee Council met on October 15, 1996 and reviewed the additional information you provided regarding the Prince William Sound Science Center's proposal to expand its research facility in Cordova (Project 97151).

The Council's discussion of Project 97151 focused in part on the matter of assuring that potential restoration benefits of the project would be great enough to justify the investment of the settlement funds requested. The role of the Oil Spill Recovery Institute (OSRI) as it relates to the Council's restoration mission continues to be of great interest to the Council. In particular, the possibility that OSRI could fund environmental monitoring or other activities that would support the Council's restoration program was noted as a potentially significant benefit that should be considered further.

Nancy Bird of your staff participated via teleconference during the Council's discussion and related that Congress had recently approved funding for OSRI. It is my understanding that this authorization should provide OSRI approximately \$1 - 1.5 million per year for at least the next ten years. As noted by Nancy Bird, while OSRI funding to support restoration activities is a distinct possibility, use of the OSRI funds is to be governed by an advisory board that has not yet been established.

The Trustee Council has asked that the Restoration Office further examine Project 97151 in light of the role that OSRI funds could play in support the Council's restoration program. Your assistance in this effort is appreciated.

Sincerely,

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

Molly McCammon
Executive Director

Trustee Agencies

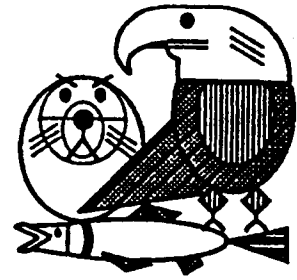
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: Annalee McConnell
Office of Management and Budget

FROM: *Siaci Cramer for*
Molly McCammon
Executive Director

DATE: October 15, 1996

RE: RPL 10-7-4030

On behalf of the Department of Natural Resources, authority to receive and expend \$586,000 from *Exxon Valdez* oil spill settlement trust funds is requested for acquisition of two small parcels.

The acquisition of land is a means of restoring not only injured resources, but also the services (human uses) dependent on those resources. The small parcel program was initiated in the spring of 1994. Through a public solicitation, landowners were provided the opportunity to nominate parcels of less than 1,000 acres for potential protection or acquisition. Once nominated, parcels are evaluated and ranked according to the potential benefits that purchase and protection would provide to injured resources and services.

At the direction of the Trustee Council, an agency receives authorization to enter preliminary negotiations with the landowner and determine the fair market value of the parcel. Once the fair market appraisal is complete, Trustee Council approval is required prior to purchase. Consistent with the *Exxon Valdez Oil Spill Trustee Council Procedures*, and after public review and comment, the Trustee Council has agreed to acquire the Lowell Point parcel (KEN 1015) and the Mansholt parcel (KEN 1049).

Based on the appraised fair market value, the sum of \$531,000 is requested for acquisition of the Lowell Point parcel. This parcel is located on Lowell Point, one mile from downtown Seward. The parcel consists of 19.4 acres, with approximately 700 feet of Resurrection Bay frontage. The parcel is vegetated, in part, by hemlock and spruce and the intertidal is primarily sand and gravel beach.

Trustee Agencies

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

The primary restoration benefit of acquisition of this parcel will be to enhance public recreation in the area. A hiking trail to Caines Head State Recreation Area runs through the parcel and the parcel is popular with local residents for small boat and kayak access to the bay. In addition, Lowell Point is an ideal site for school sponsored field trips as the point is accessible by a road. Once acquired, the Alaska Department of Natural Resources will manage the Lowell Point parcel to enhance recreation and ensure continued public access. State restitution funds will be used to develop day use parking, trailhead and interpretive exhibits on this parcel.

Based on the appraised fair market value, the sum of \$55,000 is requested for acquisition of the Mansholt parcel. This parcel is located at Mile 14 of the Kenai River. The parcel consists of 1.64 acres, with approximately 100 feet of Kenai River frontage. The property includes a level bench at grade with the Bid Eddy Road, with a partial clearing surrounding a cabin. The uplands has a cover of mature white spruce and birch. The northerly portion contains vegetation of black spruce, woody brush, grass and sedges. In addition, the property supports a spring-fed slough and riparian wetland that provide important rearing habitat for Dolly Varden, coho and chinook salmon.

Public ownership of this parcel will protect habitat for pink salmon, Dolly Varden, coho and chinook salmon. Acquisition will also create an opportunity to manage use of the stream bank to minimize habitat degradation. Fishing activity on the Kenai River, particularly in the area downstream of the Soldotna Bridge, threatens to degrade fish spawning and rearing habitat. Once acquired, the Mansholt's parcel will be jointly managed by the Alaska Department of Natural Resources and the Alaska Department of Fish and Game for the benefit of fish and wildlife resources and services that were injured in the *Exxon Valdez* oil spill.

In accordance with AS 37.14.405, authority to receive and expend is requested conditioned on compliance with the program review provision of AS 37.07.080(h). Funding was not requested in the budget approved by the Legislature, as the evaluation and appraisal had not been completed for these parcels. Approval of this request will not require the expenditure of state general funds.

As a capital project, authority to receive and expend subject to AS 37.25.020 is requested. If you have any questions about this RPL, please do not hesitate to contact me at 278-8012.

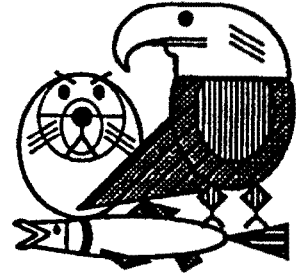
cc: Nico Bus, ADNR
Carol Fries, ADNR

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: Kim Garnero, Alaska Department of Fish and Game
Claudia Slater, Alaska Department of Fish and Game
JoEllen Hanrahan, Alaska Department of Environmental Conservation
Ernie Piper, Alaska Department of Environmental Conservation
Carol Fries, Alaska Department of Natural Resources
Dave Gibbons, U.S. Department of Agriculture, Forest Service
Bob Baldauf, U.S. Department of the Interior
Byron Morris, National Oceanic & Atmospheric Administration

FROM: *Traci Cramer*
Traci Cramer
Administrative Officer

DATE: October 15, 1996

RE: FFY 1996 Fourth Quarter Financial Report

Pursuant to the Financial Operating Procedures, it is requested that expenditure and obligation activity for the quarter ending **September 30, 1996** be submitted to this office by **November 1, 1996**.

Attached is the FFY 1996 worksheet for your agency. The worksheet has been updated as of the August 29th Trustee Council meeting.

Also attached is the prior year adjustment form. This form should be used to update expenditure and obligation information relating to the prior years.

If you have any questions, give me a call at (907) 586-7238.

attachments

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

PRIOR YEAR ADJUSTMENT FORM

Purpose: To document adjustments associated with expenditure and obligation information included on FINAL REPORTS.

Instructions: This is a WordPerfect document, agencies have the option of using this form or creating a form which contains the required elements. While the form is self-explanatory, if you have any questions contact Traci Cramer at (907) 586-7238.

Work Plan Year: ☐ 1992 ☐ 1993 ☐ 1994 ☐ 1995
(Indicate the Work Plan affected)

Project Number: _____ **Contact:** _____
(Enter the project number) (Enter the name of the person best able to respond to questions)

Agency: ☐ ADEC ☐ ADF&G ☐ ADNR ☐ USFS ☐ NOAA
 ☐ DOI-FWS ☐ DOI-NBS ☐ DOI-NPS ☐ DOI
(Indicate the agency affected)

Impact: Expenditures _____ Obligations _____
(Reflect increases as positive numbers and decreases as negative numbers)

Why the adjustment is required?

- ☐ Liquidate obligation and return funds.
 - ☐ Liquidate obligation and reflect them as expenditures
 - ☐ Recovery of over-paid expenses
 - ☐ Other (specify): _____
- _____
- _____
- _____
- _____

MEMORANDUM

To: Ken Warheit, Craig Harrison, and George Divoky

From: Stan Senner *Stan*

Subject: Draft Report on PSG Seabird Restoration Workshop

Date: October 15, 1996

I have enclosed my marked up copy of the draft PSG report. This is a good and useful report, and I learned a great deal reading it. My comments reflect my perspective as a biologist, long-time PSG member, and a member of the Trustee Council staff. **Please do not regard my comments as representing the formal Trustee Council scientific peer review, as that will come later.**

Most of my comments have been written directly on the manuscript itself, with notes in the margin or on "post-its." Here are some additional comments, which are not in any particular order:

- (1) The report needs a good **executive summary**, which I know you are saving until the last to draft.
- (2) The recommendations up front are good, and I agree with them in principle. Not all of them, however, are appropriate for action by the Trustee Council. For example, it is not within the purview of the Trustee Council to explore and register new toxicants to control exotic predators (p. 18). This really is a job for the Dept. of the Interior, which has the treaty responsibilities that explicitly address control of exotics. **I suggest that your recommendations be prefaced with the comment that PSG's recommendations are directed to the Trustee Council and to the individual Trustee agencies, as appropriate.**
- (3) I don't want to be overly sensitive on behalf of the Trustee Council, but not all your recommendations accurately represent what the Trustee Council has done. For example, on p. 17 you recommend improvements in the process by which resources included on the list of injured resources. This is an appropriate recommendation, but the discussion implies that these decisions are subjective, based only on morgue counts, not open to public scrutiny, and reflect policy, politics, and litigation more than science. Clearly, there is room for improvement in this area (including greater objectivity), but the listing decisions are open for public scrutiny, starting with the April 1992 Restoration Framework, which offered a definition of injury for public review and comment. Moreover, decisions to list species as injured are based on a great deal more than morgue counts, which is evident in Appendix A of the Restoration Plan. Finally, I can't think of a single case where policy, politics, and litigation influenced what is on the list.

The public and scientific community have taken the injured species list more seriously than was intended by the Trustee Council. This should have been anticipated, but it illustrates what I see

as the main problem with the injured species list: **when they started out, the Trustee Council never had a clear understanding of the purpose of the list.** What is on the list and how will it be used? Is it intended to be a rigorous list of all injuries? Is it intended only to highlight some of the obvious injuries as guidance for restoration spending? Is it a scorecard for the public to track injury and recovery? Once having decided on the purpose, the Trustee Council must then have clear criteria, a clear process, and stick with them.

One related issue, how shall injuries be determined in the absence of good baseline data? The Wiens/Exxon philosophy is that no injury has occurred if there are no statistically significant differences in pre- and post-spill data or between impact and control data. This is appropriate when data are ample, but is it realistic? How shall morgue data be regarded in the absence of sufficient population data to show statistically significant differences in populations? Is a "weight" of the evidence standard sufficient? These are very practical questions that beg guidance from groups like PSG.

(4) One of the gut reactions I have to the report is that PSG expects that most of what can be done for seabirds is to conduct research and that the amount of information required is so substantial that any program short of the ideal will be criticized as insufficient. I often have to work with people who believe that scientists only want to study things forever (Ken, you must see this too!). I fear that a reader who is not a committed science type will read this report and simply dismiss it as scientists making a self-serving appeal for more science. Now, I know that this is not the case and I totally agree with the need for good science (both for the sake of understanding and to support good decisions), but how can this material be articulated in a way that won't leave the wrong impression? (Perhaps the right tone can be struck in the Exec Summary?)

(5) I learned something from every chapter. Perhaps it is most fresh in my mind, but I really liked Chapter 12 on the ecosystem-level factors that may affect restoration of seabird populations.

(6) Lots of heavy editing needed to get the English right. Lots of compound verbs with "also" in the middle. Lots of series of words or phrases with semicolons in them (semicolons should only be used in a series when commas within the individual items in the series are confusing). Lots of unnecessary commas (e.g., p. 103: "...the vulnerability of each of these populations can be assessed using historical data on their distributions, *[no comma needed]* and real-time spill trajectory data."). Avoid starting sentences with acronyms. Don't use "and/or" or others words with "/" between them. I'm sure this will all get cleaned up when you have time to integrate the contributions of the different authors, but I took the time to flag what I caught.

Finally, here are my responses to the questions in your letter of 14 August:

- I don't think the workshop should respond to the issue of endowed chairs, because it was not discussed at the workshop. PSG will have plenty of time to weigh in on this issue in the next year or so, as policy options for uses of the Restoration Reserve get aired publicly.

-In regard to fishery management, I do agree with the conclusion, but I think heavy emphasis on the potential impacts of fishery management is appropriate. I would call for the relevant Trustee agencies (NMFS and ADFG) to do more to integrate ecological considerations into their management decisions (allocations, hatchery permits, gear restrictions, new fisheries, etc.).

-In regard to natural restoration without human intervention, it is often likely, but, as the report points out, the cumulative effects of anthropogenic impacts and natural environmental change may mean that a population or an ecosystem may never return to what it once was. It is important to stress that things may not return to where they were, both to discourage the unrealistic notion that it is possible to return to pre-spill on the part of restoration planners and the public, but also to hold industries' toes to the fire when they blythly say that everything quickly returns to normal.

-In regard to verification of results and predictions used for management decisions, verification and monitoring should be part of any program. However, do be cautious about requiring monitoring that may be a good deal more expensive than the original project.

-In regard to models being readily available to the public, my answer is: of course. Under the new NOAA NRDA rules, the federal government can keep no secrets (even when the industry does). In the case of EVOS, everything has been available to the public since the settlement in October 1991 (again, unlike the industry, Exxon, in this case). Beyond the minimum of simply making things available, the governments should invite the public to examine their models.

-In regard to sources and sinks, if this information is essential to any restoration or management program, you should recommend that the necessary research be done.

-In regard to take of non-target forage fish, note the attached e-mail from Mark Willette about mesh sizes and forage fish. I also have enclosed a message about the pollock fishery in Prince William Sound.

Good work Ken, Craig, and George. I know that this has been a big and long undertaking, but I think you will have a product that everyone can be proud of and that will be used.

Please let know if there is more I can do before you submit your final draft for formal review.

Stan

enclosures (3)

-two e-mails

-draft report

"zimmerhab"

October 15, 1996

David Zimmerman @ microweb.com at CC2MHS1

Dear Mr. Zimmerman:

Governor Knowles has asked me to respond to your electronic mail message regarding the *Exxon Valdez* Oil Spill Trustee Council restoration program.

As you may be aware, the Trustee Council formally adopted a *Restoration Plan* in November 1994. This included extensive public involvement and the preparation of a full Environmental Impact Statement. Thousands of Alaskans, as well as individuals from across the nation, contributed to the making of the final *Restoration Plan* that the Trustee Council uses to guide its decisions regarding use of the civil settlement funds. Under the *Restoration Plan*, the Council has identified a balanced approach to restoration that includes both habitat protection and research/monitoring to restore the biological resources and human services injured by the *Exxon Valdez* oil spill.

As of October 1996, the Trustee Council has either completed or made offers to protect more than 488,560 acres of land throughout the spill affected area for a combined total commitment of 262.1 million. This includes purchases of lands or interests in lands to expand the Kachemak Bay State Park on the Kenai Peninsula; on Afognak Island in the vicinity of Seal Bay/Tonki Cape; along Orca Narrows in eastern Prince William Sound; portions of southern Kodiak Island; a large part of Shuyak Island at the northern end of the Kodiak archipelago; and offers to the Chenega Corporation to protect lands in western Prince William Sound and the Tatitlek Corporation in northern Prince William Sound. The Council has on-going negotiations with other landowners in the spill area including Eyak Corporation, Afognak Joint Venture, English Bay Corporation, Koniag, Inc., and Port Graham Corporation.

The Trustee Council can only work with willing private landowners. In nearly all cases, this has resulted in a combination of protection agreements that combine a mix of conservation easements and fee simple purchases. The Council's ability to successfully negotiate eight large parcel protection packages is perhaps the best evidence of working cooperatively with these Native landowners.

The Trustee Council also has a substantial scientific research and monitoring program. Effective restoration efforts require an understanding of what is limiting the recovery of the injured species. This includes scientific research regarding the status and condition of resources: whether they are recovering, whether restoration activities are successful, and what factors may be constraining further recovery. One of the largest on-going research projects supported by the Council -- the Sound Ecosystem Assessment project -- was initiated and developed at the initiation of Cordova area fishermen and community residents. This is a ground breaking investigation of ecosystem influences on the recovery and health of pink salmon and herring. Other parts of the Council's long-term restoration research and monitoring effort, especially matters involving

questions of fishery genetics, marine birds, and marine mammals, will be conducted at the research facilities now being constructed at the Alaska SeaLife Center in Seward. For example, this facility will be available to help address important issues regarding the health of the Stellar sealion, widely recognized as endangered. You should know that no whales will be kept at the Alaska SeaLife Center, nor are there any facilities being considered, designed or constructed to accommodate whales.

The Council members consider public accountability to be an essential aspect of their trust responsibility and just recently concluded an independently contracted audit. To ensure the highest caliber of scientific research, the Council has in place a scientific peer review process that involves independent scientists from across the nation under the guidance of an independent Chief Scientist. At its August 29, 1996 meeting, the Trustee Council discussed the idea of a National Academy of Sciences review of the restoration program and once again restated its willingness to cooperate with the NAS or any other organization wishing to conduct a review.

With respect to the Restoration Reserve, you should know that this "savings account" can be used by the Council at any time for any purpose consistent with the court approved settlement. Pursuit of the "re-opener clause" remains an open matter.

Thank you for your comments. I will make sure that the Trustee members each receive a copy of your e-mail. If you have any further questions, please don't hesitate to contact me or Eric Myers at (907) 278-8012.

Sincerely,

Molly McCammon
Executive Director

cc: Governor Tony Knowles
Trustee Council members

"blumehab"

October 15, 1996

Theresa Blume @ microweb.com at CC2MHS1

Dear Ms. Blume:

Governor Knowles has asked me to respond to your electronic mail message regarding the *Exxon Valdez* Oil Spill Trustee Council restoration program.

As you may be aware, the Trustee Council formally adopted a *Restoration Plan* in November 1994. This included extensive public involvement and the preparation of a full Environmental Impact Statement. Thousands of Alaskans, as well as individuals from across the nation, contributed to the making of the final *Restoration Plan* that the Trustee Council uses to guide its decisions regarding use of the civil settlement funds. Under the *Restoration Plan*, the Council has identified a balanced approach to restoration that includes both habitat protection and research/monitoring to restore the biological resources and human services injured by the *Exxon Valdez* oil spill.

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With respect to the Restoration Reserve, you should know that this "savings account" can be used by the Council at any time for any purpose consistent with the court approved settlement. Pursuit of the "re-opener clause" remains an open matter.

Thank you for your comments. I will make sure that the Trustee members each receive a copy of your e-mail. If you have any further questions, please don't hesitate to contact me or Eric Myers at (907) 278-8012.

Sincerely,

Molly McCammon
Executive Director

cc: Governor Tony Knowles
Trustee Council members

"batsohab"

October 15, 1996

Amber Batson @ microweb.com at CC2MHS1

Dear Ms. Batson:

Governor Knowles has asked me to respond to your electronic mail message regarding the *Exxon Valdez* Oil Spill Trustee Council restoration program.

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Thank you for your comments. I will make sure that the Trustee members each receive a copy of your e-mail. If you have any further questions, please don't hesitate to contact me or Eric Myers at (907) 278-8012.

Sincerely,

Molly McCammon
Executive Director

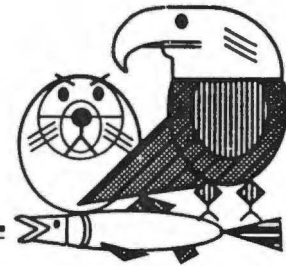
cc: Governor Tony Knowles
Trustee Council members

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



F A X

TO: Carol Hoover
FROM: Molly McCammon, Executive Director
DATE: September 4, 1996
SUBJECT: Exxon Valdez Restoration Program

M- Here is
what we
sent to
Carol Hoover.
We now have 3 copy
let emails from
the Gov's office
& it's just
2:30.
R

Dear Ms. Hoover:

Governor Knowles has asked me to respond to your electronic mail message regarding the *Exxon Valdez* Oil Spill Trustee Council restoration program. Unfortunately, getting a response back to you has proven to be quite a challenge. The e-mail address provided with your message was not operative despite repeated attempts. I also tried to locate a mailing address for you in Cordova, but was not able to do so either. It was quite frustrating. In any case, it seems we have finally found a number to reach you. Please know that your comments were forwarded to each of the Trustee Council members prior to their most recent meeting on August 29th.

As you may be aware, the Trustee Council formally adopted a *Restoration Plan* in November 1994. This plan was the result of an extensive public involvement effort and included the preparation of a full Environmental Impact Statement. Thousands of Alaskans as well as individuals from across the nation contributed to the making of the final *Restoration Plan* that the Trustee Council uses to guide its decisions regarding use of the *Exxon Valdez* civil settlement funds. Under the *Restoration Plan*, the Council has identified a comprehensive and balanced approach to restoration that includes a combination of habitat protection and research/monitoring to restore the biological resources and human services injured by the *Exxon Valdez* oil spill.

From your e-mail message, it is evident that you support the restoration program objective of protecting habitat. The Trustee Council has indeed made habitat protection one of its highest priorities. As of August 1996, the Trustee Council has committed \$219.5 million to protect 475,300 acres of land with individual habitat parcels ranging in size from 2,000 to 119,000 acres. This includes protection agreements on the Kenai Peninsula in Kachemak Bay State Park; on Afognak Island in the vicinity of Seal Bay/Tonki Cape; along Orca Narrows in eastern Prince William Sound; portions of

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

southern Kodiak Island; and a large part of Shuyak Island at the northern end of the Kodiak archipelago. In May of 1996, the Council made an offer of \$34 million to the Chenega Corporation to purchase and protect 61,000 acres in western Prince William Sound. Just last week at a meeting on August 29, the Council took action to protect additional lands in Prince William Sound by voting to support a \$34.2 million protection package involving approximately 64,300 acres of lands owned by the Tatitlek Corporation. The Council has on-going negotiations with other landowners in the spill area including Eyak Corporation, Afognak Joint Venture, English Bay Corporation, Koniag, Inc., and Port Graham Corporation.

With regard to the terms of these various large parcel protection efforts, the Trustee Council only works with willing sellers of land. In each case, the lead federal or state agency works with the landowner to develop a habitat protection proposal that is acceptable to the landowner while also meeting restoration objectives. In nearly all cases, this has resulted in a combination of conservation easements and fee simple purchases. The Council's ability to successfully negotiate eight large parcel protection packages is perhaps the best evidence of being able to work cooperatively with landowners to reach agreements that are mutually agreeable. In some cases, these agreements have involved fee simple purchases in order to ensure that future management provides the maximum benefit for recovery and restoration. In other instances, conservation easements have been adequate to meet recovery objectives.

At the most recent Council meeting, in addition to action on the Tatitlek habitat protection package, a work plan for the coming fiscal year was adopted that included a variety of restoration research and monitoring projects. Effective restoration efforts require an understanding of what is limiting the recovery of certain injured species. The Trustee Council's research and monitoring program provides important information to help guide restoration activities. This includes the status and condition of resources: whether they are recovering, whether restoration activities are successful, and what factors may be constraining further recovery. Inadequate information about the health and status of injured resources may also lead to inappropriate management actions that could inadvertently reduce productivity and health of a recovering resource (e.g., management decisions pertaining to commercial fisheries).

One of the largest on-going research projects supported by the Trustee Council -- the Sound Ecosystem Assessment project -- was initiated and developed with the active involvement of Cordova area fishermen and community residents. A substantial part of this project is now being implemented by the Prince William Sound Science Center in cooperation with the University of Alaska. This is a groundbreaking investigation of ecosystem-level influences on the recovery and health of the Prince William Sound ecosystem focused on pink salmon and herring. Other parts of the Council's long-term restoration research and monitoring effort -- especially matters involving questions of fishery genetics, marine birds, and marine mammals -- will be conducted at the research facilities now being constructed at the Alaska SeaLife Center in Seward. (No whales will be kept at the Center, nor are there any facilities being considered,

designed or constructed to accommodate whales.)

At this recent meeting the Council discussed the idea of a National Academy of Sciences (NAS) review of the restoration program. The Council members consider public accountability to be an essential aspect of their trust responsibility and just recently concluded an independently contracted audit. To ensure the highest caliber of scientific research, the Council already has in place a scientific peer review process that involves independent scientists from across the nation under the guidance of an independent Chief Scientist. In order to dispel any misconceptions, the Trustee Council once again restated its willingness to cooperate with the NAS or any other organization wishing to conduct a review process.

With respect to the Restoration Reserve, you should know that this "savings account" can be used by the Council at any time for any purpose consistent with the court approved settlement. Pursuit of the "re-opener clause" remains an open matter.

Thank you for your comments. I hope that this information is helpful to you. If you have any further questions, please don't hesitate to contact me or Eric Myers at (907) 278-8012. (If you would like to receive copies of the restoration program newsletter, please provide us with a current mailing address so that we can add you to our distribution list.)

Sincerely,



Molly McCammon
Executive Director

cc: Governor Tony Knowles
Trustee Council members

Rebecca Williams

From: 'John Ceffalio@Gov.Alaska'
To: Rebecca Williams
Subject: Re: Click here to send your message!
Date: Monday, October 14, 1996 1:30PM

Hi Rebecca. Aren't you guys popular these days? Please
reply direct. Thanks

Johnny

Forward Header

Subject: Re: Click here to send your message!
Author: Office of the Governor at Gov_Juneau_Capitol
Date: 10/14/96 11:49 AM

Thank you for writing to Governor Knowles. I have routed your message
to the appropriate person in the Office of the Governor who is most
knowledgeable about this issue. Your ideas, concerns, and
recommendations are valuable to us, and we appreciate that you have
taken the time to write. Again, thank you.

Reply Separator

Subject: Click here to send your message!
Author: TeresaBlume@microweb.com at CC2MHS1
Date: 10/13/96 1:06 AM

This petition states how I feel concerning the billion
dollar restoration fund that was created to restore,
preserve and protect the areas affected by the 1989
Exxon Valdez oil spill. I strongly urge you to lend
your support on the issues facing the Exxon Valdez
Oil Spill Trustee Council in the following manner:

- * Establish as their HIGHEST PRIORITY the full
protection of ALL threatened habitat in the spill
zone in perpetuity,
- * Purchase timber rights or conservation easements
only - NOT fee simple title (which transfers title
from Native to government ownership),
- * Close the Restoration Reserve Account (Trustee
Council science endowment) and immediately
use the money to protect the real "restoration
reserve" which is the intact living coastal
rainforest in the spill zone.
- * Limit science expenditures to no more than
\$5 million per year for the remainder of the
payment period (until 2,001),

EXXON

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

FAXED

To: Ted Boling Number: _____

From: Rebecca Williams Date: 10/9/96

Comments: _____ Total Pages: 19

50 copies of each of these
will be in the 2nd set of
documents being shipped to you.

Rebecca

HARD COPY TO FOLLOW _____

Document Sent By: R

3/27/96

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

* Commission the National Academy of Sciences to conduct a thorough, independent review of all government and Exxon sponsored research on the oil spill,

* Aggressively pursue the "reopener" in the settlement that would allow the government Trustees to collect another \$100 million from Exxon in 2002 for "unforeseen damages", and allocate ALL of this toward habitat protection,

* Immediately terminate funding for the \$47 million aquarium (whale jail!) being constructed in Seward, AK with monies intended for restoration.

Thank you.

Sincerely,

Teresa Blume

Anchorage, AK USA - Sunday, October 13, 1996 at 01:06:21 (PDT)

276.42

Johnny Lind

RE: Project 97276/Access Road to Donor Bay as Replacement for Chignik Lake Subsistence Clam Harvest

The *Exxon Valdez* Oil Spill Trustee Council received more than \$36 million in proposals for Fiscal Year 1997. Unfortunately, it was not possible to fund all projects that were submitted.

The Council acted on the FY 1997 Work Plan on August 29, 1996. This letter is to inform you that the Council did not fund Project 97276/Access Road to Donor Bay as Replacement for Chignik Lake Subsistence Clam Harvest. The Council decided not to fund the project because the project did not have a sufficient link to a resource injured by the oil spill.

I appreciate your interest in the restoration program and hope you will consider submitting proposals in future years.

Sincerely,

Molly McCammon
Executive Director

Enclosure

cc: Claudia Slater, ADF&G

Rebecca Williams

From: 'John Ceffalio@Gov.Alaska'
To: Rebecca Williams
Subject: Re: Click here to send your message!
Date: Saturday, October 12, 1996 2:06PM

Hi Rebecca: For your appropriate action. I don't mind if you don't reply to out-of-staters, but that is up to you.

Johnny

Forward Header

Subject: Re: Click here to send your message!
Author: Office of the Governor at Gov_Juneau_Capitol
Date: 9/23/96 9:49 AM

Thank you for writing to Governor Knowles. I have routed your message to the appropriate person in the Office of the Governor who is most knowledgeable about this issue. Your ideas, concerns, and recommendations are valuable to us, and we appreciate that you have taken the time to write. Again, thank you.

Reply Separator

Subject: Click here to send your message!
Author: AmberBatson@microweb.com at CC2MHS1
Date: 9/20/96 8:56 PM

This petition states how I feel concerning the billion dollar restoration fund that was created to restore, preserve and protect the areas affected by the 1989 Exxon Valdez oil spill. I strongly urge you to lend your support on the issues facing the Exxon Valdez Oil Spill Trustee Council in the following manner:

- * Establish as their HIGHEST PRIORITY the full protection of ALL threatened habitat in the spill zone in perpetuity,

- * Purchase timber rights or conservation easements only - NOT fee simple title (which transfers title from Native to government ownership),

- * Close the Restoration Reserve Account (Trustee Council science endowment) and immediately use the money to protect the real "restoration reserve" which is the intact living coastal rainforest in the spill zone.

- * Limit science expenditures to no more than \$5 million per year for the remainder of the payment period (until 2,001),

- * Commission the National Academy of Sciences

and pigeon guillemots -
and two species which
feed on shellfish --
harlequin ducks and sea
otters.

**The Sound Eco-
system Assessment**
project was initiated in
1994 to understand the
dynamics influencing
pink salmon and Pacific
herring productivity in Prince William
Sound. Local populations of both species are
highly variable and herring crashed in 1993.
This study considers currents, water mixing,
and ocean temperatures as well as plantlife,
prey and predators in the food chain.

The Apex Predator Experiment concen-
trates on recovery of seabirds based on the
availability of forage fish as a food source.
Three species -- pigeon guillemots, common
murres and black-legged kittiwakes -- are being
studied as key indicators of a healthy ecosystem.



As part of the APEX project, veterinarians surgi-
cally implanted very small satellite-linked radio
transmitters into common murres and tufted puff-
ins (top left) in the Barren Islands. Jim Murphy (top
right) retrieves a recorder during a SEA research
cruise. Dave Tessler (above) measures the wing of a
pigeon guillemot chick while Lindsey Hayes weighs
another chick as part of the APEX project.



A science team (left) reviews each project prior to
Council approval and provides peer review of the re-
sults. Standing left to right, Science Coordinator
Stan Senner; Pete Peterson, marine biologist; Chief
Scientist Robert Spies. Sitting are Chris Haney, wild-
life ecologist; Andy Gunther, marine biologist; Phil
Mundy, fisheries biologist; George Rose, fisheries
biologist.

to conduct a thorough, independent review of all government and Exxon sponsored research on the oil spill,

- * Aggressively pursue the "reopener" in the settlement that would allow the government Trustees to collect another \$100 million from Exxon in 2002 for "unforeseen damages", and allocate ALL of this toward habitat protection,

- * Immediately terminate funding for the \$47 million aquarium (whale jail!) being constructed in Seward, AK with monies intended for restoration.

Thank you.

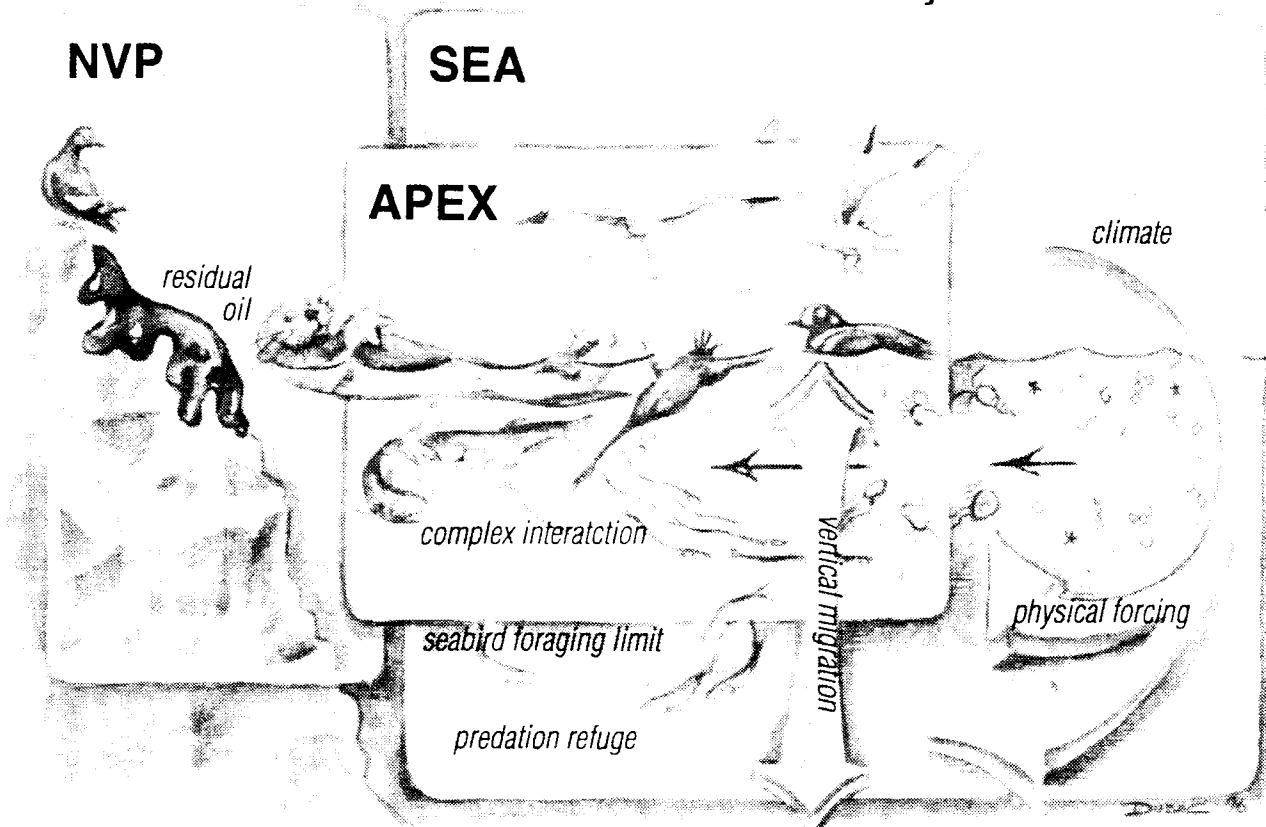
Sincerely,

Amber Batson

Abilene, TX USA - Friday, September 20, 1996 at 20:56:40 (PDT)

Research & Monitoring

Ecosystem Projects



The challenge to scientists is to look at the spill region as a single ecosystem, taking into account the complex interrelationships among species as well as the oceanic physical factors.

The Trustee Council is providing long term funding for three projects that explore the natural dynamics of the North Pacific. They are known by their acronyms: NVP, SEA, and APEX.

The *Nearshore Vertebrate Predator* project began in 1995, using four indicator species to study recovery factors in shallow waters along the shore.

The project focuses on two fish eaters -- river otters



Vladimir Burkanov, Russia, and Lloyd Lowry, Alaska Department of Fish and Game, weigh a harbor seal in Prince William Sound. Burkanov was assisting the restoration project as part of a cooperative exchange program on marine mammals.

Rebecca Williams

From: 'John Ceffalio@Gov.Alaska'
To: Rebecca Williams
Subject: Re: Save the Sound!
Date: Saturday, October 12, 1996 2:10PM

Yet another one for appropriate action

Forward Header

Subject: Re: Save the Sound!
Author: Office of the Governor at Gov_Juneau_Capitol
Date: 9/13/96 2:12 PM

Thank you for writing to Governor Knowles. I have routed your message to the appropriate person in the Office of the Governor who is most knowledgeable about this issue. Your ideas, concerns, and recommendations are valuable to us, and we appreciate that you have taken the time to write. Again, thank you.

Reply Separator

Subject: Save the Sound!
Author: DavidZimmerman@microweb.com at CC2MHS1
Date: 9/13/96 1:56 PM

This petition states how I feel concerning the billion dollar restoration fund that was created to restore, preserve and protect the areas affected by the 1989 Exxon Valdez oil spill. I strongly urge you to lend your support on the issues facing the Exxon Valdez Oil Spill Trustee Council in the following manner:

- * Establish as their HIGHEST PRIORITY the full protection of ALL threatened habitat in the spill zone in perpetuity,
- * Purchase timber rights or conservation easements only - NOT fee simple title (which transfers title from Native to government ownership),
- * Close the Restoration Reserve Account (Trustee Council science endowment) and immediately use the money to protect the real "restoration reserve" which is the intact living coastal rainforest in the spill zone.
- * Limit science expenditures to no more than \$5 million per year for the remainder of the payment period (until 2,001),
- * Commission the National Academy of Sciences to conduct a thorough, independent review of all government and Exxon sponsored research

*standard
reply*
M.
↔
*get Carol
Hoover*

Restoration

Research, Monitoring & Management

The North Pacific is a vast cold-water environment, rich in marine life and poorly understood. The lack of good scientific data

became a severe handicap in understanding the true impacts of the Exxon

Valdez oil spill.

With funding from the Exxon Valdez Oil Spill

Trustee Council, scientists are taking a giant leap forward in their understanding of the intricate North Pacific ecosystem.

The Council has funded hundreds of scientific studies throughout the spill region with the expectation that increased

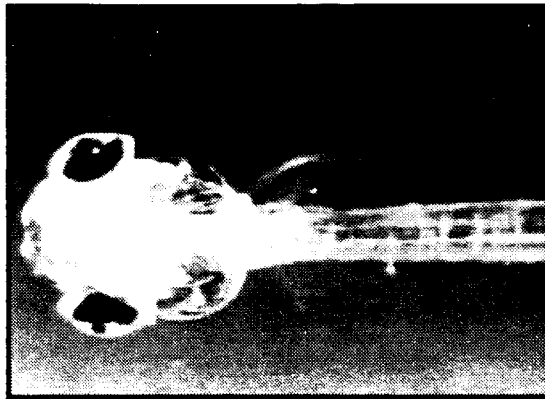
knowledge will help protect our marine life, provide for better fisheries management and allow for sustained use of our

ocean resources for generations to come.

It's been said many times that if one can find a silver lining in the oil spill, this is it.

The action of the Trustee Council

translates into vital habitat protection, more recreational access to lands, better fishing success, sustained subsistence harvests, and a world of scientific knowledge once thought unachievable due to funding constraints.



on the oil spill,

- * Aggressively pursue the "reopener" in the settlement that would allow the government Trustees to collect another \$100 million from Exxon in 2002 for "unforeseen damages", and allocate ALL of this toward habitat protection,

- * Immediately terminate funding for the \$47 million aquarium (whale jail!) being constructed in Seward, AK with monies intended for restoration.

Thank you.

Sincerely,

David Zimmerman

Fairfax, CA USA - Friday, September 13, 1996 at 13:56:19 (PDT)

Kodiak-Afognak Archipelago

Shuyak Island

Purchased surface title to 26,665 acres of prime habitat on Shuyak Island from the Kodiak Island Borough. The borough agreed to commit \$6 million from the land sale to expansion of Kodiak's Fishery Industrial Technology Center.

Afognak Joint Venture

Negotiations continue with Afognak Joint Venture for surface title to 112,827 acres on northern Afognak Island. The property consists of seven dispersed parcels, three of which are adjacent to the previously acquired Seal Bay parcel. A final appraisal is expected in late Fall 1996.

Koniag

Purchased from Koniag, Inc., surface title to 59,689 acres of prime habitat for bear, salmon, bald eagles, and other species in the Kodiak National Wildlife Refuge. This agreement protected an additional 57,082 acres along the Karluk and Sturgeon Rivers under a nondevelopment easement through the year 2001. Negotiations are continuing on permanent protection of these parcels.

KARLUK

Shelikof Strait

Kodiak Island

Kodiak National Wildlife Refuge

AYAKULIK

LARSEN BAY

UGANK

AKHIOK

KAGUYAK

Akhiok-Kaguyak

Purchased from Akhiok-Kaguyak, Inc., surface title to 76,211 acres of land and conservation easements on 42,463 acres, for a total of 118,674 acres. These lands are within the Kodiak National Wildlife Refuge.

Shuyak Island

Kodiak National Wildlife Refuge

Seal Bay and Tonki Cape

Purchased 41,549 acres of mature spruce forest adjacent to highly productive marine waters, includes salmon streams, excellent habitat for bald eagles and marbled murrelet nesting. Afognak Island State Park was created in 1994.

Afognak Island

AFOGNAK

PORT LIONS

KODIAK

Sitkalidak Island

Old Harbor

Purchased from Old Harbor Native Corporation surface title to 28,609 acres of land within the Kodiak National Wildlife Refuge. The corporation also donated a conservation easement on 3,000 acres and agreed to preserve 65,000 acres of land on Sitkalidak Island as a private wildlife refuge with facilities for ecotourism.

Legend



Large Parcels

Acquired or under negotiations



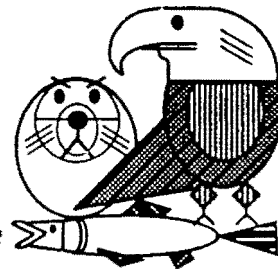
National Wildlife Refuge

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: Molly McCammon, Executive Director

RE: NRDA Project Reports

DATE: October 14, 1996

At its August meeting, the Trustee Council asked that we put together information on (1) the status of final reports on NRDA studies and (2) what it would take to complete a final report on each NRDA study which doesn't already have one underway. ("Final report" means approved by the Chief Scientist and formatted per the Council's report writing procedures.)

Toward this end, the attached table lists the NRDA studies (Source: Natural Resource Damage Assessment and Restoration Plans for 1989, 1990, and 1991). The 24 shaded projects are those for which -- according to the Quarterly Project Status Report and OSPIC's records -- a final report is not in the works.

Please review your agency's shaded projects on the attached table.

- Is a final report being prepared for any of these projects?
- Has the data from any of these projects already been incorporated into some other project's report?
- Would it be feasible to prepare a final report on these projects?
- Do you have any corrections or additions to the table?

Please give Sandra Schubert a call **by the end of October** with some feedback on the above questions. A discussion of whether to require final reports for the shaded projects, and what resources would be required to do so, will be on the agenda for a November Restoration Work Force meeting.

HOW TO READ THE TABLE:

Project No.	The table lists all projects that received funding in any of the following years: '89, '90, '91
Study Title	Short title from '89, '90, and '91 damage assessment/restoration plans
PI/Author	Noted only for projects that don't have final reports. Information came from the Preston Thorgrimson index
Agency	Lead agency, noted only for projects that don't have final reports. Information came from the Preston Thorgrimson index
Years	Calendar years during which the project received funding
Status	Status of final report per Quarterly Project Status Report and OSPIC records
Shading	Indicates no final report being tracked in Quarterly Project Status Report or at OSPIC

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

STATUS OF REPORTS ON NRDA STUDIES

DRAFT

NUMBER	STUDY TITLE	PI/AUTHOR	AGENCY	YEARS	REPORT STATUS
ARCHAEOLOGY					
ARC1	Archaeological survey			90, 91	OSPIC *
AIR/WATER					
AW1	Geographic extent of oil			89	Report terminated
AW2	Injury subtidal sediment			89, 90, 91	OSPIC, combined with ST2B *
AW3	Hydrocarbons in water			89, 90, 91	OSPIC, combined with ST3A *
AW4	Injury to deep water			89	OSPIC, combined with AW2 *
AW5	Injury to air	G. Guay	ADEC	89	
AW6	Oil fate and toxicity			90	OSPIC, combined with ST4 *
BIRDS					
B1	Beached bird survey	K. Wohl, L. Denlinger	DOI/FWS	89, 90	
B2	Seasonal distribution/boat surveys			89, 90, 91	OSPIC *
B3	Seabird surveys/ murre			89, 90, 91	OSPIC *
B4	Bald eagles			89, 90, 91	OSPIC *
B5	Peregrine falcons	J. Hughes	ADFG	89, 90	
B6	Marbled murrelets			89	OSPIC *
B7	Storm petrels			89	OSPIC *
B8	Black-legged kittiwakes			89	Peer reviewed; PI revising *
B9	Pigeon guillemots			89	OSPIC *
B10	Glaucous-winged gulls	S. Patten	ADFG	89	
B11	Sea ducks/harlequins			89, 90, 91	Peer reviewed; PI revising *
B12	Shorebirds			89	1 report at OSPIC, 1 accepted by Spies but not yet at OSPIC *
B13	Passerines		DOI/FWS	89, 90	
B14	Exposure N. Slope oil		DOI/FWS	89	
COASTAL HABITAT					
CH1	Intertidal studies			89, 90, 91	NOAA report at OSPIC, USFS report being copied *
FISH/SHELLFISH					
FS1	Salmon spawning			89, 90, 91	Not submitted *
FS2	Eggs/pre-emergent fry			89, 90, 91	OSPIC *
FS3	Coded-wire tagging			89, 90, 91	OSPIC *
FS4	Early marine injury			89, 90, 91	ADFG/NOAA reports at OSPIC *
FS5	Dolly varden			89, 90, 91	OSPIC *
FS6	Sport fishing	C. Whitmore, K. Roth, R. Holmes, P. Hansen	ADFG	89	
FS7	Spawning injury outside PWS			89, 90	OSPIC, combined with FS8

STATUS OF REPORTS ON NRDA STUDIES **DRAFT**

FS8	Eggs/pre-emergent fry outside PWS			89, 90	OSPIC, combined with FS7
FS9	Early marine injury outside PWS	J. Raymond	ADFG	89	
FS10	Dolly varden/sockeye lower Cook Inlet	N. Dudrak, et al	ADFG	89	
FS11	Herring injury			89, 90, 91	Under peer review *
FS12	Herring outside PWS	K. Brennan	ADFG	89	
FS13	Clam injury			89, 90, 91	Under peer review *
FS14	Crab injury	J. Hilsinger, C. Trowbridge	NOAA	89	
FS15	Shrimp injury			89, 90	OSPIC, combined with ST5 *
FS16	Oyster injury	M. Kaill, M. Babcock	ADFG, NOAA	89	
FS17	Rockfish injury			89, 90	OSPIC, combined with ST6 *
FS18	Trawl assessment			89, 90	OSPIC
FS19	Larval fish injury	B. Norcross	ADFG	89	
FS20	Underwater observations	D. Huttunen, P. Skvorc	ADFG	89	
FS21	Clams outside PWS			89	Combined with FS13 *
FS22	Crab outside PWS			89, 90	OSPIC
FS23	Rockfish outside PWS			89	OSPIC, combined with FS 17 *
FS24	Demersal fish injury			89, 90	OSPIC, combined with ST7 *
FS25	Scallop maniculture	M. Kaill	ADFG	89	
FS26	Sea urchin injury	W. Donaldson, S. Byersdorfer	ADFG	89	
FS27	Sockeye overescapement			90, 91	OSPIC *
FS28	Run reconstruction			90, 91	OSPIC *
FS29	Life history modeling				OSPIC, combined with FS28 *
FS30	Database management			90, 91	OSPIC *
MARINE MAMMALS					
MM1	Humpback whale			89, 90	OSPIC *
MM2	Killer whale			89, 90, 91	OSPIC *
MM3	Cetacean necropsy	T. Loughlin	NOAA	89	
MM4	Sea lion	D. Calkins	NOAA	89, 90	
MM5	Harbor seal			89, 90, 91	OSPIC *
MM6	Sea otter injury			89, 90, 91	19 reports, 10 at OSPIC *
MM7	Rehabilitated sea otters			89, 90	Combined with MM6 *
SUBTIDAL					
ST1	Microbial and meiofaunal effects			91	NOAA and DEC reports at OSPIC *
ST2	Benthic communities			91	OSPIC *
ST3	Bio-availability/caged mussels			91	2 NOAA reports and DEC report at OSPIC *
ST4	Sediment toxicity			91	OSPIC *
ST5	Injury to shrimp			91	OSPIC *

STATUS OF REPORTS ON NRDA STUDIES

DRAFT

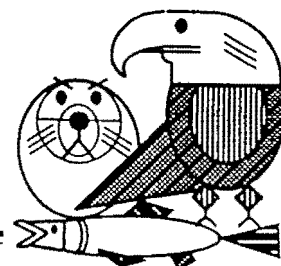
ST6	Injury to rockfish			91	OSPIC *
ST7	Injury to demersal fish			91	OSPIC *
TERRESTRIAL MAMMALS					
TM1	Sitka black-tailed deer	D. Calkins, J. Lewis	ADFG	89, 90	
TM2	Black bear	B. McCracken	ADFG	89, 90	
TM3	River otter and mink			89, 90, 91	OSPIC *
TM4	Brown bear	J. Lewis, R. Sellers	ADFG	89, 90, 91	
TM5	Small mammals	D. Calkins	ADFG	89	
TM6	Mink reproduction	R. White, G. Blake, M. Sousa, J. Rowell	ADFG	89, 90	
TECHNICAL SERVICES					
TS1	Hydrocarbon analysis			89, 90, 91	Combined with ST8, not yet at OSPIC *
TS2	Histopathology	G. Marty, D. Hinton	ADFG, DOI/FWS	89, 90	
TS3	GIS mapping			89, 90, 91	No report required *

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: FY 1996 and 1997 Principal Investigators
From: Molly McCammon, Executive Director
Date: October 14, 1996
Subject: Four items

I hope that you had a safe and productive field season in FY 1996. You should be pleased to know that, as of today's date, the Restoration Office has given authorizations for all but six projects for which the Trustee Council approved FY 1997 funds this past August.

Here are four items for your attention this autumn:

1997 Restoration Workshop

The dates of the 1997 workshop are January 23-25, 1997 at The Hotel Captain Cook in Anchorage. This is a Thursday through a Saturday (into the afternoon). We have chosen these dates because there was feedback from the public who wanted more access to the workshop and from nonagency PIs who wanted to take advantage of a Saturday night stay to get cheaper airfares. You will be getting a draft of the agenda and other information in another month. In the meantime, please mark your calendars!

EVOS Technical Bibliography

There is continued and even increasing interest on the part of the Trustee Council in seeing the results of EVOS work published in the peer-reviewed scientific literature. To that end, staff at the Oil Spill Public Information Center and the Restoration Office have compiled a draft bibliography of publications from projects sponsored by the Trustee Council. Please review this draft with respect to your own publications (or those of your predecessors) and, by the end of October, let Carrie Holba (ospic@alaska.net) or Stan Senner (stans@oilspill.state.ak.us) know of any errors, questions, or additions. If you have an addition (and I hope there are many!), please send us the full citation and two copies of the published article. In the future, please do so automatically as part of the quarterly project status reports you submit through your sponsoring agency.

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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Conference Database

As you make plans for your participation in professional and scientific meetings in FY 1997, please review the conferences in the enclosed database. These may be prime opportunities to present the results of EVOS work sponsored by the Trustee Council. When you participate in such meetings, please include a copy of your abstract with your next quarterly report.

Update on Injury and Recovery

Finally, those of you who attended the 1996 Restoration Workshop will remember that there were breakout sessions to discuss changes in the status of the various injured resources and services as presented in the Restoration Plan. This past August, the Trustee Council approved a series of changes, and I have enclosed a copy of the *Exxon Valdez Oil Spill Restoration Plan Update on Injured Resources and Services* (September 1996) for your files.

Thank you, and I look forward to seeing you in January at the workshop.

enclosures (3)

cc: Restoration Work Force

**Notes on the
Draft Bibliography
of Research Sponsored by the
Exxon Valdez Oil Spill Trustee Council**

What's In It and What's Not?

The primary content of this bibliography is peer-reviewed literature on damage assessment and restoration work supported by the Trustee Council, but it is not always easy to decide what is appropriate and what is not. The following guidelines were used in compiling these citations:

- ◆ The most appropriate citations are full-length papers (i.e., no abstracts) that were subject to external peer review (i.e., not just within an agency) and published in open, scientific journals.
- ◆ The project or the authors were wholly or in part supported by the Trustee Council.
- ◆ Peer-reviewed symposium proceedings are included. Agency technical or progress reports are not included, except in cases where an agency published a symposium proceedings or other peer-reviewed papers as part of a technical report series (e.g., USFS General Technical Rept. PSW-GTR-152, "Ecology and Conservation of the Marbled Murrelet").
- ◆ Papers on the EVOS cleanup and response are not included here, unless there is substantial overlap with Trustee Council projects (e.g., some papers in USFWS Biological Rept. 90[12], proceedings of a Symposium to Evaluate the Response Effort on Behalf of Sea Otters After the T/V *Exxon Valdez* Oil Spill Into Prince William Sound).
- ◆ Only papers that were actually published or at the very least are "in press" with a known year and volume of publication are listed here. Manuscripts that are "submitted" or "in review" are not included, but will be added when appropriate.

Undoubtedly some citations have been missed. Please contact Stan Senner at the Restoration Office (stans@oilspill.state.ak.us) or Carrie Holba at the Oil Spill Public Information Center (ospic@alaska.net) in Anchorage regarding any errors, questions, or additions.

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