

**STATE OF ALASKA
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF MINING, LAND, AND WATER**

DRAFT MINERAL ORDER No. 1175

 X Closing Lands to Mineral Entry _____ Opening Lands to Mineral Entry

I. Name of Mineral Order: Ninilchik Bluff Subdivision – ADL 231907

II. Reason for Mineral Order: This Mineral Order is based upon the attached *Finding of the Commissioner* and the written justification contained in the following:

Kenai Area Plan, adopted (2000)

Preliminary Decision, Ninilchik Bluff Subdivision – ADL 231907, August 14, 2015 and the subsequent Final Finding and Decision for same

Land Sale pursuant to AS 38.05.035(e)

III. Authority: AS 38.05.185 and AS 38.05.300.

IV. Location and Legal Description: Located within DNR’s Southcentral Region approximately 3.5 miles South of Ninilchik, the project area is within the SW1/4 SE1/4 Section 9, Township 2 South, Range 14 West, Seward Meridian, within the Kenai Peninsula Borough.

V. Mineral Order: This order is subject to valid existing rights and is issued under the authority granted by AS 38.05.185 – AS 38.05.275 to the Alaska Department of Natural Resources. In accordance with AS 38.05.185(a), I find that the best interests of the State of Alaska and its residents are served by closure of the land described in this mineral order to entry under mineral location and mining laws of the State of Alaska. The above described lands are hereby **closed** to entry under the locatable mineral and mining laws of the State of Alaska.

Concurrence by: Brent Goodrum
Director
Division of Mining, Land, and Water
Department of Natural Resources
State of Alaska

Date

Approved by: Mark Meyers
Commissioner
Department of Natural Resources
State of Alaska

Date

**STATE OF ALASKA
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF MINING, LAND AND WATER**

DRAFT FINDING OF THE COMMISSIONER

AS 38.05.185 (a) and AS 38.05.300

for

MINERAL ORDER (CLOSING) NO. 1175

related to the

Ninilchik Bluff Subdivision - ADL 231907

Pursuant to AS 38.05.035, the State of Alaska, Department of Natural Resources, Division of Mining, Land, and Water proposes to issue a Final Finding and Decision to convey State-owned land into private ownership within the Ninilchik Bluff project area (ADL 231907). As noted in the Preliminary Decision – Proposed Land Offering Ninilchik Bluff Subdivision – ADL 231907, issued August 14, 2015 the project area is within Subunits 66-A of the *Kenai Area Plan*. In accordance with the relevant area plan, DMLW proposes to close the entire project area to mineral entry. The attached mineral order identifies the area that must be closed to mineral entry and gives a legal description.

The Division of Mining, Land, and Water requests the mineral estate of approximately 20 acres, identified in the attached mineral order, be closed to mineral entry and location, in accordance with AS 38.05.300 for a land disposal. Mining activity on the project area would be incompatible with the current and proposed land estate uses. The land does not contain any known mineral deposits and was not selected for mineral values. There are no mining claims on the land.

Public notice of the comment period for the proposed mineral order was conducted in accordance with AS 38.05.945.

In accordance with AS 38.05.185 (a) and AS 38.05.300, I find that the best interests of the State of Alaska and its residents are served by closure of the land to entry under the mineral location and mining laws of the State of Alaska as described by Mineral Order (Closing) No. 1175.

Approved by: Mark Myers
Commissioner
Department of Natural Resources
State of Alaska

Date