

**STATE OF ALASKA
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF MINING, LAND AND WATER
550 West 7th Avenue, Suite 640
Anchorage, Alaska 99501**

**ATTACHMENT B: AFFIDAVIT ACKNOWLEDGING CONDITION OF LANDS AND RELEASING THE
STATE FROM RELATED LIABILITY**
ADL 233975

The City of Unalaska whose address is P.O. Box 610 Unalaska, AK 99635, being first duly sworn under oath, state and declare as follows:

1) The City of Unalaska is the fee simple grantee of state-owned tide and submerged land from the State of Alaska, Department of Natural Resources (DNR). The legal description of the land (hereinafter "the acquired property") is as follows:

Unsurveyed tidelands containing approximately 1.2 acres, more or less, located within protracted Sections 3 and 10, Township 73 South, Range 118 West, Seward Meridian. These tidelands reside within Iliuliuk Harbor, Amaknak Island, Unalaska. The unsurveyed tidelands are adjoining and southerly of Tract A, ATS No. 808, and Tract A and B, ATS No. 1360, and adjoining and easterly of Tract A, ATS No. 1245.

Please see the Preliminary Decision and Vicinity Map for reference. The City of Unalaska applied to purchase these tidelands under *AS 38.05.825 Conveyance of Tide and Submerged Land to Municipalities*, and the case is serialized as DNR, LAS case file, ADL No. 233975.

2) The City of Unalaska is aware that the waterbody of Iliuliuk Harbor is categorized as a category 4A impaired waterbody by the Alaska Department of Environmental Conservation (DEC) for petroleum hydrocarbons, oils, and grease. Category 4A means the waterbody is impaired but has a final/approved completed total maximum daily load.

3) The City of Unalaska accepts full responsibility for any claim, cause of action, liability, required remedial action, or required or response action arising in connection with potential contamination relating to the presence of hydrocarbons, oils, and grease. In the event of any such claim or action the City of Unalaska agrees to hold the State of Alaska and DNR harmless.

4) The City of Unalaska affirms that in the event of any future lease or other transfer of interest in the acquired property to another person or entity, it will disclose any potential contamination.

Sworn and Affirmed this ____ day of _____, 2023, in _____, Alaska.

City of Unalaska

Title

STATE OF ALASKA)
) ss.
____ Judicial District)

THIS IS TO CERTIFY that on the _____ day of _____, 2023, before me personally appeared _____ known to me to be the person executing this affidavit and acknowledged voluntarily signing the same.

Notary Public in and for the State of Alaska
My Commission Expires: _____

STATE BUSINESS - NO CHARGE

RETURN TO:

**Land Conveyance Section
DNR Division of Mining, Land and Water
550 W, 7th Ave. Suite 640
Anchorage, AK 99501**