

**STATE OF ALASKA
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF MINING, LAND & WATER
Southeast Regional Office, 400 Willoughby, P.O. Box 111020
Juneau, AK 99811-1020, (907) 465-3400**

**ENTRY AUTHORIZATION
Under AS 38.05.075(c)**

ADL 108669

Sealaska Timber Company, LLC. ("Lessee") is issued this Entry Authorization by **DNR, Division of Mining, Land & Water** ("Lessor") to use a parcel of state land in Coco Harbor, Baldy Bay off of Tlevak Straight and adjacent to Dall Island, Alaska. The parcel is on state tide and submerged land and is approximately 14 miles southwest of Hydaburg.

The parcel can be more particularly described as follows:

Within Sections 4 and 9, Township 79 South, Range 82 East, Copper River Meridian, in the Ketchikan Recording District, and containing 46.57 acres more or less as shown on Attachment 1. Latitude 55° 2' 26", Longitude 133° 4' 21"

This Entry Authorization authorizes entry onto the prospective leasehold for obtaining the required appraisal and ATS survey, along with any necessary site development. The Development Plan (Attachment 1) depicts the subject area and authorized improvements.

This Entry Authorization is effective _____ and ends _____. This EA is active for the first three years of the lease term. Should the approved outstanding requirements for lease issuance (e.g., appraisal, survey) be delivered to Lessor prior to the EA expiration, the lease may be issued.

This Entry Authorization is issued subject to the following:

1. Acceptance of the terms and conditions of the Standard Lease Agreement and Special Stipulations (Attachment 2), which will be executed once all of the requirements to lease issuance have been provided;
2. Payment of an annual use fee in the amount of \$7,290 as described in the provisions of the Preliminary Decision, which will be due on or before ____ to be typed in and this first page printed after Applicant has signed _____;
3. Proof of insurance as required in the Lease Stipulations, #24 (Attachment 2);
4. Maintenance of a performance guaranty as required in the Lease Special Stipulations, #12 (Attachment 2);
5. Completion of an acceptable official cadastral survey plat of the prospective leasehold prepared to the DMLW standards. The area shown on the approved Development Plan (Attachment 1) is the basis for the survey area; and
6. Completion of a current Fair Market Value Appraisal once the land is surveyed.

Entry Authorization Extensions: An extension of this Entry Authorization that is required because of the Lessee or its contractor's failure to meet or provide all prerequisites for the issuance of the lease on or before the expiration date will be considered upon receipt of a written request and \$100 filing fee. A prerequisite for such an extension may be the remittance of a deposit equal to the estimated cost of completing the required appraisal and survey. Any portion of said deposit not utilized for the purpose for which it was required will be refunded

[AS 38.05.860(a)].

Termination of Leasehold Interest: Failure to provide the required deliverables as described above and within the timeframe identified for the Entry Authorization may be considered cause for termination of any leasehold interest.

Signature of Lessee or Authorized Representative of Lessee hereby accepting and agreeing to comply with the terms and conditions of this Entry Authorization:

Printed Name	Signature	Title	Date
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Signature of Authorized DNR Representative:

Benjamin M. White, Southeast Regional Manager	Date
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Advisory Regarding Violations of the Entry Authorization Guidelines: A person who violates a condition of an authorization is subject to any action available to the Department of Natural Resources (DNR) for enforcement and remedy, including revocation, civil action for forcible entry and detainer, ejectment, trespass, damages, and associated costs, or arrest and prosecution for criminal trespass in the second degree. DNR may seek damages available under civil action, including restoration damages, compensatory damages, and treble damages under AS 09.45.730 or AS 09.45.735, for violations involving injuring or removing trees or shrubs, gathering geotechnical data, or taking mineral resources.

If a person responsible for an unremedied violation or a condition of an authorization applies for a new authorization from DNR under AS 38.05.035, DNR may require the applicant to remedy the violation as a condition of the new authorization, or to begin remediation and provide security to complete the remediation before receiving the new authorization. If a person who applies for a new authorization under AS 38.05.035 has previously been responsible for a violation of a condition of an authorization issued under this chapter, whether remedied or unremedied, that resulted in substantial damage to the environment or to the public, DNR will consider that violation in determining the amount of the security to be furnished and may require the applicant to furnish three times the security that would otherwise be required.

The Regional Manager reserves the right to alter the above conditions before the authorization is issued, in which case Lessee will be so advised. If compliance with these conditions is not achieved, it may be sufficient cause for a monetary penalty for trespass, or the revocation of this authorization immediately and denial of subsequent authorizations. Direct all questions on this authorization to the Division of Mining, Land & Water, Southeast Region, 400 Willoughby Ave., P.O. Box 111020, Juneau, Alaska 99811-1020, telephone (907) 465-3400.

Attachment 1: Development Plan
Attachment 2: Standard Lease Agreement and Special Stipulations