

Preliminary Decision

AS 38.05.810 Public and Charitable – ADL 234892

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**Attachment F
Draft Mineral Order (Closing) MO 1340**

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

DRAFT MINERAL ORDER No. 1340

 X **Closing Lands to Mineral Entry** Opening Lands to Mineral Entry

I. Name of Mineral Order: Alaska Energy Association Preference Right Noncompetitive Conveyance – ADL 234892

II. Reason for Mineral Order: This Mineral Order is based upon the attached *Commissioner's Administrative Finding*, applicable statutes, and the written justification contained in the following:

- Kenai Area Plan (adopted January 2000);
- Preliminary Decision, Proposed Noncompetitive Sale to Preference Right Applicant – ADL 234892, October 2, 2026.

III. Authority: AS 38.05.185 Generally and AS 38.05.300 Classification of Land.

IV. Location and Legal Description: Located within DNR's Southcentral Region, approximately 23 miles north of the Homer in the Kenai Peninsula Borough, more specifically described as:

Legal description details provided in **Attachment E: Preliminary Survey Determination**

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 and AS 38.05.300 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 the closure of the lands 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.

Concur:

Christianna Colles, Director
Division of Mining, Land and Water
Department of Natural Resources

Date

Approved:

John Crowther, Commissioner
Department of Natural Resources

Date

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

ADMINISTRATIVE FINDING
MINERAL ORDER NO. 1340
Closing Lands to Mineral Entry

Alaska Energy Authority Preference Right Noncompetitive Sale

Pursuant to AS 38.05.035 Powers and Duties of the Director, the State of Alaska, Department of Natural Resources, Division of Mining, Land and Water (DMLW) proposes to issue a Final Finding and Decision to convey State-owned land into private ownership within the Alaska Energy Authority Preference Right Noncompetitive Sale (ADL 234892). As noted in the Preliminary Decision - Proposed Noncompetitive Sale to Public and Charitable Applicant, issued October 2, 2026, the subject parcel is within Unit 195 of the Kenai *Area Plan*. In accordance with the area plan, DMLW proposes to close the entirety of the subject parcel to mineral entry. The attached mineral order includes the legal description of the area to be closed to mineral entry.

DMLW requests the mineral estate of approximately 5,805 acres, identified in the attached mineral order, be closed to mineral entry and location in accordance with AS 38.05.300 Classification of Land, for land disposal. Mining activity on the subject parcel would be incompatible with the current and proposed land estate use. The land contains no 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 Notice. Review of comments will be addressed in the final documents.

In accordance with AS 38.05.185(a) Generally, and AS 38.05.300 Classification of Land, I find that the best interests of the State of Alaska and its residents are served by the closure of the lands to entry under the mineral location and mining laws of the State of Alaska as described by Mineral Order (Closing) No. 1340.

Approved:

John Crowther, Commissioner
Department of Natural Resources

Date