



THE STATE
of **ALASKA**
GOVERNOR BILL WALKER

Department of Fish and Game

DIVISION OF HABITAT
Southeast Region Office

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GENERAL FISH HABITAT PERMIT FH17-I-0003-GP

ISSUED: February 6, 2017
EXPIRES: December 31, 2022

General Public:

RE: Tsirku River Vehicle and Equipment Crossing
Tsirku River (Stream No. 115-32-10250-2067)
Section 1, 12, 13, T 29S, R 55E, CRM and Sec 6, 7, T. 29 S., R. 56 E., CRM
Location: 59.3806 N, 136.0599 W (Skagway B-3)

The Alaska Department of Fish and Game (ADF&G) Division of Habitat has reviewed historical Tsirku River vehicle and equipment crossings upstream of Devil's Elbow. A route exists along the Tsirku River floodplain that provides access to areas upstream of Devil's Elbow. The route crosses several side channels of the Tsirku River. A person taking vehicles or equipment across the Tsirku River must be permitted, per AS 16.05.871. ADF&G Division of Habitat has determined that both the public interest and the proper protection of fish and game would be served through the issuance of a General Permit authorizing public vehicle and equipment crossings of the Tsirku River.

Project Description

A person may take vehicles or equipment across the Tsirku River on the established route in Figure 1.

Anadromous Fish Act

The Tsirku River has been specified as being important for the spawning, rearing, or migration of anadromous fishes pursuant to AS 16.05.871(a). Stream No. 115-32-10250-2067 provides habitat for chum, coho, and sockeye salmon, Dolly Varden char, cutthroat trout, Pacific lamprey, and whitefish. The river is cataloged for coho salmon presence and rearing at this location.

In accordance with AS 16.05.871(d), approval is given subject to the activity description above and the terms of this permit.

Permit Terms

This letter constitutes a permit issued under the authority of AS 16.05.871. Please be advised that this determination applies only to activities regulated by the Division of Habitat. This determination does not relieve you of your responsibility to secure other permits; state, federal, or local. You are still required to comply with all other applicable laws.

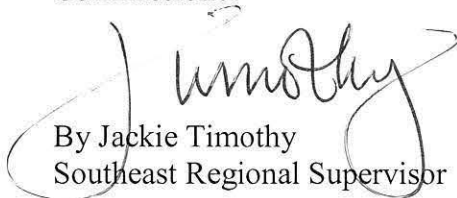
In addition to the penalties provided by law, this permit may be terminated or revoked for failure to comply with its provisions or failure to comply with applicable statutes and regulations. The department reserves the right to require mitigation measures to correct disruption to fish and game created by the project and which was a direct result of the failure to comply with this permit or any applicable law.

Any member of the general public operating under this General Permit shall indemnify, save harmless, and defend the department, its agents, and its employees from any and all claims, actions, or liabilities for injuries or damages sustained by any person or property arising directly or indirectly from permitted activities or your performance under this permit. However, this provision has no effect if, and only if, the sole proximate cause of the injury is the department's negligence.

This permit decision may be appealed in accordance with the provisions of AS 44.62.330-630.

Any questions about this permit may be directed to Habitat Biologist Nicole Legere at (907) 465-6979 or emailed to nicole.legere@alaska.gov.

Sincerely,
Sam Cotten
Commissioner



By Jackie Timothy
Southeast Regional Supervisor

Email cc:

Al Ott, ADF&G Habitat, Fairbanks
ADF&G Habitat Staff, Juneau
Rich Chapell, ADF&G/SF, Juneau
Mark Sogge, ADF&G/CF, Juneau
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Mike Eberhardt, DNR-DOF, Juneau
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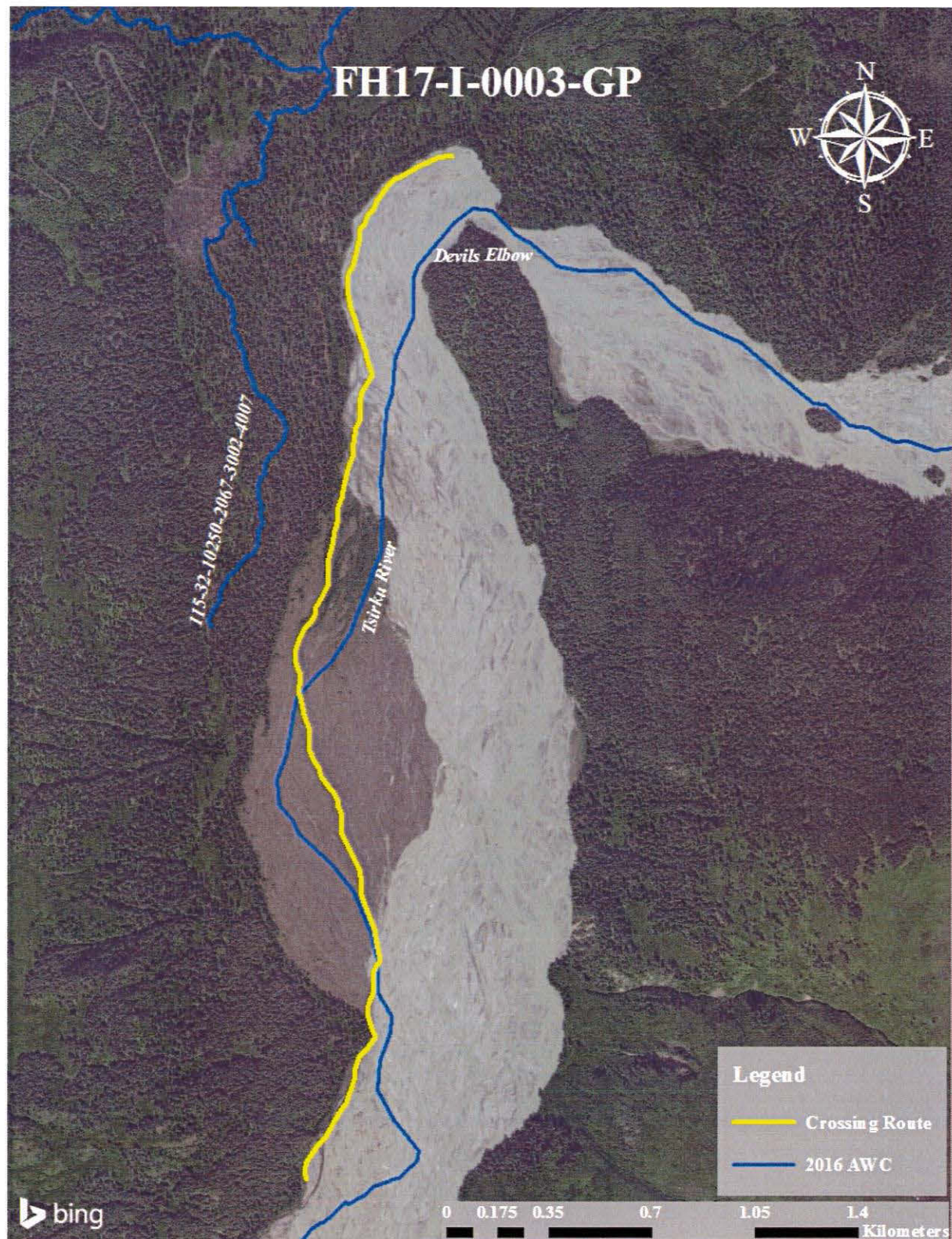


Figure 1.—Tsirku River crossing.