

FACSIMILE TRANSMISSION

To:

From: Reid Ten Kley

RC 036

Spotlight Financial

3803 SE Lincoln St

Portland

OR 97214

Phone:

Phone: (877) 717-6743

Fax Phone: +1 (907) 465-6094

Fax Phone: (877) 717-6743

Note:

Attached are our comments on proposal 59. I would like to point out that notice that the board would hear this issue was given AFTER the comment period deadline had already passed for the meeting. Please take this comment with the full weight as though I were standing there in person. We could not be there in person because we had a previously scheduled work project that couldn't be re-arranged.

Date: 03/08/2016

Pages: 3

Alaska Board of Fisheries

Comment on Proposal 59

Subject: Kvichak boundary marker relocation

Please see the attached map of the Kvichak eastern boundary marker. The earliest recorded history (1989) we have of that line is that less than a full site could be fished there (see SFDI 1333 Tract A).

Certainly at some point in the 50's it is possible that this unleased site could have been fished to the high water mark- though I wasn't around then. We do support figuring out a way to let the Armstrongs fish this Tract A as a full site to the high water mark if there can be a way to do it without adding additional partial or full sites to the North East.

We do not support moving the boundary any further than to accommodate this one site. Moving it even 30' too far would give persons the impression that they could fit in additional up-river sites that were not historically part of the Kvichak fishery in its earliest days. If you were to move the boundary and room might exist to accommodate additional nets, I would ask that you create some lottery or other way of letting interested fishermen access this new part of the district.

Coastal Erosion Criteria

1. **Erosion Related:** erosion peaks and ebbs from year to year. Apparently the majority of the erosion occurred on this site prior to 1989 as seen in SFDI 1333.
2. **Historical Site Usage:** SFDI 1333 gives us reference as to the historical usage and position of nets near the current boundary line.
3. **Adverse Effects on Historical Fishing Area:** Yes, additional nets block fish from hitting nets further downstream on the falling tide.
4. **Number of Sites Effect:** This proposal would increase the number of sites if passed as written. Please see SFDI 1333 for historical usage of this area.
5. **Salmon Escapement and Allocation Impact:** Any additional leasable net locations will have an impact on the allocation between set net fishermen but likely would not impact escapement.
6. **State Statue and Regulations Conformation:** Please see SFDI 1333 for the surveyed location of the legal line in relation to the historically fished nets.

Thank you,

Reid Ten Kley & Eike Ten Kley, permit holders Graveyard Point since 1989

WE, THE UNDERSIGNED, DO HEREBY CERTIFY THAT WE HAVE REVIEWED SHORE FISHERY DIAGRAM NO. 1333 AND HAVE FOUND IT TO BE AN ACCURATE DEPICTION OF OUR SHORE FISHERY TRACTS.

TRACT A
ADL 224515 RICHARD K. ARMSTRONG DATE

TRACT B
ADL 224516 LYLE J. SMITH DATE

TRACT C
ADL 224514 MEL CURTIS ARMSTRONG DATE

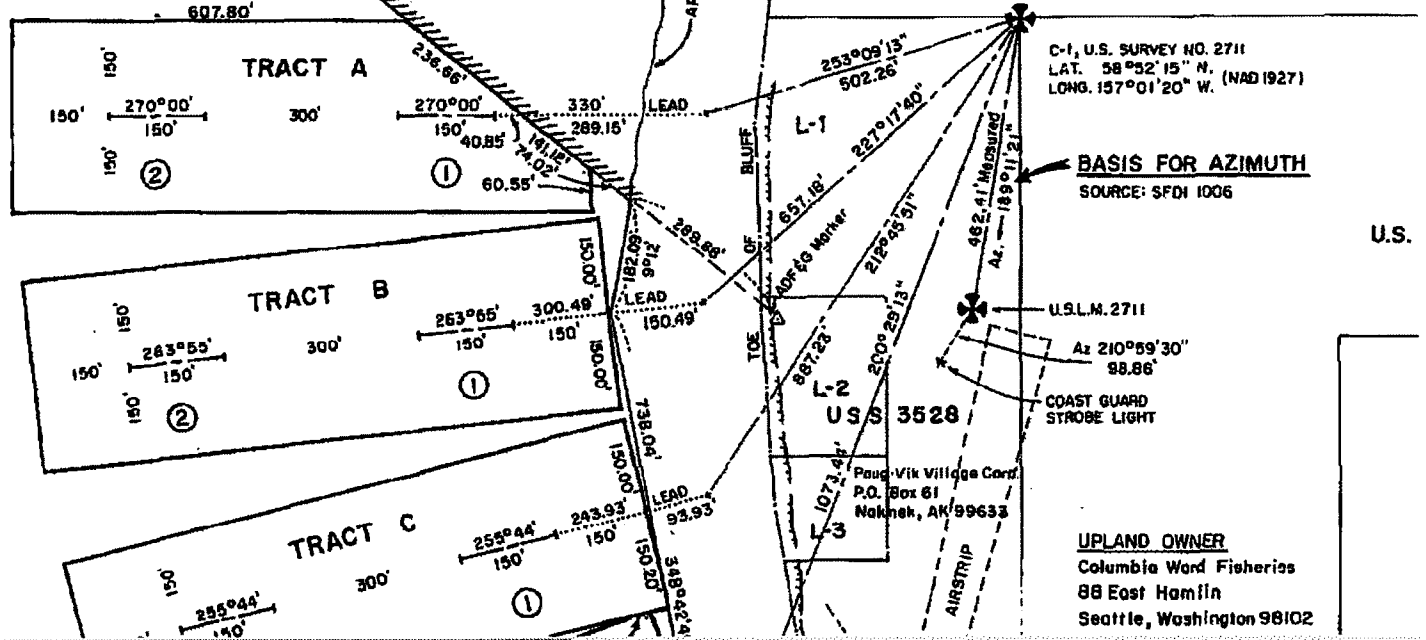
TRACT D
ADL 224517 LYLE J. SMITH DATE

ALASKA DEPARTMENT OF FISH & GAME CLOSURE LINE
90° 20' Azimuth (Approximate) Source: DNR Computer

This is the line currently in contention. The oldest recorded history we have of a setnet site on this line is 1989. At that time, the site was unable to be fished legally all the way up to the beach. Not much has changed since then in this regard.

the signature block has been moved to the upper corner to show the date. Note that this originally is in the lower right corner of the diagram.

| | |
|---|--|
| DATE OF SURVEY AUGUST 19, 1988 | NAME OF SURVEYOR Fred Walatka & Associates 3107 W. 29th Ave., Anchorage, Alaska 99517 Phone: (907) 249-1888 |
| STATE OF ALASKA DEPARTMENT OF NATURAL RESOURCES | |
| SHORE FISHERY DIAGRAM No. 1333 SITUATED IN Protracted Section 19, T.15 S., R. 46 W. SEWARD MERIDIAN, ALASKA LUNDRA POND | |



C-1, U.S. SURVEY NO. 2711
LAT. 58°52'15" N. (NAD 1927)
LONG. 157°01'20" W.

BASIS FOR AZIMUTH
SOURCE: SFDH 1006

U.S.L.M. 2711
Az 210°59'30"
88.86'

UPLAND OWNER
Columbia Word Fisheries
88 East Hamlin
Seattle, Washington 98102