

ORDER NO. 3220

SIGNATURE DATE: January 5, 2001

**Subject:** Reopening of Selected Applications for Historical Places and Cemetery Sites Under ANCSA

**Sec. 1 Purpose.** The purpose of this Order is to permit the reopening of certain applications which were filed in a timely fashion under Section 14(h)(1) of the Alaska Native Claims Settlement Act (ANCSA), but which were subsequently closed.

**Sec. 2 Authority.** As provided in 43 CFR '2650.0-8, the Secretary has discretionary authority to waive any non-statutory regulation implementing ANCSA. There is no statutory deadline for filing or reopening Section 14(h)(1) applications.

**Sec. 3 Policy Decision.** Based on difficulties that occurred in the past adjudication of Section 14 (h)(1) applications, it is in keeping with the intent of ANCSA to reopen certain Section 14(h)(1) applications. Any Section 14(h)(1) applications for land that would be unavailable for conveyance may not be reopened; however, they are subject to administrative review by the Bureau of Indian Affairs. Furthermore, in order to be eligible for reopening hereunder, the application must be one of the 196 closed applications listed on the attachment to this Order.

**Sec. 4 Requests for Reopening.** All requests for reopening of Section 14(h)(1) applications under this Order must be submitted in writing by the selecting ANCSA regional corporation to the Bureau of Indian Affairs, ANCSA Office, Anchorage, Alaska within two years of the effective date of this Order. By submitting a request to reopen an application hereunder, the submitting regional corporation agrees to have the request considered and processed in accordance with this Order and any implementing procedures established by the Secretary. A request by the Chugach Alaska Corporation to reopen a 14(h)(1) application may be approved only if reopening would be consistent with the requirements of paragraph 16 of the 1982 CNI Agreement.

**Sec. 5 Waivers.** The following are waived:

a. 43 CFR '2653.4(b) to the extent it may set a regulatory deadline that prevents the reopening of closed Section 14(h)(1) applications at this time.

b. Specific extensions of the regulatory deadline to file applications under Section 14(h)(1) granted and published in the Federal Register (for example, extension for NANA published in 43 Fed. Reg. 29818, July 20, 1976), to the extent such extensions may be construed as preventing reopening of Section 14(h)(1) applications

under this Order.

**Sec. 6 Appeal Rights.** Nothing in this Order is intended to create new or additional rights, and actions taken under this Order on ANCSA regional corporations= requests to reopen closed application(s) shall not be appealable.

**Sec. 7 Effective Date.** This Order is effective immediately and will remain in effect until two years from the date hereof or its conversion into the Departmental Manual or until it is superseded or revoked, whichever occurs earlier.

/s/ Bruce Babbitt  
Secretary of the Interior

Date: 1/5/01

Attachment

**ATTACHMENT TO SECRETARIAL ORDER ON REOPENING OF CLOSED ANCSA  
SECTION 14(h) (1) APPLICATIONS**

<b>AHTNA, INCORPORATED</b>	<b>ALEUT CORPORATION</b>	<b>BERING STRAITS NATIVE CORPORATION</b>	
AA-58713	AA-11923	AA-10696	F-21977
AA-58724	AA-11934	AA-10699	F-21980
AA-58725	AA-11935	AA-10701	F-21982
AA-60733	AA-12085	AA-10705	F-22002
.	AA-12086	AA-10706	F-22003
.	AA-12094	AA-10707	F-22007
.	AA-12103	AA-11786	F-22010
.	AA-12106	AA-11792	F-22011
.	AA-12112	AA-11799	F-22013
.	AA-12114	F-21883	F-22847
.	AA-12115	F-21908	F-22857
.	AA-12119	F-21909	F-22872
.	AA-12120	F-21933	F-22886
.	AA-12135	F-21939	F-22891
.	AA-12196	F-21946	F-22895

[illegible]

.	AA-12455	AA-10056	AA-11484	
.	AA-12551	AA-10057	AA-11582	
.	AA-12587	AA-10060	AA-11639	
.	AA-12620	AA-10076	AA-11753	
.	AA-12621	.	.	
.	.	.	.	
ARCHIVED				
COOK INLET REGION, INC.	DOYON, LIMITED			
AA-11817	AA-12296	AA-12341	F-22476	F-22644
AA-11819	AA-12303	AA-12355	F-22495	F-22645
AA-11821	AA-12311	AA-12357	F-22496	F-22653
.	AA-12317	AA-12358	F-22497	F-22662
.	AA-12320	AA-12360	F-22579	F-22710
.	AA-12321	AA-12365	F-22583	F-22711
.	AA-12322	AA-12369	F-22584	F-22734
.	AA-12323	AA-12371	F-22597	F-22768
.	AA-12324	F-22451	F-22600	F-22772
.	AA-12327	F-22456	F-22604	F-22790
.	AA-12335	F-22461	F-22605	F-22791
.	AA-12337	F-22465	F-22609	F-22794
.	AA-12338	F-22473	F-22611	F-22795

.	AA-12339	F-22474	F-22626	.
<b>KONIAG, INCORPORATED</b>	<b>NORTHWEST ALASKA NATIVE ASSOCIATION</b>	<b>SEALASKA CORPORATION</b>		
AA-10555	F-22120	AA-10471		
AA-10562	F-22163	AA-10484		
AA-10573	F-22168	.		
AA-10575	F-22189	.		
AA-11722	F-22216	.		
AA-11723	F-22298	.		
AA-11731	.	.		
AA-11732	.	.		
.	.	.		

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