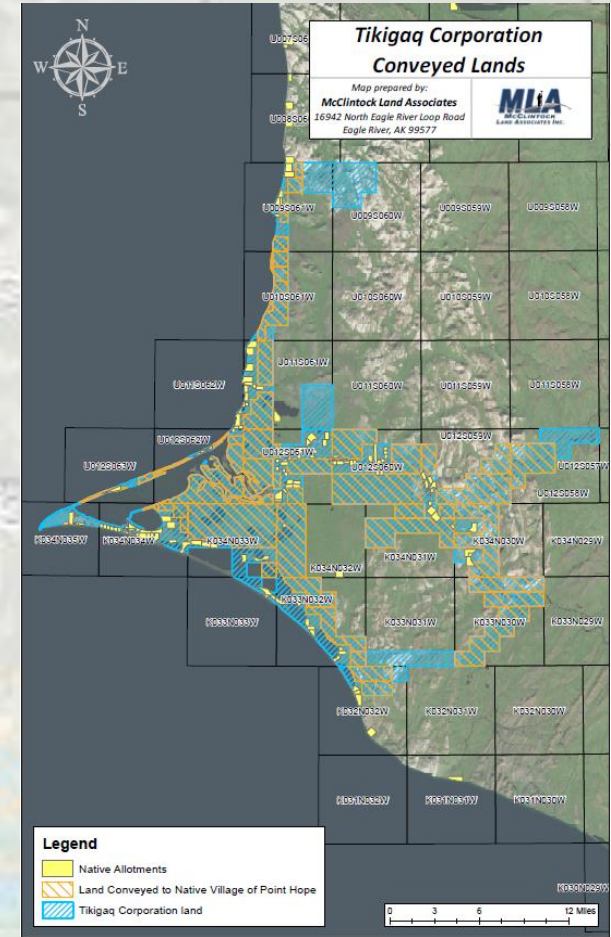


Tikigaq Corporation 14(c) Application Process

Filing and Processing of Applications

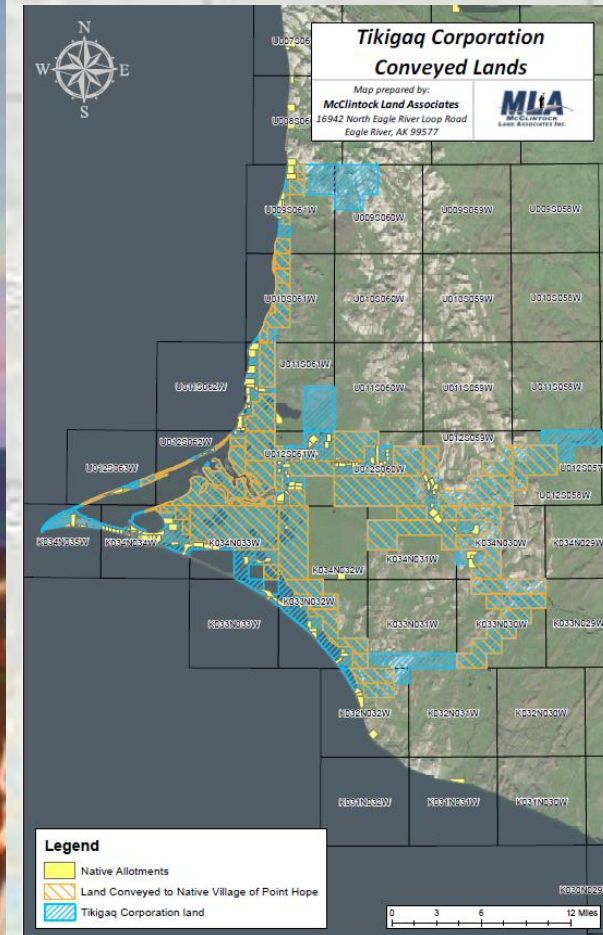


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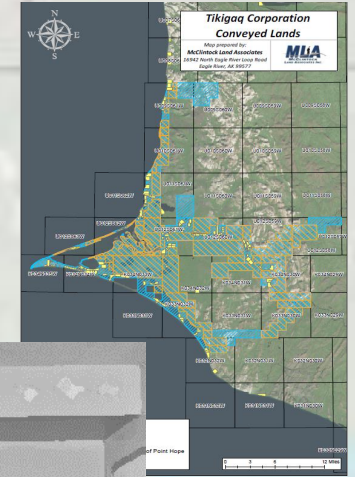
Application Periods

All photos in this presentation Courtesy of Vilda Alaska.Edu University of Alaska Fairbanks



Application Forms:

- ▶ Each person wishing to file a claim under Sections 14(c)(1) or (2) of ANCSA must complete an application on a standard form prepared by the Corporation and made available to applicants by request.



Which land is eligible?

- These colored areas of Land was Conveyed to the Corporation.
- Land claimed for 14(c) purposes must be within these selections...
- Native Allotments are excluded from selection.
- Corporation staff will research land status and assist applicants in mapping claims of eligible land upon request by an applicant.

The United States of America

To all to whom these presents shall come, Greeting:

Patent

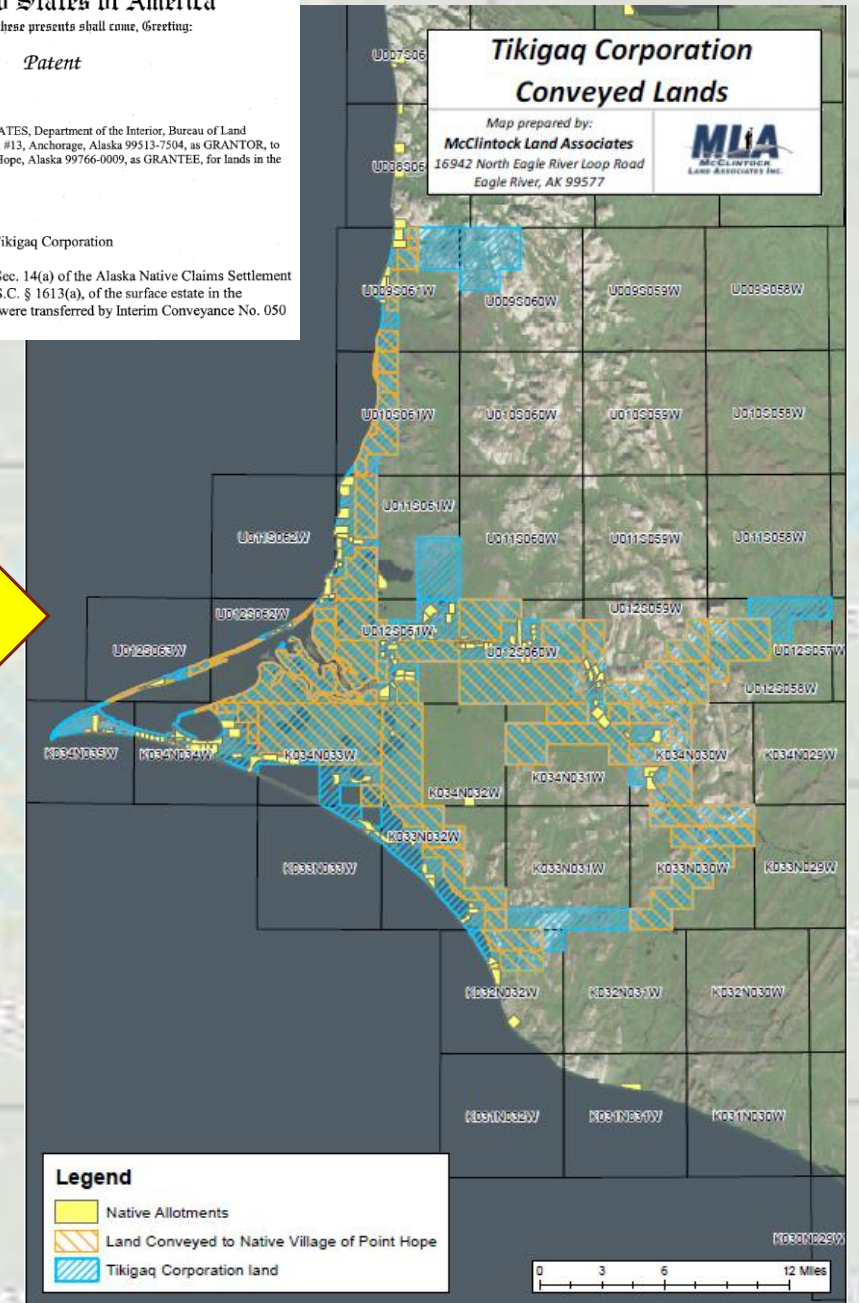
F-14921-A

This patent is issued by the UNITED STATES, Department of the Interior, Bureau of Land Management, 222 West Seventh Avenue, #13, Anchorage, Alaska 99513-7504, as GRANTOR, to Tikigaq Corporation, P.O. Box 9, Point Hope, Alaska 99766-0009, as GRANTEE, for lands in the Barrow Recording District.

WHEREAS

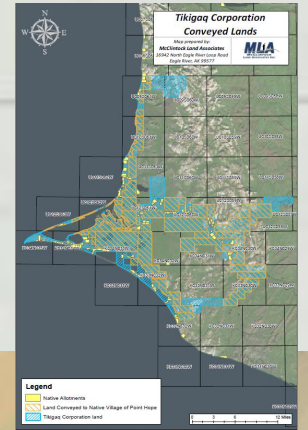
Tikigaq Corporation

is entitled to a patent pursuant to Sec. 14(a) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. § 1613(a), of the surface estate in the following-described lands, which were transferred by Interim Conveyance No. 050 issued January 17, 1977.



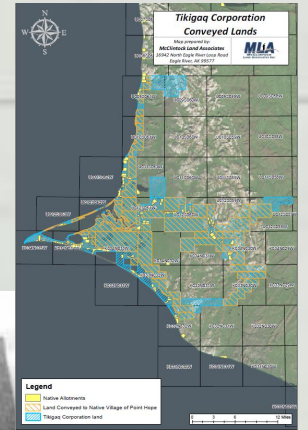
Application Periods Designated by the Board

- Application periods shall be designated by the Board of Directors. The application periods will be publicized by various means throughout the village with the intention of providing all potential applicants with an adequate and reasonable opportunity to apply.
- All applications must be submitted to the Corporation during the filing periods specifically designated by the Board of Directors.
- Applications received by the Corporation shall be kept at the Corporation's office and shall be open to the public.
- Corporation staff shall be available to assist applicants in the preparation of the application.



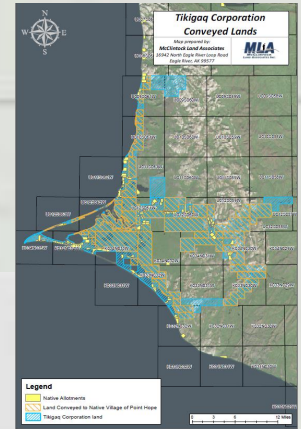
Incomplete Applications:

- An application properly submitted within a designated application period, but is incomplete, shall nevertheless be considered timely filed.
- It is the applicant's responsibility to provide timely and adequate information to complete or clarify his application.
- The Corporation will request that the applicant provide timely and adequate information, in writing.
- The applicant's failure to respond will result in a denial of the application.



Additional Information:

- The Corporation will evaluate the application in accordance with approved policies and procedures.
- In addition to information in the standard application form, a claimant may be required to provide additional information.
- Each information request shall be in writing and a reasonable period of time shall be allowed for response by the applicant.
- A failure to respond within the period provided may result in denial of the application.



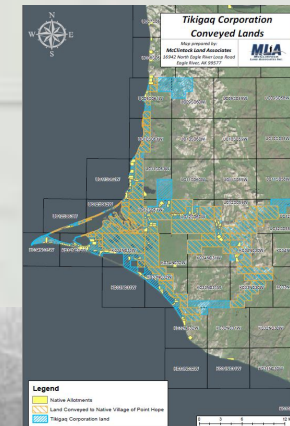
Initial Application Processing:

- An application claiming land not conveyed to the Corporation, or based upon use and occupancy **after** December 18th, 1971 is an invalid claim.
- Each application will be determined complete, or incomplete. Corporation staff will initially evaluate its validity.
- The Corporation staff is responsible for reviewing each application, and for contacting each applicant for additional information that may be needed to fairly evaluate the application.
- Such a claim will be considered for other available Corporation land programs, if appropriate.
- The Corporation staff will report its finding to the 14(c) Committee.



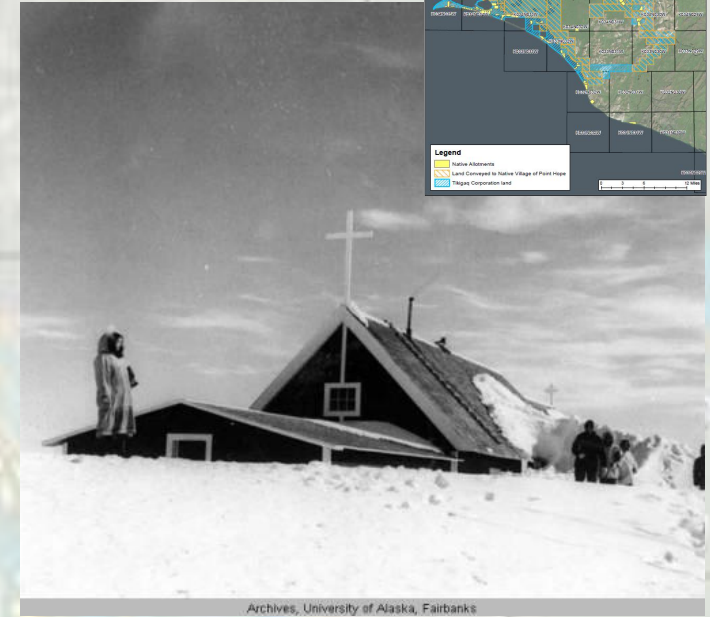
Second Round Processing:

- The Corporation staff will research and evaluate in detail each application which has passed an initial review.
- This will include completion of a field investigation.
- Corporation staff will prepare a report on each application for the 14(c) Committee.
- The 14(c) Committee is a separate committee other than the Appeals Committee and the Board of Directors.



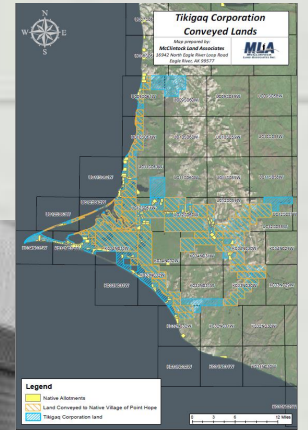
14(c) Committee Findings:

- The applicant will have a reasonable period to support a claim.
- The 14(c) Committee, a Three member committee will meet as required to review applications for validity. The 14(c) committee shall make the initial recommendation, the decision to approve or disapprove of the recommendation shall be made by the Board of Directors.
- Findings shall be sent by certified mail or personal delivery to the applicant.
- If the preliminary decision denies all or part of the claim, the applicant has 60 days after receipt of findings to make a written request for a hearing before the Committee, or to submit additional written documentation for consideration.
- Under no circumstances will the 14(c) Committee reach a final decision denying the application, in whole or in part, without first providing the applicant with the opportunity for a hearing before the Appeals Committee. The Appeals Committee will meet and make a recommendation for the Board of Directors to Act on.
- The Board of Directors of the Corporation shall make final validity decisions on Section 14(c)(1) and (2) applications, if required.



Conditional Approvals:

- ▶ If the evidence of a claim's validity is favorable, but additional steps must be taken before a final decision can be reached regarding validity and determination of the tract's boundaries, the 14(c) Committee shall inform the applicant of its conditional approval of an application, the committee shall postpone issuing its findings and validity determination until all necessary steps have been completed.

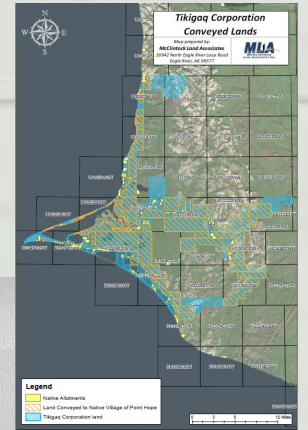


Appeal Committee Hearings:

- If requested by an applicant within 60 days after receipt of the Committee's written finding that an application has been denied in whole or in part, a hearing will be scheduled at a time and place convenient to the applicant and the Committee.
- The applicant must personally appear at the hearing. The applicant may be accompanied by legal counsel or some other representative.
- The applicant may testify, call witnesses, and present evidence and statement of reasons* in support of his claim. The Corporation staff and, if desired by the Corporation, its legal representative shall also appear and present evidence. Oral argument will be allowed.
- The hearing will be recorded and retained for future reference and consideration by the 14(c) Committee and for use in any subsequent appeal.

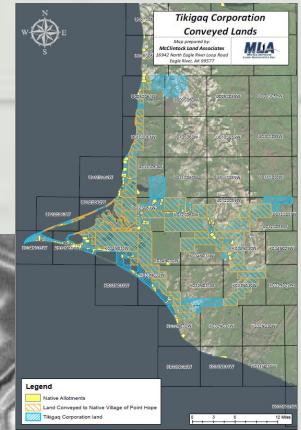
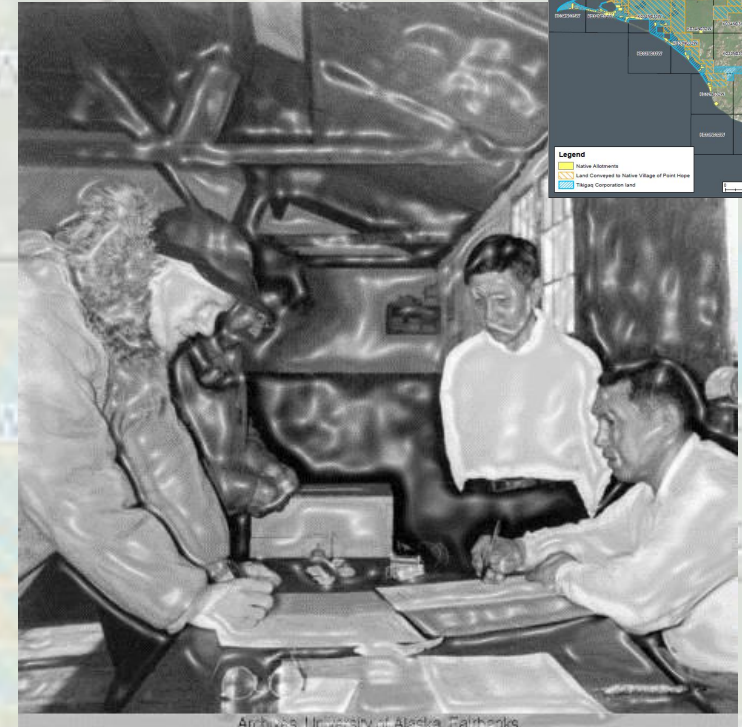
* A statement of reasons is a clear and convincing statement that explains and justifies why claimant should qualify for the parcel applied for

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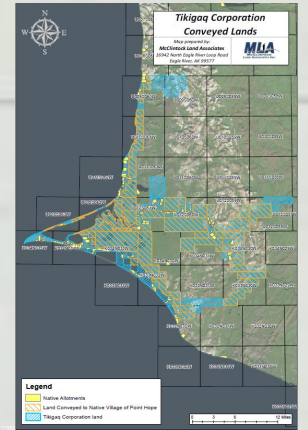
Appeal Committee Decision:

- ▶ The Committee shall make its decision after the conclusion of the hearing, based up all evidence previously submitted and the evidence produced at the hearing.
- ▶ The appeals committee's decision shall be made in writing, and their recommendation shall be sent to the Board for their consideration.
- ▶ The Board will meet to consider the recommendation by the Appeals Committee.
- ▶ If the decision is adverse in whole or in party to the applicant, then the applicant has a right to hire legal counsel to represent them in court.



Notice of Appeal

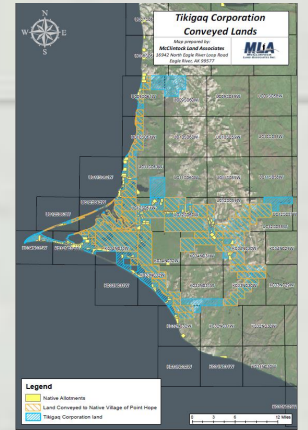
- Any party aggrieved by a decision of the 14(c) Committee has a right to appeal the decision to the Appeals Committee.
- A person desiring to appeal a decision of the committee shall file a written notice of appeal in the Corporation's office whose mailing address is Tikigaq Corporation, 301 W. Northern Lights, Suite 660, Anchorage, Alaska 99503.
- A notice of appeal by the applicant must be filed no later than 60 days after the decision has been served upon the applicant.
- A notice of appeal must contain the name, address and telephone number of the aggrieved person, a statement of the reasons for the appeal, and a statement that the personal shall appear at and participate in any hearing.
- The notice of appeal shall be signed.



Alaska State Library - Historical Collections

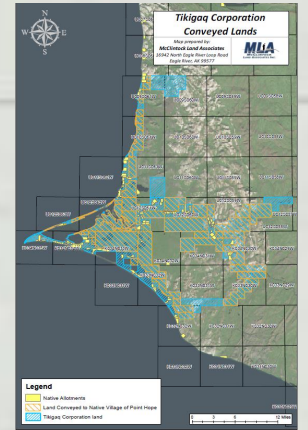
Appeals Committee

- An appeals hearing shall be conducted by the Appeals Committee who shall consist of two directors and three elders of others knowledgeable about land use in Point Hope.
- A quorum for such appeal shall consist of a simple majority of the Appeals Board members eligible to hear the appeal.
- The Appeals Hearing shall be convened at a place convenient to the parties, but it should be no later than 60 days after the notice of appeal is filed except if good cause exists for delaying the hearing, except in unusual circumstances the Appeals Committee shall issue its recommendation on each appeal to the Board, within 60 days of the hearing.



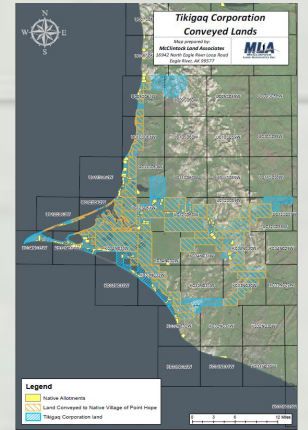
Appeal and Hearing Procedures

- The aggrieved person and a Corporation representative must be present at the hearing. The hearing shall be recorded and retained for use by the Board and in any subsequent appeals. The aggrieved person has the burden to demonstrate to the satisfaction of the Appeals Committee that based upon the record and any initial hearings before the Appeals Committee, the 14(c) Committee reached its decision in error.
- No new evidence will be permitted at the appeal hearing, except for newly discovered evidence which by reasonable diligence could not have been timely presented previously. The Appeals Committee will determine all questions regarding the admissibility of such evidence and the testimony of the parties if any at the appeal hearing.



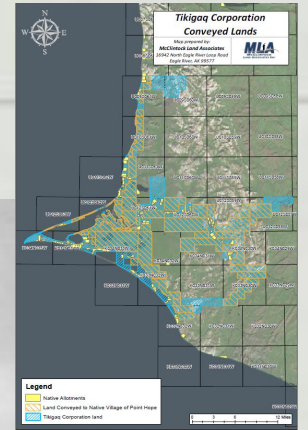
Board Reviews

➤ The Board of Directors will consider the Appeal Committee's recommendation.



Conveyance

- After a claim is determined to be valid under Section 14(c)(1) or (2) of ANCSA; Tikigaq Corporation will map the claim.
- The claimant must sign a settlement form agreeing to the claim as mapped.
- Tikigaq Corporation will submit an ANCSA 14(c) Map of Boundaries to Bureau of Land Management (BLM), showing all the valid claims. under special instruction from the United States Department of the Interior Bureau of Land Management (BLM).
- BLM will initiate a one year Statute of Limitation pursuant to ANILCA 902(b) on the date of MOB submittal. When the 1 year is up, BLM will schedule the survey of all 14(c) lands.
- The Corporation shall convey the surface estate of the approved tract to the applicant(s) by Statutory Quitclaim deed.
- Such a deed shall be issued only after the Corporation has received title to the subject land (either by patent or by interim conveyance), and the tracts have been surveyed by the United States.
- END



Archives, University of Alaska, Fairbanks

If you have any questions, please contact:



Photo by Andrew Tooyak, Jr.

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Anchorage| AK | 99503
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|907.365.6250

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