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DO NOT DETACH

August 23, 2001



STATE OF ALASKA
DEPARTMENT OF
COMMERCE
COMMUNITY AND
ECONOMIC DEVELOPMENT

Office of the Commissioner

Sarah Palin, Governor
Emil Notti, Commissioner

Cover sheet added for recording the attached
Certificate of Incorporation of a Skagway Borough,
the Municipality of Skagway.



State of Alaska

Department of Commerce, Community, and Economic Development

Certificate of Incorporation of a Skagway Borough

By the power and duty vested in me under the laws of the State of Alaska,¹ I, Emil Notti, Commissioner of the Alaska Department of Commerce, Community, and Economic Development, hereby certify that on June 20, 2007,² the Municipality of Skagway, a first-class borough was duly incorporated. I certify further that upon incorporation of the Municipality of Skagway, the City of Skagway was dissolved and that the Municipality of Skagway immediately succeeded to all rights, powers, duties, assets, and liabilities of the former City of Skagway.³

The corporate boundaries of the Municipality of Skagway are identical to those of the former City of Skagway. Based on the legal description of boundaries presented on page 1 of the petition approved by the Local Boundary Commission in its final decision dated January 11, 2007, those boundaries are more specifically described as follows:

Bounded on the north and east by the U.S. – Canada border, and on the south and west by the Haines Borough boundary.

The northern point of the Municipality of Skagway is Mount Foster at the U.S. – Canada border at approximately Longitude 135 degrees 30 minutes, also designated as “Boundary Peak 123.”

From there, the boundary runs southeast coterminous with the U.S. – Canada border for approximately 31 miles to the Mount Bagot area, where it intersects with the Haines Borough boundary.

¹ The provisions of 3 AAC 110.630(d) state, “When the requirements in [3 AAC 110.630(a)] have been met, the department shall issue a certificate describing the effective change.” In relevant part, 3 AAC 110.630(a) states, “a final decision of the commission is effective when (1) notification of compliance with 42 U.S.C. 1973c (Voting Rights Act of 1965) is received from the United States Department of Justice [and] (2) certification of the legally required voter approval of the commission’s final decision is received from the director of elections.”

² The Local Boundary Commission’s final decision granting the Petition for Dissolution of the City of Skagway and Incorporation of a Skagway Borough is dated January 11, 2007. Notification of compliance with 42 U.S.C. 1973c in this matter was received by the Department of Commerce, Community, and Economic Development on May 24, 2007 (Department of Justice file number DJ 166-012-3-2007-1699). On June 20, 2007, the Director of the State Division of Elections certified that voters in the proposed Skagway borough had approved the proposition to incorporate the Skagway borough by a margin of 444 to 23. However, the June 20 certification was not final until the opportunity under AS 15.20.430(a) for a recount had passed. Certification of the legally required voter approval of the Local Boundary Commission’s final decision in the matter was received from the Director of Elections on June 27, 2007. The effective date of the concurrent incorporation of the Skagway borough and dissolution of City of Skagway is June 20, 2007.

³ Incorporation of a Skagway borough and dissolution of the City of Skagway is authorized and governed by the petition granted by the Local Boundary Commission and approved by the voters, AS 29.06.450(c), and 29.06.520. The Local Boundary Commission granted the proposal for dissolution of the City of Skagway under the provisions of AS 29.06.450(c) subject to and concurrent with incorporation of a Skagway borough. Voters approved the proposition to incorporate the Skagway borough that assumed all of the City of Skagway’s powers on an areawide basis. AS 29.06.450(c) provides that a city is dissolved when all its powers become areawide borough powers. AS 29.06.520 provides, “A municipality succeeding to a dissolved municipality succeeds to all rights, powers, duties, assets, and liabilities of the dissolved municipality.”



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From Mount Bagot, the boundary runs due west for approximately 12 miles into the middle of Taiya Inlet at approximately Longitude 135 degrees 22 minutes, and close to the western edge of R60E, the southernmost point of the Municipality of Skagway.

From that point, the boundary runs approximately 29 miles in a northwesterly direction to the U.S. – Canada border; this is also coterminous with the Haines Borough boundary. This intersection with the border is just east of the Chilkat Glacier at "Boundary Peak 124."

From that point, the Municipality of Skagway boundary runs approximately 9.5 miles northeast along the U.S. – Canada border to the point of beginning at Mount Foster.

The Municipality of Skagway encompasses approximately 443.1 square miles, all within the Copper River Meridian, First Judicial District, State of Alaska,

Signed this 27th day of June, 2007.

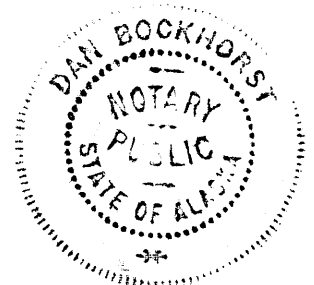
Emil Notti
Emil Notti, Commissioner
Department of Commerce, Community, and Economic Development

ACKNOWLEDGMENT

STATE OF ALASKA)
) SS.
THIRD JUDICIAL DISTRICT)

This is to certify that on the 27th day of June, 2007, before me, the undersigned, a Notary Public, duly commissioned and sworn as such, personally came Emil Notti, to me known to be the Commissioner of the Department of Commerce, Community, and Economic Development, who signed the foregoing Certificate of Dissolution of the City of Skagway.


Dan Bockhorst
Notary Public for the State of Alaska
My Commission expires: June 30, 2009




Official State Business – No Charge

Skagway Recording District
Haines Recording District

Please return to:
Dan Bockhorst
Local Boundary Commission Staff
Department of Commerce, Community, and
Economic Development
550 West Seventh Avenue, Suite 1770
Anchorage, AK 99501-3510


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