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OLES MORRISON RINKER & BAKER LLP

LAWYERS

August 16, 1999

Mr. John Bennett  
State of Alaska, Department of  
Transportation and Public Facilities  
Northern Region, Right-of-Way Section  
2301 Peger Road  
Fairbanks, Alaska 99709-5316

Re: Our File No. 99092.2

Dear Mr. Bennett:

This letter is a request under the Public Records Act, Alaska Stat. § 09.25.110 *et. seq.*, and its implementing regulations, 6 AAC 96.210 *et. seq.* This request deals with right-of-way ("ROW") issues on the Chitina-McCarthy road, as will be more fully developed below. If you are not the appropriate person to respond to this request, please direct this request to the person responsible for the information requested below.

This request is directed to the State of Alaska Department of Transportation and Public Facilities, Northern Region ("DOT/PF") and is a request for the records listed below. This request is meant to encompass those records which are in the possession of DOT/PF or which are accessible to DOT/PF.

In the event that any of the records requested below will not be provided on the basis that those records are "readily available" as defined in 6 AAC 96.100(b), please identify those records and the "readily available" source of those records.

Please provide copies of all information relating to any ROW on the Chitina-McCarthy road that is controlled by DOT/PF or any other agency, department, or entity of the State of Alaska. Please include all information relating to the width of the ROW at all locations on the Chitina-McCarthy Road,

Mr. John Bennett  
August 16, 1999  
Page 2

including, but not limited to, the width of the ROW at the McCarthy Terminus of the Chitina-McCarthy road. Please include information relating to any leases affecting the ROW which are or were executed between any entity and DOT/PF or any other State of Alaska agency, department, entity, or instrumentality. Please include any such leases that were executed on or after January 1, 1994.

Please provide copies of any DOT/PF regulations that address the activities that may occur within the ROW of the Chitina-McCarthy road. Please include any regulations which restrict or limit activities within the ROW of the Chitina-McCarthy road. Please provide copies of procedures for enforcing the regulations relating to the ROW on the Chitina-McCarthy Road.

Please provide copies of any regulations applicable to the ROW of the Chitina-McCarthy road that deal with encroachments, including the definition of encroachment and any procedures for removing the encroachment or otherwise enforcing the encroachment regulations.

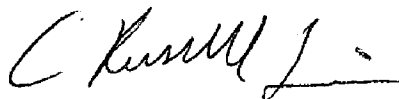
The records requested above are not related to any current litigation with the State of Alaska or any agency thereof.

Please inform the undersigned prior to incurring any costs related to this request if those costs will be in excess of \$250.

Please contact the undersigned if further information or clarification is needed.

Very truly yours,

OLES MORRISON RINKER & BAKER LLP



C. Russell Lewis

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