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MAR 20 1995

Northern Region DOT & PF

MEMORANDUM

State of Alaska

Department of Transportation & Public Facilities
Office of the Commissioner

TO: Rodney R. Platzke
Director, Design & Construction
Northern Region

DATE: March 20, 1995

FILE NO:

TELEPHONE NO: 465-3900
FAX NUMBER: 586-8365

FROM: *M. Clyde* Stoltzfus
Special Assistant

SUBJECT: McCarthy Road
Right of way

Reference is made to your memorandum of March 17, 1995 requesting input on the advisability of accepting the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals' opinion dated August 25, 1993 as the final word on the width of the right of way for the McCarthy Road. It is my understanding that substantial work has been done on this issue by Assistant Attorney General Tom Dahl here in Juneau which refutes the Department of Interior position. As I believe the width of the McCarthy Road right of way to be an important State policy decision, it is my input that we should request an official position from the Department of Law before a final State decision is made.

cc: John Athens, AGO, Fairbanks, Alaska
Bo Brownfield, Deputy Commissioner
Tom Dahl, AGO, Juneau, Alaska
Ross A. Kopperud, AGO, Anchorage, Alaska
Steve Sisk, Regional Director

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Let's have Clyde get the Law Dept work

Steve and Clyde to inform we supported his suggestion