

**Alaska Sourdough Chapter 49
of the
International Right of Way Association**

Presents

2016 Update

**Access Law and Issues
Affecting Public and Private Lands
in Alaska**

A One Day Educational Seminar

February 26, 2016, 8:00 AM to 5:00 PM

Dena'ina Civic & Convention Center
600 West Seventh Avenue, Anchorage Alaska

Speakers

Dan Beardsley, SR/WA, Dryden & LaRue, Inc.

John Bennett, PLS, SR/WA, R&M Consultants, Inc.



IRWA SOURDOUGH CHAPTER 49 PRESENTS:

AGENDA 2016 Update

February 26, 2016 at Anchorage, Alaska

<u>TIME</u>	<u>SUBJECT</u>	<u>SPEAKER</u>
7:30 - 8:00 am	Registration	
8:00 - 8:10 am	Introduction	Dan Beardsley
8:10 - 9:45 am	General Alaska Easement Law	Dan Beardsley
	RS2477 History	John Bennett
9:45 - 10:00 am	BREAK	
10:00 - 10:30 am	RS2477 Case Law	Dan Beardsley
10:30 - 11:00 am	Section Line Easement Research	John Bennett
11:00 - Noon	Section Line Case History	Dan Beardsley
Noon to 1:00 pm	Lunch served on site	
1:00 - 2:00 pm	Public Land Order Rights of Way	John Bennett
2:00 - 2:30 pm	Public Land Order Cases	Dan Beardsley
2:30 - 2:45 pm	BREAK	
2:45 - 3:15 pm	ANCSA 17(b) Easements	Rick Elliott
3:15 - 4:00 pm	Public Prescriptive Rights Across Private Lands	Dan Beardsley
4:00 - 4:15 pm	BREAK	
4:15 - 5:00 pm	Panel Discussion with Question & Answer Session	All

SPEAKERS

- Daniel W. Beardsley, SR/WA, is Right of Way Manager for Dryden & LaRue, Inc. Dan has over 30+ years of experience in the Right of Way field as practitioner, manager, legal consultant, teacher, and author of IRWA educational courses. Dan is a long time member of IRWA and a Past International President. He is also an active member of the Alaska Bar and has occasionally been seen carrying a brief case.
- John F. Bennett, PLS, SR/WA
John commenced his surveying and mapping career with the Alaska Department of Highways in 1972. He retired in early 2014 after 28 years with DOT&PF Northern Region Right of Way, beginning as Titles and Plans Supervisor and ending with almost 15 years as Right of Way Chief. As Right of Way Chief, he managed the title research, surveys, mapping and platting of public and private lands for a variety of DOT&PF highway projects. He is a certified instructor with the International Right of Way Association and has co-presented seminars relating to access law and highway rights-of-way in Alaska. He holds an A.A.S. in Survey Technology from the Anchorage Community College and is currently a senior land surveyor with the R&M Consultants Right-of-Way Services group.

REGISTRATION FORM



2016 Update
ACCESS LAW AND ISSUES AFFECTING
PUBLIC AND PRIVATE LANDS IN ALASKA

Presented by the International Right of Way Association, Chapter 49

A ONE DAY EDUCATIONAL SEMINAR

February 26, 2016, 8:00 AM to 5:00 PM

Dena'ina Civic & Convention Center
600 West Seventh Avenue, Anchorage Alaska

Name and Title: _____

Company: _____

Address: _____

City/State/Zip: _____

Phone: _____ Email: _____

IRWA Member No: _____

Yes, I am interested in becoming an IRWA Member. Please send me information.

Registration Deadline: February 12, 2016

REGISTRATION FEE includes lunch:

\$250.00 (IRWA Member) \$300.00 (Non IRWA Member)

PRINT NAME AS IT APPEARS ON CARD: _____

AMEX MC VISA Card#: _____ CVV Code: _____

Signature: _____

WAYS TO REGISTER:

ONLINE: <http://irwa49.org>

PHONE SEMINAR COORDINATOR: 343-8187, Vicki Gerken, SR/WA

MAIL: Check payable to: International Right of Way Association, Chapter 49

EMAIL COMPLETED FORM TO: gerkenvl@muni.org

Sourdough Chapter 49
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International Right of Way Association

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2016 Update
Access Law and Issues
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In Alaska

RS 2477 Rights of Way

The history of public rights of way created by the Mining Law of 1866 and the impact on Alaska. A review of the state and federal court decisions with an expansive review of the Schultz case decisions. The review includes cases on establishment of section line easements and non-section line easements and the requirements to determine the existence of RS 2477 rights of way.

Public Land Order and Other Highway Rights of Way

The history and establishment of Public Land Order (PLO) rights of way. The "47 Act" patent reservations for highways and various other methods of establishing public highways will be covered. The individual PLOs and the rights of way involved as well as applicable state and federal cases will be reviewed. Research techniques will be provided.

Alaska Native Claim Settlement Act 17(b) Easements

The history and legal requirements for creation of 17(b) Easements. Current issues will be presented.

Alaska Supreme Court Cases on Easements

A review of all major Alaska Supreme Court cases on easements with particular emphasis on several of the major cases. Topics will include creation and termination, scope of use (the rights of the user versus the owner) and width.

Public Prescriptive Easements

The right of the public to establish easements across private lands will be specifically addressed along with a review of the recent Alaska Supreme Court cases interpreting the 2003 legislative changes to adverse possession and prescriptive rights.

Speakers

Dan Beardsley, SR/WA, Dryden & LaRue, Inc.

John Bennett, PLS, SR/WA, R&M Consultants, Inc.

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Daniel W. Beardsley, SR/WA, is Right of Way Manager for Dryden & LaRue, Inc. Dan has over 35 years of experience in the Right of Way field as practitioner, manager, legal consultant, teacher, and author of IRWA educational courses. Dan is a long time member of IRWA and a Past International President. He is also an active member of the Alaska Bar and has occasionally been seen carrying a brief case. • John F. Bennett, PLS, SR/WA, commenced his surveying and mapping career with the Alaska Department of Highways in 1972. He retired in early 2014 after 28 years with DOT&PF Northern Region Right of Way, beginning as Titles and Plans Supervisor and ending with almost 15 years as Right of Way Chief. As Right of Way Chief, he managed the title research, surveys, mapping and platting of public and private lands for a variety of DOT&PF highway projects. He is a certified instructor with the International Right of Way Association and has co-presented seminars relating to access law and highway rights-of-way in Alaska. He holds an A.A.S. in Survey Technology from the Anchorage Community College and is currently a senior land surveyor with the R&M Consultants Right-of-Way Services group.

Event Details

When:

February 26, 2016 - 8:00am to February 26, 2016 - 5:00pm

Location Name:

[Dena'ina Center](#) ^[7]

Cost: \$250 IRWA Member, \$300 non-member

Ages: All Ages

Phone Number: 343-8187

Event URL: <http://www.irwa49.org> ^[8]