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IN THE SUPERIOR COURT FOR THE STATE OF ALASKA

FOURTH JUDICIAL DISTRICT

STATE OF ALASKA,

Plaintiff,

vs.

6,899 Square Feet, more or less;
152 Square Feet, more or less;
AUGUST F. REETZ, JR.;
EILEEN M. REETZ; GOLDEN VALLEY
ELECTRIC ASSOCIATION; ALASKA
MUTUAL SAVINGS BANK; ROBERTA G.
AXFORD, also known as Roberta G.
Pino; ALASKA TITLE GUARANTY
COMPANY; FAIRBANKS NORTH STAR
BOROUGH,

Defendants.

FILED in the Superior Court
State of Alaska, Fourth District

MAR 31 1970

CLARA T. STEGER, Clerk

[Signature] Deputy

Civil Action No. 70 - 240

DECLARATION OF TAKING

I, the undersigned, Robert L. Beardsley, Commissioner of Highways of the State of Alaska, on behalf of said State, do hereby make the following declaration:

I.

(a) The property and access hereinafter described is taken under the authority of and in accordance with AS 19.05, AS 19.10 and AS 19.20, which authorize the acquisition of property and access by the Department of Highways, State of Alaska, deemed necessary for the public use of the State of Alaska.

(b) The public use for which it is necessary to take the property and access is for right of way for a Federal Aid Highway designated as Alaska Project No. F-062-4(21), GILLAM WAY EAST & SOUTH. This highway will form a part of the State primary highway system. The property and access hereinafter described is deemed necessary by the undersigned for said public use of the State of Alaska.

DISTRICT ATTORNEY
FOURTH JUDICIAL DISTRICT, STATE OF ALASKA
804 BARNETTE ST., FAIRBANKS, ALASKA
PHONE 452-1565

II.

1
2 The property and access to be acquired aggregates:
3 Parcel No. 28 - 6,899 Square Feet, more or less;
4 Parcel No. P-28 - 152 Square Feet, more or less;
5 located in the Fairbanks Recording District, State of Alaska. The
6 property and access being taken for public use is more particularly
7 described in Schedules "A", "B" and "C" attached hereto, and
8 by this reference made a part hereof. This is the description
9 of the same land described in the Complaint filed in the above-
10 entitled action.

III.

11
12 Schedule "B" attached hereto is a plat
13 showing the property and access taken. Schedule "C"
14 attached hereto is a parcel vicinity map which shows the
15 location, route, and termini of said project, on which the
16 property and access taken is designated as Parcel Nos. 28
17 and P-28.

IV.

18
19 The estate or interest in Parcel Nos. 28 and P-28
20 taken for public use is as follows:

21 Parcel No. 28, an estate in fee simple;

22 Parcel No. P-28, a temporary construction easement
23 in, on and over Parcel No. P-28 for the duration of Alaska
24 Project No. F-062-4(21), such easement being more fully
25 described in Schedules "A" and "B" attached.

V.

26
27 The amount of money estimated by the undersigned as
28 just compensation for the real property or the interests in it
29 being condemned is:

30 Parcel No. 28 - \$36,000.00

31 Parcel No. P-28 - \$10.00
32

VI.

The persons or entities who, as disclosed by a diligent search of the records, may have or claim an interest in the said property are:

- AUGUST F. REETZ, JR.
- EILEEN M. REETZ
- GOLDEN VALLEY ELECTRIC ASSOCIATION
- ALASKA MUTUAL SAVINGS BANK
- ROBERTA G. AXFORD, also known
as Roberta G. Pino
- ALASKA TITLE GUARANTY
- FAIRBANKS NORTH STAR BOROUGH

VII.

By reason of the provisions of the above-mentioned statutes, the estate or interest described in Paragraph IV hereof does immediately vest in the State of Alaska.

IN WITNESS WHEREOF, I, the undersigned, Robert L. Beardsley, Commissioner of Highways of the State of Alaska, on behalf of said State, have hereunto subscribed my name this 18th day of March, 1970 at Juneau, Alaska.

Robert L. Beardsley
ROBERT L. BEARDSLEY
Commissioner of Highways

SUBSCRIBED and SWORN to before me this 18th day of March, 1970 at Juneau, Alaska.

J. Grace Fack
Notary Public in and for Alaska

My commission expires: November 4, 1973

STATE OF ALASKA
FOURTH JUDICIAL DISTRICT

I, the undersigned, certify that this is a true and full copy of an original document on file in the Superior Court, Fourth Judicial District, State of Alaska.

Witness my hand and the seal of this court this 14th day of April, 1970 at Fairbanks, Alaska.

Olga T. Steger
Clark of the Superior Court

By Thelma Adamson
Deputy

DISTRICT ATTORNEY
FOURTH JUDICIAL DISTRICT, STATE OF ALASKA
804 BARNETTE ST., FAIRBANKS, ALASKA
PHONE 452-1565



28. A tract of land for Alaska Project No. F-062-4(21) situate in Section 10, T. 1 S., R. 1 W., F.M., in Lot 12, Block 1, Gateway Subdivision, Fourth Judicial District, State of Alaska. The boundaries of said tract of land are described as follows:

Beginning at the southwest corner of Lot 12; thence northerly along the westerly line of said lot a distance of 148.16 feet to the northerly right of way line of Alaska Project F-062-4(21); thence easterly along said northerly right of way line along a $00^{\circ}59'25''$ curve to the right (radius=5786.58 feet) through an arc of $00^{\circ}18'52''$ a distance of 31.75 feet; thence N. $10^{\circ}59'48''$ E. a distance of 3.00 feet; thence from a tangent that bears S. $79^{\circ}00'12''$ E. easterly along a $00^{\circ}59'23''$ curve to the right (radius=5789.58 feet) through an arc of $00^{\circ}01'11''$ a distance of 2.00 feet; thence S. $11^{\circ}00'59''$ W. a distance of 3.00 feet; thence easterly along a $00^{\circ}59'25''$ curve to the right (radius=5786.58 feet) through an arc of $00^{\circ}07'41''$ a distance of 12.93 feet to a point of tangent; thence S. $78^{\circ}51'20''$ E. a distance of 3.93 feet to the easterly line of said lot; thence southerly along said easterly line a distance of 127.56 feet to the southeast corner of said lot; thence southwesterly along said southerly lot line a distance of 51.50 feet to the point of beginning.

The above described tract of land contains 6899 square feet, more or less.

To enable the grantee to construct and maintain a public highway, known as Alaska Project No. F-062-4(21), as a controlled access facility, as contemplated by Sec. 19.20.010 through Sec. 19.20.050, Alaska Statutes, the grantor hereby convey and warrant to the grantee any and all rights or easements appurtenant to the grantors remaining property by reason of it abutting said highway, including, without limiting the foregoing, all right of ingress to or egress from the grantors remaining property contiguous to the lands hereby conveyed to or from said highway.

PROJECT NO. F-062-4(21)

PARCEL NO. 28

SCHEDULE "A"

P-28. A tract of land for Alaska Project F-062-4(21) situate in Section 10, T. 1 S., R. 1 W., F.M., in Lot 12, Block 1, Gateway Subdivision, Fourth Judicial District, State of Alaska, said tract being described as follows:

Beginning at the intersection of the northerly right of way line of Alaska Project F-062-4(21) and the westerly line of Lot 12, said intersection being southerly along said westerly line a distance of 15.01 feet from the northwest corner of said lot; thence easterly along said right of way line along a $00^{\circ}59'25''$ curve to the right (radius=5786.58 feet) through an arc of $00^{\circ}18'52''$ a distance of 31.75 feet; thence N. $10^{\circ}59'48''$ E. a distance of 3.00 feet; thence from a tangent that bears S. $79^{\circ}00'12''$ E., easterly along a $00^{\circ}59'23''$ curve to the right (radius=5789.58 feet) through an arc of $00^{\circ}01'11''$ a distance of 2.00 feet; thence S. $11^{\circ}00'59''$ W. a distance of 3.00 feet; thence from a tangent that bears S. $78^{\circ}59'01''$ E., easterly along a $00^{\circ}59'25''$ curve to the right (radius=5786.58 feet) through an arc of $00^{\circ}07'41''$ a distance of 12.93 feet to a point of tangent; thence S. $78^{\circ}51'20''$ E. a distance of 3.93 feet to the easterly line of said lot; thence northerly along said easterly line a distance of 3.04 feet; thence N. $78^{\circ}51'20''$ W. a distance of 3.44 feet to a point of curve; thence westerly along a $00^{\circ}59'23''$ curve to the left (radius=5789.58 feet) through an arc of $00^{\circ}28'01''$ a distance of 47.18 feet to the westerly line of said lot; thence southerly along said westerly line a distance of 3.03 feet to the point of beginning.

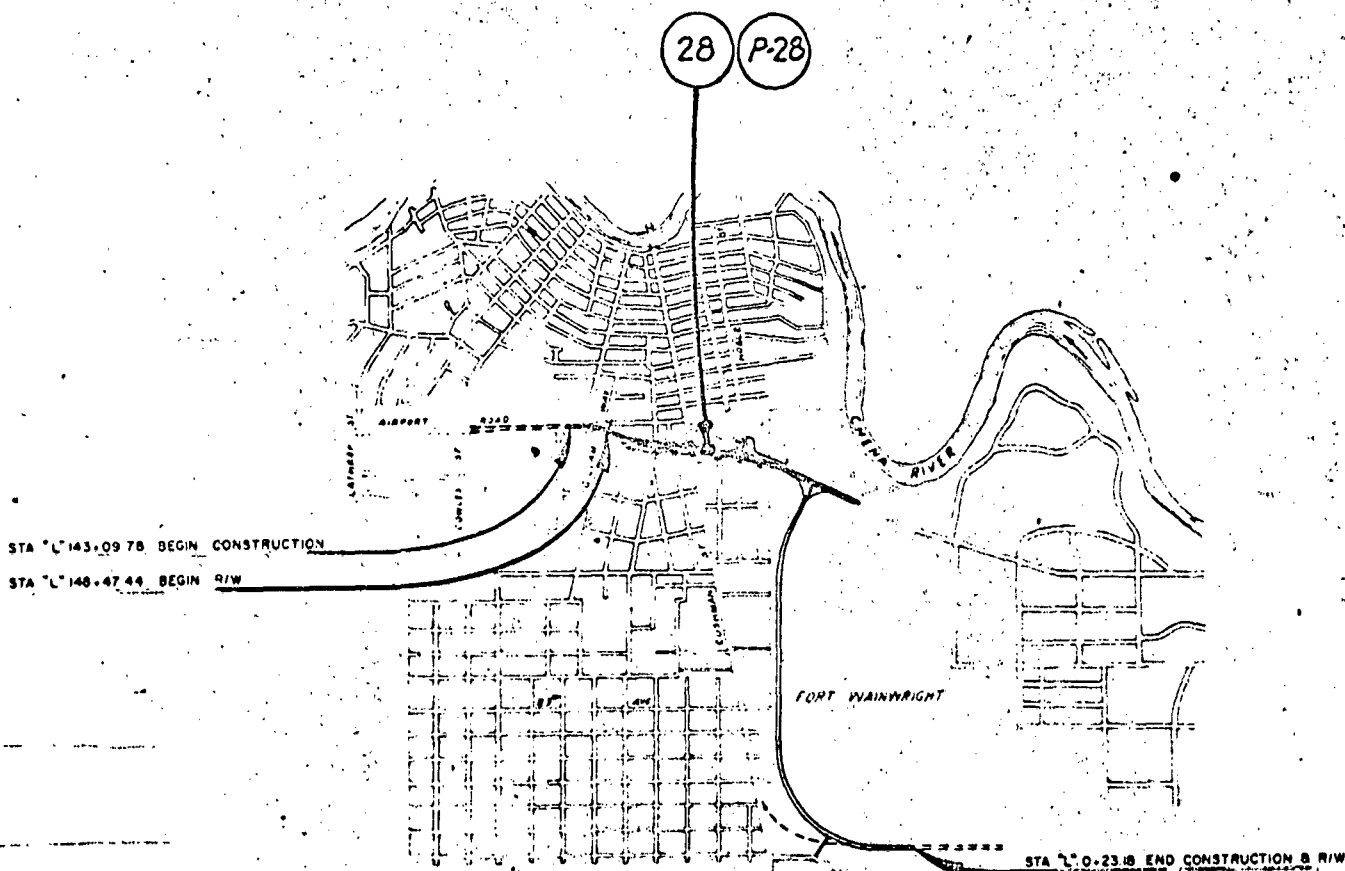
Containing 152 square feet, more or less.

PROJECT NO. F-062-4(21)

PARCEL NO. P-28

SCHEDULE "A"

STATE OF ALASKA
DEPARTMENT OF HIGHWAYS
PROJECT No. F-062-4(21)



PARCEL VICINITY MAP
1"=3000'

SCHEDULE "C"

RECORDED FILED
FAIRBANKS RECORDING DISTRICT
Date APR 14 1970 Time 4:19 P.M.
Requested by District Attorney
Address 604 Barnette
Fairbanks