H4.17



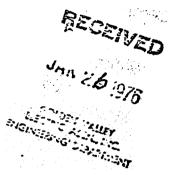
JAY S. HAMMOND, Governor

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL HIGHWAY SECTION 360 K STREET- SUITE 105 ANCHURAGE 99501

January 21, 1976\*

Charles L. Parr Right-of-Way Agent Golden Valley Electric Association, Inc. Box 1249 Fairbanks, Alaska 99707



Re: Section Line Road Reservation

Dear Mr. Parr:

Your request of December 30, 1975, for clarification of section line right-of-way widths has been referred to me for response.

The chart attached to your letter correctly interprets the conclusions reaches in Opinion No. 7, 1969 Opinions of the Alaska Attorney General, with the exception that no change was effected in the width of right-of-way on federal lands by statehood. Your chart should show 66 feet (4 rods) for federal land after statehood.

I would advise, insofar as section line right-of-way widths are concerned, that you ignore any opinions from this office on the subject prior to the above mentioned 1969 Opinion No. 7. This latter opinion was confirmed by the Alaska Supreme Court in <u>Girves v. Kenai Peninsula Borough</u>, Opinion No. 1168 - June 13, 1975, a copy of which is enclosed.

What the various legislative enactments mentioned in the 1969 Opinion No. 7 mean is that <u>lands entered</u> between the dates indicated below are subject to a right-of-way as noted.

Date	Federal	State
<b>P</b> rior to 4/6/23	none	none
4/6/23 - 1/18/49	4 rods	4 rods
1/10/49 - 3/26/01	none	NONO
3/25/31 - 3/21/53	none	100 feet
3/21/53 - present	4 rods	100 feet

Charles L. Parr - 2 -Re: Section Line Road Reservations January 21, 1976

I believe the foregoing answers the questions raised in your letter.

Very truly yours,

AVRUM M. GROSS ATTORNEY GENERAL

und f.fl 1 BY

Richard P. Kerns Assistant Attorney General

RPK/smk encl.

cc: Avrum M. Gross Attorney General Juneau AGO