

#7,4



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Kobuk District Office
1150 University Avenue
Fairbanks, Alaska 99709-3844



IN REPLY REFER TO:
2800 (070eb)
F-87178

11 JAN 1991

Rick Smith, Regional Manager
Division of Land & Water Management
State Department of Natural Resources
3700 Airport Way
Fairbanks, Alaska 99709

JMM

John Miller, Chief, Rights-of-Way
State Department of Transportation & Public Facilities
600 University Avenue, Suite F
Fairbanks, Alaska 99709-3695

Dear Sirs

On November 30, 1990, Earl Beistline, on behalf of Rhinehart Berg, filed an R.S. 2477 assertion for the Candle to Independence Creek Trail with this office. Although the asserted trail is approximately 24 miles long, only three-quarters of a mile is BLM managed, State selected land.

You are each hereby provided a copy of the file. The Department of Natural Resources copy includes the original aerial photo and U.S.G.S. maps provided by the applicant.

We have requested Earl Beistline contact Rhinehart Berg for a width of the trail. We will send you each a copy of what we receive.

What we need from you is a statement that the highway was, and still is considered a public highway. We also need non-objection from the Department of Natural Resources to note this assertion across the State selected land (F-15229) in Secs. 8 and 9, T. 3 N., R. 18 W., Kateel River Meridian. The assertion will not be noted on the Bureau's records where title has been conveyed to the State. The R.S. 2477 assertion will not be noted to the Bureau's records in Secs. 8 and 9 until the applicant has provided a width for the trail and we receive notice from the State a) that this was and still is a public highway, and b) non-objection to noting the records.

If you have any comments or questions, please contact Betsy Bonnell at 474-2336.

Sincerely,

Helen M. Hankins

Helen M. Hankins
Kobuk District Manager

1 Attachment
1 - Copy of Case File F-87178

RECEIVED R/W

JAN 11



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Kobuk District Office
1150 University Avenue
Fairbanks, Alaska 99709-3844



IN REPLY REFER TO:

2800 (070eb)
F-87178

27 JAN 1991

Rick Smith, Regional Manager
Division of Land & Water Management
State Department of Natural Resources
3700 Airport Way
Fairbanks, Alaska 99709

John Miller, Chief, Rights-of-Way
State Department of Transportation
& Public Facilities
600 University Avenue, Suite F
Fairbanks, Alaska 99709-3695

Dear Sirs:

As a follow-up to our January 11, 1991 letter, attached is the response we received from Rhinehart Berg on the Candle to Independence Creek Trail.

Mr. Berg indicates a road width of 35 feet instead of the 28 feet constructed width would be much better. Where the highway right-of-way is not held by a local government, as in this case, the width is determined from the area, including appropriate back slopes, drainage ditches, etc., actually in use for the highway at the time the lands were withdrawn from public use by PLO 4582, December 13, 1968. Therefore, only a 28-foot wide trail is being considered unless you can provide this office with a copy of State law which might apply and provide a different width.

The trail can be noted to our records as soon as we receive notice from you that this was and still is a public highway and that you have no objection to noting our records in T. 3 N., R. 18 W., Kateel River Meridian.

Please let us know the case file number(s) you have assigned to this R.S. 2477 assertion.

Sincerely,

Helen M. Hankins
Kobuk District Manager

1 Attachment
1- Copy of R. Berg Letter

RECEIVED R/W

JAN 29 1991

STATE OF ALASKA

DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES

NORTHERN REGION RIGHT OF WAY

WALTER J. HICKEL, GOVERNOR

600 UNIVERSITY AVENUE, SUITE F
FAIRBANKS, ALASKA 99709-1096

February 5, 1991

Re: Candle to Independence Creek Trail,
Sections 8 & 9, T.3N R.18N Kateel River
Meridian

Helen Hankins, Kobuk District Manager
Bureau of Land Management
1150 University Avenue
Fairbanks, Alaska 99709-3844

Dear Ms. Hankins:

The following information is in response to your letters of January 11, and January 27, 1991 seeking state input on the Candle to Independence Creek Trail.

As this trail accesses and crosses state land and is not specifically restricted, it is open to the use and enjoyment of the general public, and by this letter we express our non-objection to noting it on the Bureau's records. AS 19.10.015 establishes the width of its right of way as 100 feet (50' on either side of the centerline). A copy of that statute is attached.

The Department of Natural Resources has assigned ADL #414539 to the state's case file for this non-objection.

Please contact either of us at the telephone numbers listed below if you have additional questions.

Sincerely,



John Miller, P.E., Chief, Right of Way
Alaska Dept. of Transportation and Public
Facilities, Northern Region
474-2402

Rick Smith, Regional Manager
Dept. of Natural Resources, Division of Land &
Water Management, Northern Region
451-2757

NP/mgl

Attachment