## MEMORANDUM

Woodrow Johansen

Interior District Engineer Fairbanks

ATTN: Harold A. Cameron

Acting District RWW Agent

DATE : Jan. 12, 1975

Jack T. Bodine

Right of Way Director

Juneau

SUBJECT: PLO Rights of Way

23-2900

Attached is a letter to Mr. Curtis McVee. It is the Department of Highways position that the agreement between BLM by Mr. McVee and the commissioner of Highways is still valid. You should prepare the right of way plans in accordance with that agreement.

> DIST. ENGR. PRE-CONST. ENGR. DESIGN ENGR. PLAN & PROGRAM ENGR. TRAFFIC ENGR. MATERIALS ENGR. RIGHT-OF-WAY ADMIN. OFFICER FINANCE PERSONNEL SUPPLY CONST. ENGINEER MAINT, ENGINEER MAINT, BUPERVISOR EQUIPMENT MANAGER PIPELINE OFFICE RETURN TO MAIN FILE

## STATE OF ALASKA

## DEPARTMENT OF HIGHWAYS

OFFICE OF THE COMMISSIONER

P. O. BOX 1467 — JUNEAU 99802 (907) 364-2121 (TELEX 099-45-371)

December 23, 1975

Re: 00-2915

PLO Rights-of-Way

Mr. Curtis McVee State Director Bureau of Land Management 555 Cordova Street Anchorage, Alaska 99501

Dear Mr. McVee:

The enclosed letter from your Fairbanks district office causes us great concern. It is our opinion that R.S. 2477 has no application to the 1971 agreement between our agencies. The agreement addressed itself to PLO rights-of-way, not R.S. 2477 rights-of-way. We find nothing in the ANCSA that would preclude the continuance of our agreement.

It is our further position that, until such time as R.S. 2477 has been repealed by Congress, it does have application in Alaska so long as the criteria established for such rights-of-way is met.

We would appreciate your timely review and favorable response.

Sincerely,

Walter B. Parker

Commissioner of Highways

Enclosure

RECEIVED

DEC 24 1975

CC: Right-of-Way Director

RIGHT OF WAY DIVISION

WBP/JTB/mth