



BOOK 6 PAGE 982
Chitina Recording District
IN REPLY REFER TO
2800 (941)
AA-16679

United States Department of the Interior

BUREAU OF LAND MANAGEMENT

State Office
555 Cordova Street, Pouch 7-512
Anchorage, Alaska 99510

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

DECISION

RIGHT-OF-WAY GRANT

OCT 4 - 1978



Details of Grant

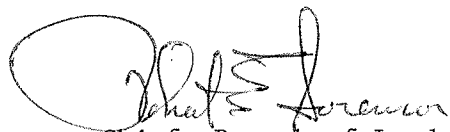
Serial number of grant	AA-16679
Name of grantee	State of Alaska Department of Transportation and Public Facilities Southcentral Region P.O. Box 507 Valdez, Alaska 99686
Map showing the location and dimensions of grant:	State of Alaska Department of Highways Project No. G-57007
Map designations	Glennallen Community Access Road
Date filed	March 13, 1978
Permitted use by grantee	An easement for an access road from the Glenn Highway to the community of Glennallen.
Authority for grant	P.L. 94-579 (October 21, 1976), Title V, 90 Stat. 2743, 2776; 43 U.S.C. 1701, 1761
Regulations applicable to grant:	
Code reference	43 CFR 2800 through 2802 and 43 CFR part 17.
Date of grant	As noted above.
Expiration date of grant	30 years from the date of the grant
Rental:	
Amount	N/A
When payable by grantee	N/A



Terms and Conditions of Grant

Pursuant to the authority vested in the undersigned by Order No. 701 of the Director, Bureau of Land Management, dated November 7, 1975 (40 FR 52069), as amended, a right-of-way, the details of which are shown above, is hereby granted for the public lands involved 1/, subject to the following terms and conditions:

1. All valid rights existing on the date of the grant.
2. All regulations in 43 CFR 2800 as more specifically set forth in the attached terms and conditions.
3. There is hereby reserved to the Secretary of the Interior or his lawful delegate, the right to grant additional rights-of-way or permits for compatible uses on, under or adjacent to the land involved in this grant.
4. The right-of-way may be renewed. If renewed, the right-of-way will be subject to regulations existing at the time of renewal and such other terms and conditions deemed necessary to protect the public interest.
5. The dimensions of the right-of-way are sixty (60) feet in width.
6. Filing of proof of construction within 5 years from date of the grant.
7. Subject to attached standard stipulations which are made a part hereof by reference.


Chief, Branch of Lands
and Minerals Operations

Enclosures:
Map
Stipulations
ASO 2800-3



1/ For the purpose of this grant, public domain lands include those reserved or withdrawn for specific purposes, entered, selected, occupied and/or settled, and leased.



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
GLENNALLEN FIELD OFFICE
P.O. BOX 147
GLENNALLEN, ALASKA 99588-0147
(907) 822-3217
www.ak.blm.gov/gdo/gdomain.html

(050)(2800)
AA 16679 (281001)

November 29, 2006

DECISION

(CMRRR)

State of Alaska	:	AA 016679
Dept. of Transportation & Public Facilities	:	Road Right-of-Way
2301 Peger Road	:	
Fairbanks, Alaska 99709-5399	:	
Ahtna Incorporated	:	Patent Number
PO Box 649	:	50-80-0002
Glennallen Alaska 99588	:	

Administration Waived Right-of-Way Closed

On October 4, 1978, a road right-of-way grant for 30 years, AA016679, was issued to the State of Alaska Department of Transportation and Public Facilities for a road to connect the Glennallen Subdivision to the Glenn Highway within sec. 24, T.4N, R.2W., Copper River Meridian. The road contains 2.97 acres.

On October 11, 1979, the lands involved in this right-of-way were conveyed to Ahtna Incorporated by Patent Number 50-80-0002. Pursuant to 14(g) of the Alaska National Interest Lands Conservation Act (ANILCA) of December 2, 1980, the United States waives administration of the right-of-way described above. Pursuant to law, the grantee is entitled to all rights, privileges, and benefits granted by the terms of the grants during the term of the grant, until it expires, is relinquished, or is modified by mutual consent of Ahtna Incorporated and State of Alaska Dept of Transportation & Public Facilities.

A copy of the right-of-way case file will be sent to State of Alaska Department of Transportation and Public Facilities after the appeal period. When this decision becomes final, the case file will be closed and the notations removed from the records of this office.


This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR Part 4 and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed with this office, at the above address, within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition pursuant to regulation 43 CFR 4.21 or 43 CFR 2804.1 for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards;

- (1) The relative harm to the parties if the stay is granted or denied;
- (2) The likelihood of the appellant's success on the merits;
- (3) The likelihood of immediate and irreparable harm if the stay is not granted; and
- (4) Whether the public interest favors granting the stay.


Ramone Baccus McCoy
Glennallen Field Office Manager

Enclosures:
Form 1842-1