



DEEDS

BOOK 238 PAGE 161  
Fairbanks Recording District

FAIRBANKS  
District No. 69-12032  
IN REPLY REFER TO:

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
Fairbanks District and Land Office  
P.O. Box 1150  
Fairbanks, Alaska 99701

2821 (220)  
F-1316

ASO 2234-1  
Dec 66

Date: DEC 4 1969

DECISION

RIGHT-OF-WAY GRANTED

Details of Grant

Serial number of grant F-1316

Name of grantee State of Alaska  
Department of Highways  
Right-of-Way Section  
328 Illinois Street  
Fairbanks, Alaska 99701

Map showing the location and dimensions of grant:

Map designations Alaska Project No. X-21370, Parcel No. 1

Date filed July 6, 1968

Permitted use by grantee Highway Right-of-Way

Authority for grant Act of August 27, 1958 (72 Stat. 885; 23 U.S.C. 317)

Regulations applicable to grant:

Code reference 43 CFR 2234.1, 2234.2-4 and 43 CFR Part 17

Date of grant DEC 4 1969

Expiration date of grant None

Rental:

Amount N/A

When payable by grantee

②

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 July 23, 1964 (29 FR 10526), 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 2234 as more specifically set forth in the attached terms and conditions.
3. Filing of proof of construction within 7 years from date of the grant.
4. Others:

Subject to the attached terms and conditions which are made a part hereof by reference, except that Item No. 7 is modified to read "The right-of-way will be developed and used in accordance with the Highway Beautification Act of 1965."

*Jayce O. Fleaske*  
Chief, Division of Land Office

2 Enclosures  
Encl. 1 - Map  
Encl. 2 - ASO 2234-2

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1/ For the purpose of this grant, public domain lands include those reserved or withdrawn for specific purposes, entered, selected, occupied and/or settled, and leased.

ENGINEER'S STATEMENT

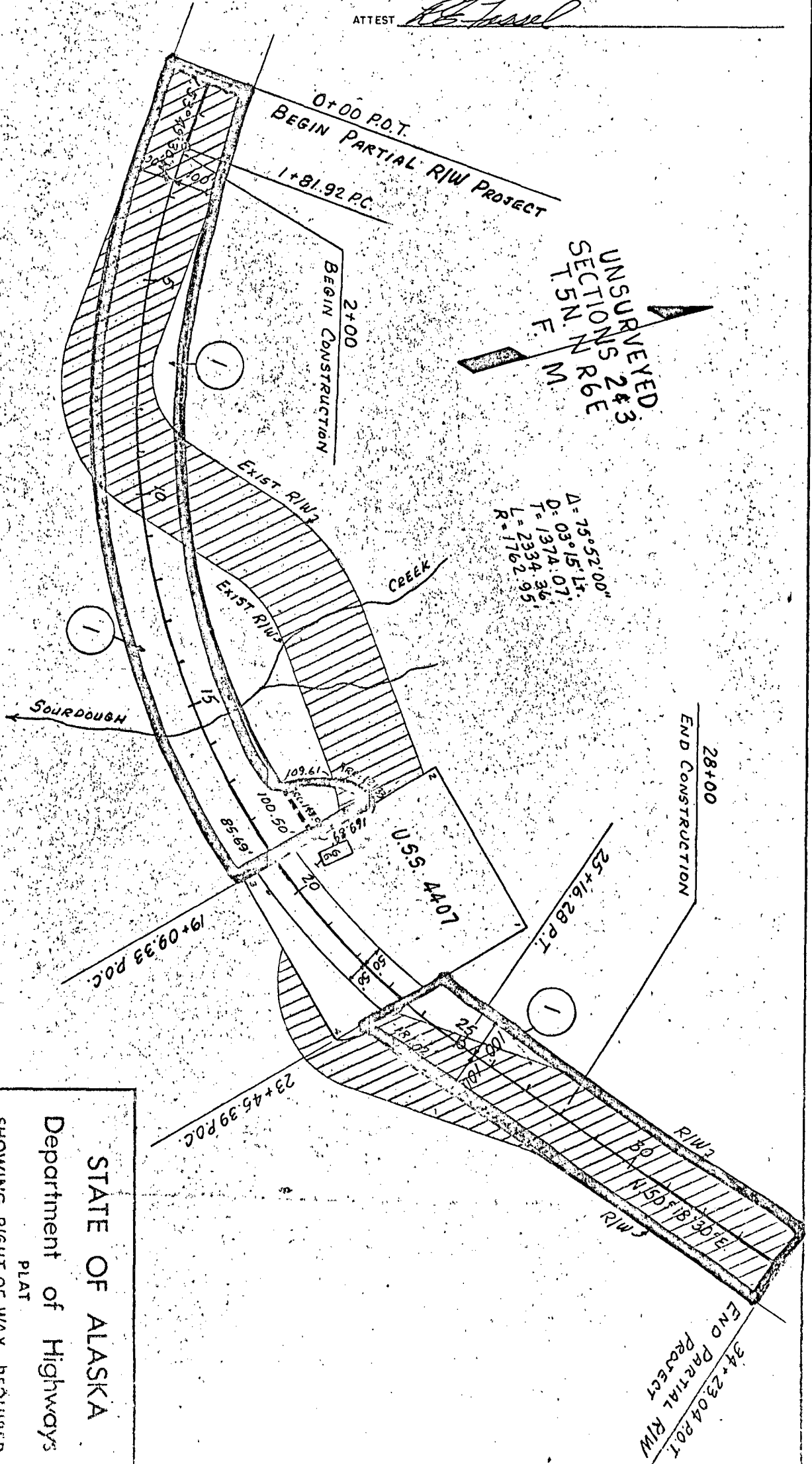
APPLICANT'S CERTIFICATE

ANDY ZAHARE STATES THAT HE IS BY OCCUPATION A CIVIL ENGINEER EMPLOYED BY ALASKA DEPARTMENT OF HIGHWAYS TO SUPERVISE THE SURVEY OF HIGHWAY PROJECT NO. X-21370 AS SHOWN ON THIS PLAT; THAT THE SURVEY OF SAID PROJECT WAS MADE UNDER HIS SUPERVISION AND UNDER AUTHORITY, THAT THIS PARCEL WAS SURVEYED DURING THE SURVEY OF THIS HIGHWAY PROJECT WHICH WAS CONDUCTED IN 1968; AND THAT SUCH SURVEY IS ACCURATELY REPRESENTED UPON THIS PLAT.

ENGINEER Andy Zahare

THIS IS TO CERTIFY THAT ANDY ZAHARE WHO SUBSCRIBED THE STATEMENT HEREON IS THE PERSON EMPLOYED BY THE UNDERSIGNED APPLICANT TO SUPERVISE THE PREPARATION OF THIS PLAT, WHICH HAS BEEN ADOPTED BY THE APPLICANT AS THE APPROXIMATE FINAL LOCATION OF THE PROJECT THEREBY SHOWN; AND THAT THIS PLAT IS FILED AS PART OF THE COMPLETE APPLICATION; AND IN ORDER THAT THE APPLICANT MAY OBTAIN THE BENEFITS OF THE ACT OF AUGUST 27, 1958 (72 STATUTE 885, 23 U.S.C. 317) AND I FURTHER CERTIFY THAT THE RIGHT OF WAY HEREIN DESCRIBED IS DESIRED FOR ALASKA PROJECT NO. X-21370

COMMISSIONER C. E. Stone  
ATTEST R. E. Jassel



STATE OF ALASKA  
Department of Highways  
PLAT  
SHOWING RIGHT OF WAY REQUIRED  
for  
ALASKA PROJECT NO  
X-21370

Parcel No 1  
Fairbanks District  
Scale 1" = 300'  
Date W.S.E. 14.10.68

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

TERMS & CONDITIONS FOR RIGHTS-OF-WAY & MATERIAL SITES

1. The grantee or permittee shall comply with State and Federal laws applicable to the project for which the right-of-way or material site is approved, and to the lands which are included in the right-of-way or material site and lawful existing regulations thereunder.
2. The grantee or permittee shall protect all public land survey monuments, witness corners, reference monuments and bearing trees against destruction, obliteration, or damage during his operations. If any monuments or corners are destroyed, obliterated, or damaged by his operations, he shall, at his expense, hire a registered surveyor pursuant to applicable State law and Bureau of Land Management procedures to re-establish the monuments and corners. Instructions and guidance on such procedures may be obtained from the Chief, Division of Engineering, 555 Cordova Street, Anchorage, Alaska. A penalty is provided for the unauthorized alteration or removal of any government survey monument or marked trees by Section 57 of the Criminal Code of 1909 (35 Stat. 1088, 1099; 18 U.S.C. Sec. 111).
3. The grantee or permittee shall not deface, injure, cut or remove trees from lands outside the right-of-way or material site unless so authorized by the Bureau of Land Management.
4. The grantee or permittee shall be liable for damages caused by equipment or operations to any trees or landscape feature on the public land outside the right-of-way or material site area. Restoration or other corrective measures will be required by the Bureau.
5. When necessary to cut and remove trees from a right-of-way or material site, they shall be cut no higher than 12 inches above the ground and the limbs and branches removed.
  - (a) All logs or combustible material not utilized by the permittee will be disposed of in a manner approved, in advance and in writing, by the authorized officer.
  - (b) Burning of combustible material is authorized and may be done at the discretion of the permittee. However, full responsibility for preventing the escape of fires rests with the permittee. Any fire trespass action which might arise from the escape of permittee's fires will be in accordance to chapter 138, State of Alaska Fire Control Act.
  - (c) Combustible material may be buried in lieu of burning. Burial site and method of burial must have the advance approval of the authorized officer.

15. The grantee further agrees that it will not transfer the property conveyed by this instrument for the purpose designated in the grant or for another purpose involving the provision of similar services or benefits, unless and until the transferee gives similar written assurance to the authorized officer, Bureau of Land Management, that it will comply with the provisions of paragraph 14 hereof.

16. The grantee agrees that the right is reserved to the Department of the Interior to declare the terms of this grant terminated in whole or in part and to revest in the United States full title to the property conveyed herein, in the event of a breach of the non-discrimination provisions contained in paragraph 14 hereof during the term of this right-of-way.

17. The grantee agrees that as long as the property conveyed hereby is used for the purpose designated in this grant or for another purpose involving the provision of similar services or benefits, the obligation to comply with the provisions of Title VI of the Civil Rights Act of 1964 shall constitute a covenant running with the land for the term of this grant.

18. The grantee agrees that in the event of a violation or failure to comply with the requirements imposed by paragraph 14, the United States may seek judicial enforcement of such requirements.

19. The assurances and covenants required by paragraphs 14 through 18 above shall not apply to ultimate beneficiaries under the program for which this grant is made. "Ultimate beneficiaries" are identified in 43 CFR 17.12(h) (1965 edition).

20. The grantee agrees that it will, upon request of the Secretary of the Interior or his delegate, post and maintain on the property conveyed by this document signs and posters bearing a legend concerning the applicability of Title VI of the Civil Rights Act of 1964 to the area or facility granted.

21. The Federal Power Commission has determined that the power value of the subject lands will not be injured or destroyed by the use thereof for highway purposes as applied for, subject to the provisions of Section 24 of the Federal Power Act.

RECORDED  FILED   
FAIRBANKS RECORDING DISTRICT  
Date DEC 8 1969 Time 10:20 AM  
Requested by State - Dept. of Transp  
Address 1212 Illinois  
Fairbanks