

## COMMISSIONER'S DEED OF VACATION

The GRANTOR, the STATE OF ALASKA, acting by and through its DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES, whose mailing address is 2301 Peger Road, M.S. 2553, Fairbanks, Alaska 99709-5399, acting under the authority of the Alaska Statutes, Section 19.05.070, conveys, quitclaims and otherwise vacate unto the GRANTEE, \*Ahtna, Incorporated whose mailing address is P.O. Box 649, Glennallen, Alaska 99588, all interest of whatsoever nature which it has, in the following described real property:

Parcel X-1

A parcel of land located within Section 17, Township 10 North, Range 5 East, Copper River Meridian, Chitina Recording District, Third Judicial District, State of Alaska and more particularly described as follows:

That portion of the Old Tok Cutoff highway right of way established by Public Land Order 1613 effective 4/7/58 and conveyed to the State of Alaska under the "Omnibus Act" quitclaim deed dated June 30, 1959 lying southerly and offset 200.00 feet to the right of the centerline for project F-I-OA1-3 (1), Tok Highway Milepost 38 – 51.6 as depicted on the attached plat. Said parcel lies approximately between centerline stations 828+00 and 846+00 and contains approximately 5.180 acres.

Reserving therefrom, a temporary utility easement, 30 feet in width, 15 feet on each side of the existing Copper Valley Telephone line for the benefit of the Copper Valley Telephone Cooperative. CVTC intends to relocate the telephone line to within the DOT&PF highway right of way at some point in the future. At such time that the telephone line is relocated, this temporary utility easement will self terminate.

AND

Parcel X-2

Beginning at the northerly corner common to Lot 3 and Lot 4 of United States Survey 3319, situated in Section 3, Township 9 North, Range 4 East of the Copper River Meridian, Alaska, which is the True Point of Beginning for the herein described parcel;

Thence N88°10'00"W along the northerly boundary of said Lot 3 and the existing right-of-way of the Tok Cutoff a distance of 4.62 feet to an angle point of said right-of-way; thence N01°49'00"E along aforementioned right-of-way a distance of 883.79 feet to a point on the section line between Section 3, Township 9 North, Range 4 East of the Copper River Meridian and Section 34, Township 10 North, Range 4 East of the Copper River Meridian, which point lies East a distance of 1454.55 feet from the northwest corner of said Section 3; thence East along said section line a distance of 69.34 feet to a point; thence departing said section line along a curve to the left which has a radius of 2641.12 feet and whose chord bears S07°16'51"W, 661.50 feet, an arc distance of 663.24

feet to a point; thence  $S00^{\circ}05'12''$ W a distance of 227.60 feet to a point on northerly boundary of the aforementioned Lot 4; thence  $N88^{\circ}10'00''$ W along said boundary a distance of 8.56 feet to the true point of beginning.

Containing 0.410 acres, more or less.

AND

Parcel X-3

Commencing at the northerly corner common to Lot 3 and Lot 4 of United States Survey 3319, situated in Section 3, Township 9 North, Range 4 East of the Copper River Meridian, Alaska; thence  $N88^{\circ}10'00''$ W along the northerly boundary of said Lot 3 and the existing right-of-way of the Tok Cutoff a distance of 4.62 feet to an angle point of said right-of-way; thence  $N01^{\circ}49'00''$ E along aforementioned right-of-way a distance of 883.79 feet to a point on the section line between Section 3, Township 9 North, Range 4 East of the Copper River Meridian and Section 34, Township 10 North, Range 4 East of the Copper River Meridian, which point lies East a distance of 1454.55 feet from the northwest corner of said Section 3, and which is the True Point of Beginning;

Thence  $N01^{\circ}49'00''$ E along said right-of-way a distance of 475.75 feet to a point of curvature; thence along a curve to the right which has a radius of 1104.93 feet and whose chord bears  $N23^{\circ}20'01''$ E, 810.53 feet, an arc distance of 829.90 feet to a point; thence  $S62^{\circ}22'33''$ E a distance of 231.22 feet to a point; thence along a curve to the right which has a radius of 45.49 feet and whose chord bears  $S18^{\circ}42'04''$ W, 32.59 feet, an arc distance of 33.33 feet to a point; thence  $S39^{\circ}41'24''$ W a distance of 20.26 feet to a point of curvature; thence along a curve to the left which has a radius of 2596.48 feet and whose chord bears  $S31^{\circ}30'21''$ W, 739.26 feet, an arc distance of 741.78 feet to a point of tangency; thence  $S23^{\circ}19'17''$ W a distance of 23.22 feet to a point of curvature; thence along a curve to the left which has a radius of 145.49 feet and whose chord bears  $S10^{\circ}00'32''$ E, 159.89 feet, an arc distance of 169.28 feet to a point; thence along a curve to the left which has a radius of 2641.12 feet and whose chord bears  $S17^{\circ}23'51''$ W, 269.33 feet, an arc distance of 269.45 feet to a point on the aforementioned section line; thence West along said section line a distance of 69.34 feet to the true point of beginning.

Containing 5.049 acres more or less.

AND

Parcel X-5

Commencing at the corner common to Sections 3 and 4, Township 9 North, Range 4 E of the Copper River Meridian, Alaska and Sections 33 and 34, Township 10 North, Range 4 East of the Copper River Meridian, Alaska; thence East a distance of 1454.55 feet along

the section line between said Sections 3 and 34 to a point on the easterly right-of-way of the Tok Cutoff; thence N01°49'00"E along said right-of-way a distance of 475.75 feet to a point of curvature; thence following said right-of-way along a curve to the right which has a radius of 1104.93 feet and whose chord bears N25°54'58"E, 902.33 feet, an arc distance of 929.49 feet to a point of tangency; thence N50°00'55"E a distance of 1660.60 feet to a point on the ordinary high water line of the Chistochina River and the True Point of Beginning;

Thence N50°00'55"E along said right-of-way a distance of 750.72 feet to a point of curvature; thence along a curve to the left which has a radius of 11309.16 feet and whose chord bears N49°02'43"E, 382.96 feet, an arc distance of 382.98 feet to a point; thence N48°04'30"E a distance of 583.49 feet to a point of curvature; thence along a curve to the right which has a radius of 11609.16 feet and whose chord bears N49°16'30"E, 486.25 feet, an arc distance of 486.28 feet to a point; thence N50°28'30"E a distance of 380.71 feet to a point; thence along a curve to the left which has a radius of 11609.16 feet and whose chord bears S46°47'57"W, 598.28 feet, an arc distance of 598.34 feet to a point; thence S45°19'21"W a distance of 2031.53 feet to a point on the ordinary high water line of the Chistochina River; thence N27°17'31"W along said high water line a distance of 174.58 feet to the true point of beginning.

Containing 4.625 acres, more or less.

Note: The purpose of this Vacation document is to release specific portions of the easement for highway purposes established under Public Land Order No. 1613, effective 4/7/58, for the Tok Cutoff (Glenn) Highway. This document does not intend nor does it carry the authority to release any RS-2477, ANCSA 17(b) or other non-PLO access rights of way that may exist, intersect or fall within the described parcels. Therefore, any intersecting non-PLO access rights of way will continue to intersect the Tok Cutoff highway right of way at new locations as defined by the revised right of way boundaries.

Summary of parcel areas to be vacated:

X-1: 5.180 acres  
 X-2: 0.410 acres  
 X-3: 5.049 acres  
 X-5: 4.625 acres  
 Total: 15.264 acres

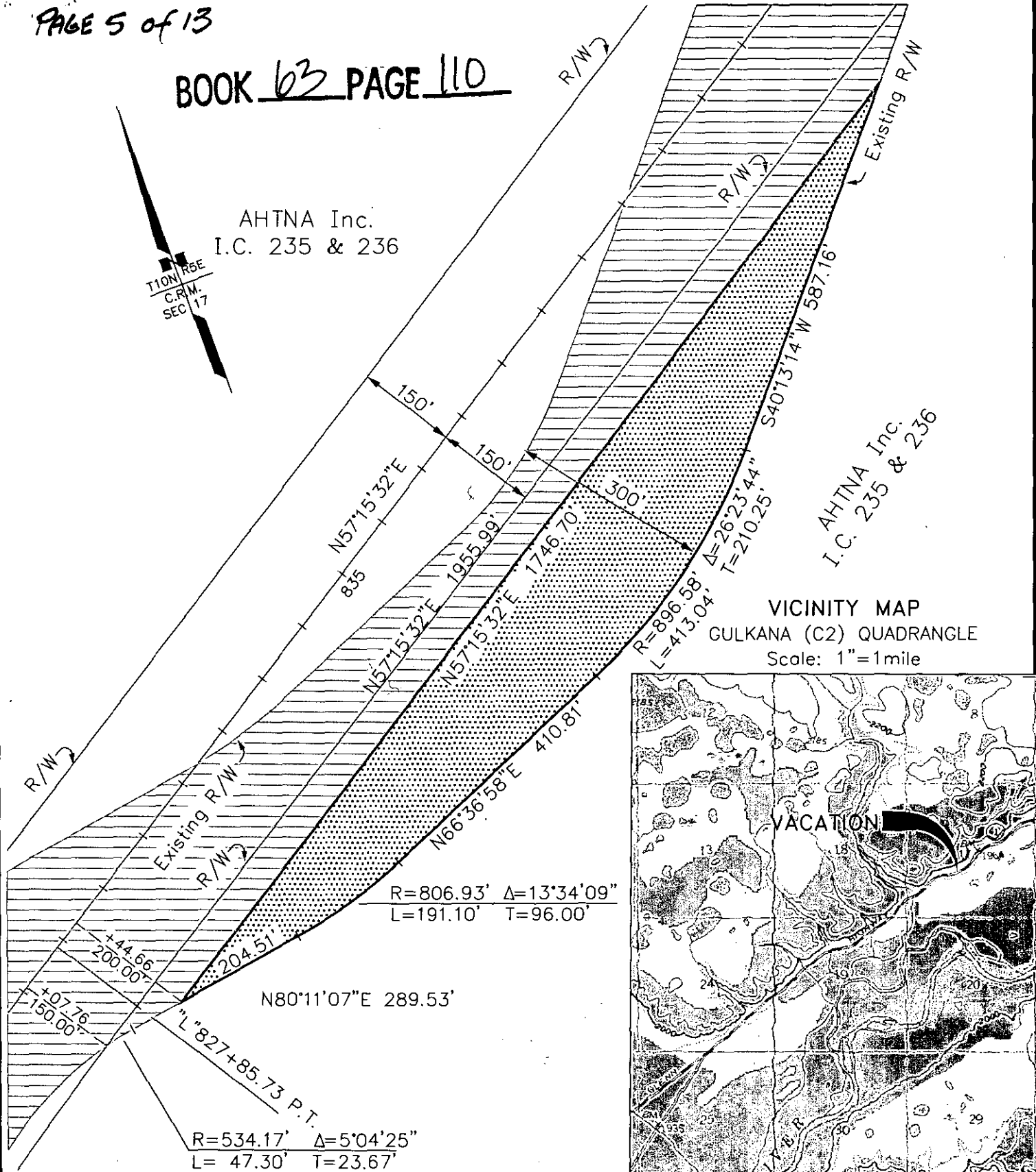
\*The Grantee named is the ostensible owner and is named for recording indexing only. The unencumbered use of the land underlying the vacated easement reverts by operation of law to the owner of the fee estate, whomever that may be.

Dated this 16<sup>th</sup> day of March, 2001.



AHTNA Inc.  
I.C. 235 & 236

T10N R5E  
C.R.M.  
SEC 17



AHTNA Inc.  
I.C. 235 & 236

VICINITY MAP  
GULKANA (C2) QUADRANGLE  
Scale: 1"=1 mile



STATE OF ALASKA  
DEPARTMENT OF TRANSPORTATION  
AND PUBLIC FACILITIES Page 5 of 13

RIGHT OF WAY VACATION  
TOK CUTOFF MP 30 EAST  
CDV#01-02-003

DRAWING		PROJECT NO. MGS-IM-IR-0A1-3(9)	
INITIAL		AREA 5.180 Acres	PARCEL NO. X-1
DATE		SCALE 1"=200'	DATE 03/09/2001
SHT OFSHTS			

T10N R4E CRM  
SEC 26

27 26  
34 35

26 25  
35 36

USS 4963

USS 5293

USS 6513

T10N R4E CRM  
SEC 34

T10N R4E CRM  
SEC 35

M.S.46-1-023-5

34 35  
3 2

T9N R4E CRM  
SEC 3

USS 3319  
LOT 3

USS 3319  
LOT 1

USS 3222

CDV #01-02-003

STATE OF ALASKA  
DEPARTMENT OF TRANSPORTATION  
AND PUBLIC FACILITIES

RIGHT OF WAY TO BE RELINQUISHED  
TOK 30 EAST RECONSTRUCTION

DRAWING

PROJECT NO. MGS-IM-IR-3(9)/65416

AREA N/A PARCEL NO. N/A

SCALE NONE DATE 3/13/2001

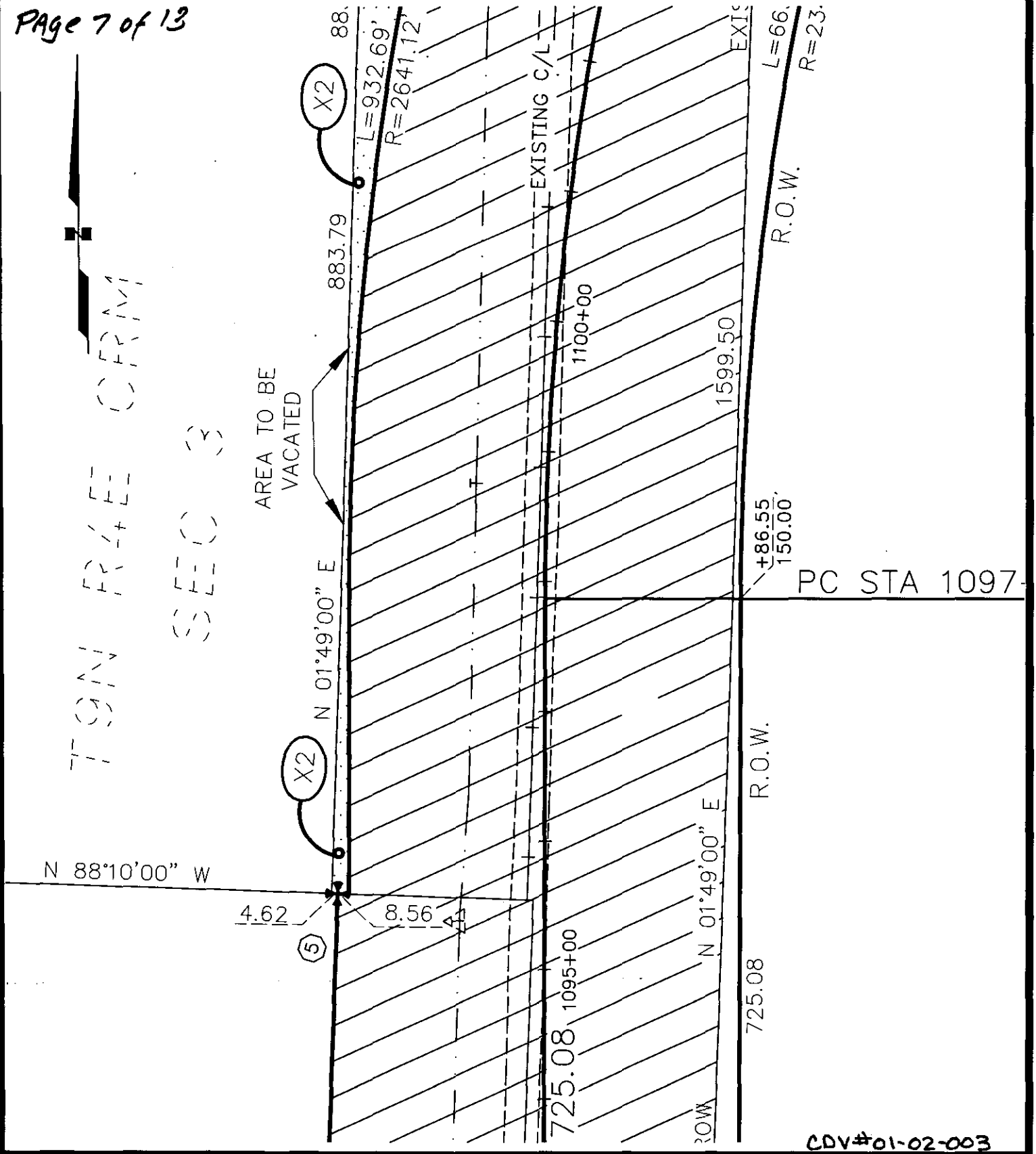
INITIAL

DATE

1 OF 1

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TOM FRAE C/FM  
SEC 3



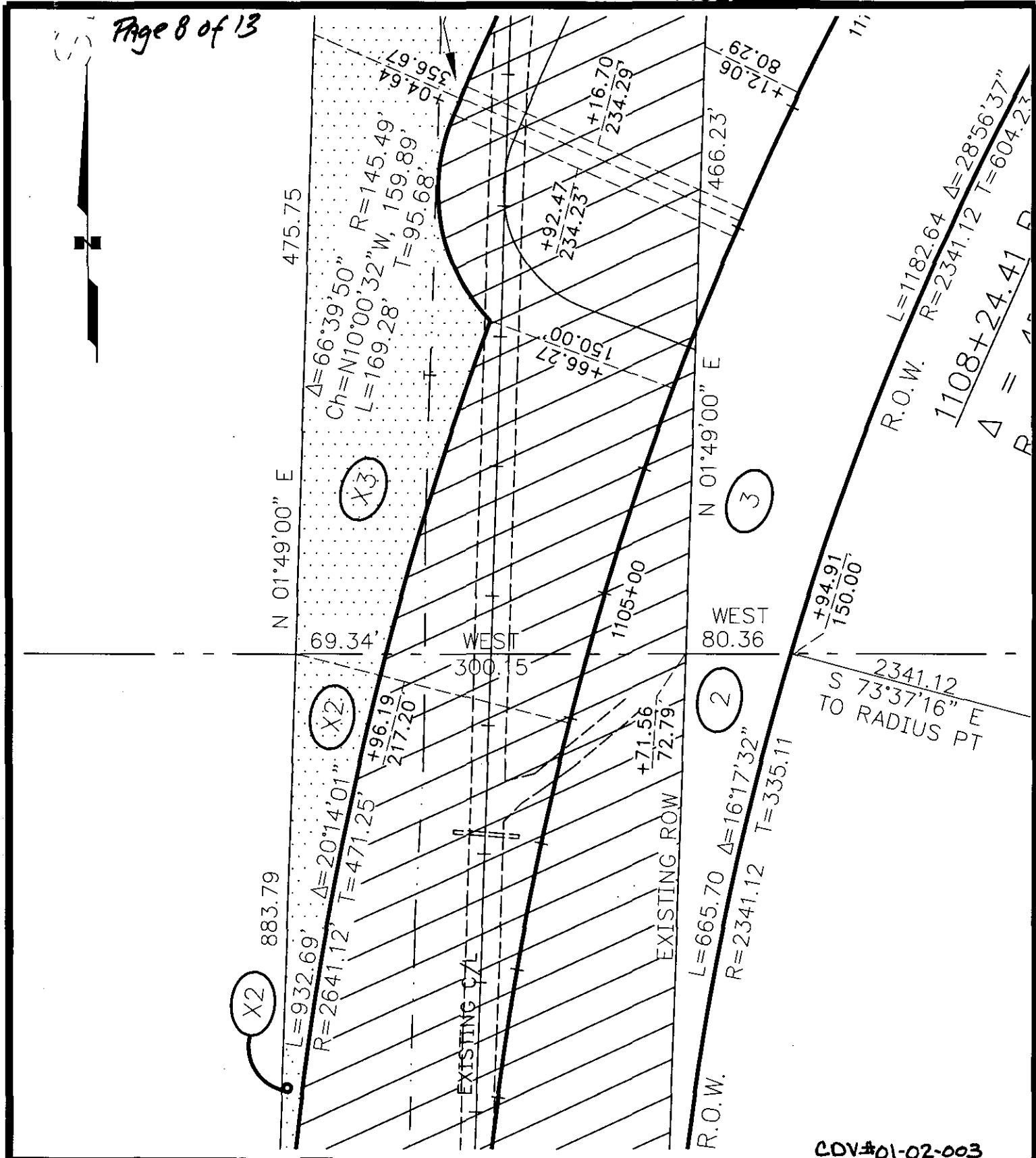
PC STA 1097-

CDV#01-02-003

STATE OF ALASKA  
DEPARTMENT OF TRANSPORTATION  
AND PUBLIC FACILITIES

RIGHT OF WAY TO BE RELINQUISHED  
TOK 30 EAST RECONSTRUCTION

INITIAL	DATE	DRAWING	PROJECT NO.	MGS-IM-IR-3(9)/65416
		1 OF 2	AREA	0.4100 AC. PARCEL NO. X2
			SCALE	1"=100' DATE 3/13/2001



CDV#01-02-003

STATE OF ALASKA  
DEPARTMENT OF TRANSPORTATION  
AND PUBLIC FACILITIES

RIGHT OF WAY TO BE RELINQUISHED  
TOK 30 EAST RECONSTRUCTION

DRAWING

PROJECT NO. MGS-IM-IR-3(9)/65416

AREA 0.4100AC. PARCEL NO. X2

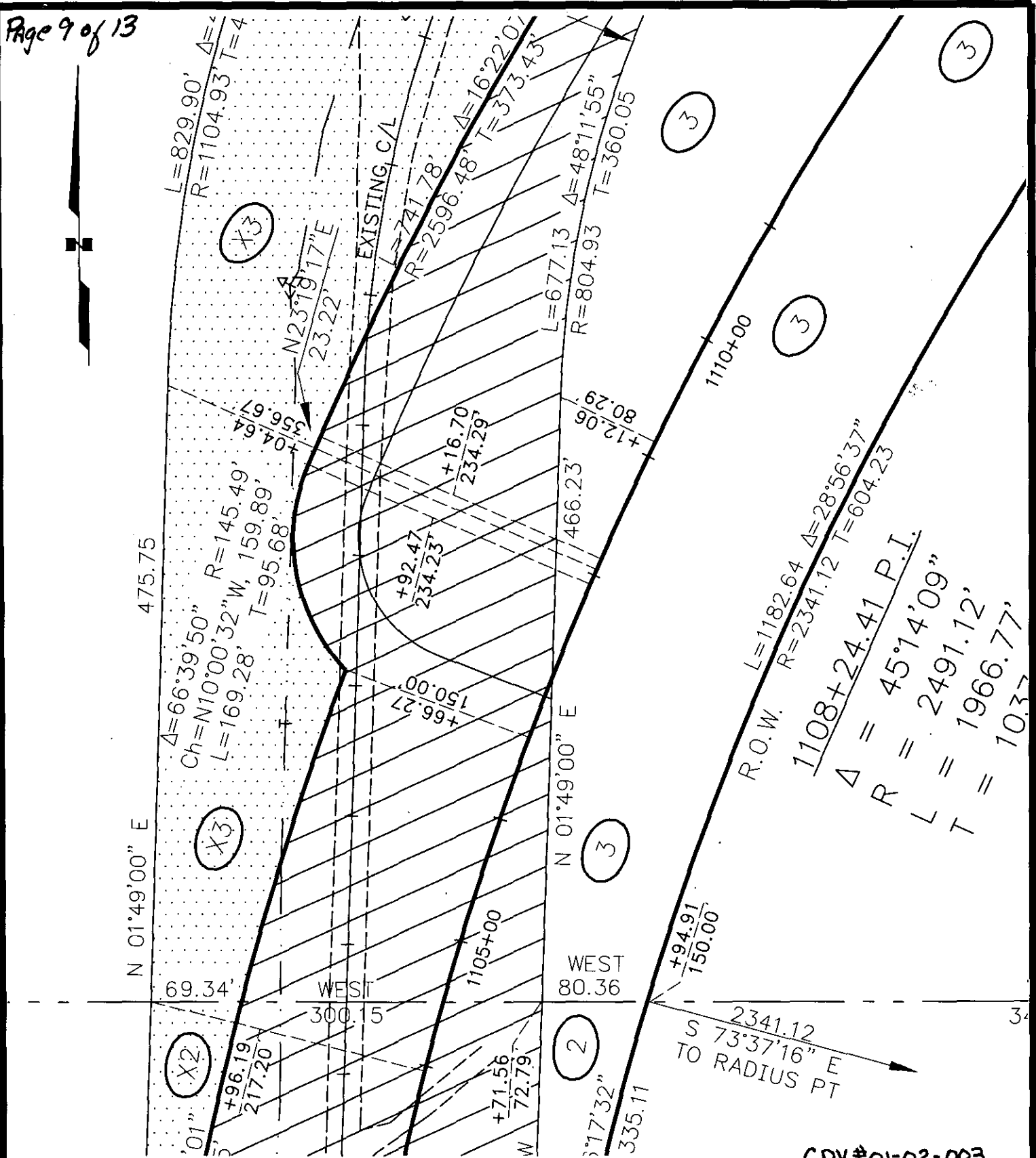
SCALE 1"=100' DATE 3/13/2001

INITIAL DATE

2 OF 2



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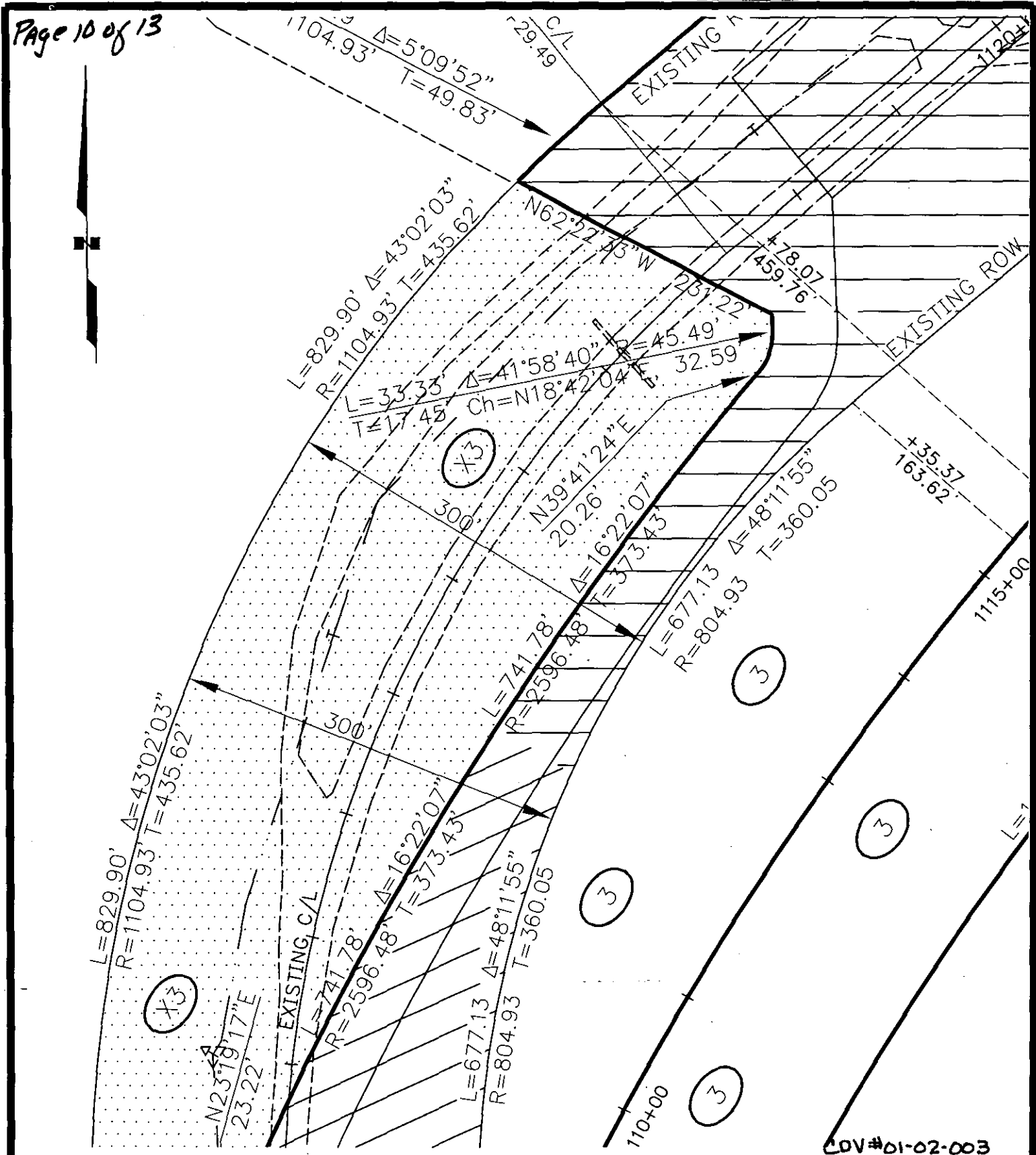
CDV#01-02-003

STATE OF ALASKA  
DEPARTMENT OF TRANSPORTATION  
AND PUBLIC FACILITIES

RIGHT OF WAY TO BE RELINQUISHED  
TOK 30 EAST RECONSTRUCTION

INITIAL	DATE	DRAWING	PROJECT NO. MGS-IM-IR-3(9)/65416
		1 OF 2	AREA 5.0489 AC. PARCEL NO. X3
		SCALE 1"=100'	DATE 3/13/2001

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COV#01-02-003

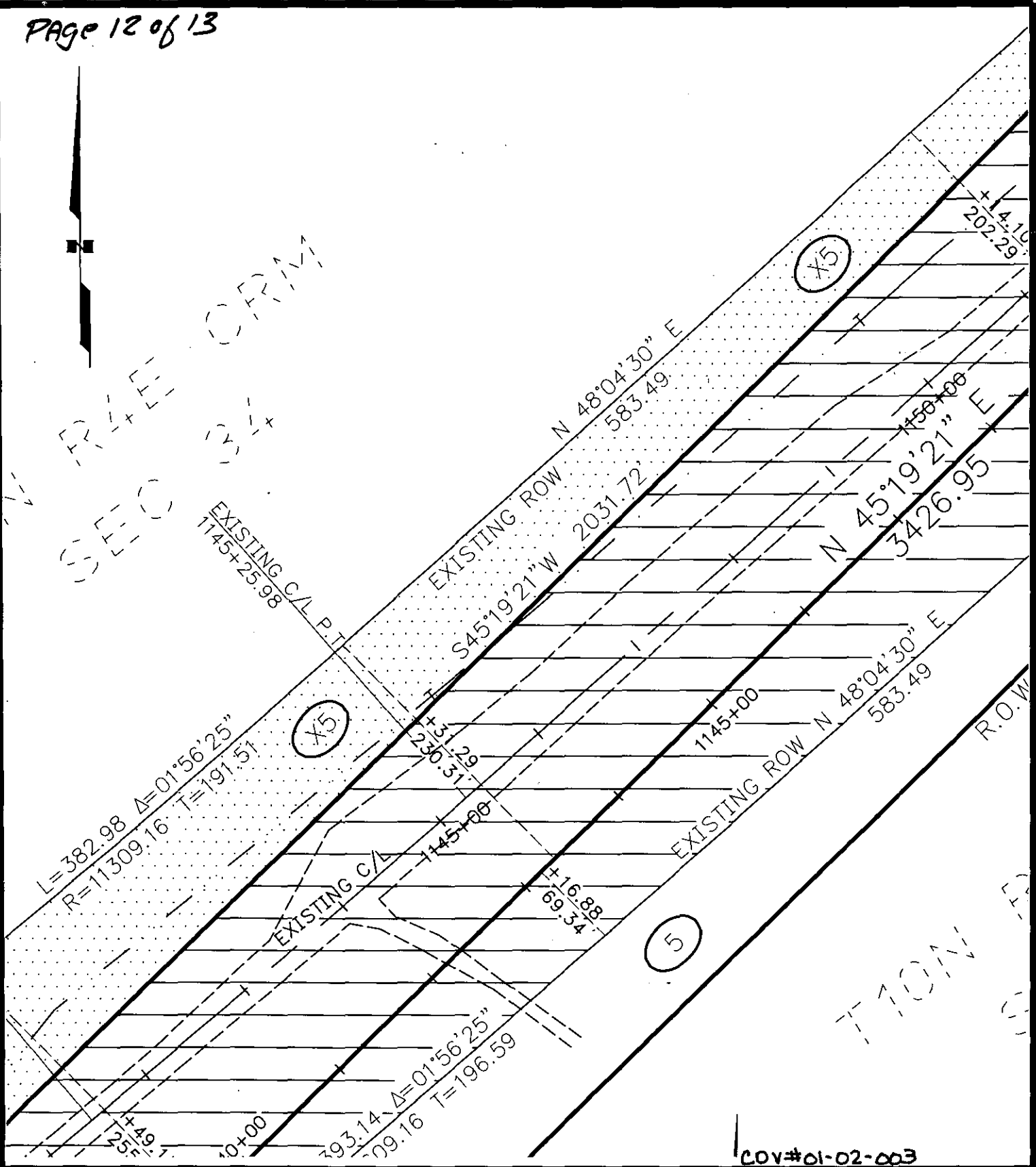
STATE OF ALASKA  
DEPARTMENT OF TRANSPORTATION  
AND PUBLIC FACILITIES

RIGHT OF WAY TO BE RELINQUISHED  
TOK 30 EAST RECONSTRUCTION

DRAWING		PROJECT NO. <u>MGS-IM-IR-3(9)/65416</u>	
2 OF 2		AREA <u>5.0489 AC.</u>	PARCEL NO. <u>X3</u>
INITIAL	DATE	SCALE <u>1"=100'</u>	DATE <u>3/13/2001</u>



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RIGHT OF WAY TO BE RELINQUISHED  
TOK 30 EAST RECONSTRUCTION

INITIAL	DATE	DRAWING	PROJECT NO. <u>MGS-IM-IR-3(9)/65416</u>
		2 OF 3	AREA <u>4.6249 AC.</u> PARCEL NO. <u>X5</u>
		SCALE <u>1"=100'</u>	DATE <u>3/12/2001</u>

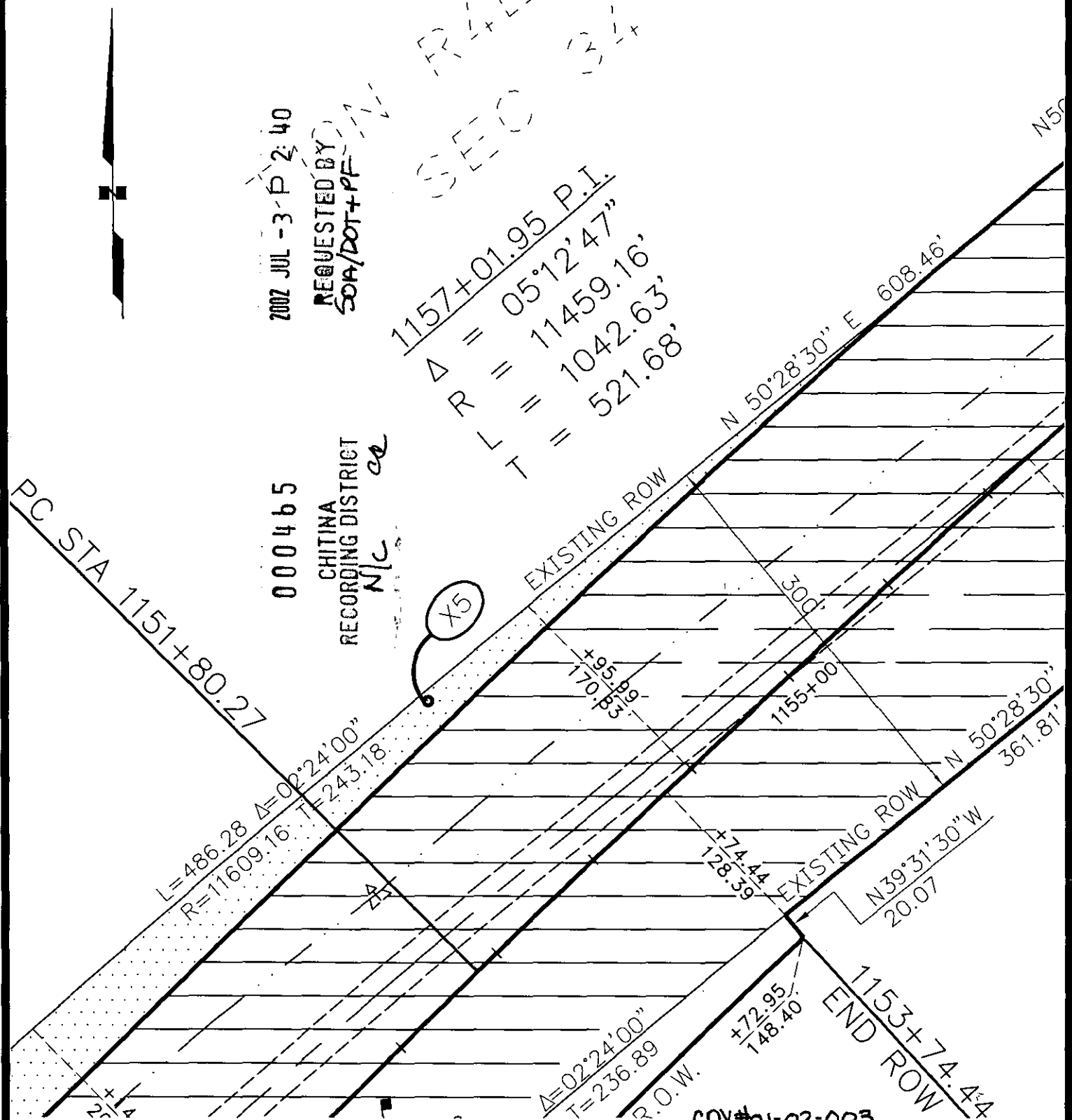
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REC'D  
SEC 34

2002 JUL -3 P 2:40  
REQUESTED BY  
SOA/DOT+PF

000465  
CHITINA  
RECORDING DISTRICT  
N/C

1157+01.95 P.I.  
 $\Delta = 05^{\circ}12'47''$   
 $R = 11459.16'$   
 $L = 1042.63'$   
 $T = 521.68'$



STATE OF ALASKA  
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RIGHT OF WAY TO BE RELINQUISHED  
TOK 30 EAST RECONSTRUCTION

INITIAL	DATE	DRAWING	PROJECT NO.	MGS-IM-IR-OA1-3(9)/65416
		3 OF 3	AREA	4.6249 AC.
			SCALE	1"=100'
			DATE	3/12/2001
			PARCEL NO.	X5