

DEEDS

BOOK 199 PAGE 326
Fairbanks Recording District

FAIRBANKS

Serial No. 66-9542

FD&LO 2234-3a
December 1964
(Formerly FLO 201, p. 1)

Serial number below

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

Date: **DEC 15 1966**

DECISION

RIGHT-OF-WAY GRANTED

Details of Grant

Serial number of grant Fairbanks 150

Name of grantee State of Alaska, Department of Highways

Map showing the location
and dimensions of grant:

Map designations Department of Highways plat, Project No. S-0680(13),
Olmes to Globe Creek, Elliott Highway, Parcel No. M. S. 680-010-2, 62-2506

Date filed November 23, 1966

Permitted use by grantee Material Source

Authority for grant Act of August 27, 1958 (72 Stat. 885)

Regulations applicable to grant: 43 CFR 2234.1 and 2234.2-4

Code reference 23 U.S.C. 317

Circular number(s) 2161

Date of grant **DEC 15 1966**

Expiration date of grant None

Rental: None

~~XXXXXX~~

~~XXXXXXXXXXXXXXXXXXXX~~

RECEIVED

DEC 16 1966

FAIRBANKS DISTRICT OFFICE

680-010-2

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 28, 1964, (29 F.R. 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 the circulars specified herein.
3. Filing of proof of construction within seven (7) years from date of the grant.
4. The grantee covenants and agrees that it will comply with provisions of Title VI of the Civil Rights Act of 1964, and that it will not, for the period during which the property conveyed by this instrument is used for the purposes designated herein, or for another purpose involving the provision of similar services or benefits, engage in any discriminatory actions prohibited by 43 CFR 17.3, to the end that no person in the United States shall, on grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under the program for which the grantee received Federal financial assistance by this grant. This assurance shall obligate the grantee, or in the case of transfer of the property granted herein, any transferee, for the period of this grant.
5. The grantee further agrees that it will not transfer the property conveyed by this instrument for the purpose designated herein 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 he will comply with provisions of paragraph four hereof.
6. 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 title to the property conveyed herein, in the event of a breach of the non-discrimination provisions contained in paragraph four hereof during the term of this right-of-way.

7. The grantee agrees that as long as property conveyed hereby is used for the purpose designated herein, or for another purpose involving the same or 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.
8. The grantee agrees that in the event of violation or failure to comply with the requirements imposed by paragraph four, the United States may seek judicial enforcement of such requirements.
9. The assurances and covenant required by paragraphs 4-8 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).
10. The grantee agrees that he 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.
11. Subject to attached material site stipulations which are made a part hereof by reference.


Chief, Division of Land Office

Information Copy to:
Department of Highways
Right-of-Way Section
P. O. Box 589
Douglas, Alaska 99824

cc:
Case
Reading

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.

FD&LO 2234-2
December 1964

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Fairbanks Recording District

Serial No. 150

Description: Proj. No. S-0680(13)
Olmes to Globe Creek, Elliott Hwy.,
Parcel No. M.S. 680-010-2, 62-2506.

MATERIAL SITE STIPULATIONS

The Grantee, by accepting this material site under the Federal Highway Act, agrees and consents to comply with all of the provisions under 43 CFR, Part 2234.1-3(c), and to the following terms and conditions, unless specifically authorized in writing:

1. All of the provisions of this material site protecting the government or third parties shall remain in effect until revocation or termination by the authorized officer.
2. The Grantee shall promptly notify the Bureau of Land Management when the material site is no longer needed.
3. The responsibility of identifying the boundaries of the material site and the protection of the survey monuments shall be the duty of the Grantee.
4. The Grantee shall post the number of this material site on the land and in such a fashion that it may be readily seen by the general public. Such posting will serve as notice that the land is under authorized use.
5. The Grantee shall not cause damage or defacement of adjacent lands and shall save the government harmless of all liability and expense arising from, or consequential to, such damage. The Grantee shall contact the officer in charge immediately after such damage.
6. All borrow pits and clearings must be screened from the highway by leaving an untouched strip of vegetative cover 50 feet wide between the edge of the borrow pit clearing and the nearest edge of the road clearing. Necessary access roads are authorized through the above reserve strip.
7. All brush and timber, standing or down, necessarily removed to expose materials must be buried or burned.
8. The Grantee shall take adequate measures for the prevention and suppression of fire on the material site area and adjacent land, as prescribed by the authorized officer.
9. Before revocation or termination of this material site, the area must be graded to blend with the existing landscape so that the pit will not present an unsightly appearance.
10. The Grantee shall submit to the Bureau of Land Management the kind, quantity, and uses made of the materials extracted during each fiscal year.

ENGINEER'S STATEMENT

Andy Zahare STATES THAT HE IS BY OCCUPATION A CIVIL ENGINEER EMPLOYED BY ALASKA DEPT. OF HIGHWAYS TO SUPERVISE THE SURVEY OF HIGHWAY PROJECT NO. 5-0680(13) AS SHOWN ON THIS MAP; 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 1962; AND THAT SUCH SURVEY IS ACCURATELY REPRESENTED UPON THIS PLAT

ENGINEER Andy Zahare

APPLICANT'S CERTIFICATE

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 MAP, WHICH HAS BEEN ADOPTED BY THE APPLICANT AS THE APPROXIMATE FINAL LOCATION OF THE PROJECT THEREBY SHOWN; AND THAT THIS MAP IS FILED AS A PART OF THE COMPLETE APPLICATION, AND IN ORDER THAT THE APPLICANT MAY OBTAIN THE BENEFITS OF THE ACT OF AUGUST 27, 1958 (72 STAT. 885, 23 U.S.C. 317); AND I FURTHER CERTIFY THAT THE RIGHT OF WAY HEREIN DESCRIBED IS DESIRED FOR ALASKA HIGHWAY PROJECT NO. 5-0680(13)

COMMISSIONER OF HIGHWAYS, ALASKA DEPT. OF HWYS.

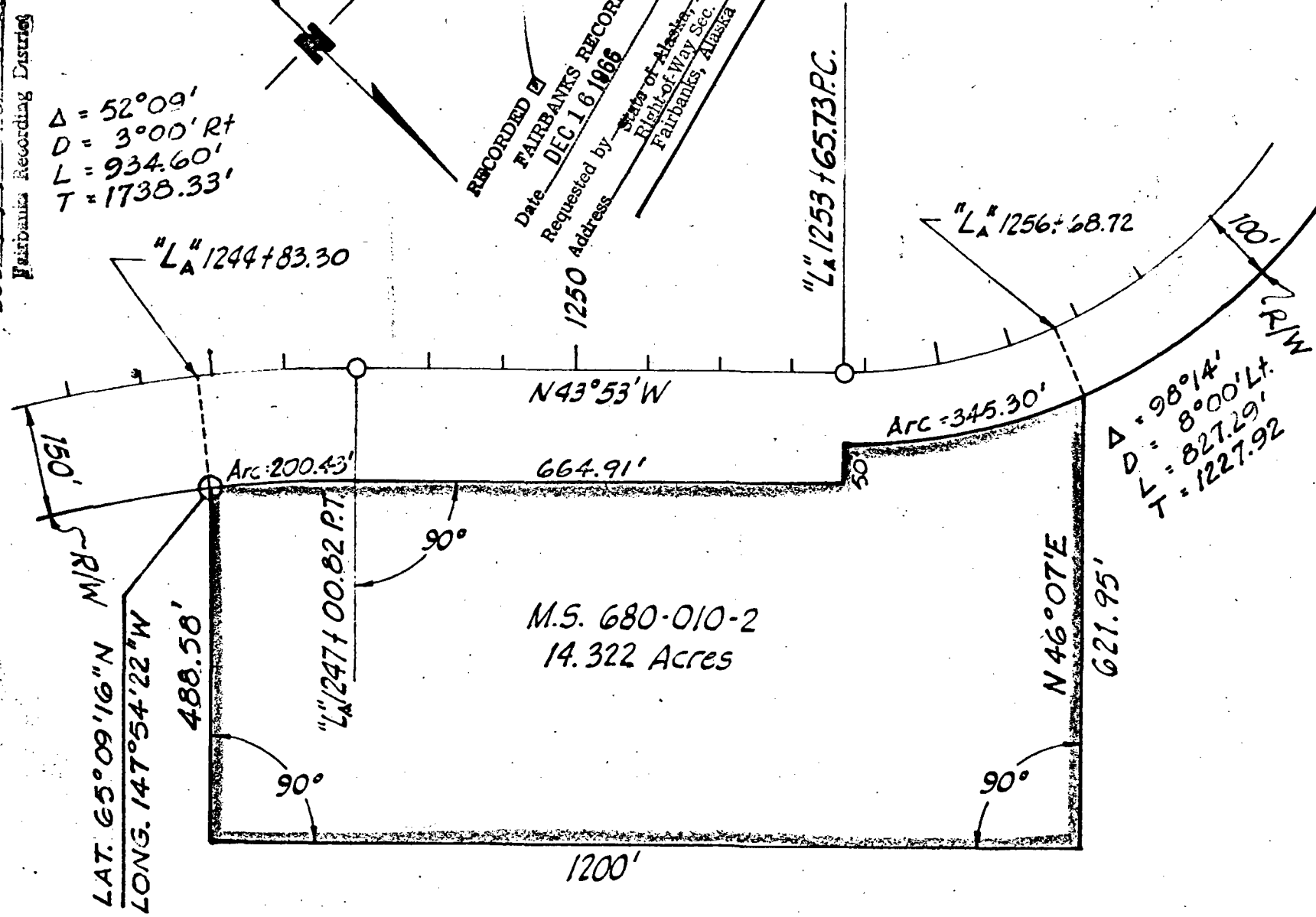
Attest R. E. Fassel

STATE OF ALASKA
DEPARTMENT OF HIGHWAYS
MAP
SHOWING MATERIAL SOURCE REQUIRED FOR
PROJECT 5-0680-(13) Fairbanks DISTRICT
PARCEL NO. M.S. 680-010-2 DATE 8 Apr '64

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Fairbanks Recording District

$\Delta = 52^{\circ}09'$
 $D = 3^{\circ}00' Rt$
 $L = 934.60'$
 $T = 1738.33'$

RECORDED & INDEXED
FAIRBANKS RECORDING DISTRICT
Date DEC 16 1966
Requested by State of Alaska, Dept. of Hwy.
Address Fairbanks, Alaska
Time 2:15 PM



AREA _____ SQ. FT. 14.322 ACRES
SCALE 1" = 200' DRAWN BY W.C.L.