

2004-024186-0

Recording Dist: 401 - Fairbanks

10/25/2004 1:47 PM Pages: 1 of 22

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FAIRBANKS RECORDING DISTRICT

THIS COVER SHEET HAS BEEN ADDED TO THIS DOCUMENT TO PROVIDE SPACE FOR RECORDING DATA AND TO COMPLY WITH MARGIN REQUIREMENTS SET FORTH IN 11 AAC 06.040 OF TITLE 11 OF THE ALASKA ADMINISTRATIVE CODE.

THIS COVER SHEET APPEARS AS THE FIRST PAGE OF THE DOCUMENT IN THE OFFICIAL RECORD.

DO NOT DETACH

Return To: Jilu Luker
P.O. BOX 72853
FBKS AK. 99707

/

Tuesday

Oct. 19, 2004

COMM. PLANNING DEP.

OCT 21 2004

RECEIVED

Fairbanks North Star Borough
Community Planning 2nd Floor
809 Pioneer Road
PO Box 71267
Fairbanks, Alaska 99707

Gentlemen: "LAND PARCEL INFORMATION"

Regarding Township 1 North, Range 4 East, Fairbanks Meridian, Homestead Entry AKF 022194 was filed October 27, 1958 with patent being later issued to Elbridge B. Walker.

The date of the rectangular survey for this township was April 16, 1962.

According to the Section Line Easement Research procedure used by both the BLM and FNSB, evidence indicates there are no section-line easements within the area of Patent Number 1234207 because date of Homestead Entry predated survey plat approval (item 6. a.).

HENCE PLEASE TAKE NOTICE: You have as of this date, been notified of these facts. Any unauthorized use or entry, within Patent Number 1234207 by Borough agents, contractors or representatives, may quickly become a liability.

Thank you.

Jill Lub
10-25-04

Enclosures:

1. Section Line Research
2. AKF 022194 abstract
3. Historical Index
4. Rectangular Survey
5. Patent 1234207
6. Patent 1234207 Area

Respectfully,

Elliott Lowe

Elliott Lowe
PO Box 73942
Fairbanks, Alaska 99707

21 pages

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SECTION LINE EASEMENT RESEARCH

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1. Identify property on each side of the section line from a known public road to property in question.
2. From the Federal Status Plat, (MTP), extract the patent number of each parcel identified.
3. Extract the serial number of the filing which led to patent from either BLM's patent file or Historical Index. Also, the patent number may be entered into the BLM Lands Computer (ALIS), and the information can be accessed.
4. Using the serial number, extract from the abstract, the date of the entry leading to patent.
5. From BLM's plat of survey, extract the date of plat approval.
6. ~~Using the date of entry and the date of survey plat approval, prepare an analysis of the data as follows:~~
 - a. ~~If date of entry predates survey plat approval, there is, no easement.~~
 - b. If entry predates April 6, 1923, there is, no section line easement.
 - c. If survey plat approval, predates April 6, 1923, but date of entry is after April 6, 1923, but before January 18, 1949 and after March 21, 1953, there is, a section line easement.
 - d. If survey plat approval is during the period of January 18, 1949 and March 21, 1953, and date of entry falls within this period, there is, no section line easement.
 - e. If survey plat approval is during the period of January 18, 1949 and March 21, 1953 and date of entry falls after March 21, 1953, there is, a section line easement.
 - f. If the land is in State ownership, there is, a section line easement.
 - g. If the land was disposed of by the State or Territory during the period of January 18, 1949 and March 26, 1951, there is, no section line easement.
 - h. United States Surveys and Mineral Surveys, are not a part of the rectangular net survey. If the rec. net survey is later extended, it is established, around these surveys. There are no section lines through a US Survey or a Mineral Survey, therefore, no section line easement can exist on such areas.

There may be many other situations which will require evaluation and decision on a case by case basis.

** 50 foot, from center of section line, State ownership.**

** 33 foot, from center of section line, Homestead Entry.**



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2004-024186-0

Bureau of Land Management - Alaska LIS-Online

Case Abstract for: AKF 022194

OCT 2 2004

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Case Serial Num: AKF 022194
 Case Type: 256700 He Alaska
 Case Status: Closed
 Case Status Actn: Case Closed
 Case Status Date: 19-NOV-1963
 FRC Site Code: SEA
 Accession Num:
 Box Num: of
 Disp Date:
 Location Code:

Customer Data

Custid: 000046772 Int Rel: Applicant Pct Int: .00000
 Cust Name: WALKER, ELBRIDGE B
 Cust Address: C/O RCA
 PO BOX 667
 CLEAR AK 99704

Administrative/Status Action Data

Date	Code/Description	Remarks	Doc ID	Ofc	Emp
27-OCT-1958	001 Application Filed	--	--	ADP	LH
10-JUL-1961	244 Final Proof Filed	--	--	ADP	LH
10-JUL-1961	001 Application Filed	--	--	ADP	LH
17-JUL-1961	244 Final Proof Filed	--	--	ADP	LH
29-AUG-1961	244 Final Proof Filed	--	--	ADP	LH
28-AUG-1963	176 Authorization Issued	ENTRY ALLOWED	--	ADP	LH
19-NOV-1963	879 Patent Issued	--	PA0001234207	ADP	LH
19-NOV-1963	970 Case Closed	TITLE TRSF	--	ADP	LH
27-AUG-1992	996 Converted To Prime	--	--	940	BKM

No Financial Actions Found

No Case Remarks Found

No Geographic Names Found

Land Description

Mr	Twp	Rng	Sec	Aliquot	Survey ID	Tr	Blk	Lot	Di	Bor	NR	LS	Acres
13	1N	4E	28	S2SWSWSW	--	--	--	--	02	090	11	PA	5.0000
					Doc ID: PA0001234207				USR: 754				
13	1N	4E	29	S2S2SESE	--	--	--	--	02	090	11	PA	10.0000
					Doc ID: PA0001234207				USR: 754				
13	1N	4E	29	SESESWSE	--	--	--	--	02	090	11	PA	2.5000
					Doc ID: PA0001234207				USR: 754				
13	1N	4E	32	E2E2W2NE	--	--	--	--	02	090	11	PA	20.0000
					Doc ID: PA0001234207				USR: 754				
13	1N	4E	32	E2NE	--	--	--	--	02	090	11	PA	80.0000
					Doc ID: PA0001234207				USR: 754				



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13 1N 4E 33 W2W2NW - - - - 02 090 11 PA 40.0000

Doc ID: PA0001234207

USR: 754

Patented: 157.5000

Conveyed: 157.5000

Total Case Acres: 157.5000

End of Case: AKF 022194

No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data. Refer to specific BLM case files for official land status information.

John L. ...

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2004-024186-0

US Department of the Interior
Bureau of Land Management

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Alaska Land Information System - ALIS Online

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Historical Index Retrieval by MTR
Meridian: 13 Township: 1N Range: 4E

Action Date	Section	Aliq Part	Lots	Other Desc	Acres Qty	Case Serial Num	Kind Entry	Remarks
14-APR-1949				M&B; 1N 2E FM	86000	585	PLO WDL IN AID LEGISLATION & CL	REV BY PLO 1124 4/14/1955
14-APR-1955				M&B; 1N 2E FM	86000	1124	PLO REV PLO 585 4/14/1949 WDL IN AID LEGISLATION & CL	
19-JUN-1956				M&B	7.32	F 012942	GRAVEL PER	CLOSED 6/26/1961
19-JUN-1956				M&B	8.07	F 012945	GRAVEL PER	CLOSED 6/26/1961
20-JUN-1956				M&B	7.71	F 012946	GRAVEL PER	CLOSED 7/26/1961
20-JUN-1956				M&B	16.2	F 012947	GRAVEL PER	CLOSED 7/26/1961
10-APR-1957				M&B	40	F 014461	SLUP	CLOSED 9/6/1961
14-MAY-1957				M&B	25	F 014493	GRAVEL PER	TERM 4/1/1963
28-JUN-1957				M&B	80	F 014764	T&M APLN	CANC 8/29/1960
09-SEP-1957				M&B	160	F 015579	HE APLN	SEE PAT 1231910 5/14/1963
18-NOV-1957				M&B	160	F 016944	HE APLN	SEE PAT 1231634 4/18/1963
24-MAR-1958				M&B		F 019206	HE APLN	SEE PAT 1230184 1/3/1963
04-APR-1958				M&B	160	F 019271	HE APLN	CANC 1/2/1963
08-MAY-1958				M&B	160	F 014617	HE APLN	AMDT DESC 10/5/1962; SEE PAT 1231323 3/19/1963

File

5

2004-024186-0

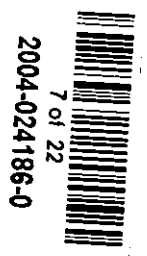


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14-MAY-1958	M&B	120	F 019617	HE APLN	SEE PAT 50-76-0085 12/12/1975
19-MAY-1958	M&B		F 019626	HE APLN	REL 4/15/1960
19-MAY-1958	M&B		F 019627	HE APLN	EXP 5/19/1963
27-MAY-1958	M&B		F 019692	HE APLN	REL 7/16/1959
04-JUN-1958	M&B	160	F 019724	HE APLN	REL 3/26/1962
25-JUN-1958	M&B	160	F 019812	HE APLN	REL 3/19/1963
25-JUN-1958	M&B; 1S 4E FM	160	F 020003	HE APLN	AMDT DESC 8/10/1959; SEE PAT 50-72-0363 4/10/1972
11-SEP-1958	M&B		F 020989	HE APLN	REL 7/19/1960
15-SEP-1958	M&B		F 021016	HE APLN	PART CANC 3/7/1963; REL 5/17/1963
22-SEP-1958	M&B		F 020436	TCP	CLOSED 10/2/1959
22-SEP-1958	M&B	160	F 021068	HE APLN	CANC 8/29/1960
23-SEP-1958	M&B		F 021072	HE APLN	CANC 8/29/1960
23-SEP-1958	M&B		F 021073	HE APLN	REL 6/16/1960
27-OCT-1958	M&B	160	F 022194	HE APLN	SEE PAT 1234207 11/19/1963
05-JAN-1959	M&B; SEE RMKS	860	F 022257	TCP	OTHER TPS; 1N 5E, 1S 4E FM; CLOSED 3/6/1961
04-FEB-1959	M&B		F 022839	TCP	CLOSED 2/1/1962
12-MAR-1959	M&B		F 022847	TCP	CLOSED 4/12/1960
10-APR-1959	M&B		F 023020	TCP	CLOSED 4/10/1960
01-	M&B; 1S 4E FM	160	F 023310	HE APLN	CLOSED 6/27/1962

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MAY-1959							
01-MAY-1959	M&B		F 023311	HE APLN		REL 3/1/1960	
12-MAY-1959	M&B		F 023365	HE APLN		REL 7/28/1959	
12-MAY-1959	M&B		F 023366	HE APLN		REL 7/29/1959	
12-MAY-1959	M&B		F 023367	HE APLN		AMDT DESC 6/20/1961; REL 4/29/1964	
03-JUN-1959	M&B		F 023440	HE APLN		PART CANC 1/23/1963; EXP 6/3/1964	
10-JUN-1959	M&B; 1S 4E FM	160	F 023484	HE APLN		PART REL 5/5/1960; PART REL 6/10/1964; SEE PAT 50-72-0403 5/2/1972	
30-JUL-1959	M&B		F 023727	HE APLN		AMDT DESC 12/5/1961; SEE PAT 1232348 6/20/1963	
30-JUL-1959	M&B		F 023728	HE APLN		SEE PAT 50-65-0350 12/11/1964	
07-AUG-1959	M&B		F 023743	TCP		CLOSED 3/20/1961	
11-AUG-1959	M&B		F 023780	HE APLN		REL 7/20/1960	
06-OCT-1959	M&B		F 024243	HE APLN		CLOSED 10/9/1961	
27-NOV-1959	M&B	160	F 024502	HE APLN		SEE PAT 1232058 5/27/1963	
01-MAR-1960	M&B		F 024966	HE APLN		PART CANC 1/23/1963; AMDT TO HOMESITE 1/16/1964; EXP 3/1/1965	
21-MAR-1960	M&B		F 025077	TCP		CANC 6/1/1960	
04-MAY-1960	M&B	40	F 025526	HE APLN		CONSOLIDATED WITH F 023484 10/9/1961	
19-MAY-1960	M&B	80	F 025626	HE APLN		OCC 5/7/1960; REL 9/11/1961	
22-JUN-1960	M&B	160	F 025920	HE APLN		CLOSED 7/11/1961	
20-	M&B		F 026270	HE APLN		OCC 7/20/1960; CLOSED	

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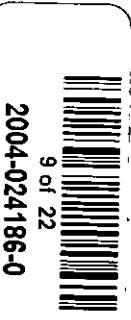


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JUL-1960						4/30/1962
02-AUG-1960	27	N2SW, N2SE		F 026307	TCP	EXP 8/2/1961
18-NOV-1960			M&B	7.71 F 025927	R/W MAT SITE	CLOSED 4/19/1968
18-NOV-1960			M&B	7.32 F 025928	R/W MAT SITE	CLOSED 4/19/1968
18-NOV-1960			M&B	16.2 F 025929	R/W MAT SITE	
18-NOV-1960			M&B	8.07 F 025931	R/W MAT SITE	CLOSED 4/19/1968
04-APR-1961			M&B	40 F 027538	HE APLN	CLOSED 5/7/1962
05-APR-1961			M&B	40 F 027540	HE APLN	REL 8/11/1961
24-APR-1961			M&B	160 F 027603	HE APLN	REL 4/25/1961
24-APR-1961			M&B	160 F 027604	HE APLN	CLOSED 2/5/1962
19-MAY-1961			M&B	40 F 027749	HE APLN	CLOSED 2/27/1962
30-JUN-1961			M&B	160 F 028036	HE APLN	SEE PAT 50-67-0133 9/6/1966
24-JUL-1961			M&B	160 F 028120	HE APLN	SEE PAT 50-67-0132 9/6/1966
25-JUL-1961			M&B	160 F 028129	HE APLN	CANC 1/23/1963
11-AUG-1961			M&B	F 028262	HE APLN	CLOSED 11/20/1961
11-SEP-1961			M&B	80 F 028337	HE APLN	DECLARED UNACCEPTABLE IN PART 3/12/1962; REL 6/6/1962
15-SEP-1961	27	NESWNE N2SENE		30 F 028261	TCP	CLOSED 9/20/1962
01-DEC-1961			M&B	20 F 028737	T&M APLN	PART REJ 9/11/1967; SEE PAT 50-68-0214 4/5/1968
26-			M&B	F 029392	HE APLN	SEE PAT 50-66-0466

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MAR-1962							4/15/1966
12-APR-1962		M&B; 1S 4E FM	140	F 029451	HE APLN	SEE PAT 50-73-0042	9/1/1972
16-MAY-1962		M&B; 1N 3E FM		F 029340	R/W (FED AID HWY)	100' CENTERLINE; TITLE MERGED IN PART & DECLARED NULL & VOID IN PART	7/29/1985
21-MAY-1962		M&B	40	F 029788	HE APLN	SEE PAT 50-66-0071	9/16/1965
18-JUN-1962		M&B	20	F 029907	HE APLN	CLOSED 6/18/1967	
12-OCT-1962		M&B	160	F 030189	HE APLN	SEE PAT 50-66-0194	10/22/1965
20-DEC-1962		M&B	40	F 030601	T&M APLN	AMDT TO HDQ S 6/5/1968; SEE PAT 50-69-0119 11/8/1968	
03-JAN-1963	29	SENW, W2SW, NESW	160	1230184	HE PAT	SEE F 019206	
29-JAN-1963		M&B		F 028026	R/W	OTHER TP: 1N 5E FM; PART NULL & VOID	7/29/1985
25-FEB-1963		M&B; 1N 5E FM		F 028025	R/W MAT SITE	REL 9/28/1981	
12-MAR-1963		M&B	160	F 028714	HE APLN	SEE PAT 50-66-0084	9/17/1965
19-MAR-1963	30	E2SE, NWSE		E2SWSE	1231323	HE PAT	
19-MAR-1963	31	6	165.45	1231323	HE PAT	SEE F 014617	
18-APR-1963	30	SENW, E2SW		1231634	HE PAT		
18-APR-1963	31	NENW	160	1231634	HE PAT	SEE F 016944	
14-MAY-1963	30	4		1231910	HE PAT		
14-MAY-1963	31	1,2	1N 3E FM	98.26	1231910	HE PAT	SEE F 015579
27-MAY-1963	36	NW	160	1232058	HE PAT	SEE F 024502	

John H. ...

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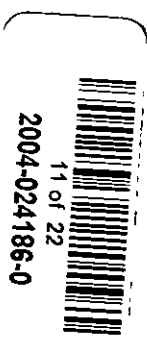


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07-JUN-1963			M&B	F 030808	HE APLN	
07-JUN-1963			M&B	160 F 030808	HE APLN	SEE PAT 50-66-0303 1/31/1966
07-JUN-1963			M&B	80 F 030913	HE APLN	CLOSED 7/25/1968
20-JUN-1963	35	NW		160 1232348	HE PAT	SEE F 023727
15-JUL-1963			M&B	160 F 030781	HE APLN	PART REL 8/28/1963; REL 9/18/1963
01-AUG-1963	24		ALL	1232795	SS PAT	
01-AUG-1963	25	SW, SE		1232795	SS PAT	
01-AUG-1963	27	N2NE, N2NW		1232795	SS PAT	
01-AUG-1963	28	NE, NW	SEE RMKS	1232795	SS PAT	N2NWSW, SESWSW, N2SWSWSW
01-AUG-1963	29	NE, W2NW, NENW, SESW, NWSE	SEE RMKS	1232795	SS PAT	N2NESE, N2S2SESE, N2SWSE, SWSWSE, W2SESWSE, NESESWSE
01-AUG-1963	30	NE, NENW	1,2,3	1232795	SS PAT	
01-AUG-1963	31	E2SW, SE	4,5	1232795	SS PAT	
01-AUG-1963	32	NW, SW, W2SE	W2E2W2NE, W2W2NE	1232795	SS PAT	
01-AUG-1963	33	SENW, W2SE	W2SWNE, W2W2E2SWNE	1232795	SS PAT	
01-AUG-1963	34	SESW, S2SE		1232795	SS PAT	
01-AUG-1963	35	E2SW, SWSW, SE		1232795	SS PAT	
01-AUG-1963	36	NE, SW, SE		4065.16 1232795	SS PAT	SEE F 024511
24-OCT-			M&B	160 F 031561	HE APLN	PART REL & AMDT TO HOMESITE 8/23/1968;

J. L. ...

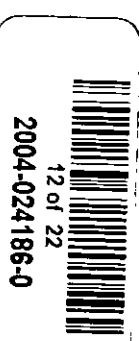
(10)



1963							SEE PAT 50-71-0044 5/5/1971
19-NOV-1963	28		S2SWSWSW		1234207	HE PAT	
19-NOV-1963	29		S2S2SESE, SESESWSE		1234207	HE PAT	
19-NOV-1963	32	E2NE	E2E2W2NE		1234207	HE PAT	
19-NOV-1963	33		W2W2NW	157.5	1234207	HE PAT	SEE F 022194
27-JAN-1964			M&B	40	F 030937	HE APLN	SEE PAT 50-66-0304 1/31/1966
27-JAN-1964			M&B	40	F 030938	HE APLN	SEE PAT 50-68-0187 1/26/1968
29-JUL-1964			M&B	160	F 032020	HE APLN	SEE PAT 50-68-0129 11/21/1967
01-SEP-1964	25	N2NE, NENW			50-65-0159	SS PAT	
01-SEP-1964	26	NE, N2NW, E2SW, SE	SEE RMKS		50-65-0159	SS PAT	N2S2NW, SESWNW, S2SESW, E2NWSW, S2SWSW, NESWSW
01-SEP-1964	27	S2NW	SEE RMKS		50-65-0159	SS PAT	N2S2NE, SWSWNE, W2W2SE, SESWSE, W2SESE
01-SEP-1964	28	SE	S2NWSW, N2SWSW		50-65-0159	SS PAT	
01-SEP-1964	29		S2NESE, N2SESE		50-65-0159	SS PAT	
01-SEP-1964	34	NWSE	IN 3E, 1S 4E FM	1360	50-65-0159	SS PAT	SEE F 027299
02-OCT-1964			M&B	40	F 032260	HE APLN	SEE PAT 50-67-0105 8/19/1966
06-NOV-1964			TR B		50-65-0293	SS PAT	
06-NOV-1964	33		SEE RMKS	3205	50-65-0293	SS PAT	E2E2NESWNE, E2SESWNE, E2W2SESWNE; SEE F 024511
06-NOV-1964			TR A	11497	50-65-0294	SS PAT	SEE F 024505

J. L. Luch

(11)



11- DEC- 1964	35	NE		160	50-65- 0350	HE PAT	SEE F 024728
16- SEP- 1965	33	NESW		40	50-66- 0071	HE PAT	SEE F 029788
17- SEP- 1965	34	W2NE, E2NW		160	50-66- 0084	HE PAT	SEE F 028714
22- OCT- 1965	34	W2NW, N2SW		160	50-66- 0194	HE PAT	SEE F 030189
31- JAN- 1966	28	SESW			50-66- 0303	HE PAT	
31- JAN- 1966	33	N2NE, NENW		160	50-66- 0303	HE PAT	SEE F 030808
31- JAN- 1966	33	SENE		40	50-66- 0304	HE PAT	SEE F 030937
15- APR- 1966	31	S2NE	7,8	134.55	50-66- 0466	HE PAT	SEE F 029392
19- AUG- 1966	32	NESE		40	50-67- 0105	HE PAT	SEE F 032260
06- SEP- 1966	34	E2NE, NESE			50-67- 0132	HE PAT	
06- SEP- 1966	35	NWSW		160	50-67- 0132	HE PAT	SEE F 028120
06- SEP- 1966	27	SW		160	50-67- 0133	HE PAT	SEE F 028036
21- NOV- 1967	26		SEE RMKS		50-68- 0129	HE PAT	SWSWNW, W2NWSW, NWSWSW
21- NOV- 1967	27	NESE	SEE RMKS	160	50-68- 0129	HE PAT	E2NWSE, NWSWSE, N2SESE, S2SENE, SESWNE; SEE F 032020
26- JAN- 1968	34	SWSW		40	50-68- 0187	HE PAT	SEE F 030938
05- APR- 1968	30		NWSWSE	10	50-68- 0214	T&M PAT	SEE F 028737
08- NOV- 1968	31		W2NWSW	5	50-69- 0119	HDQ S PAT	SEE F 030601
05- MAY- 1971	25		S2SESWNW	5	50-71- 0044	HOMESITE PAT	SEE F 031561
10-	33	SESW	1S 4E FM	157.36	50-72-	HE PAT	SEE F 020003

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APR-1972					0363		
02-MAY-1972	32	SESE			50-72-0403	HE PAT	
02-MAY-1972	33	SWSW	1S 4E FM	119.12	50-72-0403	HE PAT	SEE F 023484
01-SEP-1972	33	E2SE	1S 4E FM	80	50-73-0042	HD PAT	SEE F 029451
12-DEC-1975	25	SENE	1N 4E FM	158.59	50-76-0085	HD PAT	SEE F 019617
21-JUN-1983	25		SEE RMKS		50-83-0204	SS PAT	SWNE, NWNW, N2SWNW, SWSWNW, N2SESWNW, SENW, SWSWSE
21-JUN-1983	31	3	SEE RMKS		50-83-0204	SS PAT	E2SENW, E2NWSNW, SWSNW
21-JUN-1983	33		SEE RMKS	305.72	50-83-0204	SS PAT	W2E2NESWNE, E2W2NESWNE, E2W2NW, NWSW; SEE F 027299

Total records retrieved: 147
 Tuesday, October 19, 2004 at 12:59:25 (AKDT)

Report Information/Help

No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data. Refer to specific BLM case files for official land status information.

The ALIS Online HI Retrieval provides up-to-date historical case information derived from data retrieved from the BLM Alaska State Office "production" database.

For case data related information/help, contact the BLM Alaska Public Information Center at (907) 271-5960.
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John Loh

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2004-024186-0

TOWNSHIP 1 NORTH, RANGE 4 EAST, OF THE FAIRBANKS MERIDIAN, ALASKA

COMM. PLANNING DEPT.

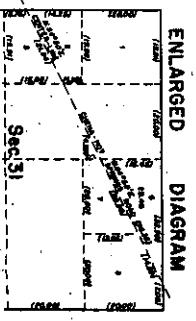
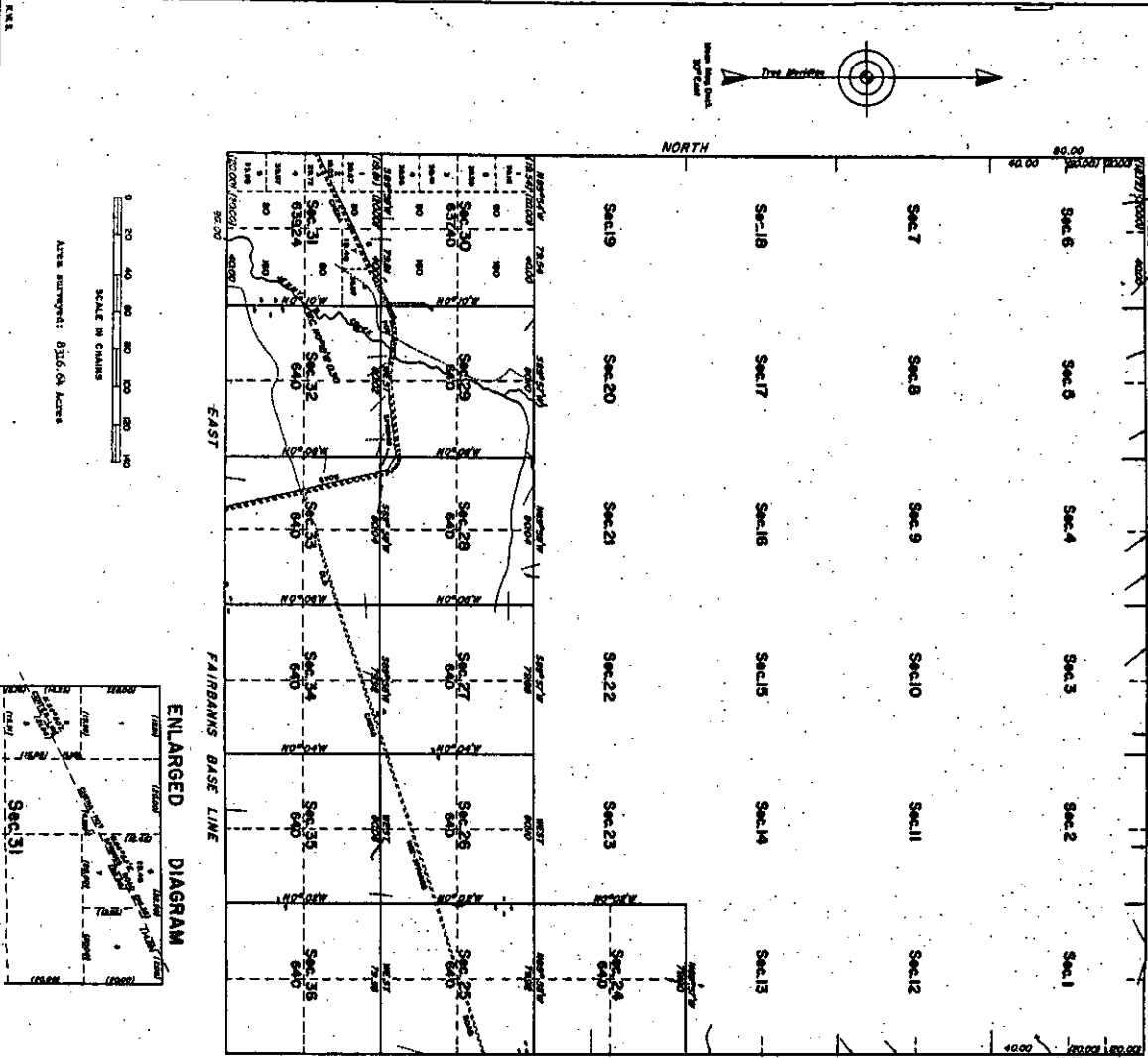
OCT 21 2004

Officially filed REGISTERED Land Office
on September 16, 2004, at 10:00 AM

David L. Spivey
Surveyor

This boundary was surveyed by Edward A.
in 1960.

The north, east and south boundaries and a portion of the westerly boundary lines were surveyed by Edward A. Taylor, October 20, 1999 to July 1, 2000, under special license to survey Alaska lands, license number 48000, issued April 27, 1998 and approved May 03, 1998.



NORTH
First Guide Meridian East
Latitude 66° 00' 00.0000" N
Longitude 149° 00' 00.0000" W

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Washington, D.C. April 16, 1999

This plat is strictly conformable to the approved field notes, and the survey, having been correctly executed in accordance with the requirements of law and the regulations of this Bureau, is hereby accepted.

For the Director:
Edward A. Taylor
Chief, Division of Engineering

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John Lule



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2004-024186-0

The United States of America

COMM. PLANNING DEP.

To all to whom these presents shall come, Greeting:

OCT 21 2004

RECEIVED

WHEREAS, a certificate of the Land Office at Fairbanks, Alaska, is now deposited in the Bureau of Land Management, whereby it appears that pursuant to the act of Congress of May 20, 1862 (12 Stat. 392),

and the acts supplemental thereto, the claim of **Elbridge B. Walker**

has been established and that the requirements of law pertaining to the claim have been met, for the following described land:

Fairbanks Meridian, Alaska.

T. 1 N., R. 4 E.,

Sec. 28, S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Sec. 29, S $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 32, E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ E $\frac{1}{2}$ W $\frac{1}{4}$ NE $\frac{1}{4}$;

Sec. 33, W $\frac{1}{2}$ W $\frac{1}{4}$ W $\frac{1}{4}$;

The area described contains **157.50** acres, according to the official plat of the survey of the said land, on file in the Bureau of Land Management:

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, DOES HEREBY GRANT unto the said claimant and to the heirs of the said claimant the tract above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to (1) any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and (2) the reservation of a right-of-way for ditches or canals constructed by the authority of the United States, in accordance with the act of August 30, 1890 (26 Stat., 391, 43 U. S. C. sec. 9-15). There is also reserved to the United States a right-of-way for the construction of railroads, telegraph and telephone lines, in accordance with section 1 of the act of March 12, 1914 (38 Stat., 305, 48 U. S. C. sec. 305).

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat., 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in the District of Columbia, the **NINETEENTH** day of **NOVEMBER** in the year of our Lord one thousand nine hundred and **SIXTY-THREE** and of the Independence of the United States the one hundred and **EIGHTY-EIGHTH**.

[SEAL]

For the Director, Bureau of Land Management.

By Elizabeth B. Hucks

Chief, Patents Section.

Patent Number **12221207**

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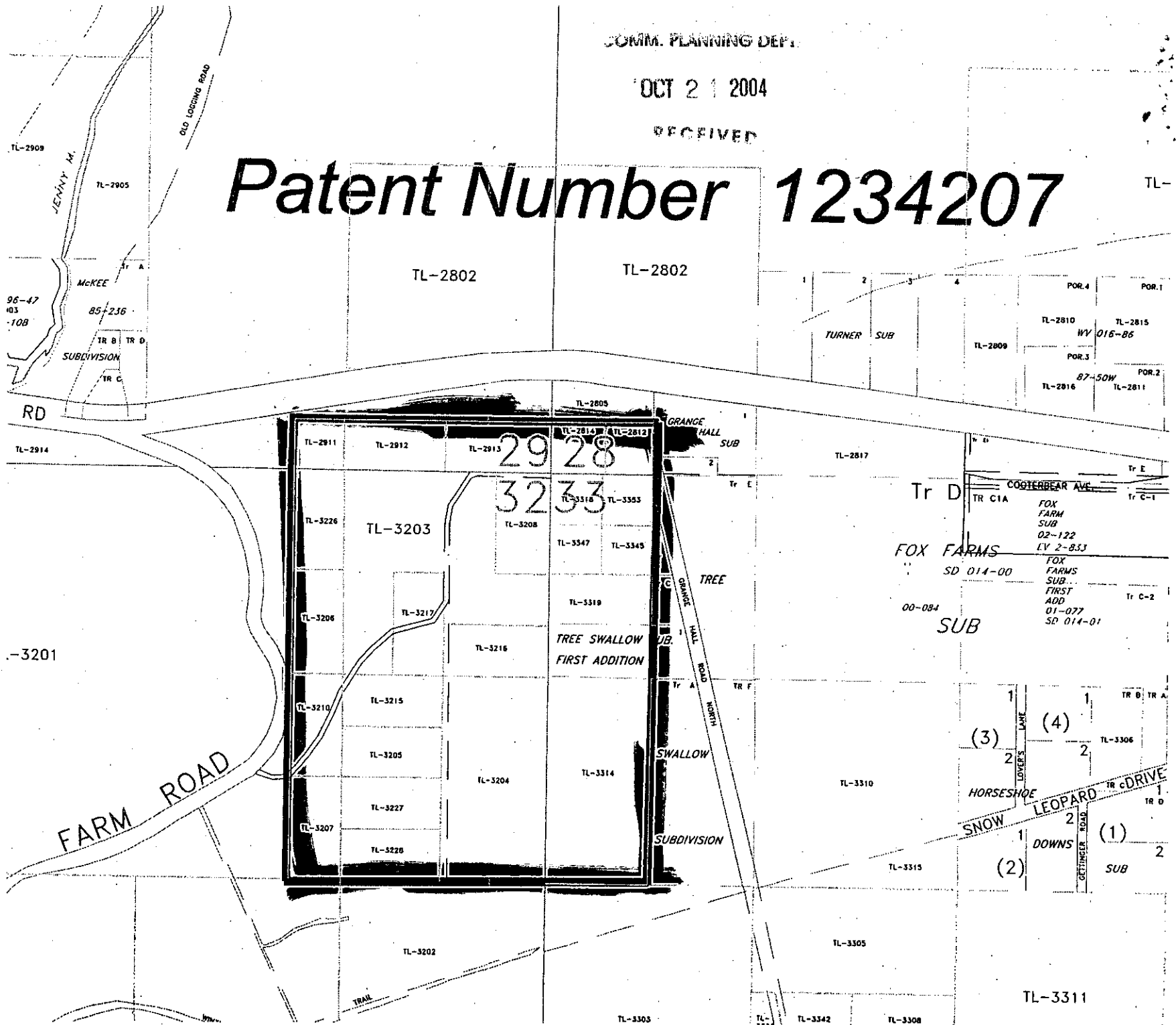


OCT 21 2004

RECEIVED

Patent Number 1234207

John Hill

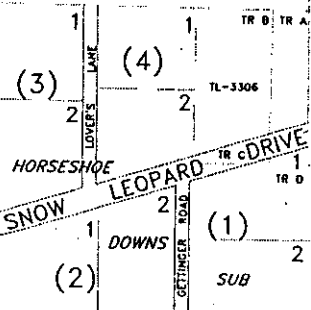


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Thursday
4/30/98

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Dwane Sykes
1511 S. Carterville Road
Orem, Utah 84097

Dear Mr. Sykes:

A neighbor of mine, Jilu Luker, asked me to examine the northern boundary of Section 32, T.1N., R.4E., F.M. The Homestead Entry date for F-022194 was 10-27-58 and the date of rectangular survey was 04-16-62. ~~The Fairbanks North Star Borough researched this and said there was no section line easement because the date of Homestead Entry predated the rectangular survey plat approval.~~

Thank you for leaving Jilu a note on her door. Please do not do anything further until we get this resolved. The following page from the NSB Section Line Easement Research Technique, Section 6.a shows how they reached their conclusion. This is supported by 1988 Alaska State Subdivision Survey, which shows a 50 ft. easement east of the Grange Hall Road and south of the Section line - but no easement west of the Grange Hall Road along that same line.

Thank you.

Sincerely Yours,

Elliott Lowe

Elliott Lowe 907 (h) 488-9749
PO Box 73942 fax 488-4999
Fbks., Ak. 99707

Jilu Luker

Enclosures:

1. Section Line Easement Research Technique
2. 1988 subdivision survey (2 pages)
3. ~~Patent No. 12342107~~
4. Rectangular Survey sheets (2 pages)
5. Land Status Plats (2 pages)
6. Township Historical Index (2 pages)

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2004-024186-0

P 292 465 363

US Postal Service
Receipt for Certified Mail
No Insurance Coverage Provided.
Do not use for International Mail (See reverse)

Sent to <i>Mr Duane Sykes</i>	
Street & Number <i>1511 S. Carterville Rd</i>	
Post Office, State, & ZIP Code <i>Orion, UT 84097</i>	
Postage	\$ <i>3.00</i>
Certified Fee	<i>1.35</i>
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	<i>1.10</i>
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$ <i>5.45</i>
Postmark or Date	<i>APR 28 2008</i>

PS Form 3800, April 1995

*** U.S. POSTAL SERVICE ***
5400 NATL TRAIL
FAIRBANKS ALASKA 99709

CLERK #03
DATE: 04/28/08 04:33:23 PM

1.09 PVI	5.45
TOTAL: \$	5.45
CHECK TENDERED*	5.45

*** THANK YOU ***

Gabe Lube

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2004-024186-0

September 28, 2001

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George & Ji-Lu Luker
Box 72853
Fairbanks, AK 99707

Dear George & Ji-Lu;

As you know, we retraced the property line along the northern boundary of your Taxlot 3318 which is the common line between sections 28 and 33, Township 1 North, Range 4 East, Fairbanks Meridian. As I understood the scope of work was for fencing layout, we set nails along that line at roughly 100' intervals. The basis for this line was the recovered survey markers for the south line of Grange Hall Subdivision, plat #97-36 and the north line of Tract E, Tree Swallow Subdivision, plat #89-35. We found the original monuments to be in good position and in agreement with the dimensions show on the two respective plats of record. No new survey corners were set as part of our survey conducted on September 22, 2001.

The fee for the two hours on this survey line is \$120. If you have any questions, please feel free to call me at 488-0927.

Sincerely;

Martin Gutoski
Box 80187
Fairbanks, AK 99708

Receipt No. 008997
 Date: Sept 29, 2001
 FROM: Ji-Lu + George Luker
 \$120.00
 One Hundred Twenty + 00/100 DOLLARS
 FOR RENT
 FOR SURVEY LINE TL
 FROM: TO:
 ACCT. 120.00
 PAID 120.00
 DUE 0.00
 cash
 check
 money order
SURVEY INNOVATIONS
 P. O. BOX 80167
 COLLEGE, ALASKA 99708
 DC12501

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ID: 4FA4302-23
Page: 11

Date: February 22, 2002
Case: 4FA-02-259 Ci

10:38:14 Wright - that is right.

10:38:24 Court-
widen road, put a fence down center. If you have to build another road, that is cheapest isn't it?

10:38:50 Wright - that is right.

10:38:55 Court-
why are we talking about \$30,000 road, when cheapest would be to widen road.

10:39:12
that would be cheapest. Mr. Middleton has Grange Hill rd going across property Believe there is easement on both sides of line.

10:39:51 Wright - I have witness to take out of order.

~~10:40:03~~ Witness Sworn: Thomas Scarborough
Licensed Land surveyor
Fairbanks, Ak.

~~10:40:45~~ Direct Examination by Wright

~~10:41:23~~ Marked Exhibit (s) H

I have been a witness many times

~~10:41:49~~ Wright - offer as expert

10:41:56 Voir Dire by Therrien
Received license in 1969. NO I have not been on property in question.

10:42:26 COURT - Witness is qualified as an expert.

10:42:52 Correct, I have looked at it to determine if there is section line. Based on records, no section line easement established.

10:43:47 (witness refers to Exhibit H) it all depends on who did what when.

10:44:06 through Federal Statutes set of rules that we all follow to determine section line easement.

10:44:36 NO section on easement for this homestead.

10:45:01 Entry date for initial homestead, 10/27/58.

10:46:39 No section lines as far as homestead concerned.

10:46:49 Therrien - Objection - confusing
Court - tell us your opinion.

10:47:08 Appears to me, we have homestead established prior to federal survey. Not actually section lines until surveyed.

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IN THE SUPERIOR COURT AT FAIRBANKS, ALASKA

CD: 4FA4302-23
Page: 1
Case: 4FA-02-259 CI

Tubbs
vs
Luker

Date: February 22, 2002
Judge: ~~Beistline~~
Clerk: Adamson

PROCEEDINGS: Motion for Preliminary Injunction

COUNSEL PRESENT

Plaintiff: Valerie Therrien
Defendant: Richard W. Wright

08:07:25 Microphone test
08:08:04 End test
08:59:14 On record

08:59:22 Wright - invoke exclusionary rule

08:59:29 COURT - The Exclusionary Rule is invoked

08:59:40 Opening Statement by Therrien
My clients own some property.

09:00:05 Court- I need to know what has happened since last pleadings.

09:00:14 After Writ of Assistance was issued, my clients have had access. They took down 3 of the 4 poles. Gate has been opened and locks taken off.

09:00:46 Hasn't been problems that I know since Writ of Assistance.

09:00:55 Court- I know the case, I have read everything, just want to know if anything has happened since.

09:01:10 Wright - no, I wanted to

09:02:27 Cont. Opening Statement by Therrien
Several witnesses today.

~~09:02:45~~ RE: witnesses

~~court- give offer of proof. What is boroughs position if easement not valid.~~

09:03:33 I don't know.
09:03:42 RE: witnesses

09:04:33 Court- Your clients have two possible ways of getting on to their property, one on easement and the other through borough land?

John Luker

() CC () TO () DOC () PTS () BW () BWQ

(21)

