



Alaska Department of Transportation & Public Facilities

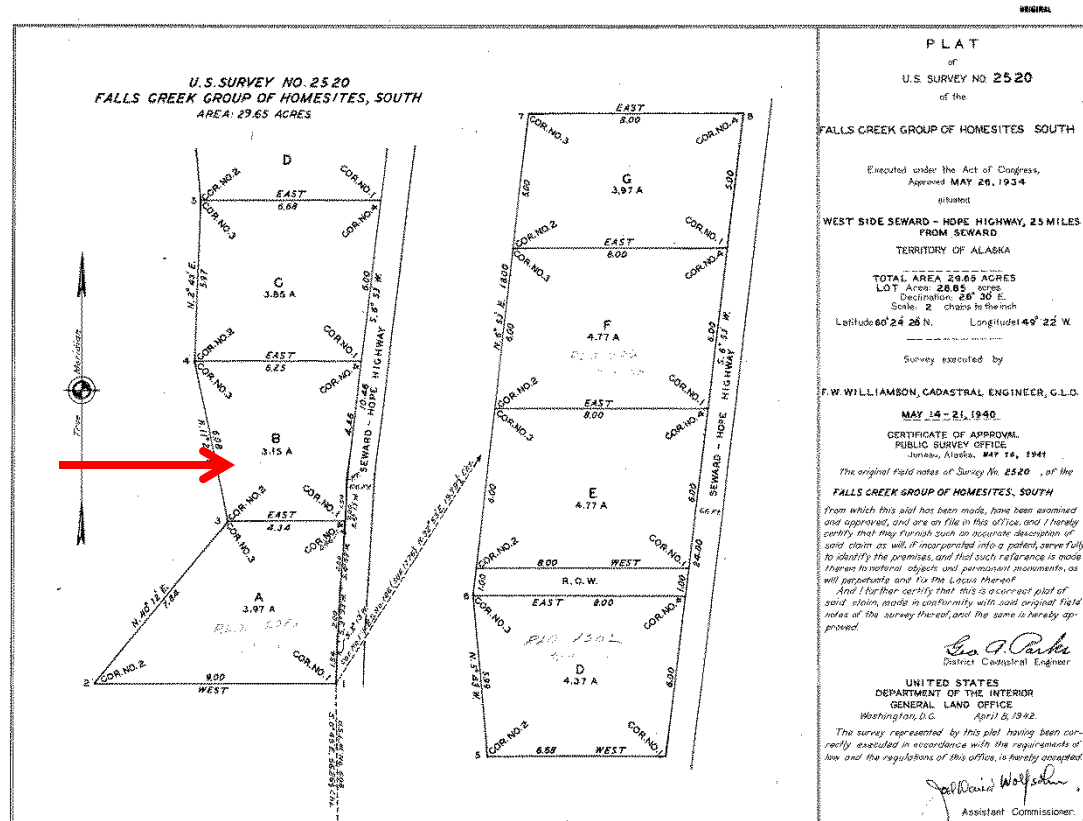
**ROW Research Resources
Case Study of Lot B, USS 2520
Seward Hwy, at Moose Pass**

Eric Fuglestad

Feb. 2016

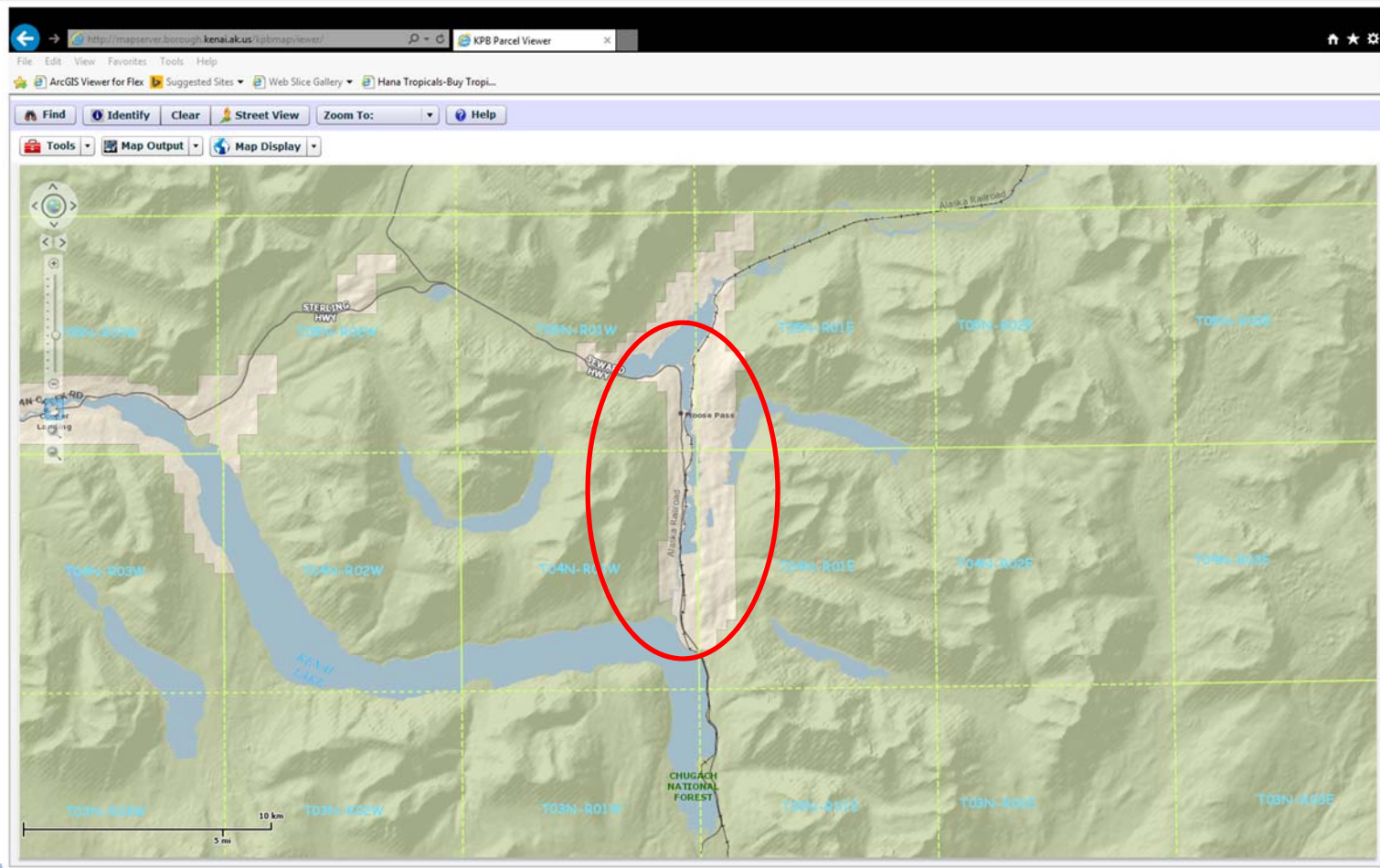


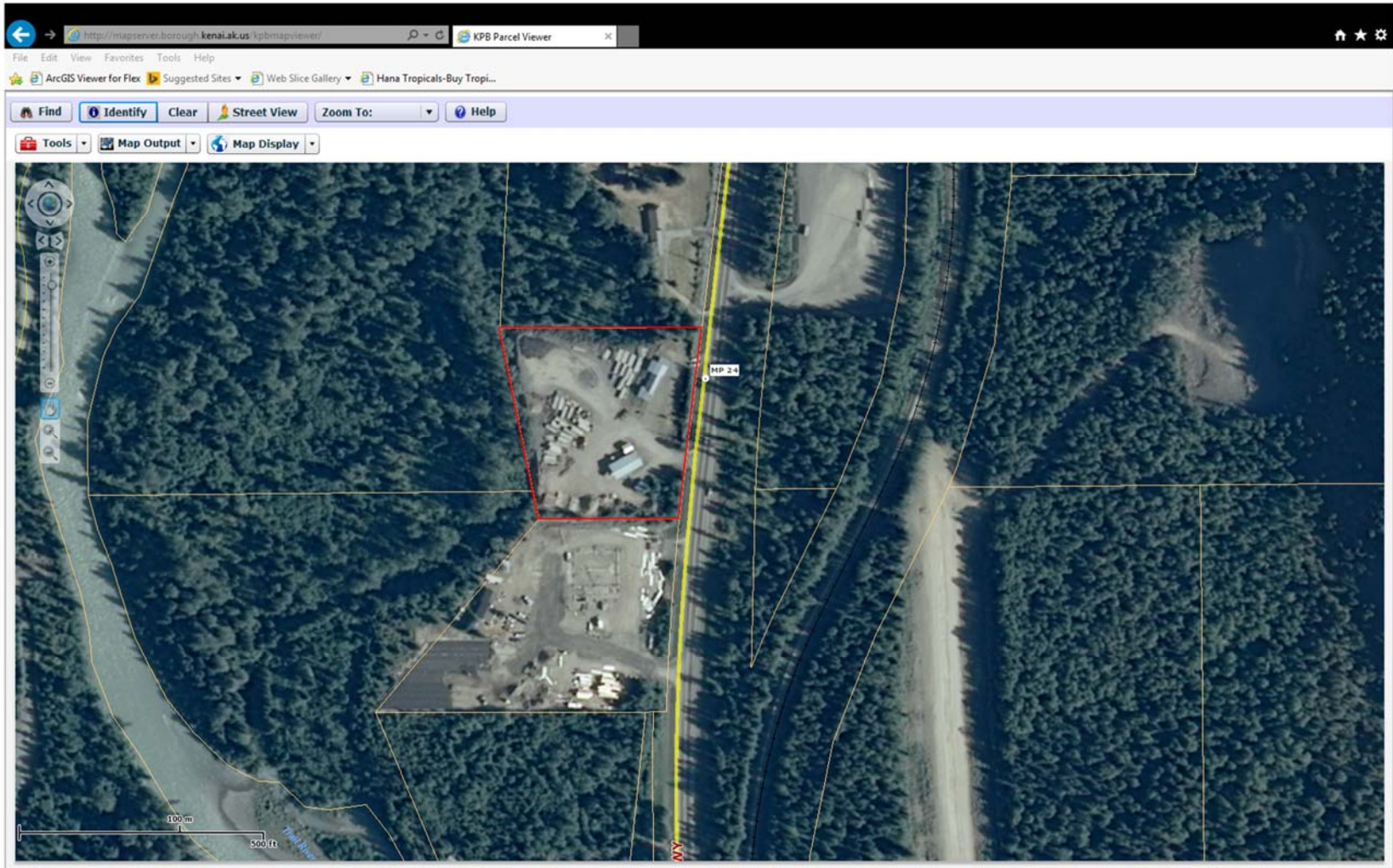
US Survey 2520





KPB Parcel Viewer







Area History - Mining





Area History-Railroad



Alaska State Library - Historical Collections



BLM Survey Instructions

U.S. Survey No. 2519

SPECIAL INSTRUCTIONS

Falls Creek Group of
Homesites, North; Re-
quested by Forest Service.

Juneau, Alaska
March 7, 1940

Mr. _____
Cadastral Engineer, U.S.G.,
Juneau, Alaska.

Cost of survey payable from appropriation
Surveying the Public Lands.

Sir:

February 14th, 1940 the Acting Regional Forester re-
quested the survey of a group of homesites on Trail River, south
of Fall Creek and bordering the Alaska Railroad. The homesites
are about 25 miles north from Seward. The application states
that the surveys are necessary to provide adequate descriptions
and areas to be used in proposed Executive Orders restoring the
land to entry under the public land laws. The procedure is
authorized by Commissioner's letter "E" WS, dated March 9th,
1936.

The homesites are to be surveyed in two groups, desig-
nated as Falls Creek Group of Homesites North, and Falls Creek
Group of Homesites South. The north group contains Lots H to K,
inclusive; the south group includes Lots A to G, inclusive.
Because of the limitation of allowable area fixed by law, and the
character of the land, it is impracticable to include the groups
in rectangular surveys. All of the lots will be applied for under
the provisions of the act of May 25, 1934 (48 Stat. 609) and
each lot may contain not to exceed five acres.

You are hereby authorized and instructed to survey the
Falls Creek group of Homesites North in strict conformity with
existing laws, official regulations and instructions thereunder,
and the following special instructions:

The survey will be connected by courses and distance
with U.S.L.M. No. 608 which is within approximately 1 1/2 miles
in a southerly direction. H.E.S. No. 186 is within twenty chains
in a southeasterly direction and appropriate ties will be made
to that survey.

A preliminary survey of the group has been made by the
Forest Service and a blueprint of the plat of that survey is at-
tached. The R.O.W. for the Alaska Railroad is 100 feet wide on
each side of the center line and the R.O.W. for the Federal high-
way is 33 feet on each side of the center line. The boundaries
of the lots must not encroach on these R.O.W's.

U.S. Survey No. 2519

(2) Falls Creek Group of Homesites,
North.

The lot numbers shown on the plat will be carried
into your field notes.

The blueprint of the preliminary survey indicates
that although the east boundary of the group is placed 33 feet
from the center line of the highway, it may fall within 100
feet of the center line of the Alaska Railroad and in that
event, the boundary will have to be moved to conform with
the boundary of the R.O.W. of the Railroad. A copy of the
plat and field notes of the R.O.W's will be obtained from the
office of the District Engineer, Bureau of Public Roads, in
Juneau, before you begin the survey.

The exterior boundaries and the corners of the lots
will be monumented with standard one-inch iron posts, but the
angle points along the R.O.W.'s need not be marked since they
are fixed by markers of the U.S. Bureau of Public Roads. All
improvements will be shown on the plat.

Blueprints of District Sheets Nos. 510 and 967 are
attached hereto for your information. Also included is a
sketch of H.E.S. No. 186.

The Forest Service has requested that they be advised
before the survey is made so that they may approve of any minor
changes in the boundaries that may be necessary.

This survey is designated as U.S. Survey No. 2519 and
this number must be marked on the corners and written in the
field notes and on the preliminary plat of the survey.

Yours very truly,

Geo. A. Parks
District Cadastral Engineer

GAP:ms

Approved by Commissioner's letter of the survey as requested by the
District Engineer and Supervisor March 7, 1940

Approved by Commissioner's letter of the survey as requested by the
District Engineer and Supervisor March 7, 1940



A preliminary survey of the group has been made by the Forest Service and a blueprint of the plat of that survey is attached. The R.O.W. for the Alaska Railroad is 100 feet wide on each side of the center line and the R.O.W. for the Federal highway is 33 feet on each side of the center line. The boundaries of the lots must not encroach on these R.O.W's.

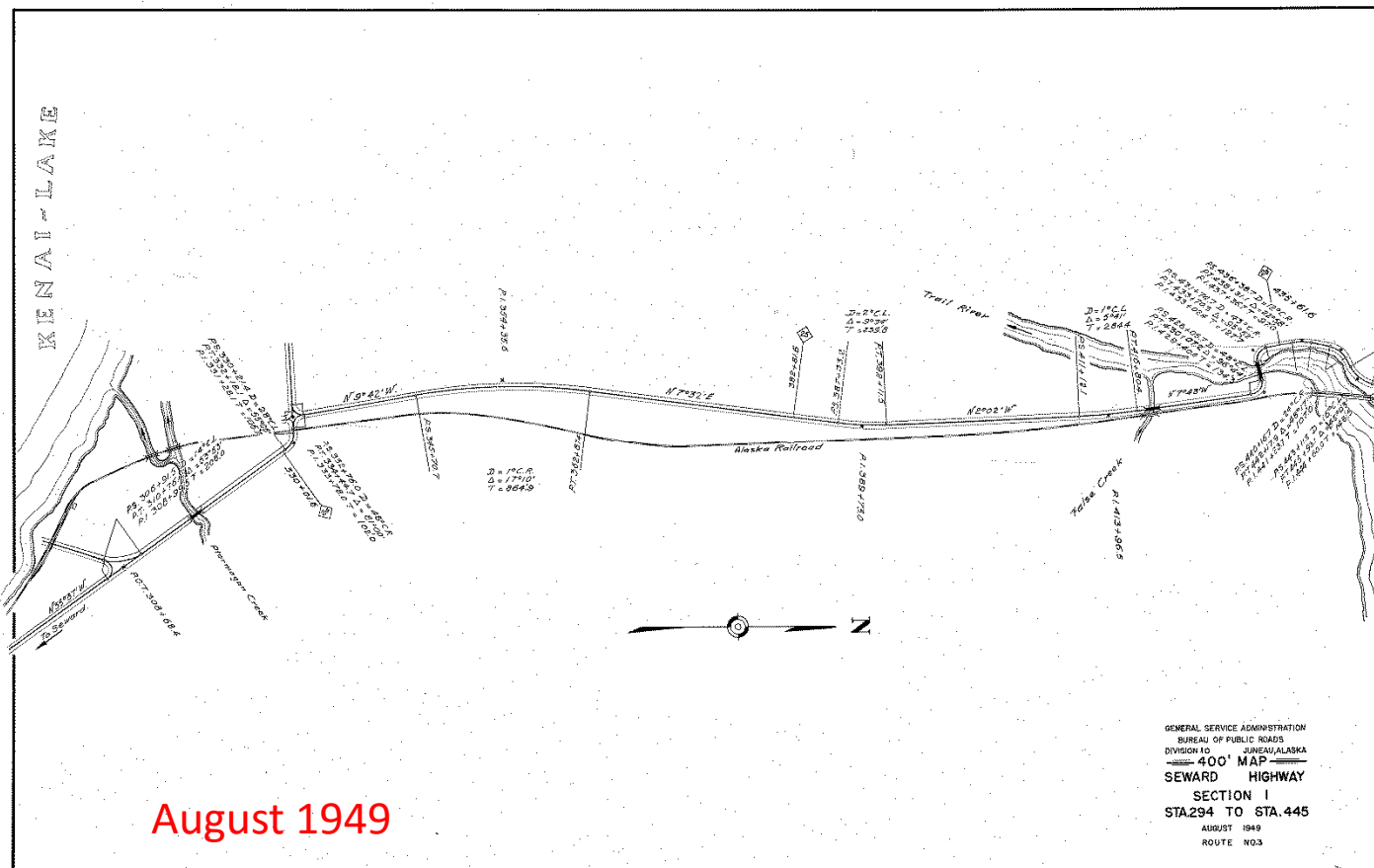


Show Me the Document

- *Existing CL is NOT necessarily the ROW CL*
 - Construction Documents
 - 1930'S ROAD
 - 1950'S HIGHWAY



Seward - Hope Road





BPR Construction History

FOREST HIGHWAY CONSTRUCTION RECORD

TERRITORY Alaska ROUTE NO. 3
 ROUTE NAME Seward-Anchorage
 LENGTH CLASS 3

Project	Type	Length Miles	Graded Roadway Shldr. to Shldr.	Compacted Surfacing			Construction Date Month and Year		Expenditures by B.P.R.	
				Width	Thickness Base	Top	Began	Completed	Federal	Cooperative
PORTION OF ROUTE 3 SEWARD (SEWARD MOORE PASS) TRANSFERRED TO ROUTE 3 SEWARD-ANCHORAGE HIGHWAY IN ACCORDANCE SYSTEM LETTER DATED 8/15/50										
3-A	D.L.	2.755	12'	6'	8"	8"	Prior 1923	Feb. 1921	45,462.85 ASC	(13,723.00 FPRC)
3-B	Cont.	2.580	12'	10'	8"	8"			8,280.00 Sec. 2	
3-C	Cont.	4.163	12'	12'	6"	8"	July 1922	July 1923	(21,224.00 FH)	6,000.00 CW
3-D	Cont.	3.430	12'	10'	4"	8"	June 1923	July 1924	196,395.35 FH	
3-E	Cont.	2,776	10'	10'	5"	4"	July 1925	Nov. 1924	67,517.68 FH	
3-F	Cont.	3,457	20'	20'	4"	4"	Oct. 1927	Aug. 1928	48,798.35 FH	
3-G	D.L.	2,450	10'	10'	11"	11"	May 1930	June 1930	751.91 FH	
3-H	Cont.	3,328	20'	20'	11"	11"	May 1931	Aug. 1931	56,503.00 FH	
3-I	Cont.	2,419	18'	18'	5"	5"	Sept. 1931	Feb. 1934	27,637.14 FH	
3-J	Cont.	3,480	16'	16'	10"	10"	Sept. 1933	Sept. 1934	51,791.27 NFPH	
3-K	Cont.	16,083	18'	18'	6"	6"	Jan. 1934	Aug. 1935	31,409.21 FHNC	
3-L	Cont.	6,854	18'-12"	16'-11"	6"	6"	May 1936	Dec. 1936	178,307.62 FHVC	

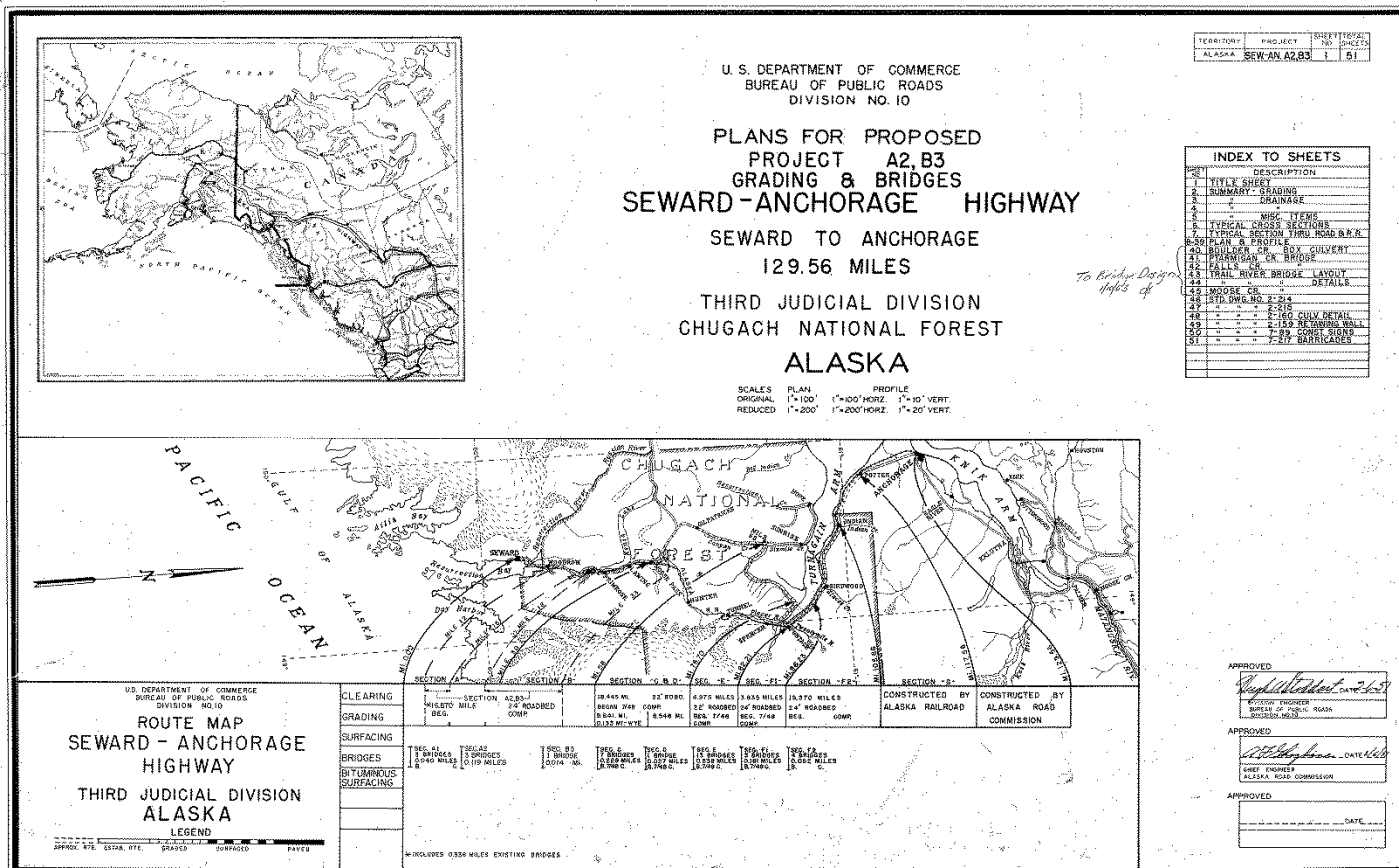
Account numbers etc.

Project	Type	Length Miles	Graded Roadway Shldr. to Shldr.	Surfacing		Construction Date Month and Year			
				Width	Thickness Base Top	Began	Completed		
WORK ON SEWARD-ANCHORAGE HIGHWAY WITH DEPARTMENT OF INTERIOR FUNDS SUBSEQUENT TO 8/15/50								\$	
A1	Cont.	Grading & Bridge	9.404	28'	-	-	Dec. 1950	June 1952	
B1	Cont.	Grading	7.534	28'	-	-	Jan. 1951	Aug. 1952	
B2	Cont.	Grading	17.472	28'	-	-	March 1951	Aug. 1952	
A2, B3	Cont.	Grading & Bridge	17.274	28'	-	-	April 1951	Aug. 1952	
A3	Cont.	Grading & Bridge	1.498	30'	-	-	June 1951	Sept. 1952	
A4	Cont.	Bridge	2.037	30'	-	-	June 1951	Sept. 1952	
C1, D1, E1, F4	Cont.	Bit. Surf.	32.95	26-28	24'	22" 20"	4" 2"	Oct. 1951	Sept. 1952
A5, B4	Cont.	Bit. Surf.	54.013	30'	24' - 26'	24-26" 22" 20"	4" 2"	Sept. 1952	
B-A18	Cont.	Bit. Surf.	0.520	30'	26'	26" 22"	4" 2"		





1950's Construction



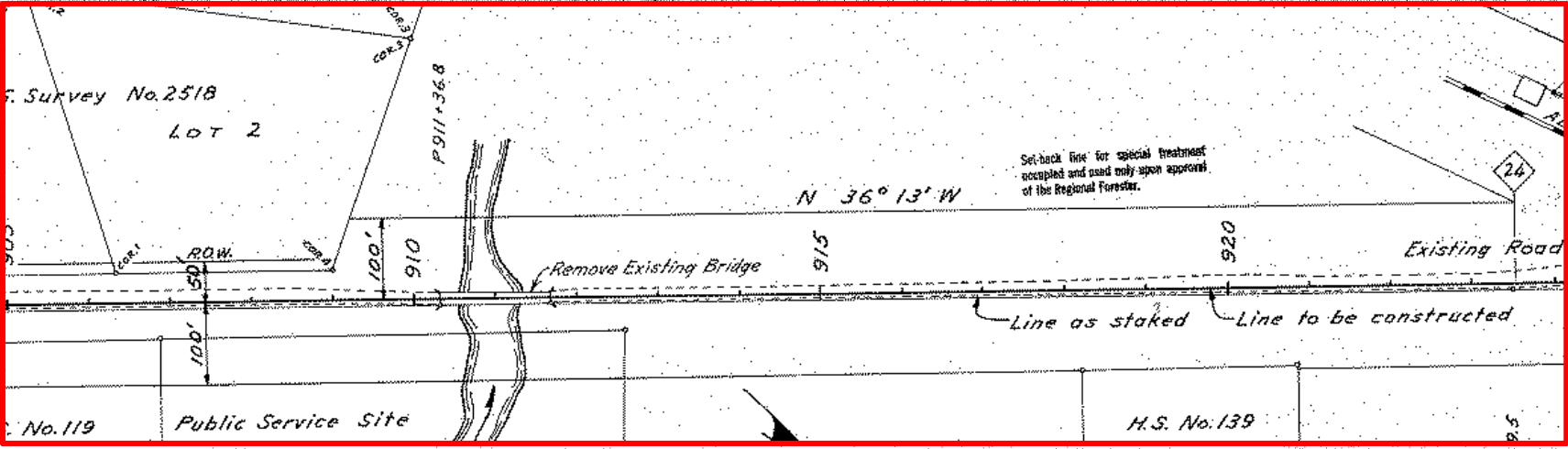
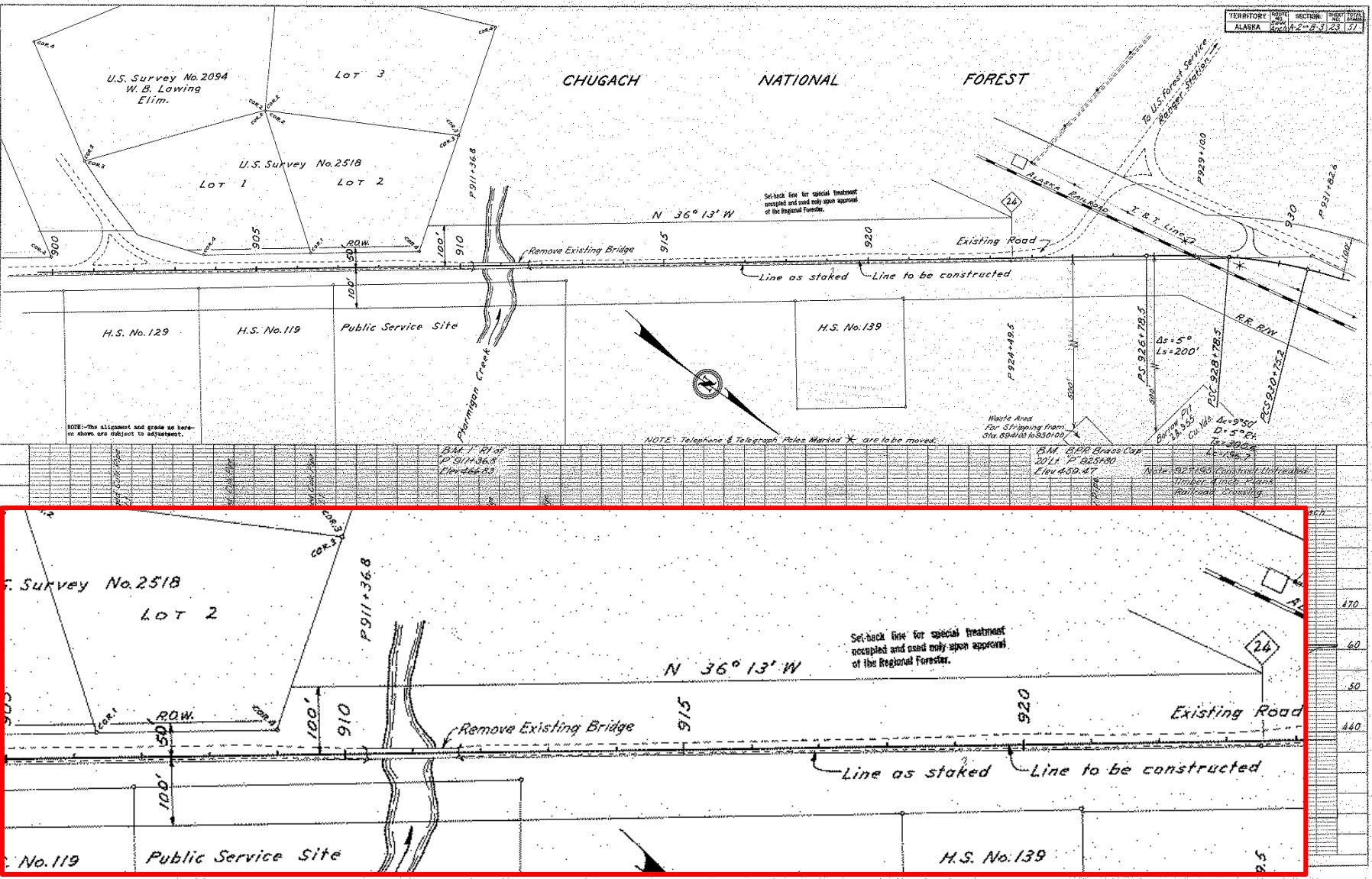
Feb.
1951

TERRITORY	RANGE	SECTION	SHEET NO.	TOTAL SHEETS
ALASKA	14-2	6-3	23	27

CHUGACH NATIONAL FOREST

PLAN	REVISIONS

PROFILE	REVISIONS

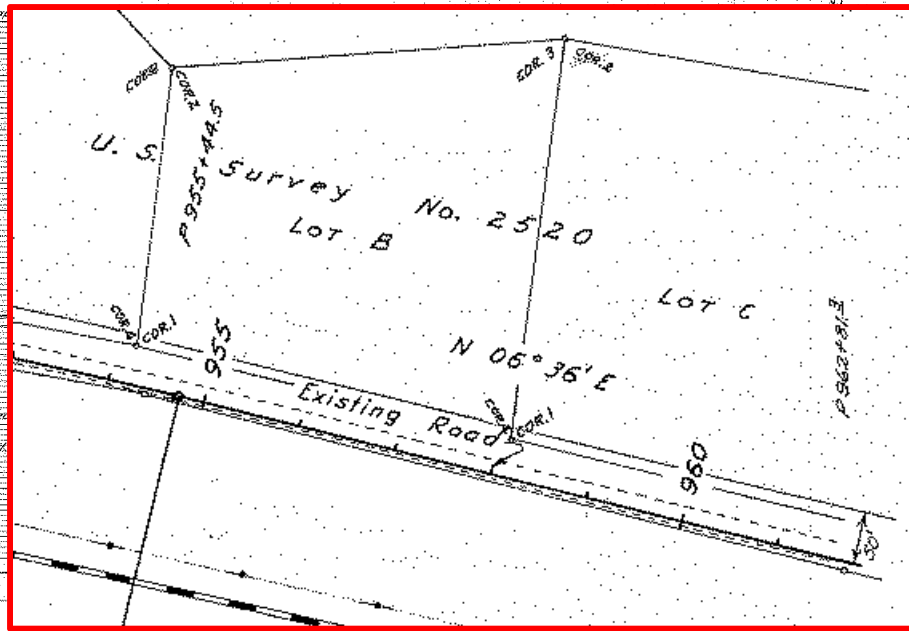
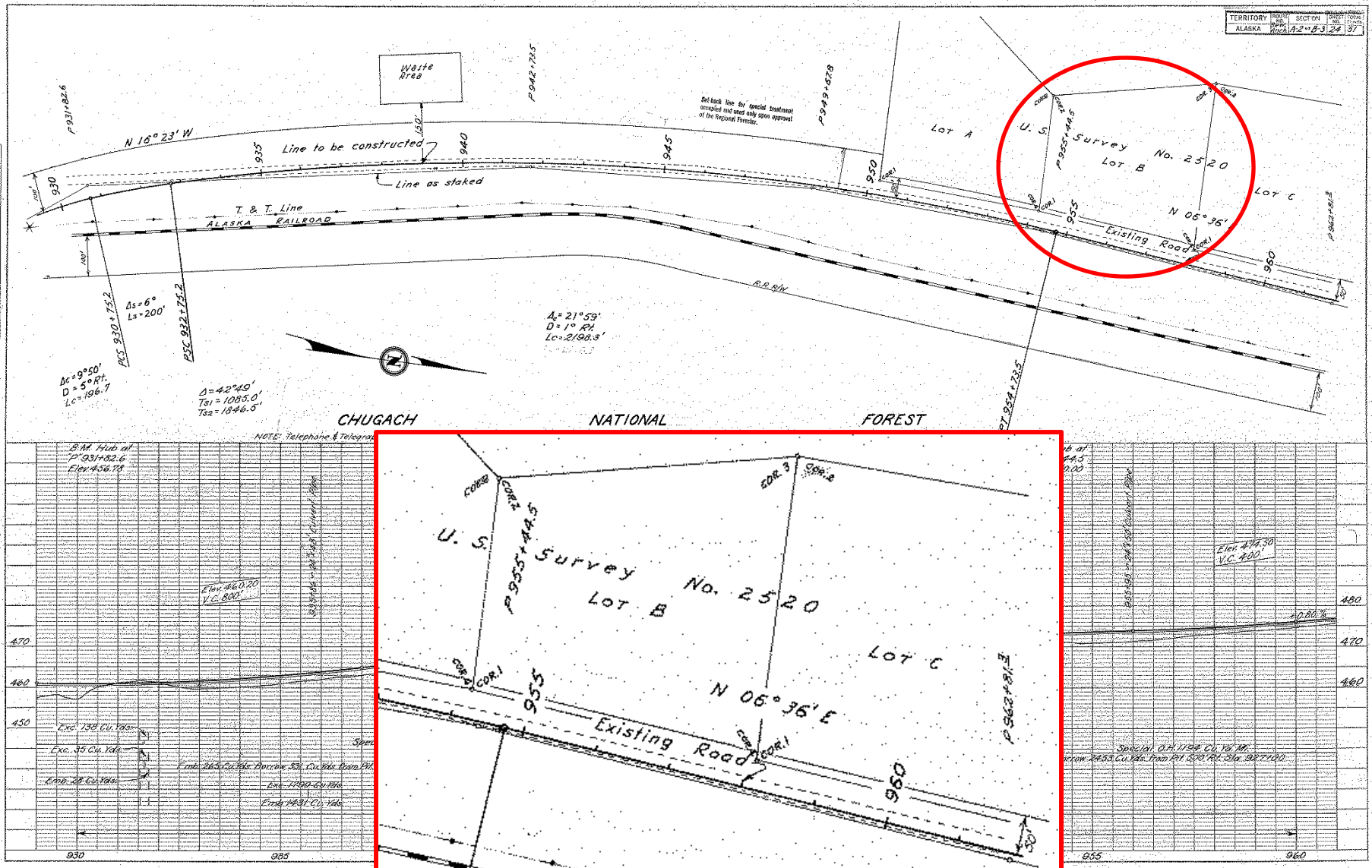


DESIGNED BY: [Name]
 DRAWN BY: [Name]
 CHECKED BY: [Name]
 DATE: [Date]

TERRITORY	PROJECT	SECTION	DATE
ALASKA	600	22-23	1927

PLAN	DATE
DATE	DATE
DATE	DATE
DATE	DATE

PROFILE	DATE
DATE	DATE
DATE	DATE
DATE	DATE



U.S. DEPARTMENT OF COMMERCE
 BUREAU OF PUBLIC ROADS
 ALASKA DIST. JUNEAU, ALASKA

SEWARD-ANCHORAGE HIGHWAY

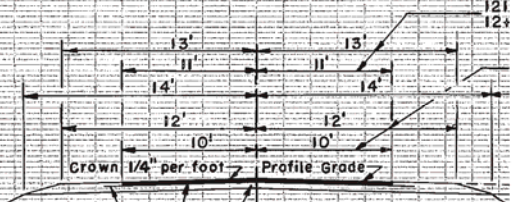
SECTION A2, B3 - MILE 18 TO 32

CONSTRUCTED 1951-1952
 PAVED 1953
 RES. ENGINEER - H.M. CHRISTENSON

SCALE: 1" = 400' HORZ.
 1" = 40' VERT.

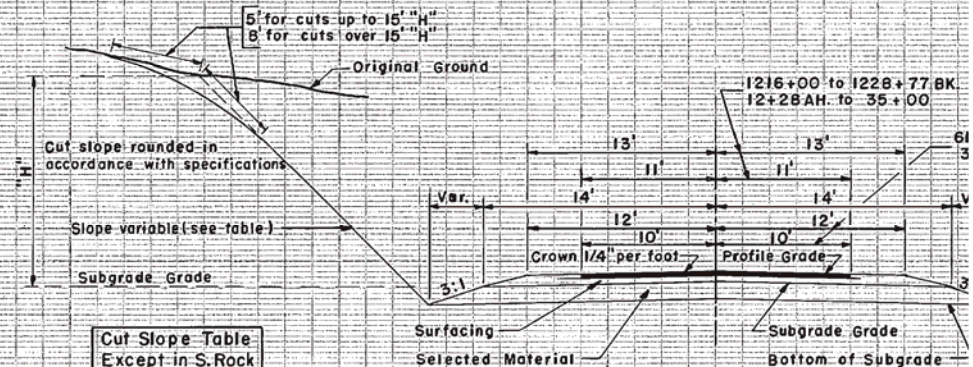
TRACED NOV. 1955
 W.L. King

TYPICAL CROSS SECTIONS

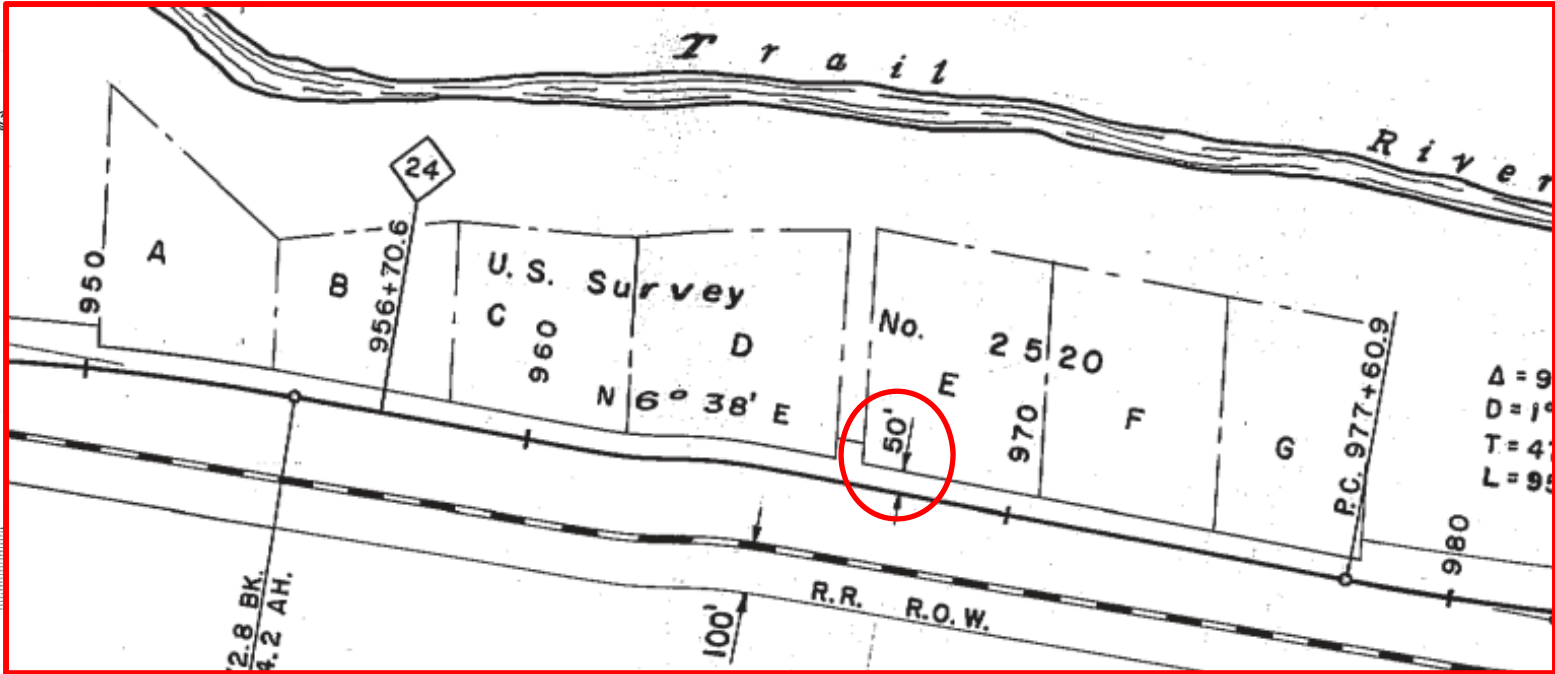
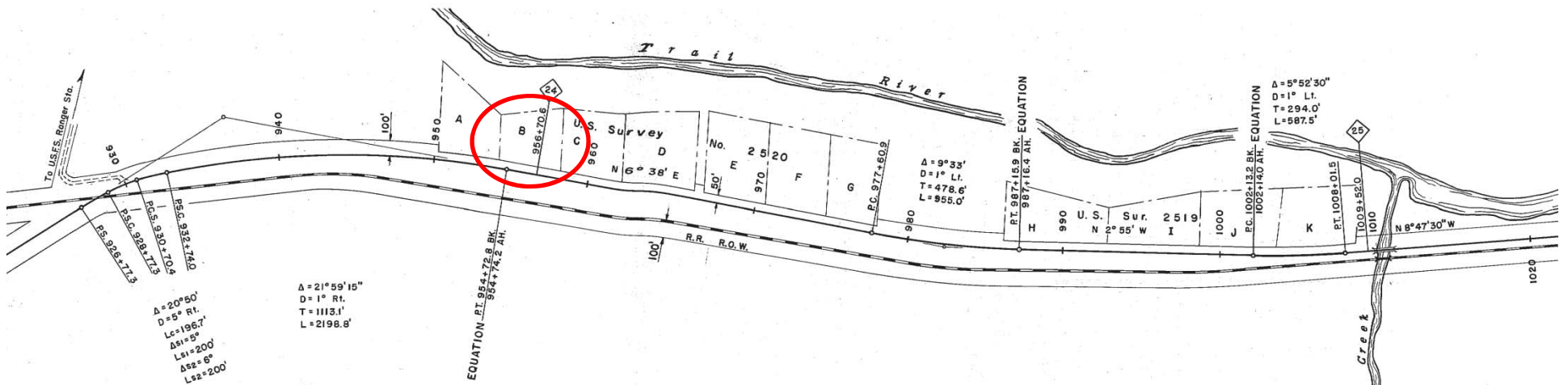


* Slope 4:1 for fills up to 5'
 Slope 2:1 for fills 5' to 10'
 Slope 1 1/2:1 for fills over 10'
 Fills varied between these limits as staked and were uniformly warped between one rate of slope and another.
 * Except in rock where fill slope shall be 1 1/3:1 as directed by the Engineer.

Item 52A: Crushed gravel or crusher Class 2, Grading D-1, Compacted
 Item 110: Bituminous prime coat (2
 Item 140: Class F, Type F-1 dense course, Grading B-1, Compacted
 Item 113: Class A seal coat, type 1



Cut Slope Table	
Except in S. Rock	
0' to 29'	2 1/2:1
3' to 5.9'	2:1
6' to 11.9'	1 1/2:1
12' to 20'	1 1/4:1
Over 20'	1:1 or flatter



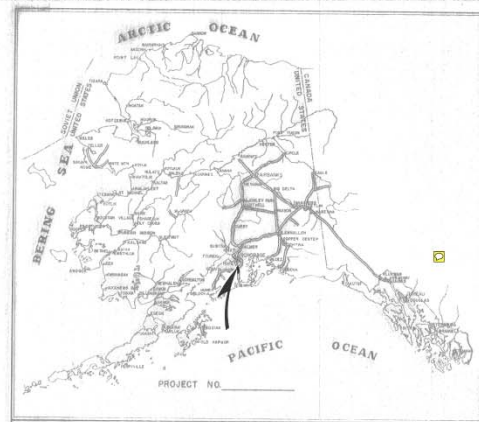


Show me the document

- A ROW Map does NOT a take make.
- Distrust & Verify
 - More than one document supporting a decision.

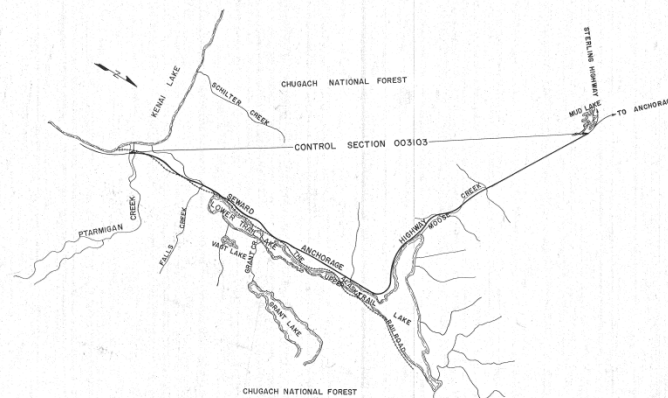


1950's ROW



STATE OF ALASKA DEPARTMENT OF HIGHWAYS

RIGHT OF WAY MAP
ALASKA PROJECT
ROUTE NO. F-031
CONTROL SECTION 003103
SEWARD HIGHWAY



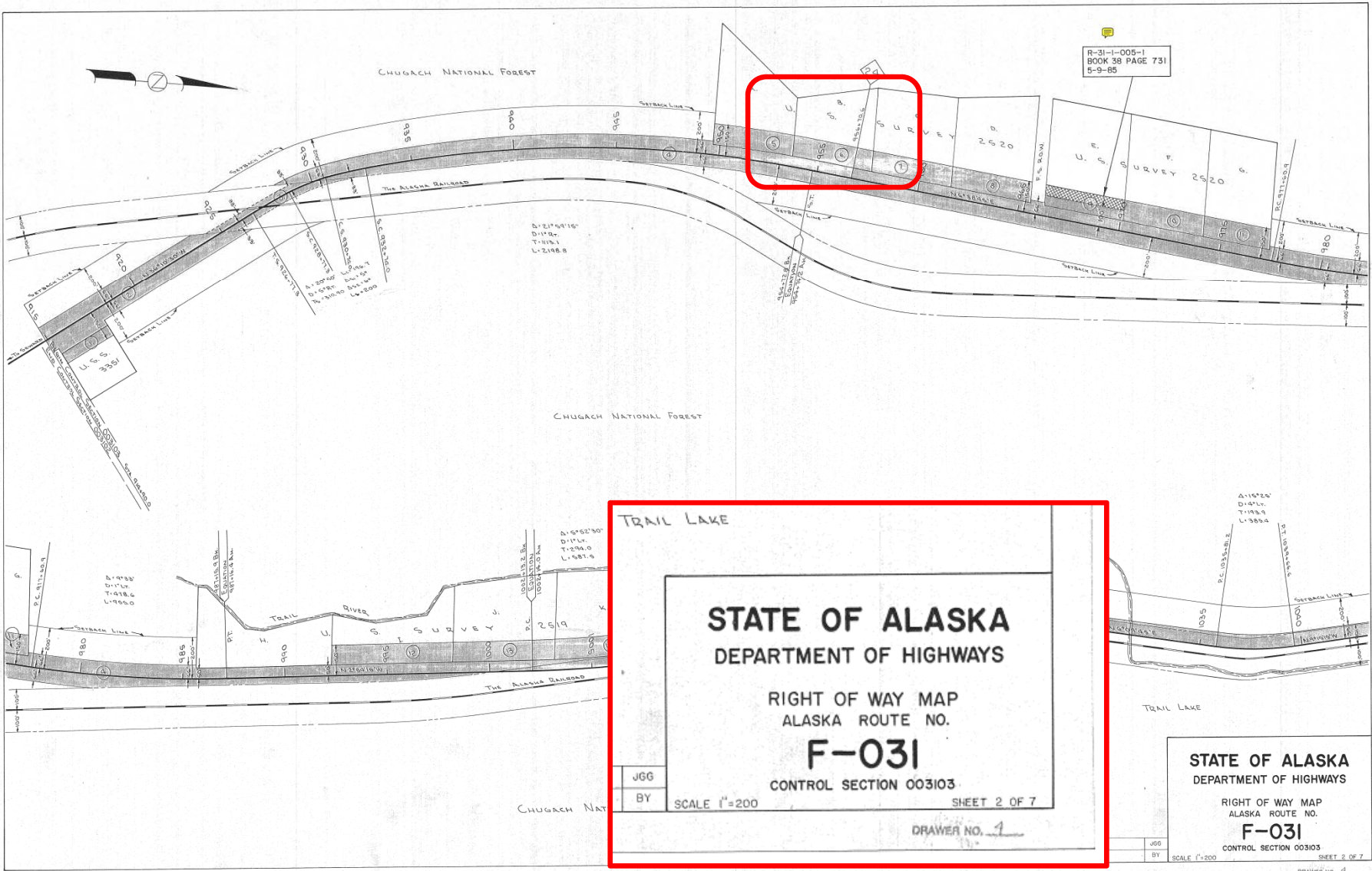
PROJECT LENGTH 13.392 MI.
SCALE
0 1/2 1 2 3 4 5 MILES

DEPARTMENT OF HIGHWAYS
APPROVED _____ DATE _____ 19____

COMMISSIONER

DEPARTMENT OF COMMERCE
BUREAU OF PUBLIC ROADS
APPROVED _____ DATE _____ 19____

REGIONAL ENGINEER
REGION TEN



R-31-1-005-1
BOOK 38 PAGE 731
5-9-85



CHUGACH NATIONAL FOREST

The ALASKA RAILROAD

CHUGACH NATIONAL FOREST

TRAIL LAKE

STATE OF ALASKA
DEPARTMENT OF HIGHWAYS

RIGHT OF WAY MAP
ALASKA ROUTE NO.

F-031

CONTROL SECTION 003103

JGG	BY	SCALE 1"=200	SHEET 2 OF 7
-----	----	--------------	--------------

DRAWER NO. 1

STATE OF ALASKA
DEPARTMENT OF HIGHWAYS

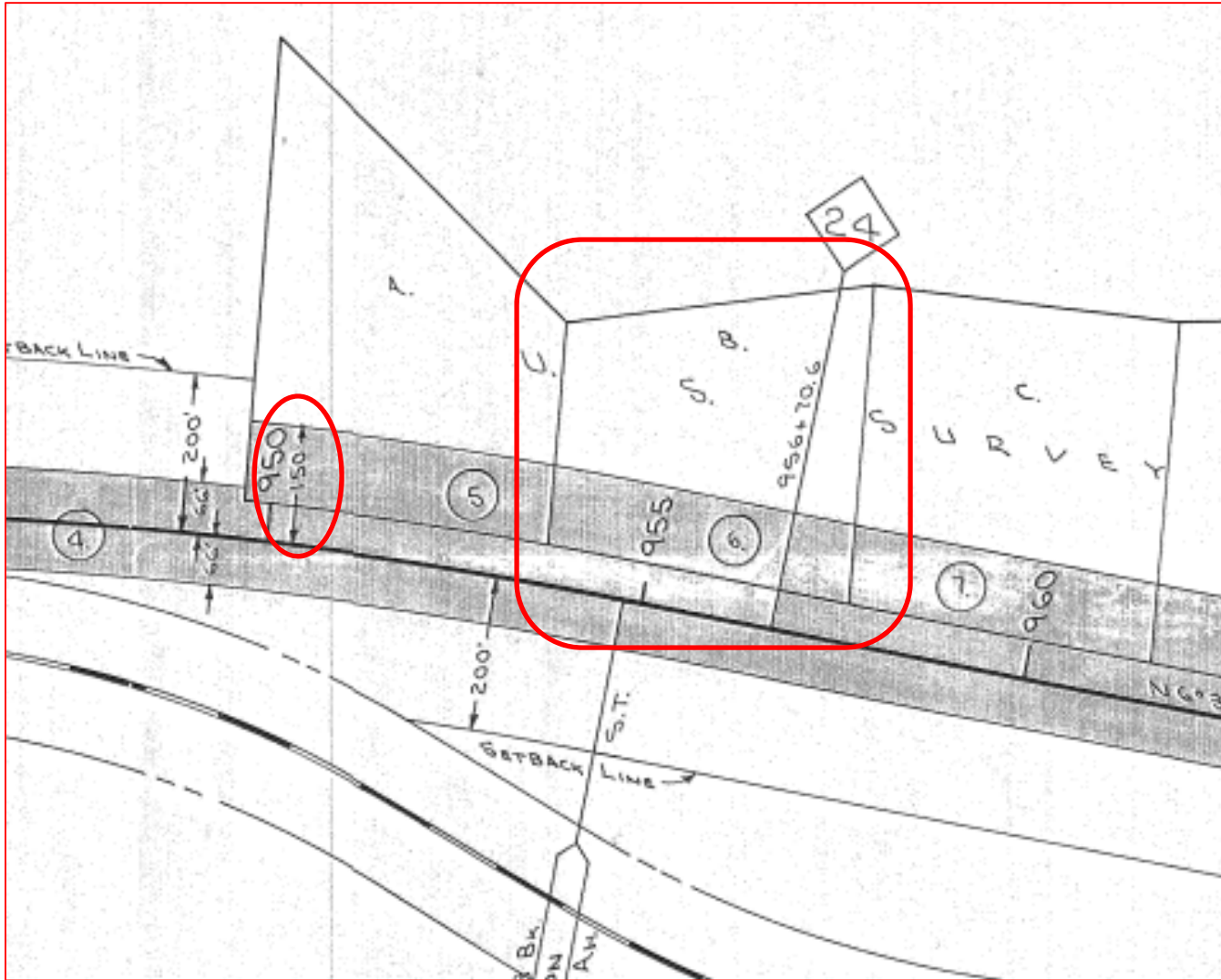
RIGHT OF WAY MAP
ALASKA ROUTE NO.

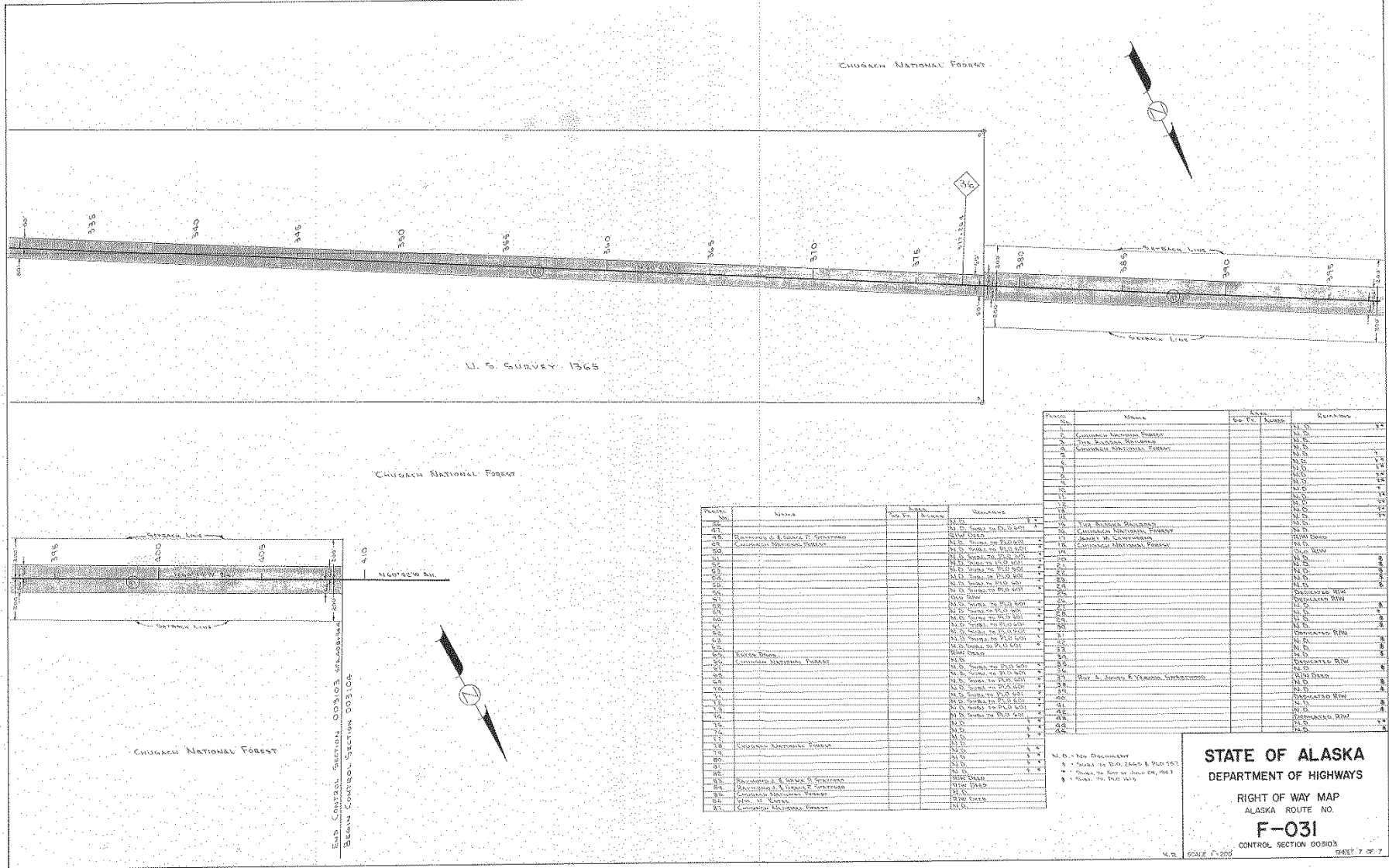
F-031

CONTROL SECTION 003103

JGG	BY	SCALE 1"=200	SHEET 2 OF 7
-----	----	--------------	--------------

DRAWER NO. 1





Station	Notes	Dist. From	Remarks
336	U.S. Survey 1365	0.00	U.S. Survey 1365
340		4.00	
345		9.00	
350		14.00	
355		19.00	
360		24.00	
365		29.00	
370		34.00	
375		39.00	
380		44.00	
385		49.00	
390		54.00	
395		59.00	
400		64.00	
405		69.00	
410		74.00	
413		77.00	

Station	Notes	Dist. From	Remarks
336	U.S. Survey 1365	0.00	U.S. Survey 1365
340		4.00	
345		9.00	
350		14.00	
355		19.00	
360		24.00	
365		29.00	
370		34.00	
375		39.00	
380		44.00	
385		49.00	
390		54.00	
395		59.00	
400		64.00	
405		69.00	
410		74.00	
413		77.00	

N. D. = 1/4" Diagram
 A = Stake to D.O. 2665 & P.O. 167
 * = Stake to Post or Stake No. 1947
 & = Stake to Post 1949

STATE OF ALASKA
 DEPARTMENT OF HIGHWAYS
 RIGHT OF WAY MAP
 ALASKA ROUTE NO.
F-031
 CONTROL SECTION 003104
 SCALE 1"=200' SHEET 7 OF 7

Parcel No.	NAME	AREA		REMARKS
		Sq. Ft.	Acres	
46				N.D.
47				N.D. SUBJ. TO PLO 601
48	RAYMOND J. & GRACE P. STAFFORD			R/W DEED
49	CHUGACH NATIONAL FOREST			N.D. SUBJ. TO PLO 601
50				N.D. SUBJ. TO PLO 601
51				N.D. SUBJ. TO PLO 601
52				N.D. SUBJ. TO PLO 601
53				N.D. SUBJ. TO PLO 601
54				N.D. SUBJ. TO PLO 601
55				N.D. SUBJ. TO PLO 601
56				N.D. SUBJ. TO PLO 601
57				OLD R/W
58				N.D. SUBJ. TO PLO 601
59				N.D. SUBJ. TO PLO 601
60				N.D. SUBJ. TO PLO 601
61				N.D. SUBJ. TO PLO 601
62				N.D. SUBJ. TO PLO 601
63				N.D. SUBJ. TO PLO 601
64				N.D. SUBJ. TO PLO 601
65	ESTES BROS.			R/W DEED
66	CHUGACH NATIONAL FOREST			N.D.
67				N.D. SUBJ. TO PLO 601
68				N.D. SUBJ. TO PLO 601
69				N.D. SUBJ. TO PLO 601
70				N.D. SUBJ. TO PLO 601
71				N.D. SUBJ. TO PLO 601
72				N.D. SUBJ. TO PLO 601
73				N.D. SUBJ. TO PLO 601
74				N.D. SUBJ. TO PLO 601
75				N.D.
76				N.D.
77				N.D.
78	CHUGACH NATIONAL FOREST			N.D.
79				N.D.
80				N.D.
81				N.D.
82				N.D.
83	RAYMOND J. & GRACE P. STAFFORD			R/W DEED
84	RAYMOND J. & GRACE P. STAFFORD			R/W DEED
85	CHUGACH NATIONAL FOREST			N.D.
86	WM. H. ESTES			R/W DEED
87	CHUGACH NATIONAL FOREST			N.D.

Parcel No.	NAME	AREA		REMARKS
		Sq. Ft.	Acres	
1.				N. D.
2.	CHUGACH NATIONAL FOREST			N. D.
3.	THE ALASKA RAILROAD			N. D.
4.	CHUGACH NATIONAL FOREST			N. D.
5.				N. D.
6.				N. D.
7.				N. D.
8.				N. D.
9.				N. D.
10.				N. D.
11.				N. D.
12.				N. D.
13.				N. D.
14.				N. D.
15.	THE ALASKA RAILROAD			N. D.
16.	CHUGACH NATIONAL FOREST			N. D.
17.	JANET M. CANTHORNE			R/W DEED
18.	CHUGACH NATIONAL FOREST			N. D.
19.				OLD R/W
20.				N. D.
21.				N. D.
22.				N. D.
23.				N. D.
24.				N. D.
25.				DEDICATED R/W
26.				DEDICATED R/W
27.				N. D.
28.				N. D.
29.				N. D.
30.				N. D.
31.				DEDICATED R/W
32.				N. D.
33.				N. D.
34.				N. D.
35.				DEDICATED R/W
36.				N. D.
37.	ROY A. JONES & VERNOR SWARTWOOD			R/W DEED
38.				N. D.
39.				N. D.
40.				DEDICATED R/W
41.				N. D.
42.				N. D.
43.				DEDICATED R/W
44.				N. D.
45.				N. D.

N. D. = No Document
 † = Subj. to D.O. 2665 & PLO 757
 * = Subj. to Act of July 24, 1947
 § = Subj. to PLO 1613

STATE OF ALASKA
DEPARTMENT OF HIGHWAYS

RIGHT OF WAY MAP
 ALASKA ROUTE NO.

F-031

CONTROL SECTION 003103

V.R. SCALE 1"=200'

SHEET 7 OF 7



PARCEL No.	NAME	AREA		REMARKS
		SO. FT.	ACRES	
1.				N. D. ††
2.	CHUGACH NATIONAL FOREST			N. D.
3.	THE ALASKA RAILROAD			N. D.
4.	CHUGACH NATIONAL FOREST			N. D.
5.				N. D. †
6.				N. D. ††
7.				N. D. †*
8.				N. D. †*
9.				N. D. †*
10.				N. D. †

N. D. = NO DOCUMENT

→ † = SUBJ. TO D.O. 2665 & PLO 757

→ * = SUBJ. TO ACT OF JULY 24, 1947

‡ = SUBJ. TO. PLO 1613





Show me the document

- Federal Authorizations
 - ACTS
 - PLO's
 - REGULATIONS (Forest)



Act of July 24, 1947

— 418

PUBLIC LAWS—CHS. 313-315—JULY 24, 1947

[61 STAT.]

[CHAPTER 313]

AN ACT

July 24, 1947
[H. R. 1554]
[Public Law 220]

To amend the Act entitled "An Act providing for the transfer of the duties authorized and authority conferred by law upon the board of road commissioners in the Territory of Alaska to the Department of the Interior, and for other purposes", approved June 30, 1932.

Alaska.

48 U. S. C. §§ 321a-327.

~~Reservation of right of-way for roads, etc.~~



Payment for value of crops, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the act entitled "An Act providing for the transfer of the duties authorized and authority conferred by law upon the board of road commissioners in the Territory of Alaska to the Department of the Interior, and for other purposes", approved June 30, 1932 (47 Stat. 446), is hereby amended by adding at the end thereof the following new section:

"SEC. 5. In all patents for lands hereafter taken up, entered, or located in the Territory of Alaska, and in all deeds by the United States hereafter conveying any lands to which it may have reacquired title in said Territory not included within the limits of any organized municipality; there shall be expressed that there is reserved, from the lands described in said patent or deed, a right-of-way thereon for roads, roadways, highways, tramways, trails, bridges, and appurtenant structures constructed or to be constructed by or under the authority of the United States or of any State created out of the Territory of Alaska. When a right-of-way reserved under the provisions of this Act is utilized by the United States or under its authority, the head of the agency in charge of such utilization is authorized to determine and make payment for the value of the crops thereon if not harvested by the owner, and for the value of any improvements, or for the cost of removing them to another site, if less than their value."

Approved July 24, 1947.



PLO's referenced

- PLO 757
- (DO) SO 2665



PLO 757, 10/19/51

[Public Land Order 757]

ALASKA

**AMENDMENT OF PUBLIC LAND ORDER NO. 601
OF AUGUST 10, 1949, RESERVING PUBLIC
LANDS FOR HIGHWAY PURPOSES**

By virtue of the authority vested in the President and pursuant to Executive Order 9337 of April 24, 1943, it is ordered as follows:

The sixth paragraph of Public Land Order No. 601 of August 10, 1949, reserving public lands for highway purposes, commencing with the words "Subject to valid existing rights", is hereby amended to read as follows:

Subject to valid existing rights and to existing surveys and withdrawals for other than highway purposes, the public lands in Alaska lying within 300 feet on each side of the center line of the Alaska Highway and within 150 feet on each side of the center line of the Richardson Highway, Glenn Highway, Haines Highway, the Seward-Anchorage Highway (exclusive of that part thereof within the boundaries of the Chugach National Forest), the Anchorage-Lake Spenard Highway, and the Fairbanks-College Highway are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for highway purposes.

Easements having been established on the lands released by this order, such lands are not open to appropriation under the public-land laws except as a part of a legal subdivision, if surveyed, or an adjacent area, if unsurveyed, and subject to the pertinent easement.

OSCAR L. CHAPMAN,
Secretary of the Interior.

OCTOBER 16, 1951.

[P. R. Doc. 51-12674; Filed, Oct. 19, 1951;
9:02 a. m.]



The sixth paragraph of Public Land Order No. 601 of August 10, 1949, reserving public lands for highway purposes, commencing with the words "Subject to valid existing rights", is hereby amended to read as follows:

Subject to valid existing rights and to existing surveys and withdrawals for other than highway purposes, the public lands in Alaska lying within 300 feet on each side of the center line of the Alaska Highway and within 150 feet on each side of the center line of the Richardson Highway, Glenn Highway, Haines Highway, the Seward-Anchorage Highway (exclusive of that part thereof within the boundaries of the Chugach National Forest), the Anchorage-Lake Spenard Highway, and the Fairbanks-College



PLO 757

- Amends PLO 601
- Subject to existing surveys
- Adds SEWARD-ANCHORAGE HIGHWAY
“***Exclusive of that part thereof within the
Boundaries of the Chugach National
Forest***”



SO 2665, 10/16/51

Office of the Secretary

[Order 2665]

RIGHTS-OF-WAY FOR HIGHWAYS IN ALASKA

OCTOBER 16, 1951.

SECTION 1. Purpose. (a) The purpose of this order is to (1) fix the width of all public highways in Alaska established or maintained under the jurisdiction of the Secretary of the Interior and (2) prescribe a uniform procedure for the establishment of rights-of-way or easements over or across the public lands for such highways. Authority for these actions is contained in section 2 of the act of June 30, 1932 (47 Stat. 446, 48 U. S. C. 321a).

Sec. 2. Width of public highways. (a) The width of the public highways in Alaska shall be as follows:

(1) **For through roads:** The Alaska Highway shall extend 300 feet on each side of the center line thereof. The Richardson Highway, Glenn Highway, Haines Highway, **Seward-Anchorage Highway,** Anchorage-Lake Spenard Highway and Fairbanks-College Highway shall extend 150 feet on each side of the center line thereof.

(2) **For feeder roads:** Abbert Road (Kodiak Island), Ederton Cutoff, Elliott Highway, Seward Peninsula, Tram road, Steese Highway, Sterling Highway, Taylor Highway, Northway Junction to Airport Road, Palmer to Matanuska to Wasilla Junction Road, Palmer to Finger Lake to Wasilla Road, Glenn Highway Junction to Fishhook Junction to Wasilla to Knik Road, Slana to Nabesna Road, Kenai Junction to Kenai Road, University to Ester Road, Central to Circle Hot Springs to Portage Creek Road, Manley Hot Springs to Eureka Road, North Park Boundary to Kantishna Road, Paxson to McKinley Park Road, Sterling Landing to Ophir Road, Iditarod to Flat Road, Dillingham to Wood River Road, Ruby to Long to Poorman Road, Nome to Council Road and Nome to Essie Road shall each extend 100 feet on each side of the center line thereof.

(3) **For local roads:** All public roads not classified as through roads or feeder roads shall extend 50 feet on each side of the center line thereof.

Sec. 3. Establishment of rights-of-way or easements. (a) A reservation for highway purposes covering the lands embraced in the through roads mentioned in section 2 of this order was made by Public Land Order No. 601 of August 10, 1949, as amended by Public Land Order No. 757 of October 16, 1951. That order operates as a complete segregation of the land from all forms of appropriation under the public-land laws, including the mining and the mineral leasing laws.

(b) A right-of-way or easement for highway purposes covering the lands embraced in the feeder roads and the local roads equal in extent to the width of such roads as established in section 2 of this order, is hereby established for such roads over and across the public lands.

(c) The reservation mentioned in paragraph (a) and the rights-of-way or easements mentioned in paragraph (b) will attach as to all new construction involving public roads in Alaska when the survey stakes have been set on the ground and notices have been posted at appropriate points along the route of the new construction specifying the type and width of the roads.

Sec. 4. Road maps to be filed in proper Land Office. Maps of all public roads in Alaska heretofore or hereafter constructed showing the location of the roads, together with appropriate plans and specifications, will be filed by the Alaska Road Commission in the proper Land Office at the earliest possible date for the information of the public.

OSCAR L. CHAPMAN,
Secretary of the Interior.

[F. R. Doc. 51-12586; Filed, Oct. 19, 1951;
8:49 a. m.]

OCTOBER 16, 1951.

SECTION 1. Purpose. (a) The purpose of this order is to (1) fix the width of all public highways in Alaska established or maintained under the jurisdiction of the Secretary of the Interior and (2) prescribe a uniform procedure for the establishment of rights-of-way or easements over or across the public lands for such highways. Authority for these actions is contained in section 2 of the act of June 30, 1932 (47 Stat. 446, 48 U. S. C. 321a).



SO 2665

- (Affects) “All Public Highways in Alaska established or maintained under the jurisdiction of the Secretary of the Interior.”
- Note: Roads within National Forests established by the Dept of Agriculture / Commerce as Forest Service Roads.
- Joint maintenance agreements between BPR & ARC were in place to facilitate maintenance of the highway system.



PLO 601, 8/15/49

[Public Land Order 601]

ALASKA

RESERVING PUBLIC LANDS FOR HIGHWAY PURPOSES

By virtue of the authority vested in the President and pursuant to Executive Order No. 8337 of April 24, 1943, it is ordered as follows:

Executive Order No. 9143 of April 23, 1942, reserving public lands for the use of the Alaska Road Commission in connection with the construction, operation, and maintenance of the Palmer-Richardson Highway (now known as the Glenn Highway), is hereby revoked.

Public Land Order No. 386 of July 31, 1947, is hereby revoked so far as it relates to the withdrawal, for highway purposes, of the following-described lands:

(a) A strip of land 600 feet wide, 300 feet on each side of the center line of the Alaska Highway (formerly the Canadian Alaskan Military Highway) as constructed from the Alaska-Yukon Territory boundary to its junction with the Richardson Highway near Big Delta, Alaska.

(b) A strip of land 600 feet wide, 300 feet on each side of the center line of the Gulkana-Sitka-Tok Road as constructed from Tok Junction at about Mile 1319 on the Alaska Highway to the junction with the Richardson Highway near Gulkana, Alaska.

Subject to valid existing rights and to existing surveys and withdrawals for other than highway purposes, the public lands in Alaska lying within 300 feet on each side of the center line of the Alaska Highway, 150 feet on each side of the center line of all other through roads, 100 feet on each side of the center line of all feeder roads, and 50 feet on each side of the center line of all local roads, in accordance with the following classifications, are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for highway purposes:

THROUGH ROADS

Alaska Highway, Richardson Highway, Glenn Highway, Haines Highway, Tok Cut-Off.

FEEDER ROADS

Sussex Highway, Elliott Highway, McKinley Park Road, Anchorage-Porter-Indian Road, Edgerton Cut-Off, Tok Eagle Road, Ruby-Long-Portman Road, Nome-Selkirk Road, Kasilak-Lake-Homer Road, Fairbanks-College Road, Anchorage-Lake-Spenser Road, Circle Hot Springs Road.

LOCAL ROADS

All roads not classified above as Through Roads or Feeder Roads, established or maintained under the jurisdiction of the Secretary of the Interior.

With respect to the lands released by the revocations made by this order and not rewithdrawn by it, this order shall become effective at 10:00 a. m. on the 35th day after the date hereof. At that time, such released lands, all of which are unsurveyed, shall, subject to valid existing rights, be opened to settlement under the homestead laws and the homestead act of May 28, 1934, 48 Stat. 808 (48 U. S. C. 461), only, and to that form of appropriation only by qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944, 58 Stat. 747, as amended (43 U. S. C. 279-284). Commencing at 10:00 a. m. on the 128th day after the date of this order, any of such lands not settled upon by veterans shall become subject to settlement and other forms of appropriation by the public generally in accordance with the appropriate laws and regulations.

OSCAR L. CHAPMAN,
Under Secretary of the Interior,
August 10, 1949.

[P. R. Doc. 49-6642; Filed, Aug. 15, 1949; 8:48 a. m.]

See PLO #1613

ALASKA

NOTICE FOR FILING OBJECTIONS TO ORDER RESERVING PUBLIC LANDS FOR HIGHWAY PURPOSES¹

For a period of 60 days from the date of publication of the above entitled order, persons having cause to object to the terms thereof may present their objections to the Secretary of the Interior. Such objections should be in writing, should be addressed to the Secretary of the Interior, and should be filed in duplicate in the Department of the Interior, Washington 25, D. C. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where the proponents of the order can explain its purpose, intent, and extent. Should any objection be filed, whether or not a hearing is held, notice of the determination by the Secretary as to whether the order should be rescinded, modified or let stand will be given to all interested parties of record and the general public.

OSCAR L. CHAPMAN,
Under Secretary of the Interior,
August 10, 1949.

[P. R. Doc. 49-6641; Filed, Aug. 15, 1949; 8:48 a. m.]

Published 8/16/49
Vol. 14 No. 157
5069

ALASKA.
Subject to valid existing rights and to existing surveys and withdrawals for other than highway purposes, the public lands in Alaska lying within 300 feet on each side of the center line of the Alaska Highway, 150 feet on each side of the center line of all other through roads, 100 feet on each side of the center line of all feeder roads, and 50 feet on each side of the center line of all local roads, in accordance with the following classifications, are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for highway purposes:



PLO 601

- Segregates ROW'S from "All forms of entry."
 - Seward-Anchorage Highway NOT named.
 - No feeder route this area.



PLO 1613

- Revokes portions of PLO 601
- Establishes easements for THROUGH roads
- Easements extend across both surveyed and unsurveyed lands
- Those portions of SEWARD-ANCHORAGE HWY still **OUTSIDE OF THE CHUGACH NATIONAL FOREST**



PLO 1613, 4/10/58

Published: 4/11/58
No. : 72

Volume: 23
Page: 2376 - 2378

PLO No. 1613
Date Signed: 4/07/58
Filed Date: 4/10/58

Published: 4/11/58
No. : 72

Volume: 23
Page: 2376 - 2378

PLO No. 1613
Date Signed: 4/07/58
Filed Date: 4/10/58

[Public Land Order 1613]

[22506]
ALASKA

REVOKING PUBLIC LAND ORDER NO. 601 OF AUGUST 10, 1949, WHICH RESERVED PUBLIC LANDS FOR HIGHWAY PURPOSES, AND PARTIALLY REVOKING PUBLIC LAND ORDER NO. 386 OF JULY 31, 1947

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 28, 1952, and the act of August 1, 1956 (70 Stat. 898) it is ordered as follows:

1. Public Land Order No. 601 of August 10, 1949, as modified by Public Land Order No. 757 of October 16, 1951, reserving for highway purposes the public lands in Alaska lying within 300 feet on each side of the center line of the Alaska Highway and within 150 feet on each side of the center line of the Richardson Highway, Glenn Highway, Haines Highway, the Seward-Anchorage Highway (exclusive of that part thereof within the boundaries of the Chugach National Forest), the Anchorage-Lake Spenard Highway, and the Fairbanks-College Highway, is hereby revoked.

2. Public Land Order No. 386 of July 31, 1947, so far as it withdrew the following-described lands, identified as Items (a) and (b) in said order, under the jurisdiction of the Secretary of War for right-of-way purposes for a telephone line and an oil pipeline with appurtenances, is hereby revoked:

(a) A strip of land 50 feet wide, 25 feet on each side of a telephone line as located and constructed generally parallel to the Alaska Highway from the Alaska-Yukon Territory boundary to the junction of the Alaska Highway with the Richardson Highway near Big Delta, Alaska.

(b) A strip of land 80 feet wide, 10 feet on each side of a pipeline as located and constructed generally parallel to the Alaska Highway from the Alaska-Yukon Territory boundary to the junction of the Alaska Highway with the Richardson Highway near Big Delta, Alaska.

3. An easement for highway purposes, including appurtenant protective, scenic, and service areas, over and across the lands described in paragraph 1 of this order, extending 150 feet on each side of the center line of the highways mentioned therein, is hereby established.

4. An easement for telephone line purposes in, over, and across the lands described in paragraph 2 (a) of this order, extending 25 feet on each side of the telephone line referred to in that paragraph, and an easement for pipeline purposes, in, under, over, and across the lands described in paragraph 2 (b) of this order, extending 10 feet on each side of the pipeline referred to in that paragraph, are hereby established, together with the right of ingress and egress to all sections of the above easements on and across the lands hereby released from withdrawal.

5. The easements established under paragraphs 3 and 4 of this order shall extend across both surveyed and unsurveyed public lands described in paragraphs 1 and 2 of this order for the specified distance on each side of the centerline of the highways, telephone line and pipeline, as those center lines are definitely located as of the date of this order.

6. The lands within the easements established by paragraphs 3 and 4 of this order shall not be occupied or used for other than the highways, telegraph line and pipeline referred to in paragraphs 1 and 2 of this order except with the permission of the Secretary of the Interior or his delegate as provided by section 3 of the act of August 1, 1956 (70 Stat. 898), provided: that if the lands crossed by such easements are under the jurisdiction of a Federal department or agency, other than the Department of the Interior, or of a Territory, State, or other Government subdivision or agency

7. The lands released from withdrawal by paragraphs 1 and 2 of this order, which, at the date of this order, adjoin lands in private ownership, shall be offered for sale at not less than their appraised value, as determined by the authorized officer of the Bureau of Land Management, and pursuant to section 2 of the act of August 1, 1956, supra. Owners of such private lands shall have a preference right to purchase at the appraised value so much of the released lands adjoining their private property as the authorized officer of the Bureau of Land Management deems equitable, provided, that ordinarily, owners of private lands adjoining the lands described in paragraph 1 of this order will have a preference right to purchase released lands adjoining their property, only up to the centerline of the highways located therein. Preference right claimants may make application for purchase of released lands at any time after the date of this order by giving notice to the appropriate land office of the Bureau of Land Management. Lands described in this paragraph not claimed by and sold to preference claimants may be sold at public auction at not less than their appraised value by an authorized officer of the Bureau of Land Management, provided that preference claimants are first given notice of their privilege to exercise their preference rights by a notice addressed to their last address of record in the office in the Territory in which their title to their private lands is recorded. Such notice shall give the preference claimants at least 60 days in which to

each side of the center line of the Richardson Highway, Glenn Highway, Haines Highway, the Seward-Anchorage Highway (exclusive of that part thereof, within the boundaries of the Chugach National Forest), the Anchorage-Lake Spenard Highway, and the Fairbanks-College Highway, is hereby revoked.

2. Public Land Order No. 386 of July

8. The lands released from withdrawal by paragraphs 1 and 2 of this order, which at the date of this order, adjoin lands in valid unperfected entries, locations, or settlement claims, shall be subject to inclusion in such entries, locations and claims, notwithstanding any statutory limitations upon the area which may be included therein. For the purposes of this paragraph entries, locations, and claims include, but are not limited to, certificates of purchase under the Alaska Public Sale Act (63 Stat. 679; 48 U. S. C. 3844-7) and leases with option to purchase under the Small Tract Act (52 Stat. 602; 43 U. S. C. 682a) as amended. Holders of such entries, locations, and claims to the lands, if they have not gone to patent, shall have a preference right to amend them to include so much of the released lands adjoining their property as the authorized officer deems equitable, provided, that ordinarily such holders of property adjoining the lands described in paragraph 1 of this order will have the right to include released lands adjoining such property only up to the centerline of the highways located therein. Allowances of such amendments will be conditional upon the payment of such fees and commissions as may be provided for in the regulations governing such entries, locations, and claims together with the payment of any purchase price and cost of survey of the land which may be established by the law or regulations governing such entries, locations, and claims, or which may be consistent with the terms of the sale under which the adjoining land is held. Preference right claimants may make application to amend their entries, locations, and claims at any time after the date of this order by giving notice to the appropriate land office of the Bureau of Land Management. Lands described in this paragraph, not claimed by and awarded to preference claimants, may be sold at public auction at not less than their appraised value by the authorized officer of the Bureau of Land Management, provided that preference claimants are first given notice of their privilege to exercise their preference rights by a notice addressed to their last address of record in the appropriate land office, or if the land is patented, in the Territory in which title to their private land is recorded. Such notice shall give the claimant at least 60 days in which to make application to exercise his preference right, and if the application is not filed within the time specified the preference right will be lost. Preference right claimants will also lose their preference rights if they fail to make any required payments within the time period specified by the authorized officer of the Bureau of Land Management, which time period shall not be less than 60 days.

9. (a) Any tract released by Paragraph 1 or 2 of this order from the withdrawals made by Public Land Orders Nos. 601, as modified, and 386, which remains unsold after being offered for sale under Paragraph 7 or 8 of this order, shall remain open to offers to purchase under Section 2 of the act of August 1, 1956, supra, at the appraised value, but it shall be within the discretion of the Secretary of the Interior or his delegate as to whether such an offer shall be accepted.

(b) Any tract released by Paragraph 1 or 2 of this order from the withdrawals made by Public Land Orders Nos. 601, as modified, and 386, which on the date hereof does not adjoin privately-owned land or land covered by an unperfected claim or entry, is hereby opened, subject to the provisions of Paragraph 6 hereof, if the tract is not otherwise withdrawn, to settlement claim, application, selection or location under any applicable public land law. Such a tract shall not be disposed of as a tract or unit separate and distinct from adjoining public lands outside of the area released by this order, but for disposal purposes, and without losing its identity, if it is already surveyed, it shall be treated as having merged into the mass of adjoining public lands, subject, however, to the easement so far as it applies to such lands.

(c) Because the act of August 1, 1956 (70 Stat. 898; 48 U. S. C. 420-426) is an act of special application, which authorizes the Secretary of the Interior to make disposals of lands included in revocations such as made by this order, under such laws as may be specified by him, the preference-right provisions of the Veterans Preference Act of 1944 (58 Stat. 747; 48 U. S. C. 476-254) as amended, and of the Alaska Mental Health Enabling Act of July 28, 1956 (70 Stat. 709; 48 U. S. C. 45-3b) will not apply to this order.

10. All disposals of lands included in the revocation made by this order, which are under the jurisdiction of a Federal department or agency other than the Department of the Interior may be made only with the consent of such department or agency. All lands disposed of under the provisions of this order shall be subject to the easements established by this order.

11. The boundaries of all withdrawals and restorations which on the date of this order adjoin the highway easements created by this order are hereby extended to the centerline of the highway easements which they adjoin. The withdrawal made by this paragraph shall include, but not be limited to the withdrawals made for Air Navigation Site No. 7 of July 13, 1954, and by Public Land Orders Nos. 386 of July 31, 1947, No. 621 of December 15, 1949, No. 668 of February 27, 1952, No. 875 of June 18, 1954, No. 1031 of December 16, 1954, No. 1059 of January 21, 1955, No. 1129 of April 15, 1955, No. 1179 of June 29, 1955, and No. 1181 of June 29, 1955.

ROGER EMMET,
Assistant Secretary of the Interior.
APRIL 7, 1958.
[P. R. Doc. 28-2059; Filed Apr. 10, 1958; 8:45 a.m.]



PLO Authorities

EXEC. ORDER 9146

EXECUTIVE ORDER 9146

AUTHORIZING THE SECRETARY OF THE INTERIOR TO WITHDRAW AND RESERVE PUBLIC LANDS

By virtue of the authority vested in me by the act of June 25, 1910, c. 421, 36 Stat. 847, and as President of the United States, I hereby authorize the Secretary of the Interior to sign all orders withdrawing or reserving public lands of the United States, and all orders revoking or modifying such orders: *Provided*, that all such orders shall have the prior approval of the Director of the Bureau of the Budget and the Attorney General, as now required with respect to proposed Executive Orders by Executive Order No. 7298 of February 18, 1936, and shall be submitted to the Division of the Federal Register for filing and publication: *Provided, further, that no such order which affects lands under the administrative jurisdiction of any executive department or agency of the Government, other than the Department of the Interior, shall be signed by the Secretary of the Interior without the prior concurrence of the head of the department or agency concerned.*

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
April 24, 1942.

[F. R. Doc. 42-3682; Filed, April 25, 1942;
11:04 a. m.]

EXEC. ORDER 9337

EXECUTIVE ORDER 9337

AUTHORIZING THE SECRETARY OF THE INTERIOR TO WITHDRAW AND RESERVE LANDS OF THE PUBLIC DOMAIN AND OTHER LANDS OWNED OR CONTROLLED BY THE UNITED STATES

By virtue of the authority vested in me by the act of June 25, 1910, ch. 421, 36 Stat. 847, and as President of the United States, it is ordered as follows:

Section 1. The Secretary of the Interior is hereby authorized to withdraw or reserve lands of the public domain and other lands owned or controlled by the United States to the same extent that such lands might be withdrawn or reserved by the President, and also, to the same extent, to modify or revoke withdrawals or reservations of such lands: *Provided*, That all orders of the Secretary of the Interior issued under the authority of this order shall have the prior approval of the Director of the Bureau of the Budget and the Attorney General, as now required with respect to proposed Executive orders by Executive Order No. 7298 of February 18, 1936, and shall be submitted to the Division of the Federal Register for filing and publication: *Provided, further, That no such order which affects lands under the administrative jurisdiction of any executive department or agency of the Government, other than the Department of the Interior, shall be issued by the Secretary of the Interior without the prior concurrence of the head of the department or agency concerned.*

Section 2. This order supersedes Executive Order No. 9146 of April 24, 1942, entitled "Authorizing the Secretary of the Interior to Withdraw and Reserve Public Lands".

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
April 24, 1943.

[F. R. Doc. 43-6460; Filed, April 26, 1943;
3:15 p. m.]

EXEC. ORDER 10355

EXECUTIVE ORDER 10355

DELEGATING TO THE SECRETARY OF THE INTERIOR THE AUTHORITY OF THE PRESIDENT TO WITHDRAW OR RESERVE LANDS OF THE UNITED STATES FOR PUBLIC PURPOSES

By virtue of the authority vested in me by section 301 of title 3 of the United States Code (section 10 of Public Law 248, 82d Congress), and as President of the United States, it is ordered as follows:

SECTION 1. (a) Subject to the provisions of subsections (b), (c), and (d) of this section, I hereby delegate to the Secretary of the Interior the authority vested in the President by section 1 of the act of June 25, 1910, ch. 421, 36 Stat. 847 (43 U. S. C. 141), and the authority otherwise vested in him to withdraw or reserve lands of the public domain and other lands owned or controlled by the United States in the continental United States or Alaska for public purposes, including the authority to modify or revoke withdrawals and reservations of such lands heretofore or hereafter made.

(b) All orders issued by the Secretary of the Interior under the authority of this order shall be designated as public land orders and shall be submitted to the Division of the Federal Register, General Services Administration, for filing and for publication in the FEDERAL REGISTER.

(c) No order affecting land under the administrative jurisdiction of any executive department or agency of the Government other than the Department of the Interior shall be issued by the Secretary of the Interior under the authority of this order without the prior approval or concurrence, so far as the order affects such land, of the head of the department or agency concerned, or of such officer of the department or agency concerned as the head thereof may designate for such

(Continued on p. 4833).

purpose: *Provided*, that such officer is required to be appointed by the President by and with the advice and consent of the Senate.

(d) Any disagreement between two or more executive departments or agencies with respect to any proposed withdrawal or reservation shall be referred to the Director of the Bureau of the Budget for consideration and adjustment. The Director may, in his discretion, submit the matter to the President for his determination.

Sec. 2. The Secretary of the Interior is authorized to issue such rules and regulations, and to prescribe such procedures, as he may from time to time deem necessary or desirable for the exercise of the authority delegated to him by this order.

Sec. 3. The Secretary of the Interior is authorized to redelegate the authority delegated to him by this order to one or more of the following-designated officers: the Under Secretary of the Interior and the Assistant Secretaries of the Interior.

Sec. 4. This order supersedes Executive Order No. 9337 of April 24, 1943, entitled "Authorizing the Secretary of the Interior To Withdraw and Reserve Lands of the Public Domain and Other Lands Owned or Controlled by the United States".

HARRY S. TRUMAN

THE WHITE HOUSE,
May 26, 1952.

[F. R. Doc. 52-5855; Filed, May 26, 1952;
4:23 p. m.]



Chugach National Forest





1907 Proclamation

7/23/07

CHUGACH NATIONAL FOREST
ALASKA

By the President of the United States of America

A Proclamation

WHEREAS, the public lands in the Territory of Alaska, which are hereinafter indicated, are in part covered with timber, and it appears that the public good would be promoted by utilizing said lands as a National Forest;

Now, therefore, I, THEODORE ROOSEVELT, President of the United States of America, by virtue of the power in me vested by section twenty-four of the Act of Congress, approved March third, eighteen hundred and ninety-one, entitled, "An act to repeal timber-culture laws, and for other purposes," do proclaim that there are hereby reserved from settlement, entry, or sale, and set apart as a public reservation, for the use and benefit of the people, all the tracts of land, in the Territory of Alaska, shown as the Chugach National Forest on the diagram forming a part hereof, and further described as follows: All of the public land lying within a line beginning at the southern extremity of Cape Puget, Alaska, on the east coast of Kenai Peninsular; thence in a general northerly direction, following the coast line, to the western extremity of Portage Bay; thence northwesterly to the divide between Turnagain Arm and Portage Bay; thence in a general northerly direction along the divide between Knik Arm and Port Welles and in a general easterly direction along the main divide of the Chugach Mountains, continuing thence to a point on left bank of Copper River opposite the northern extremity of Cottonwood Island; thence southerly, down left bank of said Copper River, to its southern extremity; thence in a southwesterly direction to the southern extremity of Cape Clear; thence in a northwesterly direction to the southern extremity of Cape Puget, the place of beginning, and embracing all islands within said described line;

Excepting from the force and effect of this proclamation the several areas contained within boundaries formed by circles described with a radius of a mile, each, from the centers of the following named towns and settlements, to wit: Eyak, Orea, Tañtetlahk, Ellamar, Valdez, Fort Liscum, Einiklik, Chenaga, Nutchek and Latouche;

Provided, that this proclamation shall not be so construed as to deprive any person of any valid right possessed under the Treaty for the cession of the Russian possessions in North America to the United States,

concluded at Washington on the thirtieth day of March, eighteen hundred and sixty-seven, or acquired under any act of Congress relating to the Territory of Alaska;

And further excepting from the force and effect of this proclamation all lands which are at this date embraced in any legal entry or covered by any lawful filing or selection duly of record in the proper United States Land Office, or upon which any valid settlement has been made pursuant to law, if the statutory period within which to make entry or filing of record has not expired; and also excepting all lands which at this date are embraced within any withdrawal or reservation for any use or purpose with which this reservation for forest uses is inconsistent: Provided, that these exceptions shall not continue to apply to any particular tract of land unless the entryman, settler, or claimant continues to comply with the law under which the entry, filing, or settlement was made, or unless the reservation or withdrawal with which this reservation is inconsistent continues in force; not excepting from the force and effect of this proclamation, however, any part of the National Forest hereby established which may have been withdrawn to protect the coal therein, but this proclamation does not vacate any such coal land withdrawal; and provided that these exceptions shall not apply to any land embraced in any selection, entry, or filing, which may have been permitted to remain of record subject to the creation of a permanent reservation.

Warning is hereby given to all persons not to make settlement upon any of the lands reserved by this proclamation, unless and until they are listed by the Secretary of Agriculture and opened to homestead settlement or entry by the Secretary of the Interior under the Act of Congress, approved June eleventh, nineteen hundred and six, entitled, "An Act To provide for the entry of Agricultural lands within forest reserves."

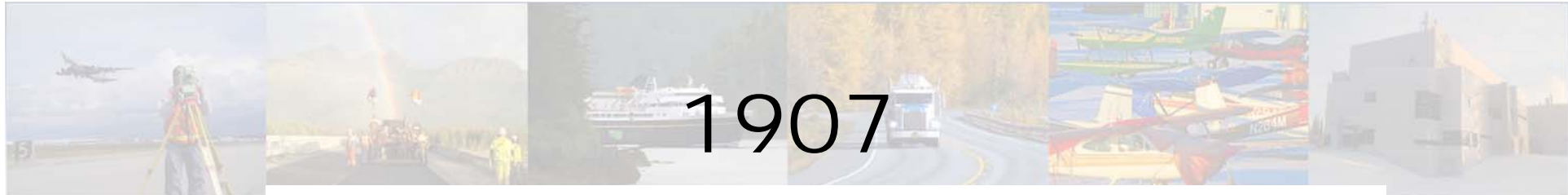
In Witness Whereof, I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 23d day of July, in the year of our Lord one thousand nine hundred and seven, and of the Independence of the United States the one hundred and thirty-second.

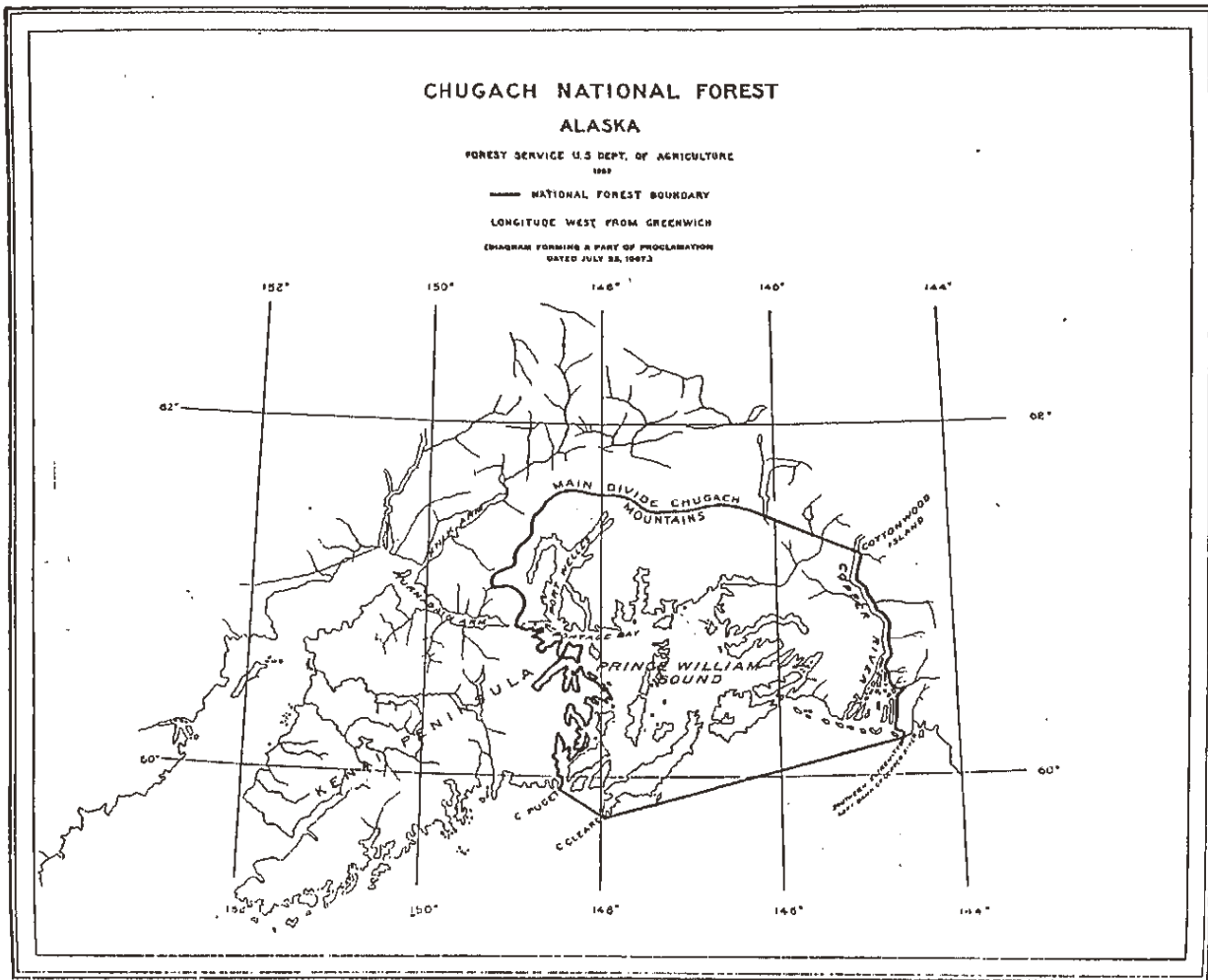
[SEAL.]

THEODORE ROOSEVELT

By the President:
ROBERT BACON
Acting Secretary of State.

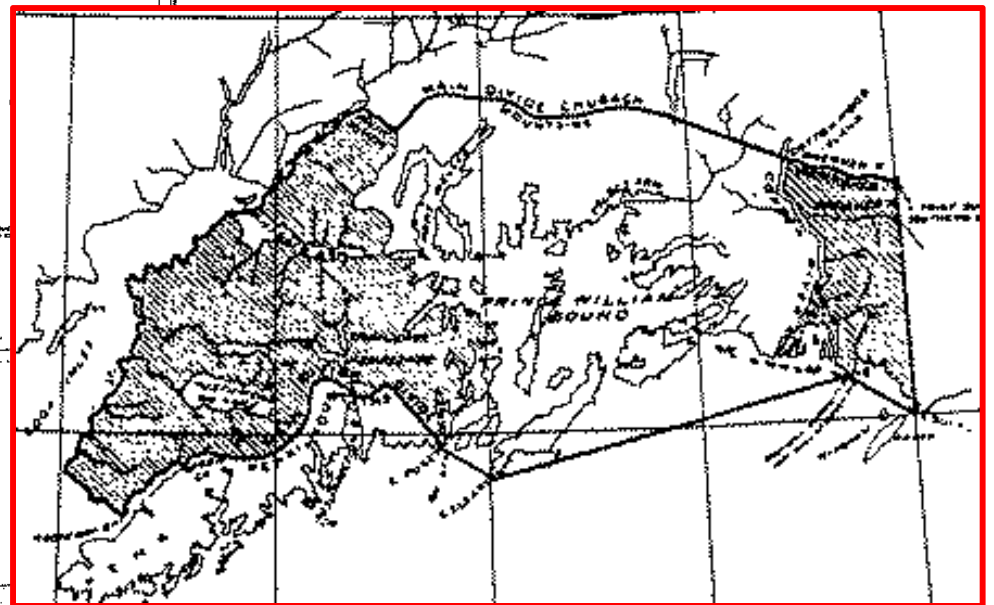
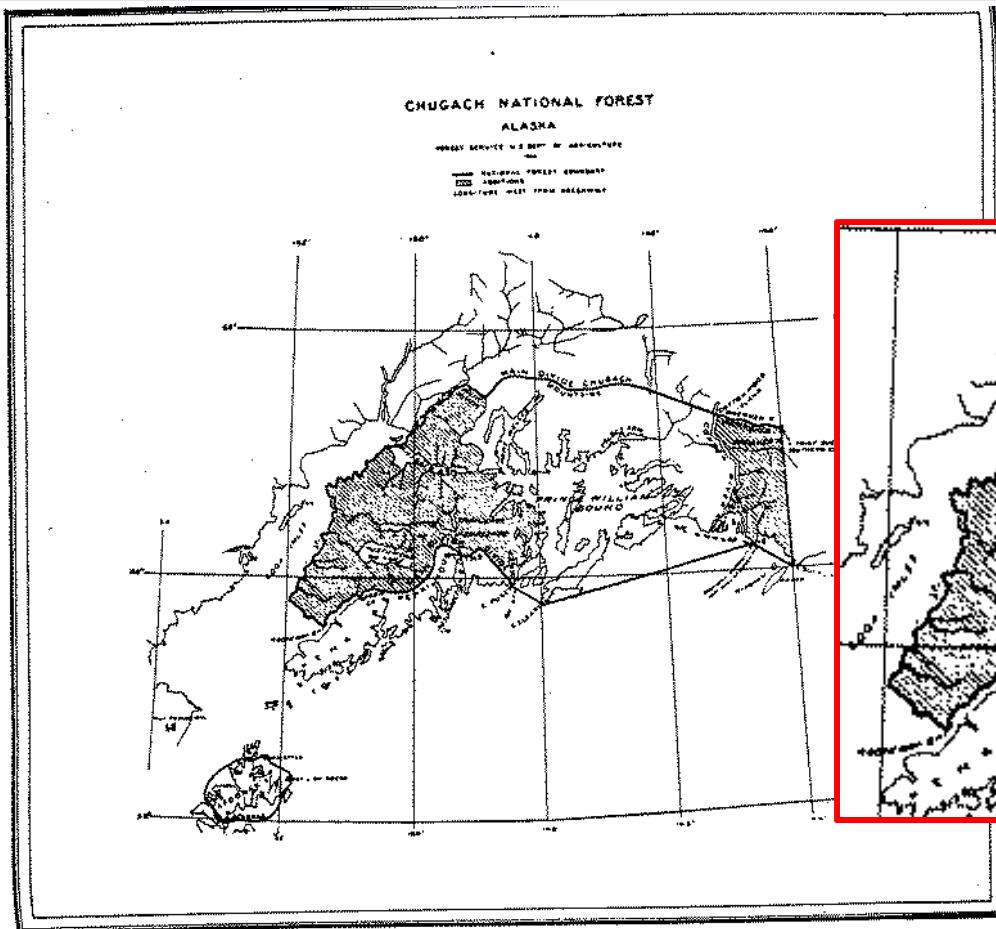


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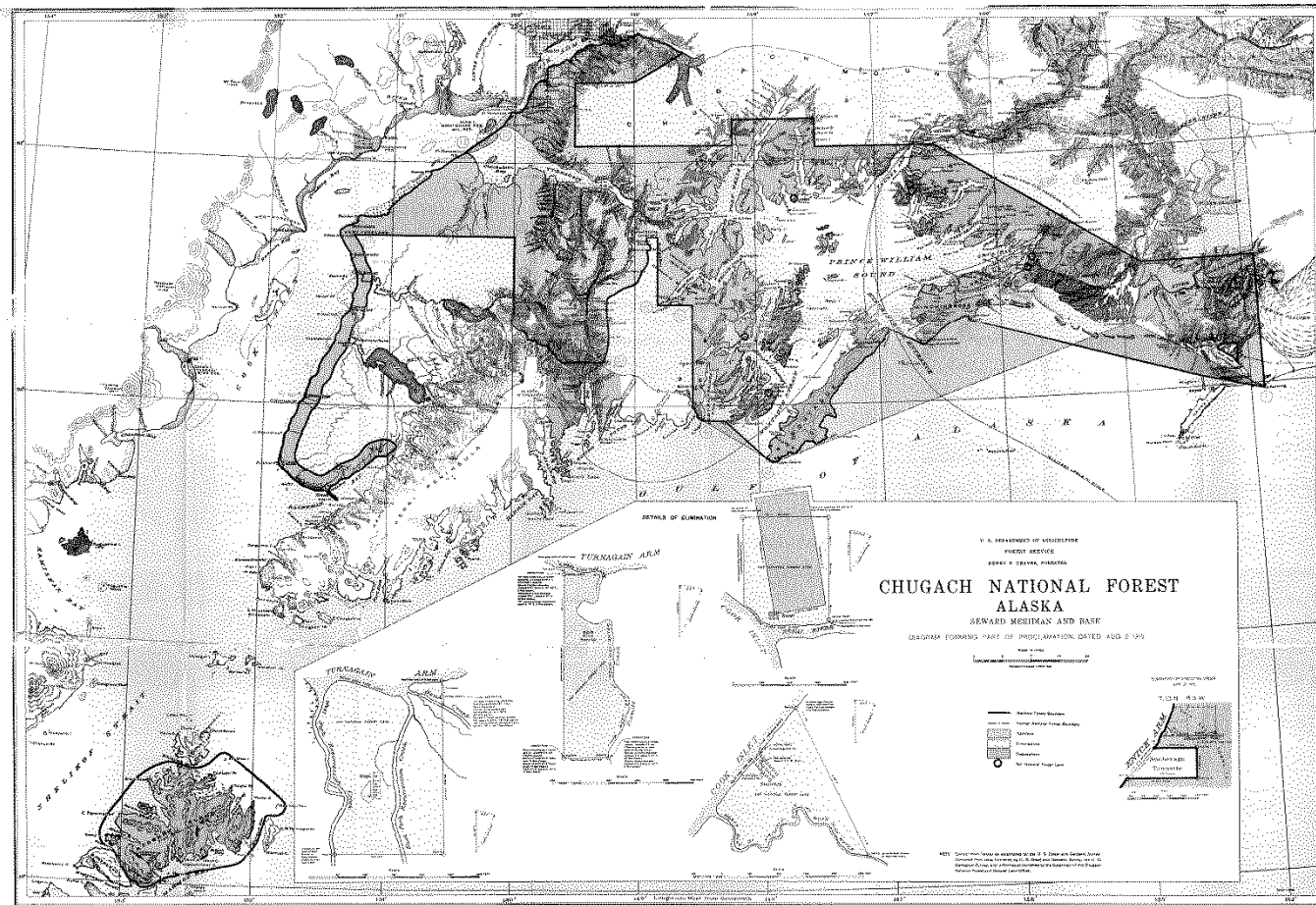


1909 Proclamation





1915 Proclamation





(BPR) ROW'S in Forest?

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quired without a special use permit.

§ 251.5 *Permits for roads and trails* (Reg. U-14). **Rights-of-way** over national forest land for State or county highways or roads which are a part of an approved system of public roads shall be 132 feet in width in the case of Federal Aid and State highways and 66 feet in width in the case of county and community roads or other roads of a secondary character. **The center line of the highway or road shall be the center line of the right-of-way except where otherwise provided by the permit.** Rights-of-way in excess of 132 feet in width may be authorized only with the specific approval of the regional forester. National forest lands on which a highway or road right-of-way is located shall continue to be administered by the Forest Service but their use for highway or road purposes shall be dominant, and no use or occupancy thereof for other purposes shall be authorized unless concurred in by the appropriate State or county official, except that in the event agreement cannot be reached regarding such other use or occupancy as is essential to the proper use and management of national forests, the matter shall be submitted to the Secretary of Agriculture for decision. Direction and caution signs shall be erected and maintained by the State or county highway department. Information signs shall be approved by the Forest Service prior to erection.

Approval by the Secretary of Agriculture of a forest highway construction program shall constitute authorization for the occupancy of national forest lands for the highways included in such construction program, but where a special use permit for a project included within a forest highway program is desired by a State or county to meet legal or fiscal requirements, or for the execution of road contracts, a permit shall be issued by the regional forester and shall contain such stipulations as may be necessary to protect national forest interests. Special use permits from the regional

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Approval by the Secretary of Agriculture of a forest highway construction program shall constitute authorization for the occupancy of national forest lands for the highways included in such



(BPR) ROW'S in Forest?

1945 FEDERAL REGISTER

necessary to protect national forest interests.
 Except as provided in the preceding paragraph, no highway or road shall be constructed on national forest land unless or until the occupancy of said land for highway or road purposes shall have been authorized by permit. Application for permit to construct a highway or road shall be filed with the forest supervisor and shall be accompanied by a plat showing the precise location of the proposed highway or road. The forest supervisor shall then determine the effect of the proposed highway or road on the national forest and the changes in location or other features that may be necessary to safeguard the national forest, recording his findings in appropriate form and manner. Permits for State and county highways or roads of similar importance shall be issued by the regional forester. Forest supervisors may be authorized by the regional forester to issue permits for roads of lesser import-

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been authorized by permit. Application for permit to construct a highway or road shall be filed with the forest supervisor and shall be accompanied by a plat showing the precise location of the proposed highway or road. The forest supervisor shall then determine the effect of the proposed highway or road on



F.S. ROW Discussions

Reproduced at the National Archives at Anchorage

Oct. 31, 1946

FEDERAL WORKS AGENCY
PUBLIC ROADS ADMINISTRATION
~~XXXXXXXXXXXX~~
DIVISION EIGHT
ALASKA DISTRICT

FEDERAL AND TERRITORIAL BUILDING
JUNEAU, ALASKA

October 31, 1946

B. F. Heintzleman,
Regional Forester
U. S. Forest Service
Juneau, Alaska

Dear Sir:

Reference is made to prior discussions concerning the width of right-of-way for Forest highways to be used in this District.

This subject has been discussed with our Division Office in Portland, which office has approved our suggestion that the standard right-of-way in the future be designated as 50 ft. on either side of the center line. With the present higher standards which are being used on the Forest Highway system in Alaska, the present width of 66 ft. right-of-way is inadequate and it is therefore strongly recommended that you approve the width of 100 ft. as the standard over-all width. Any additional width required, because of the nature of the terrain, will be subject to special request.

We would appreciate a letter giving your reaction to the subject as soon as possible.

Very truly yours,

Chr. F. Willer
CHR. F. WILLER
Acting District Engineer



Public Roads Adm. To
Regional Forester

FEDERAL WORKS AGENCY
PUBLIC ROADS ADMINISTRATION
~~XXXXXXXXXXXX~~
DIVISION EIGHT
ALASKA DISTRICT

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Acting District Engineer



Reproduced at the National Archives at Anchorage

Nov. 25, 1946

FOREST SERVICE

JUNEAU, ALASKA

November 25, 1946

Division Supervisors, All Divisions

B. Frank Heintzleman, Regional Forester. By: Chas. G. Burdick, Acting

U-PLANS, General

E-ROADS & TRAIL, Right-of-Way

The PRA has requested that all future rights-of-way for forest highways, or for FRD roads which may later become forest highways, be reserved to a width of 100 feet instead of the 66 feet as at present.

They have experienced difficulty on many reconstruction jobs due to being restricted by the narrow road, and in many cases have had difficulty in obtaining easements from property owners.

In all future land use plans, or in the survey of any new tracts along constructed highways covered by present plans, please retain right-of-way strip 50 feet on each side of the center line of the road. This should not be construed to mean that it is necessary to retain the wide right-of-way for one or two lots between previous surveys which provide only the narrow right-of-way as such would be of no value. Good judgment in long range planning should be used for surveys along the routes already covered by land use plans. Preliminary plans for new groups should be sent for review by this office and the PRA.

*WCB
JFB*

GHF:BR

November 25, 1946

Division Supervisors, All Divisions

B. Frank Heintzleman, Regional Forester. By: Chas. G. Burdick, Acting

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Nov. 25, 1946

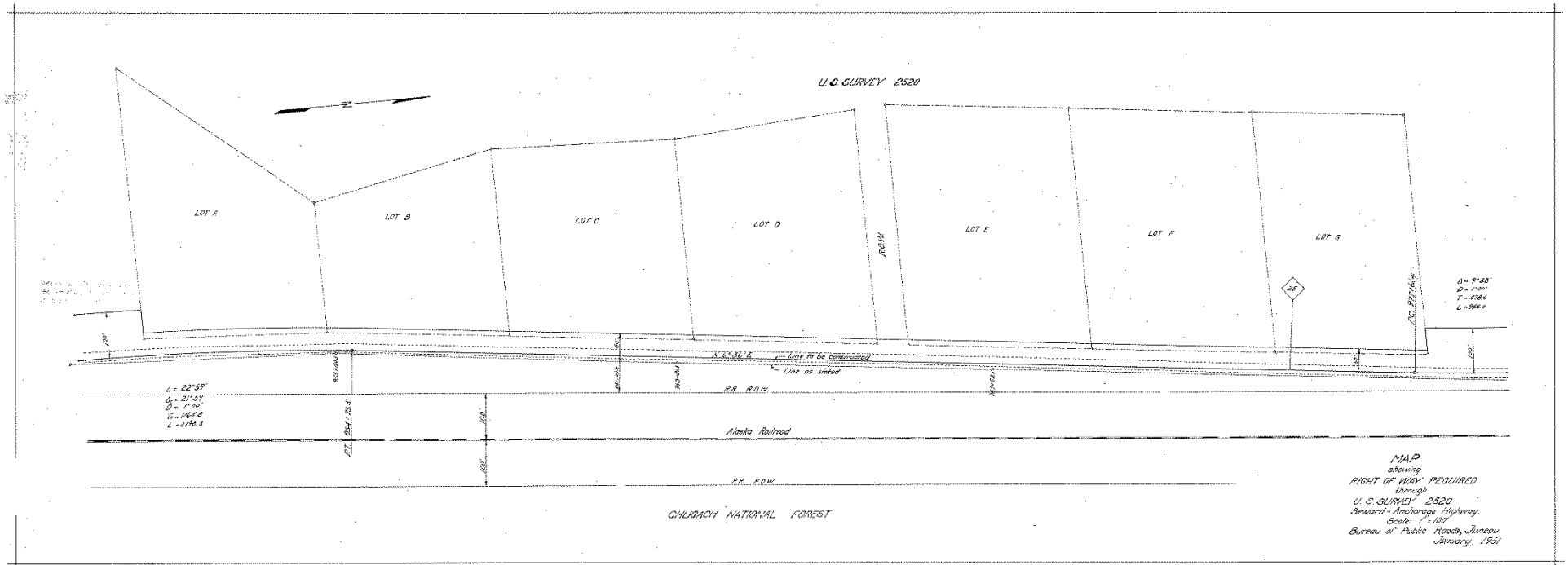
In all future land use plans, or in the survey of any new tracts along constructed highways covered by present plans, please retain right-of-way strip 50 feet on each side of the center line of the road. This should not be construed to mean that it is necessary to retain the wide right-of-way for one or two lots between previous surveys which provide only the narrow right-of-way as such would be of no value. Good judgment in long range planning should be used for surveys along the routes already covered by land use plans. Preliminary plans for new groups should be sent for review by this office and the PRA.

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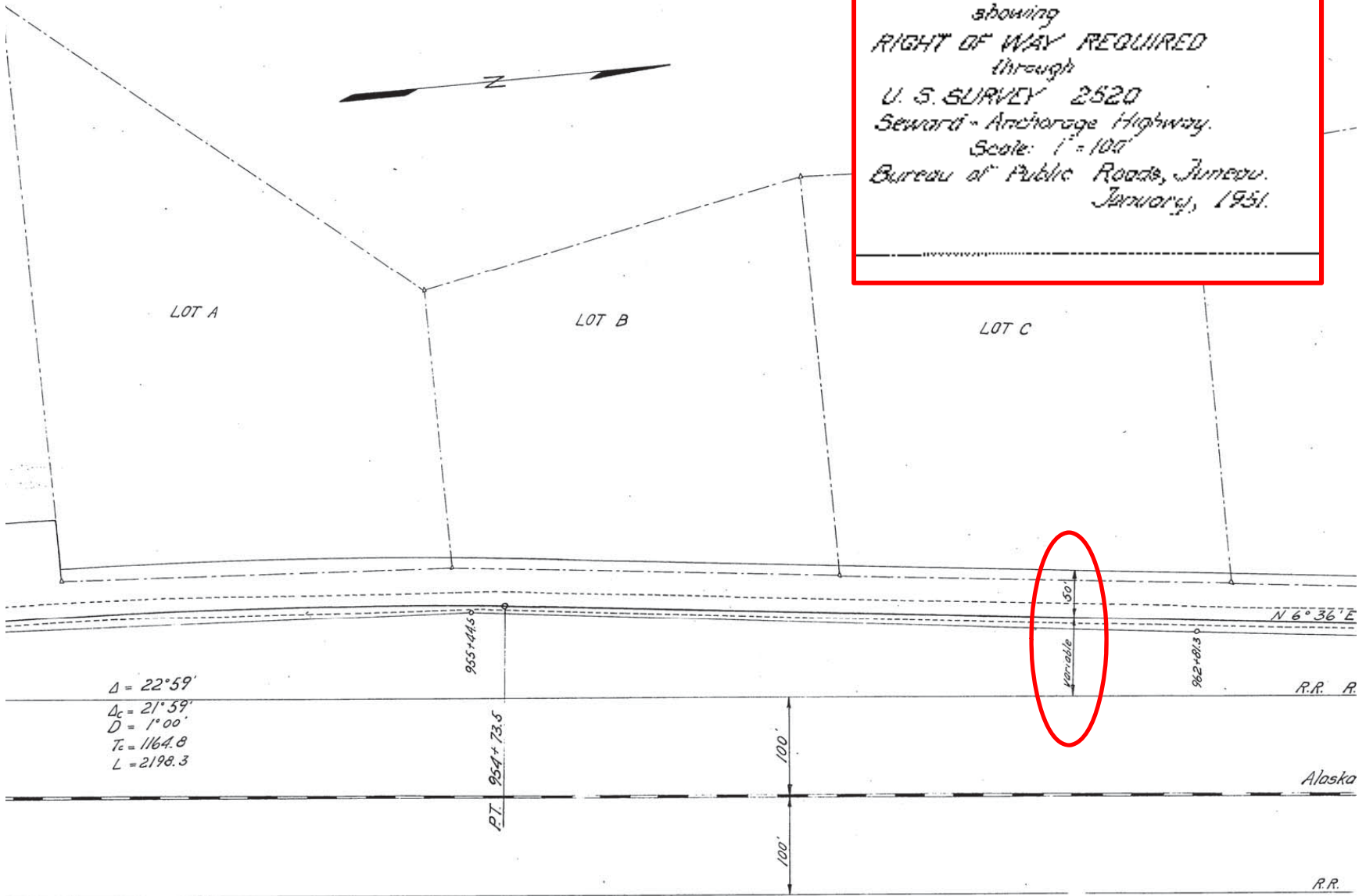




1951 Forest Service ROW



MAP
 showing
 RIGHT OF WAY REQUIRED
 through
 U. S. SURVEY 2520
 Seward - Anchorage Highway.
 Scale: 1" = 100'
 Bureau of Public Roads, Juneau.
 January, 1951.





Show me the document

- Ownership History
 - Patent Number from MTP
 - Copy of Patent from BLM/GLO
 - ACRES Report
 - Patentee history from Land Entry Files (if nec.)
 - Current Ownership from KPB
 - Title Reports



Patent / Abstract (ACRES)

[Home](#)

U.S. DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT
Alaska State Office

Alaska Case Retrieval Enterprise System (ACRES)

Note: Reports are generated from a replicated database. Information can be one day old.

Case Abstract for: AKA 047684

CASE DATA			
Case Serial Num:	AKA 047684	FRC Site Code:	SEA
Case Type:	256700 He Alaska	Accession Num:	08-1961
Case Status:	Closed	Box Num:	-- (of) --
Case Status Actn:	Case Closed	Disp Date:	--
Case Status Date:	06-JUN-1977	Location Code:	20409
SM Acres:	0.0000	Abnd Yr:	--
Claim Name:	--		

CUSTOMER DATA			
Cust ID:	000024507		
Customer Name:	JOHNSON LAUREEN H	Interest Relationship:	Applicant
Customer Address:	Withheld	Percent Interest:	0.0000

ADMINISTRATIVE/STATUS ACTION DATA						
Date	Code Description:	Remarks	Doc ID	Ofc	Emp	Doc Img *
05-MAY-1959	001 Application Filed	--	--	PSA	MER	--
12-APR-1961	879 Patent Issued	--	PA0001218720	PSA	MER	--
06-JUN-1977	970 Case Closed	TITLE TRSF	--	PSA	MER	--
27-AUG-1992	996 Converted To Prime	--	--	940	BKM	--

ADMINISTRATIVE/STATUS ACTION DATA	
Date	Code Description:
05-MAY-1959	001 Application Filed
12-APR-1961	879 Patent Issued
06-JUN-1977	970 Case Closed
27-AUG-1992	996 Converted To Prime

Form BLM-100
1-2010-004

Anchorage 047684

The United States of America

To all to whom these presents shall come, Greeting:

WHEREAS, a certificate of the Land Office at Anchorage, Alaska, is now deposited in the Bureau of Land Management, whereby it appears that pursuant to Section 10a of the Act of May 14, 1896 (30 Stat. 413) and the acts supplemental thereto, including the Act of May 26, 1934 (48 Stat. 928), the claim of Laureen Harold Johnson has been established and that the requirements of law pertaining to the claim have been met, for a Lot B of U.S. Survey 2520, situated west side Seward-Hope Highway, 25 miles from Seward, Alaska.

The area described contains 3.15 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, thereto 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., 301, 43 U.S.C. sec. 945). 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, 43 U.S.C. sec. 805).

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1916 (39 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.

[SEAL]

GIVEN under my hand, in the District of Columbia, the TWELFTH day of APRIL, in the year of our Lord one thousand nine hundred and SIXTY-ONE and of the Independence of the United States the one hundred and EIGHTY-FIFTH.

For the Director, Bureau of Land Management.

By *Robert W. Talley*
Chief, Patents Section.

Patent Number 1218720

U.S. GOVERNMENT PRINTING OFFICE 11-7020-4



Land Entry File

Dear Patron:

We regret that the enclosed photocopies are the best we were able to obtain using our normal reproduction process. This is caused primarily by the age and faded conditions of some of the documents from which these copies were made.

COMPLETED FILE ENCLOSED

BEST AVAILABLE COPY.

Revised: 11-17-59
 Distributed to: Land Office, Anchorage
 Lands & Minerals, Anch.

UNITED STATES
 DEPARTMENT OF THE INTERIOR
 BUREAU OF LAND MANAGEMENT
 ANCHORAGE LAND DISTRICT - AREA 4 - ALASKA

8.7 Homestead
 R E P O R T

Date of Stat. Off. Action MAY 25 1960

Anch. Ser. No. 047684 Date of Examination 5/13/60

Signed: John H. Nelson

Name Johnson, Lauren H. John H. Nelson, Land Examiner
 (Name, Title)

Date 3/2/59 Approved: [Signature]

Date 3/2/59 Application Approved

(Entry allowed-Location Notice Filed) George E. M. Gustafson
 Lands & Minerals Officer, Anchorage

LANDS INVOLVED: U.S. Survey 2520, Lot 3.

ACREAGE: 3.15

IDENTIFICATION: Recovery of or relationship to Cross survey monument S 2520

Lot 3 Lot 4
 Cox 4 Cox 1

COMPLIANCE: 1940

A. IMPROVEMENTS: 16' x 30' modern home with 13' x 25' attached garage - 12' x 24' tool shed

B. CULTIVATION (if applicable) Acreage (measured)

Crop seeded _____ Location _____

C. RESIDENCE OR USE CLAIMED BY APPLICANT (if applicable)

From: 2/12/56 To: Present CLAIMED USE (if other than homestead-homesite)

From: _____ To: _____

From: _____ To: _____

From: _____ To: _____

D. RESIDENCE OR USE SUBSTANTIATED BY (if applicable)

Name: John Kiuda Dates: Fall 1956 to Present

Address: Mile 24, Seward Sta. Rd.

Seward, Alaska

Name: Mrs. John Kiuda Dates: Fall 1956 to present

Address: _____

Name: _____ Dates: _____

Address: _____

E. OTHER INFORMATION:

Is land presently occupied or being used? Yes

Has applicant or member of family interviewed? No

Did statements of claimant, family, or others differ from those on the application? _____ If so, how? _____

F. MILITARY SERVICE CLAIMED (if applicable) From: _____ To: _____

G. REMARKS: (including evidence of minerals, hot springs, coal, oil, gas, etc.)

JHN:jc



COMPLIANCE: _____

A. IMPROVEMENTS: 16' x 30' modern home with 13' x 25' 1940
attached garage - 12' x 25' tool shed

B. CULTIVATION (if applicable) Acreage (measured) _____
 Crop seeded _____ Location _____

C. RESIDENCE OR USE CLAIMED BY APPLICANT (if applicable)
 FROM: 9/12/56 To: Present CLAIMED USE (if other than homestead-homesite)
 FROM: _____ To: _____
 FROM: _____ To: _____
 FROM: _____ To: _____







Removal from Chugach National Forest (CNF)

[Public Land Order 1782]

[79706]

ALASKA

Excluding Lands From the Chugach National Forest and Restoring Them for Purchase as Homesites.

By virtue of the authority vested in the President by section 1 of the act of June 4, 1897 (30 Stat. 34, 36; 16 U.S.C. 473), and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

The following-described public lands in Alaska are hereby eliminated from the Chugach National Forest, and the boundaries of said forest are adjusted accordingly:

United States Survey No. 2520, lot B, 3.16 acres; latitude 60°24'26" N., longitude 149°22' W. (Homesite No. 137, Falls Creek Group).

United States Survey No. 2530, lot B, 2.00 acres; latitude 60°20'20" N., longitude 149°22' W. (Homesite No. 73, Primrose Group).

The lands are hereby opened, pursuant to section 10 of the act of May 14, 1898 (30 Stat. 409) as amended by the act of May 26, 1934 (48 Stat. 809; 48 U.S.C. 461), to application by holders of permits issued by the Department of Agriculture, who own valuable improvements thereon and whose permits will be terminated by reason of this elimination. The lands will not be subject to any other form of appropriation under the public land laws until a further order is issued by an appropriate officer of the Bureau of Land Management opening the lands to such disposition.

ROGER ERNST,
Assistant Secretary of the Interior.

FEBRUARY 3, 1959.

[F.R. Doc. 59-1167; Filed, Feb. 9, 1959; 8:47 a.m.]

ingly:

United States Survey No. 2520, lot B, 3.16 acres; latitude 60°24'26" N., longitude 149°22' W. (Homesite No. 137, Falls Creek Group).

United States Survey No. 2530, lot B, 2.00 acres; latitude 60°20'20" N., longitude 149°22' W. (Homesite No. 73, Primrose Group).

ROGER ERNST,
Assistant Secretary of the Interior.

FEBRUARY 3, 1959.

[F.R. Doc. 59-1167; Filed, Feb. 9, 1959; 8:47 a.m.]



Data Evaluation

- Lots of Data
- Many Dates
- Different Authorities
- ????? ==>> Who came first??
 - I use a SPREADSHEET, visual order of prior existing rights.

SPREADSHEET

**ROW RESEARCH,
Lot B , USS 2520
Seward - Anchorage Highway**

Date		pub	Action	Comments	bk	pg
year	mo.	date				
1905			Alaska Road Commission	Created as a board of the U.S. War Department		
1907	7	23	Presidential Proclamation	Creates Chugach National Forest (CNF)		
1909	2	23	Presidential Proc. No. 852	Add Turnagain Arm, etc. to CNF		
1917	5		17 Act	"Lawful width ... roads 60 feet." MUST HAVE USED TERRITORIAL FUNDS		
1931	8	30	USS 2119	No highways		
1932			ARC	Transferred to Department of the Interior		
1935	9	21	USS 2119	66' ROW ESMT TO United State of America		
1935	10	19	USS 2238	66' HWY ROW, under construction by BPR		
1940	3	7	Spec. Inst's, USS 2520	Federal Hwy ROW is 33' from cl, maintain min. 100' from RR centerline		
1941	5	16	USS 2520	66' ROW for Seward - Hope Highway		
1942	4	25	Executive Order 9146	Authorizes Sec. of Interior to Withdraw and Reserve Public Lands		
1942	9	11	Federal Register 251.5 (Regulation U-14)	ROW's over forest lands==66' for roads of secondary character, from rd cl.		
1943	4	24	Executive Order 9337	Authorizes Sec. of Interior to Withdraw and Reserve Lands of Public Domain		
1945	9	10	Fed. Reg. 251.5 (Reg. U-14) amend	ROW app's accompanied by a plat		
1946	10	31	USFS MEMO	Requesting ROW change from 33 to 50 from cl		
1946	11	25	USFS MEMO	Change ROW to 50' from cl		
1947	7	24	47 Act.			
1948	12	15	USFS MEMO	Questions re: "Turnagain Arm Hwy" ROW widths		
1949	8	16	PLO 601	Thru = 150' e.s. //Feeder = 100' e.s. // Local = 50' e.s.		
1951	1		BPR ROW REQ'D sketches	50' ROW from "Line to be constructed"		
1951	2	6	Sew-Anch. Hwy, Sect. A-2:B-3	Shows 50' ROW from "LINE TO BE CONSTRUCTED"		
1951	2	13	USS 2119	100' ROW ESMT to Terr. Of AK		
1951	2	26	USS 2238	ESMT, 50' from Line to Be Constructed		
1951	10	10	PLO 757	Amendment of PLO 601, names through roads, adds Sew-Anch Hwy . Feeder and local roads become easements		
1951	10	20	SO 2665	"Local roads to be 50' each side of centerline.... with mapping"		
1952	5	28	Executive Order 10355	Delegates to Sec. of Interior Authority to Withdraw and Reserve Lands		
1952	7	17	SO 2665 Amdt. 1	Reduces a portion of the ROW for Otis Lake Road to 30' e.s.		

**ROW RESEARCH,
Lot B , USS 2520
Seward - Anchorage Highway**

Date		pub	Action	Comments	bk	pg
year	mo.	date				
1956	9	12	USS 2520 LOT B	Residence/use began. BLM Homesite report from Land Entry File & Application for Homesite.		
1956	9	21	SO 2665 Amdt. 2	Adds through roads, Deletes feeder roads. Sterling Hwy becomes a through road		
1956			ARC absorbed by BPR	Bureau of Pulic Roads, a division of the Commerce Dept.		
1958	4		PLO 1613	Revoked PLO 601 re: Highway withdrawls / Estab'd esmts over surveyed and unsurveyed lands		
1959	2	9	PLO 1782	Remove Lot B from CNF		
1959	5	5	USS 2520 LOT B	Application for Patent		
1959	6	25	OMIBUS	STOPS ATTACHMENT OF FEDERAL ROW ESMT'S		
1959	7	1	repeal of '47 Act	By Alaska Omnibus Act, ==> NO more patent reservations of '47 act		
1960	1		F-31 CS 003103	Parcels 6&7, "No Doc, Subj. to D.O. 2665 & PLO 757, & Subj. to '47 Act		
1961	4	1	USS 2520 LOT B	Patent Issued		
1966	4	14	ROW Act of 1966	NO more taking of ROW by '47 Act		
2016				KPB Parcel View shows USS Boundary		



ROW Timeline Summary

- 1940, 66' ROW = Lot Boundary
- Jan. 1951, 50' ROW from CL across Lot Boundary "Required", BPR Mapping for Seward-Anchorage Highway.
 - Supported by Federal Regulations



Timeline Summary

- Sept. 1956 – Date of Entry onto Land.
 - Per Land Entry Case File



Timeline Summary

- Sept. 1956 – Date of Entry onto Land.
 - Per Land Entry Case File
- Feb. 1959 – PLO 1782
 - Removes Lot B, US Survey 2520 from Chugach National Forest



Timeline Summary

- Sept. 1956 – Date of Entry onto Land.
 - Per Land Entry Case File
- Feb. 1959 – PLO 1782
 - Removes Lot B, US Survey 2520 from Chugach National Forest
- May 1959 – Application for Patent
 - Per ACRES Report



Timeline Summary

- Sept. 1956 – Date of Entry onto Land.
 - Per Land Entry Case File
- Feb. 1959 – PLO 1782
 - Removes Lot B, US Survey 2520 from Chugach National Forest
- May 1959 – Application for Patent
 - Per ACRES Report
- April 1961 – Patent Issued



Summary

- Date of entry / occupation was subsequent to the BPR notification of “*ROW Required*”, & to the construction of the Seward-Anchorage Highway, and prior to the publication of PLO 1613.



Conclusion

- Lots of documents readily available for review and discussion
- As more information becomes available, decisions can be subject to revisions

