



**STATE OF ALASKA**  
**DEPARTMENT OF NATURAL RESOURCES**  
**Division of Mining, Land and Water**

Southeast Region Office  
400 Willoughby Ave, Suite #400  
PO Box 111020  
Juneau, AK 99811-1020  
(907) 465-3400

Northern Region Office  
3700 Airport Way  
Fairbanks, AK 99709-4699  
(907) 451-2740

Southcentral Region Office  
550 W 7<sup>th</sup> Ave., Suite 900C  
Anchorage, AK 99501-3577  
(907) 269-8503

Dear Applicant,

The Department of Natural Resources (DNR) Division of Mining, Land and Water (DMLW) manages approximately 100 million acres of uplands and 65 million acres of tidelands, shorelands, and submerged lands on behalf of the public. DMLW is responsible for providing for the appropriate use and management of Alaska's state-owned land and water, in order to provide for maximum use of these resources consistent with the public interest.

Members of the public may research the location of DMLW-managed lands with DNR's online [Alaska Mapper](#). Activities that the public may engage in on DMLW-managed land without prior approval are referred to as Generally Allowed Uses (GAUs) and are listed under [11 AAC 96.020](#); DMLW may approve activities that exceed these uses with a range of authorizations that vary in degree of revocability and exclusivity. An easement is a grant that guarantees use within the authorized area without undue interruption but usually does not provide for exclusive use. Parties who are interested in obtaining an easement across DMLW-managed land may apply using the attached application form.

DMLW generally grants easements for the following activities:

- **Access infrastructure**, including roads, trails, airstrips and bridges.
- **Utilities**, generally encompassing electrical, telecommunications, water, sewer and natural gas infrastructure.
- **Industrial activities**, including commercial outfall lines and some oil and gas pipelines.
- **Erosion control features**, including for bank armoring, dikes, jetties, and other revetment structures.

Easements may be granted to governmental entities, corporations, or individuals, and may be limited to private use or open to the public at large. DMLW precedent generally favors the creation of public access easements for access infrastructure. DMLW follows the guidelines for easement width established by [11 AAC 51.015](#) and generally grants utility easements at a 30 foot width and public access easements at a 60 or 100 foot width.

All easement application packages must include the following items in order to be eligible for review:

- **Easement Application Form** with signature.
- **Written Development Plan** that describes the proposed use and purpose of the easement. A map or sketch that depicts the location of the proposed use is also required.
- **Environmental Risk Questionnaire** with signature.
- **Application fee** set by [11 AAC 05.070](#) and [applicable director's fee order](#).
- **Power of Attorney** for a project agent to act on behalf of the applicant, if applicable.

The act of filing an application is not approval for land use. If notified that an application is incomplete, applicants will have 30 days to provide the necessary information. If the applicant is not responsive the application will be closed. Complete applications will be posted in their entirety to the DMLW public notice webpage for a period of 30 days. Following the close of this notice period DMLW will issue an appealable Regional Manager's Decision (RMD) that will either approve or deny the request. This decision may detail additional steps and/or modify the initial request as a condition of obtaining or holding an easement. Conditions may include, but are not limited to:

- **Survey of the easement boundaries.** A survey of the shoreline may be required prior to undertaking construction activities when working near riparian boundaries. A post-construction as-built survey of constructed improvements may also be required.
- **Evidence of having applied for or received permission to utilize neighboring lands** or adjoining upland property, if such property is required for the overall project.
- **Dedication of reciprocal easement** over the applicant's land, at DMLW's determination.
- **Use fees** set by [11 AAC 05.070](#) and [applicable director's fee order](#).
- **Performance guaranty** in the form of a cash bond, certificate of deposit or corporate surety bond. The minimum performance guaranty for an easement is \$1,000 per acre or portion of an acre.
- **Proof of insurance** that covers the proposed activities.
- **Submission of an annual report** of activities that occurred within the easement and/or that are proposed to occur within the easement.

Applicants are encouraged to contact the appropriate regional land office listed above and/or apply for an easement a year in advance of their desired construction timeframe. DMLW regional land office contact information is listed at the beginning of this document. Applicants should also expect to retain surveyors or project agents for the full length of proposed construction activities as DMLW holds easements in a conditionally approved status until completion of an as-built survey and/or receipt of required deliverables. Failure to complete conditions of a RMD including the completion of an as-built survey will result in the termination of the authorization, and the applicant will be required to remove any improvements that were installed.

Applicants are encouraged to meet with a member of DMLW's staff to discuss proposed activities prior to filing an application.

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**APPLICATION FOR EASEMENT  
AS 38.05.850**

Receipt Types: 13A - Application for Pipeline Easement  
13 - Application for Other Easement

ADL# \_\_\_\_\_  
(to be filled in by State)

Applications that are submitted with unfilled sections or inadequate explanation and/or without application fees, a location figure and/or a completed Division of Mining, Land and Water (DMLW) Environmental Risk Questionnaire will be deemed incomplete. Incomplete applications will be returned without review. See DMLW's current fee regulations (11 AAC 05) and associated Director's Fee Order for applicable non-refundable fee amounts. The filing of an application does not guarantee processing or approval of the requested authorization.

Applicant: \_\_\_\_\_ Doing Business As: \_\_\_\_\_

Agent: (if applicable; attach record of authorization to represent) \_\_\_\_\_

Mailing Address: \_\_\_\_\_ Email: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Primary Phone: (\_\_\_\_) \_\_\_\_\_ Alternate Phone: (\_\_\_\_) \_\_\_\_\_

General Location: \_\_\_\_\_ Municipality: \_\_\_\_\_

Section(s): \_\_\_\_\_ Township: \_\_\_\_\_ Range: \_\_\_\_\_ Meridian: \_\_\_\_\_

Section(s): \_\_\_\_\_ Township: \_\_\_\_\_ Range: \_\_\_\_\_ Meridian: \_\_\_\_\_

Attach a location figure, plan drawing or survey that shows the detailed location of the requested easement in relation to adjoining property boundaries and reference points. All features must be labeled.

Dimensions requested: (Complete line 1 for a lineal easement or line 2 for an easement of irregular shape)

1. Length: (feet) \_\_\_\_\_ Width: (feet) \_\_\_\_\_

2. Area: \_\_\_\_\_ Are units in [ ] square feet or [ ] acres? (check one)

Term requested and rationale: \_\_\_\_\_

Are you applying for a [ ] public or a [ ] private easement? (check one) Rationale: \_\_\_\_\_

Development plan summary/specific purpose of easement: (e.g., electric utility, fiber-optic cable, road, bridge, airstrip/airport, driveway, trail, drainage). This information will be used to determine the scope of use of the easement.

