

**STATE OF ALASKA  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF MINING, LAND AND WATER**

**Proposed Reconveyance of an  
Alaska Native Allotment in the Unorganized Borough**

**PRELIMINARY DECISION**

**ADL 234437  
BLM AA051176**

**PUBLIC COMMENT PERIOD ENDS 3:00 P.M., TUESDAY, MARCH 11, 2025**

**I. Proposed Action**

*Preliminary Decision:* Matfie Andreanoff Native Allotment – ADL 234437

*Attachment A:* Vicinity Map

*Attachment B:* Public Notice

*Attachment C:* U.S. Survey 12695

Proposed Action: The primary proposed action of this Preliminary Decision (PD) of the State of Alaska (State), Department of Natural Resources (DNR), Division of Mining, Land and Water (DMLW), Land Conveyance Section (LCS) is to voluntarily reconvey to the United States of America, Lot 1, U.S. Survey No. 12695, containing 159.95 acres, more or less, of wrongfully conveyed state land. See *Attachment A: Vicinity Map* for a depiction of the project area.

The subject parcel is an Alaska Native allotment, Bureau of Land Management (BLM) Serial No. AA051176 claimed by Matfie Andreanoff (deceased). The claim is being settled in accordance with the Stipulated Procedures for Implementation of Order approved by the Court to implement the decision in *Ethel Aguilar v. United States of America*, 474 F. Supp. 840 (D. Alaska 1979) (herein cited as *Aguilar*) and Alaska Statute (AS) 38.05.035(b)(9) Powers and Duties of the Director.

Public Notice of Proposal: In accordance with AS 38.05.945 Notice, during a period of at least 30 consecutive days, the public will have the opportunity to submit written comment on this proposal.

See **Section XVI. Submittal of Public Comments** at the end of this document and *Attachment B: Public Notice* for details on how to submit a comment for consideration. If, after consideration of timely, written comments, DNR DMLW LCS moves forward with the proposal, a Final Finding and Decision (FFD) will be issued.

**II. Authority**

This reconveyance is being adjudicated pursuant to AS 38.05.035(b)(9) Power and Duties of the Director, AS 38.05.830 Land Disposal in the Unorganized Borough, and the settlement authority of the Attorney General in accordance with *Aguilar*.

## **Preliminary Decision**

ADL 234437

Page 2 of 8

### **III. Administrative Record**

The DNR case file ADL 234437 and BLM case file AA051176, constitutes the administrative record for this proposed action. Also incorporated by reference are:

- Kuskokwim Area Plan (KAP, adopted May 5, 1988) and associated land classification files; and
- DNR case file GS 2134.

### **IV. Scope of the Proposal**

The scope of this proposal, under the statutes described in the preceding **Section II. Authority**, is limited and specific to DNR DMLW's proposal to voluntarily reconvey this land to the United States of America in accordance with the Stipulated Procedures for Implementation of Order approved by the Court to implement the decision in *Aguilar* and AS 38.05.035(b)(9) Powers and Duties of the Director, and whether the reconveyance should be made subject to any stipulations to best serve the interests of the public and the State.

### **V. Location**

Located in DNR's Southcentral Region and the Unorganized Borough, the subject parcel is approximately 41 miles southwest of Lime Village and within Sections 22 and 23, Township 10 North, Range 40 West, Seward Meridian. The subject parcel consists of 159.95 acres, more or less, identified for reconveyance by this proposed action. See *Attachment A: Vicinity Map* for a depiction of the subject parcel.

*USGS Map Coverage:* Taylor Mtns D-1

*Borough/Municipality:* Unorganized Borough

*Native Councils and Corporations:* The subject parcel is within the boundaries of Calista Corporation. There are no villages or tribes within 25 miles of this proposed action. Notice will be sent to the Village of Sleetmute, Village of Stoney River, the Lime Village Corporation, the Association of Village Council Presidents, and the Kuskokwim Corporation.

### **VI. Legal Description**

Lot 1, U.S. Survey No. 12695, Alaska, according to the plat accepted by the United States Department of the Interior, Bureau of Land Management, Anchorage, Alaska, on October 14, 2003, and officially filed on November 17, 2003, containing 159.95 acres, more or less.

Situated in the Kuskokwim Recording District.

### **VII. Title**

The State received title to the land on March 10, 1975, under Tentative Approval. The State file is GS 2134 (BLM FF015358). No third-party interests were identified. The parcel is subject to the reservations, easements, and exceptions contained in the Tentative Approval dated March 10, 1975. A title report has been requested; if any concerns are discovered, they will be addressed in the FFD.

*Acquisition:* The State filed selection application GS 2134 (BLM FF015358) for Township 10 North, Range 40 West, Seward Meridian on January 24, 1972.

## Preliminary Decision

ADL 234437

Page 3 of 8

*Restrictions:* Any reservations in the Tentative Approval the State received from BLM will merge with the title once the land is conveyed back to the United States.

### VIII. Background

The following events for this case are:

- Matfie Andreadoff began his use and occupancy of the subject lands in 1950 according to documentation in DNR case file ADL 234437.
- His native allotment application was reconstructed and signed on June 2, 1983, after it was determined that a RuralCap worker lost the original 1971 application.
- The State filed a selection application GS 2134 for Township 10 North, Range 40 West, Seward Meridian on January 24, 1972, and received title by Tentative Approval on March 10, 1975.
- BLM surveyed the 159.95-acre parcel and issued U.S. Survey No. 12695 in 2003.
- BLM determined Native allotment application AA051176, valid on April 23, 2010.
- The State received a request for reconveyance on May 21, 2010.

### IX. Planning, Classification, and Mineral Orders

1. *Planning:* The subject parcel is located within the Management Unit 15: Holitna River of the Kuskokwim Area Plan adopted on May 19, 1988, in Subunit 15a – Holitna-Hoholitna. The recommended land use within this unit is forestry and wildlife habitat with a secondary use of public recreation. The plan designates the subject parcel as Forestry and Wildlife Habitat. These designations convert to the classifications of Forest Land and Wildlife Habitat Land.
2. *Land Use Classification:* The State classified the subject parcel as Forest Land and Wildlife Habitat Land under Classification Order CL SC-88-001 based on the KAP, adopted May 19, 1988. As this reconveyance falls under AS 38.05.035(b)(9) Powers and Duties of the Director, and pursuant to AS 38.05.035(c) Powers and Duties of the Director, this parcel of land may be reconveyed without classification or reclassification under AS 38.05.300 Classification of Land.
3. *Mineral Order:* The parcel is not subject to a mineral order.
4. *Local Planning:* This parcel does not exist within any local planning unit.

### X. Traditional Use Finding

In accordance with AS 38.05.830 Land disposal in the Unorganized Borough, a traditional use finding is required if the subject parcel is within the Unorganized Borough. This parcel is within the Unorganized Borough, and a traditional use finding is required. Information on traditional use is welcome during the public comment period and if this proposal is approved, LCS will address the information received in a subsequent FFD. See the **Section XVI. Submittal of Public Comments** at the end of this document and *Attachment B: Public Notice* for details on how to submit comment.

### XI. Access, Including Access To and Along Public or Navigable Water

*Public Access:* This parcel has public access via the Hoholitna River.

*Access To and Along Public or Navigable Waters:* In accordance with AS 38.05.127 Access To Navigable or Public Water, DNR will determine if a water body is navigable or public and

## Preliminary Decision

ADL 234437

Page 4 of 8

establish easements or rights-of-way as necessary to ensure unobstructed access to and along the body of water. Regulations dictating the creation of easements or rights-of-way under this statute include 11 AAC 51.035 Determination of Navigable and Public Water, 11 AAC 51.045 Easements To and Along Navigable and Public Water, and 11 AAC 53.450 Buffer Strips, Reserved Areas, and Public Easements.

The subject parcel sits on the Hoholitna River, which has been determined to be both navigable and public water. A review of the subject parcel, the surrounding area, and land ownership shows that there is state land on the west side of the parcel along the river. While there is federal land to the east, the Hoholitna River turns south near the southeast corner of the parcel staying adjacent to state land. The river does not abut federal land. Therefore, a 50-foot public access easement from ordinary high water (OHW) is required per AS 38.05.127 Access To Navigable or Public Water. To decline a 50-foot public access easement on the subject parcel would create a discontinuous easement along the river.

*Easements and Setbacks:* Under AS 19.10.010 Dedication of Land for Public Highways, the application of a 50-foot section line easement is required on all protracted or surveyed section or township lines on State land. There are no provisions under the law to exclude this 50-foot section line easement dedication at conveyance or reconveyance back to the federal government. However, an affected landowner may, under 11 AAC 51.065 Vacation of Easements, file a request with DNR to vacate, modify, or relocate a section line easement.

The section lines affecting this parcel are protracted section lines which have not been field surveyed or monumented on the ground. Therefore, the exact location of the section lines and attached section line easements are unknown. These section line easements cannot be used until the section lines and said easements have been surveyed and monumented by a licensed Professional Alaska Surveyor. If the section line is on or bordering State land the survey must be accomplished under instructions from the State of Alaska DNR. The estimated location of these easements is shown on *Attachment A: Vicinity Map*.

The reconveyance will except, reserve, or be subject to the reservations brought forth by the public notice, if any, and the following:

Subject to:

- (a) A right-of-way easement fifty (50) feet in width along each side of the unsurveyed section line common to Sections 22 and 23, Township 10 North, Range 40 West, Seward Meridian, pursuant to AS 19.10.010 Dedication of Land for Public Highways, 11 AAC 51.025 Section Line Easements, and AS 19.25.010 Use of Rights-of-way for Utilities;
- (b) An easement fifty (50) feet in width for public access, upland, abutting, and running in common with the ordinary high-water mark along the Hoholitna River within Lot 1, USS 12695, of Sections 22 and 23, Township 10 North, Range 40 West, Seward Meridian, Alaska, pursuant to AS 38.05.127 Access to Navigable and Public Water, 11 AAC 51.045 Easements To and Along Navigable and Public Water; and
- (c) All other valid existing rights, including reservations, and exceptions in the U.S. Patent, or other state or federal conveyance, and in acts authorizing the issue

## Preliminary Decision

ADL 234437

Page 5 of 8

thereof; easements, rights-of-way, covenants, conditions reservations, notes of the plat, and restrictions of record, if any.

### **XII. Reservation of the Mineral Estate**

The Division of Oil and Gas (DOG) and DMLW have determined that it is not in the State's best interest to retain the mineral estate. The mineral estate will not be retained pursuant to AS 38.05.035(e) Powers and Duties of the Director. The State will receive an acreage credit for the lands.

### **XIII. Hazardous Materials and Potential Contaminants**

The Department of the Interior, BLM, is expected to inspect the parcel and familiarize itself with the condition and quality of the land. The State makes no representations and no warranties, express or implied, concerning the existence or absence of any hazardous substances, hazardous wastes, contaminants, or pollutants on the land here proposed for reconveyance. The State does not assume any liability for the removal of hazardous substances, hazardous wastes, contaminants, or pollutants, nor for the remediation of the site should such substances ever be identified.

### **XIV. Survey**

The parcel is adequately surveyed for reconveyance to the United States of America. See *Attachment C: U.S. Survey 12695*.

### **XV. DMLW and Agency Review**

Information and comments received from multiple sections within DMLW prior to and during agency review have been considered and included in the preparation of this preliminary decision. Agency review was conducted from August 13, 2024, to September 12, 2024. Comments pertinent to this proposed action received during agency review have been considered and addressed below. Additional timely comments received during the Public Notice period will be considered and addressed in a subsequent FFD.

DNR DMLW LCS received brief comments of non-objection from the following agencies: DNR Division of Parks and Outdoor Recreation, Alaska Department of Environmental Conservation, and Alaska Department of Transportation and Public Facilities.

*DNR DMLW LCS response:* Thank you for your review of this reconveyance.

Comments from DNR Division of Oil and Gas (DOG): DOG has no objection. There are no third-party interests. DOG does not request reservation of the mineral estate as there is no energy potential around the parcel for oil, gas, and geothermal resources.

*DNR DMLW LCS response:* Thank you for the information. The mineral estate will not be reserved.

Comments from DNR Division of Geology and Geologic Survey (DGGS): DGGS has no objection. Areas along the Hoholitna River may experience flooding and erosion. The region's overall seismic hazard potential is lower moderate. Standard best building practices should be used to accommodate the regional seismic hazard.

## **Preliminary Decision**

ADL 234437

Page 6 of 8

*DNR DMLW LCS response:* Thank you for the information. The information will be shared with the allottee's heirs through this decision.

The following agencies or groups were included in the agency review, but no comment was received:

- DNR Division of Agriculture
- DNR Division of Forestry and Fire Protection
- DNR State Historical Preservation Office
- Alaska Department of Fish and Game
- US Fish and Wildlife Service

### **XVI. Submittal of Public Comments**

#### **See *Attachment B: Public Notice for specific dates and conditions.***

Pursuant to AS 38.05.945 Notice, LCS is issuing public notice inviting comment on this Preliminary Decision.

In accordance with AS 38.05.946(a) Hearings, a municipality or corporation entitled to receive notice under AS 38.05.945(c) Hearings may hold a hearing within 30 days after receipt of the notice. If a hearing is held, the Commissioner (or representative) shall attend the hearing. The Commissioner has discretion whether or not to hold a public hearing.

LCS will consider all timely, written comments received. If analysis of such comments indicates the need for significant changes to the Preliminary Decision, additional public notice for the affected lands will be given. Reducing the amount of land offered and making minor changes to any of the proposals will not be considered significant changes requiring additional public notice.

If the proposal is approved and no significant change is required, the Preliminary Decision, including any deletions, minor changes, and summary of comments and LCS responses will be issued as a subsequent Final Finding and Decision, without further notice.

Only persons from whom DNR DMLW LCS receives timely, written comment during the identified comment period will be eligible to file an appeal of the FFD. Upon approval and issuance of a FFD, a copy of the decision will be made available online at <http://dnr.alaska.gov/mlw/landsales/public-notice/> or <https://aws.state.ak.us/OnlinePublicNotices/> and sent with an explanation of the appeal process to any party who provides timely written comment.

DNR is prepared to accommodate individuals with disabilities by providing auxiliary aids, services, or special modifications in order to participate in this review. Individuals who may need such assistance should contact DNR's Public Information Center. For more information, refer to *Attachment B: Public Notice*.

**DEADLINE TO SUBMIT WRITTEN COMMENT IS  
3:00 P.M., TUESDAY, MARCH 11, 2025**

### **XVII. Alternatives**

The following alternatives were considered:

## **Preliminary Decision**

ADL 234437

Page 7 of 8

### Alternative 1: Reconvey

Reconvey the land to the United States subject to the reservations, exceptions, and restrictions as stipulated in **Section XI. Access, Including Access To and Along Public or Navigable Water**. This will allow the Native allottee to obtain title to the land while the State will retain public access on the property as prescribed by statute and thus avoid title recovery litigation by the federal government. Therefore, it is in the best interest of the State to reconvey the parcel as proposed in this decision, and this is the preferred alternative.

### Alternative 2: Retain

Retain ownership and withhold reconveyance. DNR currently does not have a persuasive reason to pursue this option. This alternative may lead to title recovery litigation brought by the United States on behalf of the Native allottee, thus subjecting the State to an uncertain expenditure of resources and an uncertain result of litigation. This alternative is not preferred.

In accordance with the Stipulated Procedures for Implementation of Order in *Aguilar*, BLM reviewed and determined Mr. Andreanoff's Native allotment application to be valid on April 23, 2010. Based on documentation within BLM's case file and subsequent comments received from agency review, LCS has found no legal reason for denying this reconveyance subject to public notice and a final decision.

For the reasons outlined above, Alternative 1 is the preferred alternative.

*Recommendation follows.*

**Preliminary Decision**

ADL 234437

Page 8 of 8

**XVIII. Recommendation**

This Preliminary Decision for the proposed reconveyance of state lands described throughout this document and its attachments may be within the State's best interest. Reconveyance under the conditions in Alternative 1 is preferable to title recovery litigation. The State's reconveyance will allow the BLM to transfer title of the land to the Native allottee and will eliminate any further title recovery action. As represented by the preferred alternative, the PD described above has been reviewed and considered. I find that the recommended action is in the best interest of the State and that it is hereby approved to proceed to public notice.

This is a Preliminary Decision, and analysis of subsequent public review may result in changes to the preferred alternative of the proposed reconveyance of state lands. If the decision is approved, a Final Finding and Decision may be issued.



February 4, 2025

---

Recommended by: Kathryn Young  
Native Allotment Coordinator  
Land Conveyance Section  
Division of Mining, Land and Water  
Department of Natural Resources  
State of Alaska

---

Date



February 4, 2025

---

Approved by: Hannah Uher-Koch  
Section Chief  
Land Conveyance Section  
Division of Mining, Land and Water  
Department of Natural Resources  
State of Alaska

---

Date

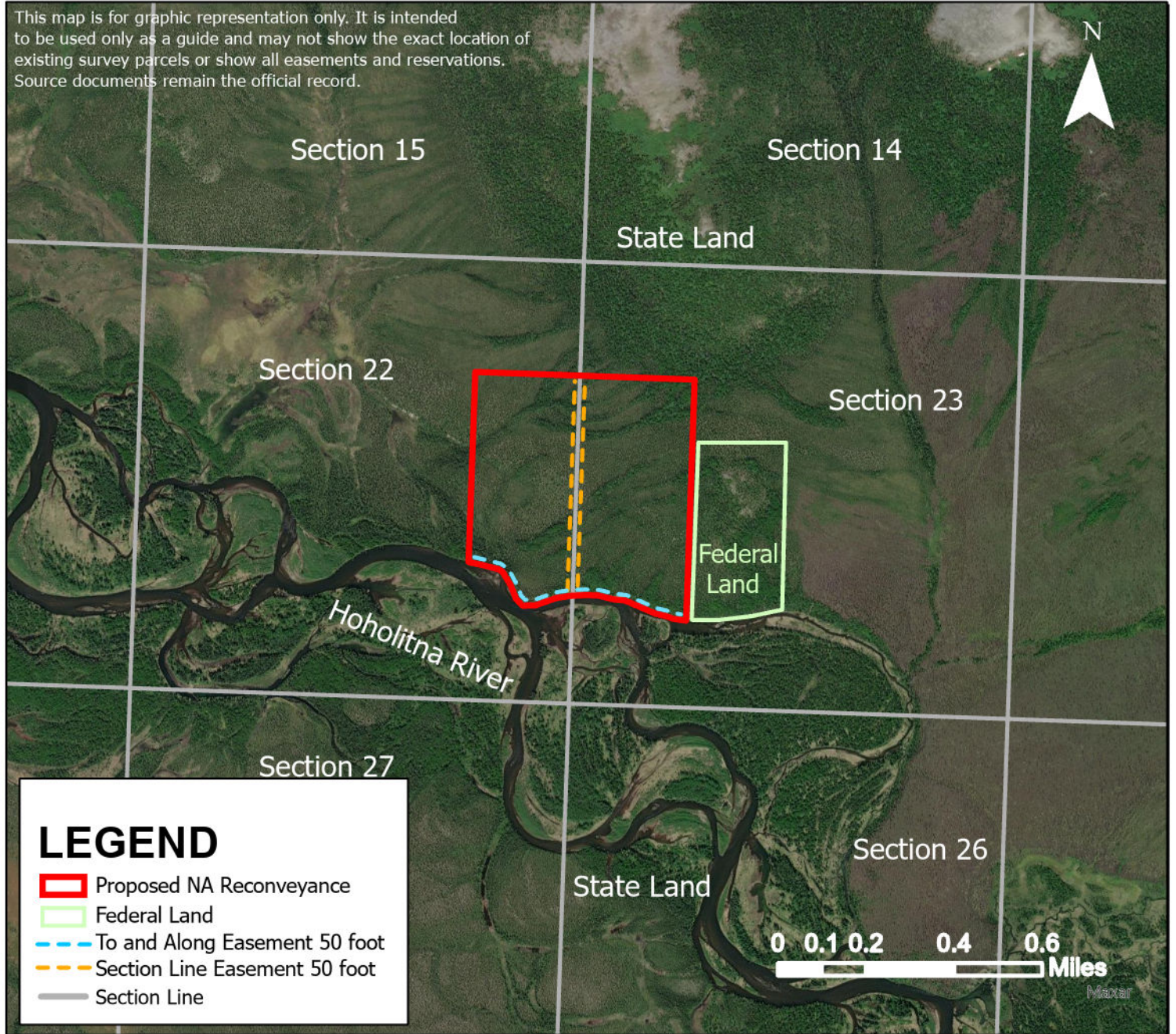




# Attachment A: Vicinity Map

## Matfie Andreanoff Native Allotment, ADL 234437 / BLM AA051176

This map is for graphic representation only. It is intended to be used only as a guide and may not show the exact location of existing survey parcels or show all easements and reservations. Source documents remain the official record.



### LEGEND

- Proposed NA Reconveyance
- Federal Land
- To and Along Easement 50 foot
- Section Line Easement 50 foot
- Section Line

### Sections 22 and 23, Township 10 North, Range 40 West, Seward Meridian

USGS Quad 1:63,360 Taylor Mountains D-1

For more information contact:  
 Kathryn Young  
 Department of Natural Resources  
 Division of Mining, Land and Water  
 Land Conveyance Section  
 Phone: 907-269-8574  
 Fax: 907-269-8916  
 Email: [kathryn.young@alaska.gov](mailto:kathryn.young@alaska.gov)



**STATE OF ALASKA  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF MINING, LAND AND WATER**

**ATTACHMENT B: PUBLIC NOTICE**

**Requesting Input for Proposed  
Native Allotment Reconveyance - ADL 234437  
AS 38.05.035(b)(9)**

**COMMENT PERIOD ENDS 3:00 P.M., TUESDAY, MARCH 11, 2025**

The Alaska Department of Natural Resources (DNR), Division of Mining Land and Water (DMLW), Land Conveyance Section (LCS) is conducting a public notice to reconvey the following erroneously conveyed State land to the United States of America for conveyance to the Native allotment applicant. The parcel of land is approximately 41 miles southwest of Lime Village. The legal description for the parcel is Lot 1, U.S. Survey No. 12695, Alaska, according to the plat accepted by the United States Department of the Interior, Bureau of Land Management, Anchorage, Alaska, on October 14, 2003, and officially filed on November 17, 2003, containing 159.95 acres, more or less.

To obtain the notice, Preliminary Decision (PD), or instructions on submitting comment, go to <http://dnr.alaska.gov/mlw/landsales/public-notice/> or <https://aws.state.ak.us/OnlinePublicNotices/>. For assistance in obtaining the documents by an alternative method, to request auxiliary aids, services, or special accommodations, contact DNR's Public Information Centers on State work days, Monday through Friday, between 8:30 a.m. and 4:00 p.m. in Anchorage at (907) 269-8400 or Fairbanks at (907) 451-2705 or the Southeast Land Office in Juneau at (907) 465-3400 or TTY: 711 for Alaska Relay or 1-800-770-8973 or go to <http://dnr.alaska.gov/commis/pic/> for additional contact information. Individuals who require special assistance must request assistance from the Public Information Center in Anchorage no later than 3:00 p.m., Tuesday, March 4, 2025.

Pursuant to AS 38.05.945 Notice, the public is invited to submit comments on the Preliminary Decision. **The deadline for public comment is 3:00 p.m., Tuesday, March 11, 2025.** Only persons from whom DNR DMLW LCS receives timely, written comment during the identified comment period will be eligible to file an appeal of the Final Finding and Decision (FFD). Written comment may be received by fax, email, or postal mail. To submit comments or for direct inquiries, contact Kathryn Young by mail at 550 West 7<sup>th</sup> Ave, Suite 640, Anchorage, AK 99501 or by fax at (907) 269-8916 or by email at [kathryn.young@alaska.gov](mailto:kathryn.young@alaska.gov). If you have questions, call Kathryn Young at (907) 269-8574.

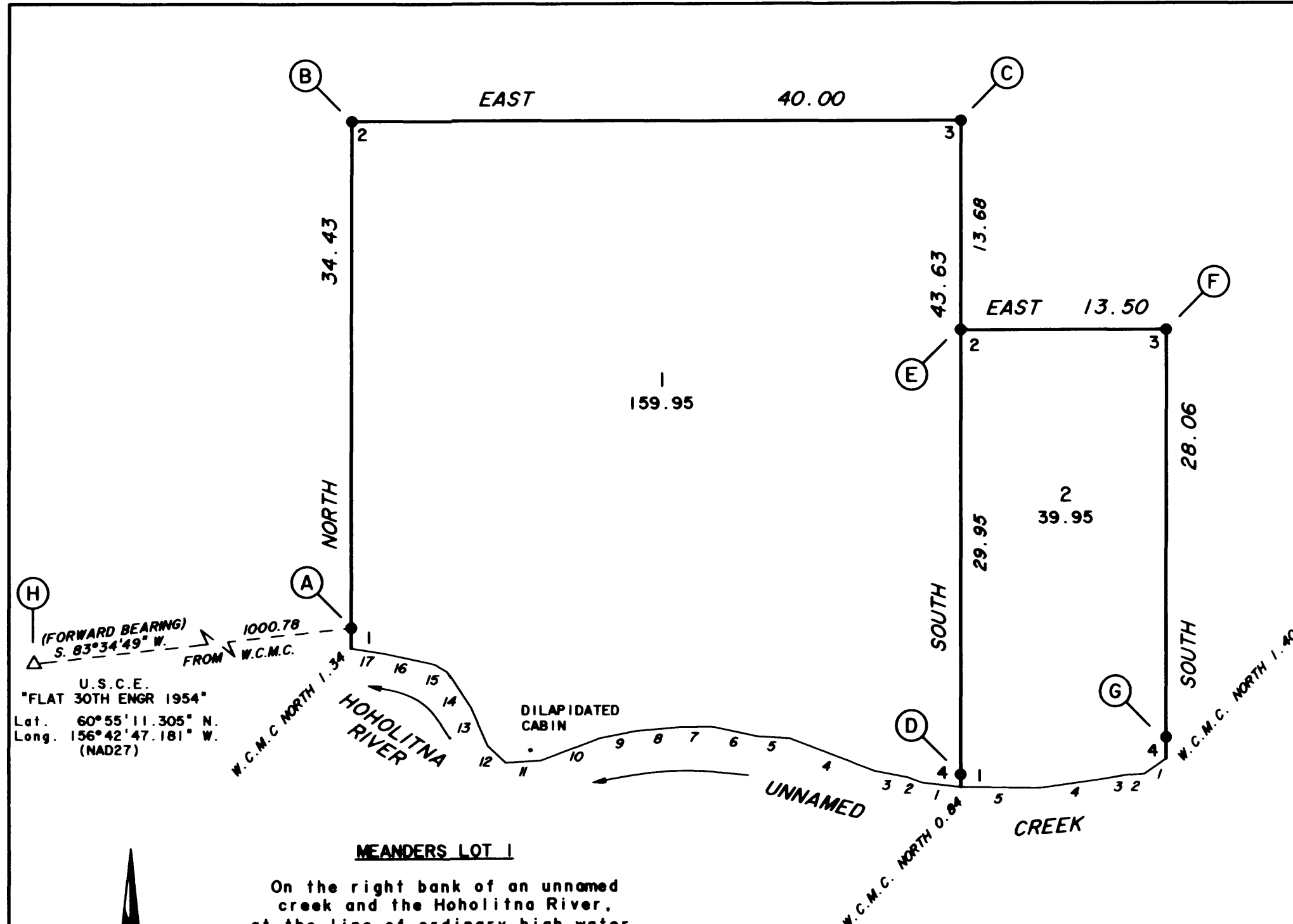
If no significant change is required, the PD, including any minor changes and a summary of comments and responses, will be issued as the FFD, without further notice. A copy of the FFD will be sent to any persons who commented timely on the PD.

DNR reserves the right to waive technical defects in this notice.

# Attachment C

Officially Filed  
DATE NOVEMBER 17, 2003

ORIGINAL



U.S.C.E.  
"FLAT 30TH ENGR 1954"  
Lat. 60°55'11.305" N  
Long. 156°42'47.181" W.  
(NAD27)

### MEANDERS LOT 1

On the right bank of an unnamed creek and the Hoholitna River, at the line of ordinary high water.

1. N. 83°13' W. 2.58 chs.
2. N. 69°15' W. 0.98 chs.
3. N. 78°41' W. 2.25 chs.
4. N. 68°42' W. 5.97 chs.
5. N. 86°34' W. 2.11 chs.
6. N. 77°54' W. 2.91 chs.
7. S. 89°48' W. 2.27 chs.
8. S. 85°17' W. 2.87 chs.
9. S. 79°10' W. 2.42 chs.
10. S. 69°09' W. 4.16 chs.
11. S. 86°33' W. 2.33 chs.

At end of course, intersect the right bank of the Hoholitna River; thence along the right bank of the Hoholitna River, at the line of ordinary high water.

12. N. 46°18' W. 1.63 chs.
13. N. 23°39' W. 2.75 chs.
14. N. 33°24' W. 2.82 chs.
15. N. 58°59' W. 0.89 chs.
16. N. 77°38' W. 3.41 chs.
17. N. 80°55' W. 2.20 chs.

### MEANDERS LOT 2

On the right bank of an unnamed creek, at the line of ordinary high water.

1. S. 55°00' W. 1.78 chs.
2. S. 86°52' W. 1.07 chs.
3. S. 80°06' W. 1.71 chs.
4. S. 82°09' W. 4.10 chs.
5. N. 89°23' W. 5.23 chs.

### IMPROVEMENT

From the witness cor. to cor. No. 1, Lot 1, a meander cor. The most easterly cor. of a dilapidated cabin, 10 x 10 ft., bears S. 55°41' E., 14.33 chs. dist., the northeasterly side bears N. 20° W.

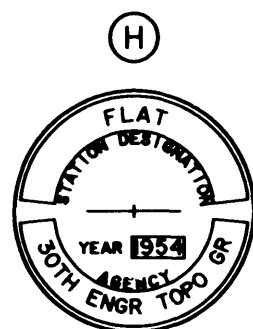


Mean Magnetic Declination  
18 1/2° E.

I, Daniel L. Johnson, HEREBY CERTIFY upon honor that Thomas C. Herschbach, Alaska Registered Land Surveyor No. LS-8214, in pursuance of Special Instructions dated August 26, 1999 and Amended Special Instructions dated January 6, 2000, and Notice to Proceed dated July 28, 2000, has executed the survey depicted on this plat in strict conformity with said Special Instructions, the Manual of Instructions for the Survey of the Public Lands of the United States, 1973, and in the specific manner described on this plat.

October 6, 2003  
Date

Joseph P. Burns (acting)  
Supervisory Cadastral Surveyor



Found a bronze disk, 3/4 ins. diam., firmly cemented into a rock, with top mkd. as shown  
Referenced as shown in the published record.

- (A)**  
Set a stainless steel post, 28 ins. long, 2 1/2 ins. diam., 23 ins. in the ground, with brass cap mkd. as shown, from which  
A spruce, 7 ins. diam., bears N. 30 1/4° E., 51 lks. dist., mkd. XBT.  
A birch, 9 ins. diam., bears N. 67 1/4° W., 66 lks. dist., mkd. XBT.  
Deposit a magnet in a white plastic case at the base of the stainless steel post.
- (B)**  
Set a stainless steel post, 28 ins. long, 2 1/2 ins. diam., 24 ins. in the ground, with brass cap mkd. as shown, from which  
A spruce, 2 ins. diam., bears N. 0 3/4° E., 61 lks. dist., mkd. XBT.  
A spruce, 4 ins. diam., bears S. 54 3/4° E., 75 lks. dist., mkd. XBT.  
Deposit a magnet in a white plastic case at the base of the stainless steel post.
- (C)**  
Set a stainless steel post, 28 ins. long, 2 1/2 ins. diam., 22 ins. in the ground, with brass cap mkd. as shown, from which  
A spruce, 10 ins. diam., bears S. 32 1/2° E., 34 lks. dist., mkd. XBT.  
A spruce, 8 ins. diam., bears S. 65 3/4° W., 78 lks. dist., mkd. C3L1S12695BT.  
Deposit a magnet in a white plastic case at the base of the stainless steel post.
- (D)**  
Set a stainless steel post, 28 ins. long, 2 1/2 ins. diam., 22 ins. in the ground, with brass cap mkd. as shown, from which  
A spruce, 10 ins. diam., bears N. 46 1/4° E., 15 lks. dist., mkd. XBT.  
A spruce, 8 ins. diam., bears N. 56 1/2° W., 42 lks. dist., mkd. XBT.  
Deposit a magnet in a white plastic case at the base of the stainless steel post.
- (E)**  
Set a stainless steel post, 28 ins. long, 2 1/2 ins. diam., 22 ins. in the ground, with brass cap mkd. as shown, from which  
A spruce, 4 ins. diam., bears S. 47 1/2° E., 57 lks. dist., mkd. C2L2S12695BT.  
A spruce, 5 ins. diam., bears S. 67° W., 73 lks. dist., mkd. XBT.  
Deposit a magnet in a white plastic case at the base of the stainless steel post.
- (F)**  
Set a stainless steel post, 28 ins. long, 2 1/2 ins. diam., 22 ins. in the ground, with brass cap mkd. as shown, from which  
A spruce, 5 ins. diam., bears S. 78 1/2° W., 25 lks. dist., mkd. C3L2S12695BT.  
A spruce, 5 ins. diam., bears N. 28° W., 31 lks. dist., mkd. XBT.  
Deposit a magnet in a white plastic case at the base of the stainless steel post.
- (G)**  
Set a stainless steel post, 28 ins. long, 2 1/2 ins. diam., 24 ins. in the ground, with brass cap mkd. as shown, from which  
A spruce, 8 ins. diam., bears N. 58 3/4° E., 122 lks. dist., mkd. XBT.  
A birch, 5 ins. diam., bears N. 42 1/4° W., 58 lks. dist., mkd. XBT.

## U.S. SURVEY No. 12695, ALASKA COMPRISING 2 LOTS

This survey contains the entire survey record.

This survey was executed by Thomas C. Herschbach, Alaska Registered Land Surveyor No. LS-8124, June 13 through June 28, 2001, in accordance with the specifications set forth in the Manual of Survey Instructions, 1973, Special Instructions dated August 26, 1999, approved August 30, 1999, Amended Special Instructions dated January 6, 2000, approved January 12, 2000, Contract No. NAC000085, dated July 18, 2000, and Notice to Proceed dated July 28, 2000.

Field Assistants were:

Peter C. Elder, Land Surveyor  
Richard L. Gaffey, Land Surveyor  
Bruce E. Ogonowski, Land Surveyor  
Kristine S. Ogonowski, Land Surveyor  
George E. Fredericks, Survey Technician  
James S. Morgan, Survey Technician  
Kim A. Rieser, Survey Technician  
Max A. Schillinger, Survey Technician  
Steven W. Scott, Survey Technician

Area: 199.90 acres

The azimuth was obtained by Global Positioning System methods and refers to the true meridian.

The geographic position of the witness corner to corner No. 1, Lot 1, a meander corner, as determined from a direct tie to Army Corps of Engineers trigonometric control station "FLAT 30TH ENGR 1954", using Global Positioning System methods, is:

Latitude: 60°56'25.85" North NAD 27  
Longitude: 156°20'39.47" West

The mean magnetic declination was observed during the execution of this survey.

This survey is situated on right bank of the Hoholitna River, and an unnamed creek approximately 60 miles east-southeasterly from the village of Sleetmute, Alaska, within Township 10 North, Range 40 West, Seward Meridian, Alaska.

Acceptance of this survey does not purport to transfer any interest in submerged lands to which the State of Alaska is entitled under the Equal Footing Doctrine and Section 6(m) of the Alaska Statehood Act, P.L. 85-508, notwithstanding the use, location, or absence of meander lines to depict water bodies.

UNITED STATES DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
Anchorage, Alaska

The survey represented by this plat, having been correctly executed in accordance with the requirements of law and the regulations of this Bureau, is hereby accepted.

For the Director

Stephen B. Hamrick Oct. 14, 2003  
(Acting) Date

Deputy State Director for Cadastral Survey, Alaska