

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND
MANAGEMENT - ALASKA

Decision of
September 29, 1980
Modified in Part
AA-8103-S

On September 29, 1980, a Decision to Issue Conveyance (DIC) was issued to Doyon, Limited and published in the FEDERAL REGISTER (45 F.R. 64741-64742, September 30, 1980).

The DIC of September 29, 1980, included those water bodies determined to be navigable as recommended in the Alaska State Director (SD) BLM memorandum dated April 18, 1980, as amended by SD BLM memorandum dated August 29, 1980, concerning final easements and navigability determinations for certain lands in the vicinity of Anvik.

On May 3, 1983, a further amendment to the SD memorandum of April 18, 1980, was issued which contained an administrative redetermination of Paradise Creek, locally known as Lower Sandstrom Creek, in Sec. 36, T. 28 N., R. 60 W., Seward Meridian, Alaska.

Paradise Creek is identified on the attached navigability map, the original of which will be found in easement case file AA-16630-S.

The DIC of September 29, 1980, approved for conveyance the surface and subsurface estates of the bed of Paradise Creek to Doyon, Limited. As Paradise Creek is now considered to be navigable, the submerged land beneath it is not public land and is not available for conveyance to the Native corporation under the Alaska Native Claims Settlement Act of December 18, 1971 (43 CFR 2650.0-5(g)).

Therefore, the DIC of September 29, 1980, is hereby modified to exclude the submerged lands beneath Paradise Creek from the approval for conveyance to Doyon, Limited. Approximately 23 acres will not be charged toward the regional corporation's entitlement.

In accordance with Departmental regulation 43 CFR 2650.7(d), notice of this decision is being published once in the FEDERAL REGISTER and once a week, for four (4) consecutive weeks, in the TUNDRA TIMES.

Except as modified by this decision, the decision of September 29, 1980, stands as written.

/s/ Ruth Stockie
Section Chief, Branch of
ANCSA Adjudication

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND
MANAGEMENT - ALASKA

Notice for Publication
F-14852-A, F-14852-B
Alaska Native Claims Selection

On December 28, 1979, a Decision to Issue Conveyance (DIC) was issued to Dot Lake Native Corporation, for certain lands in the vicinity of Dot Lake, under the provisions of Sec. 12(a) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1611 (1976)) (ANCSA), and published in the FEDERAL REGISTER (45 F.R. 849-852, January 3, 1980). The DIC reserved certain easements, including EIN 20 C4, EIN 9 L, and EIN 27 C5. As a result of an Alaska Native Claims Appeal Board order, on January 28, 1983, an amendment to the October 10, 1979 State Director's memorandum made the following changes:

Easement EIN 20 C4 is now limited to government use only and reads:

(EIN 20 C4) An easement sixty (60) feet in width for an existing road from the Alaska Highway in Sec. 28, T. 22 N., R. 7 E., Copper River Meridian, southerly to U.S. Survey No. 4290 in Sec. 33, T. 22 N., R. 7 E., Copper River Meridian. The uses allowed are those listed above for a sixty (60) foot road easement and limited to government use only.

The following easements have been deleted:

(EIN 9 L) An easement for an existing access trail twenty-five (25) feet in width from road EIN 20 C4 in Sec. 33, T. 22 N., R. 7 E., Copper River Meridian, southerly to public lands.

(EIN 27 C5) A one (1) acre site easement in Sec. 33, T. 22 N., R. 7 E., Copper River Meridian, adjacent to road EIN 20 C4 and trail EIN 9 L.

Except as amended by this decision, the decision of December 28, 1979, stands as written.

In accordance with Departmental regulation 43 CFR 2650.7(d), notice of this decision is being published once in the FEDERAL REGISTER and once a week, for four (4) consecutive weeks, in the TUNDRA TIMES.

Any party claiming a property interest in lands affected by this decision, an agency of the Federal government, or regional corporation may appeal the decision to the Interior Board of Land Appeals, Office of Hearings and Appeals, in accordance with the attached regulations in 43 CFR Part 4, Subpart E, as revised.

If an appeal is taken the notice of appeal must be filed in the Bureau of Land Management, Alaska State Office, Division of Conveyance Management (960), 701 C Street, Box 13, Anchorage, Alaska 99513. Do not send the appeal directly to the Interior Board of Land Appeals. The appeal and copies of pertinent case files will be sent to the Board from this office. A copy of the appeal must be served upon the Regional Solicitor, 701 C Street, Box 34, Anchorage, Alaska 99513.

The time limits for filing an appeal are:

- Parties receiving service of this decision by personal service or certified mail, return receipt requested, shall have thirty days from the receipt of this decision to file an appeal.
- Unknown parties, parties unable to be located after reasonable efforts have been expended to locate, parties who failed or refused to sign their return receipt, and parties who received a copy of this decision by regular mail which is not certified, return receipt requested, shall have until October 20, 1983 to file an appeal.

Any party known or unknown who is adversely affected by this decision shall be deemed to have waived those rights which were adversely affected unless an appeal is timely filed with the Bureau of Land Management, Alaska State Office, Division of Conveyance Management.

To avoid summary dismissal of the appeal, there must be strict compliance with the regulations governing such appeals. Further information on the manner of and requirements for filing an appeal may be obtained from the Bureau of Land Management, 701 C Street, Box 13, Anchorage, Alaska 99513.

If an appeal is taken, the parties to be served with a copy of the notice of appeal are:

Dot Lake Native Corporation
P.O. Box 441
Tok, Alaska 99780

Doyon, Limited
Land Department
Doyon Building
201 First Avenue
Fairbanks, Alaska 99701

State of Alaska
Department of Natural Resources
Division of Technical Services
Title Administration
Pouch 10-7035
Anchorage, Alaska 99510

/s/ B. LaVette Black
Section Chief, Branch of
ANCSA Adjudication

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND
MANAGEMENT - ALASKA

Notice for Publication
F-14923-A, F-14923-B
Alaska Native Claims Selection

On November 12, 1974, Baan o yeel kon Corporation, for the Native village of Rampart, filed selection application F-14923-A and on December 4, 1974, filed selection application F-14923-B, as amended, under the provisions of Sec. 12 of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1611 (1976)) (ANCSA), for the surface estate of certain lands in the vicinity of Rampart.

In selection application F-14923-B, Baan o yeel kon Corporation excluded an unnamed lake in Secs. 34 and 35, T. 8 N., R. 15 W., Fairbanks Meridian, as being navigable. Because this lake has been determined to be nonnavigable, the submerged land beneath it is considered to be public land withdrawn under Sec. 11(a)(1), and available for selection by the village pursuant to Sec. 12(a) of ANCSA.

Section 12(a) of ANCSA and Departmental regulation 43 CFR 2651.4(b) and (c) provide that the village corporation shall select all available lands within the township or townships within which the village is located. The regulations also provide that the area selected will not be considered to be reasonably compact if it excludes other lands available for selection within its exterior boundaries.

For these reasons, the water body which was improperly excluded in Baan o yeel kon Corporation's application is considered selected.

As to the lands described below, the village selection applications, as amended, are properly filed and meet the requirements of Alaska Native Claims Settlement Act and of the regulations issued pursuant thereto. These lands do not include any lawful interest perfected under or being maintained in compliance with laws leading to acquisition of title.

In view of the foregoing, the surface estate of the following described lands, selected pursuant to Sec. 12(a) of ANCSA, aggregating approximately 85,428 acres, is considered proper for acquisition by Baan o yeel kon Corporation, and is hereby approved for conveyance pursuant to Sec. 14(a) of ANCSA.

Fairbanks Meridian, Alaska
(Unsurveyed)

T. 9 N., R. 11 W.

Sec. 2.

Secs. 3 and 4, excluding Native allotment F-13363 Parcel B;

Secs. 5 to 8, inclusive;

Secs. 9 and 10, excluding Native allotment F-13363 Parcel B.

Containing approximately 4,658 acres.

T. 10 N., R. 11 W.

Secs. 9 and 10;

Secs. 14, 15, 16, and 21;

Sec. 22, excluding Native allotments F-13060 Parcel A and F-17113 Parcel A;

Sec. 23, excluding Native allotments F-13060 Parcel A and F-13061 Parcel A;

Sec. 24, excluding Native allotment F-13357;

Sec. 25, excluding Native allotment F-17115;

Sec. 26, excluding Native allotments F-13061 Parcel A and F-13549 Parcel A;

Sec. 27, excluding Native allotment F-13549 Parcel A;

Secs. 28, 31, and 33;

Secs. 34 and 35, excluding Native allotment F-13360.

Containing approximately 8,356 acres.

T. 7 N., R. 12 W.

Secs. 5 and 6, excluding mineral survey application F-7203;

Sec. 7, excluding mineral survey application F-36701;

Sec. 8, excluding mineral survey applications F-36701 and F-72002;

Sec. 17, excluding mineral survey application F-36701;

Secs. 18 and 19;

Sec. 20, excluding mineral survey application F-36701;

Secs. 29 to 32, inclusive.

Containing approximately 6,952 acres.

T. 8 N., R. 12 W.

Sec. 6, excluding Native allotment F-15572;

Sec. 7, excluding Native allotment F-13361 Parcel C;

Sec. 18;

Secs. 19 and 30, excluding Native allotment F-15576;

Sec. 31.

Containing approximately 3,436 acres.

T. 9 N., R. 12 W.

Secs. 1 to 7, inclusive;

Sec. 6, excluding Native allotment F-13361 Parcel B;

Secs. 18, 19, and 30;

Secs. 31 and 32, excluding Native allotment F-15572.

Containing approximately 7,722 acres.

T. 10 N., R. 12 W.

Secs. 19 to 22, inclusive;

Sec. 23, excluding Native allotment F-13361 Parcel A;

Secs. 24 to 36, inclusive.

Containing approximately 9,517 acres.

T. 6 N., R. 13 W.

Secs. 1, 12, and 13;

Secs. 24, 25, and 36.

Containing approximately 3,840 acres.

T. 7 N., R. 13 W.

Secs. 13, 24, 25, and 36.

Containing approximately 2,560 acres.

T. 8 N., R. 13 W.
Sec. 1, excluding Native allotments F-12518 and F-15572;
Sec. 2, excluding Native allotments F-14416 and F-17113 Parcel C;
Secs. 3 to 10, inclusive;
Sec. 11, excluding lot 2 of U.S. Survey No. 6428 (Native allotment F-14548 Parcel B) and Native allotment F-14416;
Sec. 12, excluding lot 2 of U.S. Survey No. 6428 (Native allotment F-14548 Parcel B) and Native allotment F-13361 Parcel C;
Sec. 13, excluding lots 1 and 2 of U.S. Survey No. 6428 (Native allotment F-14548 Parcel A and B, respectively) and Native allotment F-14027 Parcel A;

Sec. 14, excluding U.S. Survey No. 5049, lot 2 of U.S. Survey No. 6428 (Native allotment F-14548 Parcel B), and Native allotment F-13061 Parcel C;

Secs. 15 to 21, inclusive;

Sec. 22, excluding Native allotment F-033033;

Sec. 23, excluding U.S. Survey No. 718, U.S. Survey No. 1467, U.S. Survey No. 1465, U.S. Survey No. 5049, and Native allotments F-105 and F-13061 Parcel C;

Sec. 24, excluding U.S. Survey No. 1467, U.S. Survey No. 5049, lot 1 of U.S. Survey No. 6428 (Native allotment F-14548 Parcel A), and Native allotment F-15576;

Sec. 25, excluding Native allotment F-15576;

Sec. 26, excluding Native allotments F-105 and F-13549 Parcel B;

Sec. 27, excluding Native allotment F-13549 Parcel B;

Sec. 28, excluding Native allotment F-14346 Parcel A;

Sec. 29, excluding Native allotments F-13060 Parcel C, F-13673, F-14346 Parcel A, and F-17113 Parcel B;

Sec. 30, excluding Native allotments F-13550 Parcel A and F-13673;

Sec. 31, excluding Native allotment F-14472;

Secs. 32 to 36, inclusive.

Containing approximately 18,769 acres.

T. 9 N., R. 13 W.
Sec. 1, excluding U.S. Survey No. 6427 (Native allotment F-14585) and Native allotments F-13060 Parcel B and F-15577;

Secs. 2 and 11;

Sec. 12, excluding U.S. Survey No. 6427 (Native allotment F-14585);

Secs. 13 and 14, excluding Native allotment F-15570;

Secs. 23 to 26, inclusive;

Sec. 36.

Containing approximately 5,465 acres.

T. 10 N., R. 13 W.

Sec. 25;

Sec. 36, excluding Native allotments F-13061 Parcel B and F-15577.

Containing approximately 1,165 acres.

T. 8 N., R. 14 W.

Sec. 19, excluding U.S. Survey No. 1468 and U.S. Survey No. 1469;

Sec. 20, excluding U.S. Survey No. 1468;

Sec. 21;

Sec. 22, excluding Native allotments F-13077 Parcel A and F-14026 Parcel A;

Sec. 23, excluding Native allotment F-13077 Parcel A;

Secs. 24 and 25;

Sec. 26, excluding Native allotments F-13077 Parcel A and F-13550 Parcel B, and F-17130;

Sec. 27, excluding Native allotments F-13077 Parcel A, F-13550 Parcel B, and F-14026 Parcel B;

Sec. 28, excluding Native allotment F-14026 Parcel B;

Sec. 29, excluding U.S. Survey No. 1468;

Sec. 30, excluding U.S. Survey No. 1468 and U.S. Survey No. 1469;

Secs. 31 to 34, inclusive;

Sec. 35, excluding Native allotments F-13550 Parcel B, F-14495 Parcel B, and F-17130;

Sec. 36, excluding Native allotments F-14282 Parcel B, F-14472, and F-14495 Parcel B.

Containing approximately 8,933 acres.

T. 8 N., R. 15 W.

Secs. 24 and 25, excluding U.S. Survey No. 1469;

Secs. 26 and 27, excluding Native allotment F-14442 Parcel A;

Secs. 28 and 33;

Sec. 34, excluding Native allotment F-14442 Parcel A and B;

Sec. 35, excluding Native allotment F-14442 Parcel A;

Sec. 36.

Containing approximately 4,655 acres.

Aggregating approximately 85,428 acres.

Excluded from the above-described lands herein approved for conveyance are the submerged lands, up to the ordinary high water mark, beneath all water bodies determined by the Bureau of Land Management to be navigable because they have been or could be used in connection with travel, trade and commerce. Those water bodies are identified on the attached navigability maps, the original of which will be found in easement case file F-14923-EE.

All other water bodies not depicted as navigable on the attached maps within the lands to be conveyed were reviewed. Based on existing evidence, they were determined to be nonnavigable.

The lands excluded in the above description are not being approved for conveyance at this time and have been excluded because the lands are no longer under Federal jurisdiction, or the lands are under applications pending further adjudication. Lands within U.S. Surveys which are excluded are described separately in this decision if they are available for conveyance. These exclusions DO NOT constitute a rejection of the selection application, unless specifically so stated.

The conveyance issued for the surface estate of the lands described above shall contain the following reservations to the United States:

1. The subsurface estate therein, and all rights, privileges, immunities, and

appurtenances of whatever nature accruing unto said estate pursuant to the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1613(f)), and

2. Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1616(b)), the following public easements, referenced by easement identification number (EIN) on the easement maps attached to this document, copies of which will be found in case file F-14923-EE, are reserved to the United States. All easements are subject to applicable Federal, State, or Municipal corporation regulation. The following is a listing of uses allowed for each type of easement. Any uses which are not specifically listed are prohibited.

25 FOOT TRAIL — The uses allowed on a twenty-five (25) foot wide trail easement are: travel by foot, dogsleds, animals, ensembles, two- and three-wheel vehicles, and small all-terrain vehicles (ATVs) (less than 3,000 lbs. Gross Vehicle Weight (GVW)).

50 FOOT TRAIL — The uses allowed on a fifty (50) foot wide trail easement are: travel by foot, dogsleds, animals, snowmobiles, two- and three-wheel vehicles, small and large all-terrain vehicles, track vehicles, and four-wheel drive vehicles.

60 FOOT ROAD — The uses allowed on a sixty (60) foot wide road easement are: travel by foot, dogsleds, animals, snowmobiles, two- and three-wheel vehicles, small and large all-terrain vehicles, track vehicles, four-wheel drive vehicles, automobiles, and trucks.

ONE ACRE SITE — The uses allowed for a one (1) acre site easement are: vehicle parking (e.g., aircraft, boats, ATVs, snowmobiles, cars, trucks), temporary camping, and loading or unloading. Temporary camping, loading, or unloading shall be limited to 24 hours.

a. (EIN 1b C5, L) A one (1) acre site easement upland of the ordinary high water mark in Sec. 6, T. 9 N., R. 11 W., Fairbanks Meridian, on the right bank of the Yukon River at its confluence with Twentymile Creek. The uses allowed are those listed above for a one (1) acre site easement.

b. (EIN 4 C5) An easement twenty-five (25) feet in width for a proposed access trail from site EIN 1b C5, L on the right bank of the Yukon River in Sec. 6, T. 9 N., R. 11 W., Fairbanks Meridian, northeasterly, paralleling Twentymile Creek to public lands. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.

c. (EIN 5a C5) A one acre site easement upland of the ordinary high water mark in Sec. 8, T. 9 N., R. 11 W., Fairbanks Meridian, on the left bank of the Yukon River at its confluence with Alder Creek. The uses allowed are those listed above for a one (1) acre site easement. Overnight camping is prohibited.

d. (EIN 5b C5, L) An easement fifty (50) feet in width for an existing access trail from site EIN 5a C5 in Sec. 8, T. 9 N., R. 11 W., Fairbanks Meridian, southerly to trail EIN 5c C5, L in Sec. 14, T. 8 N., R. 12 W., Fairbanks Meridian. The uses allowed are those listed above for a fifty (50) foot wide trail easement.

e. (EIN 5c C5, L) An easement fifty (50) feet in width for an existing access trail from FAS Route 6250 in Sec. 24, T. 8 N., R. 13 W., Fairbanks Meridian, northerly, thence easterly to trail EIN 12 C3, D1, L in Sec. 27, T. 6 N., R. 11 W., Fairbanks Meridian. The uses allowed are those listed above for a fifty (50) foot wide trail easement. The season of use is limited to winter for that portion from trail EIN 5b C5, L in Sec. 14, T. 8 N., R. 12 W., Fairbanks Meridian, southerly to trail EIN 12 C3, D1, L in Sec. 27, T. 8 N., R. 11 W., Fairbanks Meridian.

f. (EIN 6a C5) An easement twenty-five (25) feet in width for a proposed access trail from site EIN 6b C5 in Sec. 30, T. 10 N., R. 12 W., Fairbanks Meridian, northwesterly to public lands. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.

g. (EIN 6b C5) A one (1) acre site easement upland of the ordinary high water mark in Sec. 30, T. 10 N., R. 12 W., Fairbanks Meridian, on the right bank of the Yukon River. The uses allowed are those listed above for a one (1) acre site. Overnight camping is prohibited.

h. (EIN 12 C3, D1, L) An easement fifty (50) feet in width for an existing access trail from FAS Route 6250 in Sec. 30, T. 8 N., R. 12 W., Fairbanks Meridian, easterly to the junction with trail EIN 5c C5, L in Sec. 27, T. 8 N., R. 11 W., Fairbanks Meridian.

i. (EIN 15a C3, D1) An easement sixty (60) feet in width for an existing access trail from FAS Route 6250 in Sec. 6, T. 7 N., R. 12 W., Fairbanks Meridian, southerly to public lands. The uses allowed are those listed above for a sixty (60) foot wide road easement.

j. (EIN 17b C8) A one (1) acre site easement upland of the ordinary high water mark in Sec. 13, T. 8 N., R. 13 W., Fairbanks Meridian, on the left bank of the Yukon River. The uses allowed are those listed above for a one (1) acre site.

k. (EIN 17c C4) An easement twenty-five (25) feet in width for a proposed access trail from site EIN 17b C8 on the Yukon River southerly to the Rampart airport. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.