

# LEGAL ADVERTISEMENT

## NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF THE DEPARTMENT OF NATURAL RESOURCES

Notice is hereby given that the Department of Natural Resources, under the authority vested by AS 40.15.075, proposes to adopt regulations in Title II of the Alaska Administrative Code to implement, interpret, and make specific AS 40.15.070, AS 40.15.075 and AS 40.15.140 as follows:

1. All plats submitted to the Division of Lands shall contain the following certificates:

### a. Surveyor's Certificate:

#### SURVEYOR'S CERTIFICATE

I hereby certify that I am registered to practice land surveying in Alaska and that this plat represents a survey made by me or under my direct supervision, and the monuments shown thereon actually exist as located, and that all dimensional and other details are correct.

Date \_\_\_\_\_, 19\_\_\_\_  
Registration Number \_\_\_\_\_

\_\_\_\_\_  
Registered Land Surveyor / Engineer

### b. Certification of Approval by the State:

#### CERTIFICATION OF APPROVAL BY THE STATE

I hereby certify that the plat of survey shown hereon has been found to comply with the survey requirements of the State of Alaska and is approved for recording in the office of the Recorder.

\_\_\_\_\_, 19\_\_\_\_

\_\_\_\_\_  
Director  
DIVISION OF LANDS  
DEPARTMENT OF NATURAL RESOURCES

2. Any entity or person seeking to replat, change or vacate shall initiate the request for such action by filing an original petition and one copy of a survey plat showing the area of the petition request with the director, Division of Lands.

3. (a) The name of the petitioner or petitioners and land ownership relevant to the petition.

(b) The specific action or relief sought by the petitioner.

(c) A brief factual statement in support of the petition including, but not limited to, a description of the land involved and the reasons in support of the action or relief asked for in the petition.

(d) The name and address of a petitioner or attorney for the petitioners designated to receive service.

4. A filing fee in the amount of \$25 and an additional fee in the amount of \$100 to cover advertising, recording and other costs shall accompany the petition. Any unused portion of the additional fee shall be returned to the petitioners.

5. (a) The division shall send a copy of the petition to applicable public agencies, utility companies, and all affected landowners not joining the petition, within a radial distance of 500 feet, requesting comments within three weeks.

(b) The division shall publish a notice one a week for three consecutive weeks in a newspaper of general circulation, published within the largest governing district in which the land is located or posted in the local post office or other places of general visitation.

(c) If a public hearing is warranted, the hearing shall be held in an applicable district office or recording office or other places so designated by the director, and shall be published in the news media to that effect giving pending action, time and place.

6. (a) If the petition is accepted and approved, the division shall execute a state platting resolution to that effect and shall be sent to the petitioners together with a notice indicating an amended plat must be constructed by a registered surveyor or a registered engineer and submitted to the division. A preliminary plat may be requested prior to final platting. The plat shall be constructed at the petitioner's expense.

(b) In the case of section line vacating, the following certificate shall be included on the plat.

#### SECTION LINE EASEMENT VACATION CERTIFICATE

The State of Alaska, acting by and through the Commissioner of the Department of Natural Resources and the Commissioner of the Department of Highways, does hereby state and declare that the State of Alaska vacates and releases all right and title to any and all portions of section line easements and public highways reserved to it under Alaska Statute 19.10.010 with the subdivision depicted herein.

\_\_\_\_\_, 19\_\_\_\_  
Date \_\_\_\_\_

Approved:

\_\_\_\_\_  
Commissioner  
Department of Highways

\_\_\_\_\_, 19\_\_\_\_  
Date \_\_\_\_\_

\_\_\_\_\_  
Commissioner  
Department of Natural Resources

(c) Once the plat is approved, the division shall send the plat and resolution out for recording. After recording, the division shall maintain the originals. All petitioners shall be notified of the final action and may request copies of the plat at a cost.

(d) If the petition is rejected, all applicable parties shall be notified and reasons why stated and no state platting resolution shall be executed.

7. Title to vacated areas shall be handled in accordance with AS 40.15.180.

Notice is also given that any persons interested may present oral or written statements or arguments relevant to the action proposed at the hearings to be held at the following locations:

|           |  |                       |
|-----------|--|-----------------------|
| Fairbanks | Fairbanks Chamber of Commerce<br>550 First Avenue  | 1:00 P.M. December 20 |
| Anchorage | Community Center<br>607 Sixth Avenue Room 101      | 1:00 P.M. December 21 |
| Juneau    | State Fish and Game Auditorium<br>Support Building | 2:00 P.M. December 20 |
| Haines    | American Legion Hall                               | 2:00 P.M. December 21 |

Persons not attending a public hearing may submit their comments to the director, Division of Lands, Department of Natural Resources, 323 E. 4th Avenue, Anchorage, Alaska, on or before December 22, 1971.

The Department of Natural Resources, upon its own motion or at the instance of any interested person, may at the hearing or after it, adopt the above proposals substantially as set out above without further notice.

DATE: 11-24-71

/s/ F.J. Keenan, Director  
Division of Lands