

**DENALI BOROUGH, ALASKA  
ORDINANCE 20-18**

**INTRODUCED BY: MAYOR CLAY WALKER**

**AN ORDINANCE GRANTING AN EASEMENT IN ADDITION TO EXISTING RIGHT-OF-WAY TO THE STATE OF ALASKA FOR THE PURPOSE OF CONSTRUCTION AND MAINTENANCE OF THE BISON GULCH PARKING AREA AND TRAILHEAD PROJECT AT ANTLER CREEK.**

**Section 1. Classification.**

This is a non-code ordinance.

**Section 2. Purpose.**

The purpose of this ordinance is to approve the granting of an easement to the State of Alaska Department of Transportation and Public Facilities on and through land conveyed to the Denali Borough for the purpose of constructing and maintaining a trailhead parking lot near Antler Creek. The footprint of the easement, including driveway and parking lot is expected to total about 1.6 acres.

**Section 3. Appropriation – Source and Amount.**

No appropriation is needed for this ordinance.

**Section 4. Procedure.**

By adoption of this ordinance, the Denali Borough Assembly approves the grant of easement as described in Attachment A, attached, titled "Easement" and referencing Federal Aid Project Number: NFHWY00522.

The easement will be completed in accordance with Denali Borough Code 4.11.050.

**Section 3. Effective Date.**

This ordinance becomes effective upon adoption of the Denali Borough Assembly and the signature of the Denali Borough Mayor.

DATE INTRODUCED: October 14, 2020  
FIRST READING: November 11, 2020  
PUBLIC HEARING: November 11, 2020

PASSED and APPROVED by the Denali Borough Assembly this day 11<sup>th</sup> day of November, 2020.

  
\_\_\_\_\_  
MAYOR CLAY WALKER

ATTEST:   
\_\_\_\_\_  
AMBER RENSHAW, BOROUGH CLERK

VOTE: UNANIMOUS





STATE OF ALASKA  
DEPARTMENT OF TRANSPORTATION  
AND PUBLIC FACILITIES

**EASEMENT**  
(Standard/Partial Property)

PROJECT NAME: **BISON GULCH PARKING AREA  
AND TRAIL ENHANCEMENT**

STATE PROJECT #:

FEDERAL-AID PROJECT #: **NFHwy00522**

PARCEL #: **E-1**

The GRANTOR, DENALI BOROUGH, whose mailing address is PO Box 480, Healy, AK 99743, for and in consideration of TEN DOLLARS (\$10), and other valuable consideration, in hand paid, conveys and warrants to the GRANTEE, STATE OF ALASKA, DEPARTMENT OF TRANSPORTATION & PUBLIC FACILITIES, whose mailing address is 2301 Peger Road, Fairbanks, Alaska 99709, its successors or assignees, a perpetual, full and unrestricted easement and right-of-way along, over, and across the following-described tract of land located in the State of Alaska: All that part of the following-described land:

See Exhibit A

which lies within the easement of right-of-way lines of Alaska Project No. NFHWY00522, delineated as to said tract of land on the plat attached hereto and made a part hereof as page \_\_\_\_\_ of this instrument and designated as Parcel No. **E-1**. Said parcel, containing \_\_\_\_\_ (square feet/acres) more or less, in addition to existing right-of-way, is hereby granted to the State of Alaska for the purpose of **constructing and maintaining a trailhead parking area.**

The Grantor hereby covenants with the State of Alaska that the Grantor has good title to the above-described tract of land and covenants that the State of Alaska shall have quiet and peaceable possession thereof; and shall have a free and unrestricted right to maintain said facilities as long as the right-of-way of which this easement area is a part, remains a public way.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_\_.

ATTEST:

**DENALI BOROUGH**

\_\_\_\_\_  
Amber Renshaw, Borough Clerk

\_\_\_\_\_  
Clay Walker, Mayor

**ACKNOWLEDGMENT**

STATE OF ALASKA )  
 : ss  
 \_\_\_\_\_ JUDICIAL DISTRICT )

On this \_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_, before me, the undersigned, a Notary Public in and for the State of Alaska, personally appeared Clay Walker and Amber Renshaw, Mayor and Borough Clerk, respectively, of Denali Borough, known to me to be the identical individuals who executed the foregoing instrument, and they acknowledged to me that they executed the same as the free and voluntary act of said borough, with full authority to do so and with full knowledge of its contents, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.

[NOTARY SEAL]

\_\_\_\_\_  
Notary Public in and for the State of Alaska  
My Commission Expires: \_\_\_\_\_

**CERTIFICATE OF ACCEPTANCE**

THIS IS TO CERTIFY that the STATE OF ALASKA, DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES, Grantee herein, acting by and through its Commissioner, hereby accepts for public purposes the real property, or interest therein, described in this instrument and consents to the recordation thereof.

IN WITNESS WHEREOF, I have hereunto set my hand this \_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_.

DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES

By: \_\_\_\_\_  
For the Commissioner

Filed for Record at the Request of and Return to:  
State of Alaska  
DOT&PF – Right of Way Dept.  
2301 Peger Road, MS 2553  
Fairbanks, AK 99709-5399  
State Business-No Charge