STATE OF ALASKA
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF MINING, LAND & WATER
DIRECTOR'S OFFICE

FRANK H. MURKOWSKI, GOVERNOR

550 WEST 7TH AVENUE, SUITE 1070
ANCHORAGE, ALASKA 99501-3576
PHONE: (907) 269-8600
FAX: (907) 269-8904

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April 26, 2006

Carolyn Spoon
Chief, Branch of Lands
Bureau of Land Management
222 West Seventh Avenue
Anchorage, Alaska 99513-7599

Dear Ms. Spoon

On January 27, 2006, the State of Alaska filed Recordable Disclaimer of Interest applications with the Bureau for Scottie Creek and Little Scottie Creek, near the community of Northway and adjacent to the Alaska Highway. Those applications summarized navigable use information and requested the Bureau to disclaim interest in the beds of these waterbodies to clear the title.

During original status review of lands adjacent to the waterbodies, the state determined that Scottie Creek flowed through lands affected by Public Land Order (PLO) 386. Further review of lands status adjacent to these waterbodies discovered an error in that original finding. Further review by State and BLM staff determined that PLO 386 affected Little Scottie Creek and not Scottie Creek. The State requests that BLM modify the legal description of Scottie Creek to delete reference to PLO 386, and modify the Little Scottie Creek application to reflect that PLO 386 affects that waterbody.

The State does not believe that PLO 386 defeated the state's title to lands underlying Scottie Creek in this area. Furthermore, we believe PLO 386 does not defeat state's title to lands underlying Little Scottie Creek and can be referenced in the legal description with no affects to state title.

We request that the Bureau modify the Scottie Creek and Little Scottie Creek applications to reflect the above changes. Thank you for your assistance in this matter.

Sincerely,

Wyn Menefee
Chief of Operations
Mining, Land and Water

cc: Scott Ogan, ADNR
John Westlund, ADFG
Callie Webber, BLM