

CITY OF DILLINGHAM, ALASKA

RESOLUTION NO. 2024-17

A RESOLUTION OF THE DILLINGHAM CITY COUNCIL ADOPTING THE RECOMMENDATION OF THE DILLINGHAM PLANNING COMMISSION TO RELINQUISH THE GRANT OF EASEMENT FOR RIGHT-OF-WAY RECORDED AT BOOK 42, PAGES 891-898 OF THE BRISTOL BAY RECORDING DISTRICT

WHEREAS, Alanna Hurley and Terry Mann, an Alaska Native married couple, purchased property from Mr. Russell T. Fielding by evidence of recorded document 2023-000085-0; and

WHEREAS, Russell T. Fielding, an Alaska Native, under his own authority and the authority of the United States did grant an easement for a road to the City of Dillingham on August 3, 1994, said easement recorded on Book 42, pages 891-898; and

WHEREAS, said Grant of Easement contains two length errors: one on Page 894 with reference to the LEGAL DESCRIPTION document within the Grant of Easement for Right-of-Way, and another error on page 898. Both are listed with the same incorrect length of 671.65 feet on recorded plat of WASKEY ROAD (94-882); and

WHEREAS, the federal Bureau Indian Affairs Land Surveyor kindly indicates that once the said Grant is relinquished, the dedicated easement on subdivision plat (97-15) can serve as the official easement for a City of Dillingham Road Easement because it has the correct length of 555.65 feet;

NOW, THEREFORE, BE IT RESOLVED by the Dillingham City Council that:

Section 1: Adoption of the Planning Commission Recommendation The Dillingham City Council adopts the recommendation of the Dillingham Planning Commission to relinquish the Grant of Easement for Right-of-Way recorded at Book 42, pages 891-898 of the Bristol Bay Recording District.

Section 2: Purpose of Relinquishment The purpose of this relinquishment is to rectify the length errors contained in the Grant of Easement and to pave the way for the use of the dedicated easement on subdivision plat (97-15) as the official easement for a City of Dillingham Road Easement.

Section 3: Implementation The City Manager is authorized to take all necessary actions to effectuate the relinquishment, including recording appropriate documents with the Bristol Bay Recording District.

Section 4: Effective Date This resolution shall be effective immediately upon adoption.

PASSED and ADOPTED by a duly constituted quorum of the Dillingham City Council on March 14, 2024.

Alice Ruby, Mayor

ATTEST:

[SEAL]

Daniel E. Decker Sr., City Clerk

RESOLUTION 2024-01

A RESOLUTION OF THE DILLINGHAM PLANNING COMMISSION

Adopt Resolution 2024-01; A Resolution of the Dillingham Planning Commission to Relinquish the Grant of Easement for Right-of-Way recorded at Book 42, pages 891-898 of the Bristol Bay Recording District.

WHEREAS, Alanna Hurley and Terry Mann, an Alaska Native married couple, purchased property from Mr. Russell T. Fielding by evidence of recorded document 2023-000085-0, and

WHEREAS, Russell T. Fielding, an Alaska Native, under his own authority and the authority of the United States did grant an easement for a road to the City of Dillingham on August 3, 1994, said easement recorded on Book 42, pages 891-898, and

WHEREAS, said Grant of Easement contains two length errors: one Page 894 with reference to the LEGAL DESCRIPTION document within the Grant of Easement for Right-of-Way, and another error on page 898. Both are listed with the same incorrect length of 671.65 feet on recorded plat of WASKEY ROAD (94-882); and

WHEREAS, the federal Bureau Indian Land Surveyor kindly indicates that once the said Grant is relinquished, the dedicated easement on subdivision plat (97-15) can serve as the official easement for a City of Dillingham Road Easement because it has the correct length of 555.65 feet,

NOW, THEREFORE BE IT RESOLVED that the Dillingham Planning Commission recommends relinquishing the Grant of Easement herein listed.

NOW THEREFORE FURTHER BE IT RESOLVED the Dillingham Planning Commission recommends the stated relinquishment to the Dillingham City Council.

APPROVED AND ADOPTED THIS 7th DAY OF FEBRUARY 2024.


Kaleb Westral, Chair


Patty Buholm, Planning Director
2/7/24