



Please return to:  
Municipality of Anchorage  
Project Management & Engineering  
P.O. Box 196650  
Anchorage, Alaska 99519-6650  
Attn: Martha Robinson

MOA/PM&E/ROW  
Real Estate Department  
Fish Creek Daylighting  
Tax# 009-131-20

### **INTRAGOVERNMENTAL USE PERMIT**

The Municipality of Anchorage, acting by and through the **Real Estate Department**, whose mailing address is P.O. Box 196650, Anchorage, Alaska 99519-6650, hereinafter called the **PERMITTER**, hereby grants authority to the **Project Management and Engineering Department**, a municipal agency, whose mailing address is P.O. Box 196650, Anchorage, AK 99519-6650 hereinafter called the **PERMITTEE**, and to its successors, assigns, licensees and permittees, a sole and exclusive permit that is dedicated for and intended to allow for the daylighting of Fish Creek through, across, over and under lands of the **PERMITTER**, situated in Anchorage Recording District, State of Alaska, as shown on attached parcel map, and more particularly described as follows, to wit:

An Intragovernmental Use Permit within a portion of Tract B, Cook Subdivision, filed as Plat No. 82-57 in the Anchorage Recording District, Third Judicial District, State of Alaska, embracing approximately 43,587 square feet, more or less. This Intragovernmental Use Permit is subject to electric, telephone, landscape and planting, and public use easements. See Exhibits A and B.

and that only such rights to use in the land above described shall be acquired as shall be necessary for the construction, reconstruction, alteration, operation, maintenance, and repair of said daylighting of Fish Creek and appurtenances thereto, reserving unto the **PERMITTER** the right to use said property in any way and for any purpose not inconsistent with the rights or use hereby permitted; provided that said permit area is maintained as vegetated natural open space in its current state prior to daylighting of Fish Creek. The **PERMITTEE** shall have the right to enter upon the property for the purpose herein described as may from time to time be necessary or desirable for the use, occupation and enjoyment of such permit area, including the right of ingress and egress to said premises; provided further that such work and use shall be accomplished in such a manner that the allowable improvements of **PERMITTER**, existing in said permit area shall not be disturbed or destroyed, they shall be replaced in as good a condition as they were in immediately before the property was entered upon by **PERMITTEE** and provided that **PERMITTER** shall not construct any permanent structures within the permit area inconsistent with the daylighting of Fish Creek without the written approval of **PERMITTEE**.

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This Permit shall be binding upon the PERMITTER until or unless otherwise revoked, which action shall require 180 days prior written notice. If the permit is revoked the Real Estate Department and Project Management and Engineering Departments will work together for relocation of the facilities.

It is agreed that this Intragovernmental Use Permit shall be converted to a Public Use Easement in perpetuity conveying the aforementioned rights to the Municipality of Anchorage, if said property is conveyed to an owner other than the Municipality of Anchorage.

PERMITTER: REAL ESTATE DEPARTMENT

  
Tiffany E. Briggs, Director

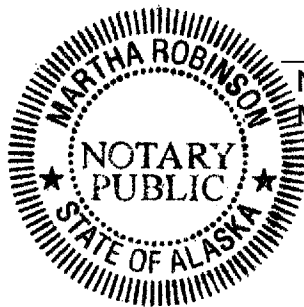
09/20/24

STATE OF ALASKA )

)ss.

THIRD JUDICIAL DISTRICT )

The foregoing instrument was acknowledged before me this 20<sup>th</sup> day of September, 2024 by Tiffany E. Briggs, Director of the Real Estate Department.



  
Notary Public for the State of Alaska

My Commission Expires:

03-08-2025



## EXHIBIT A

### Legal Description

#### Intragovernmental Use Permit

A portion of Tract B, Cook Subdivision, filed as Plat No. 82-57 in the Anchorage Recording District, Third Judicial District, State of Alaska, being more particularly described as follows:

Commencing at the northeast corner of said Tract B, being the True Point of Beginning;

thence S 0°10'31" E along the easterly boundary of said Tract B a distance of 315.00 feet;

thence S 89°49'29" W a distance of 80.00 feet; thence N 0°10'31" W a distance of 175.44 feet to the point of curvature of a tangent curve concave to the southwest having a radius of 60.00 feet;

thence northwesterly along said curve through a central angle of 89°49'14" a distance of 94.06 feet to a point of tangency and the end of said curve;

thence N 89°59'45" W a distance of 160.44 feet;

thence N 0°00'15" E a distance of 80.00 feet to a point on the northerly boundary of said Tract B;

thence S 89°59'45" E along the northerly boundary of said Tract B a distance of 300.00 feet to the northeast corner of said Tract B and the True Point of Beginning.

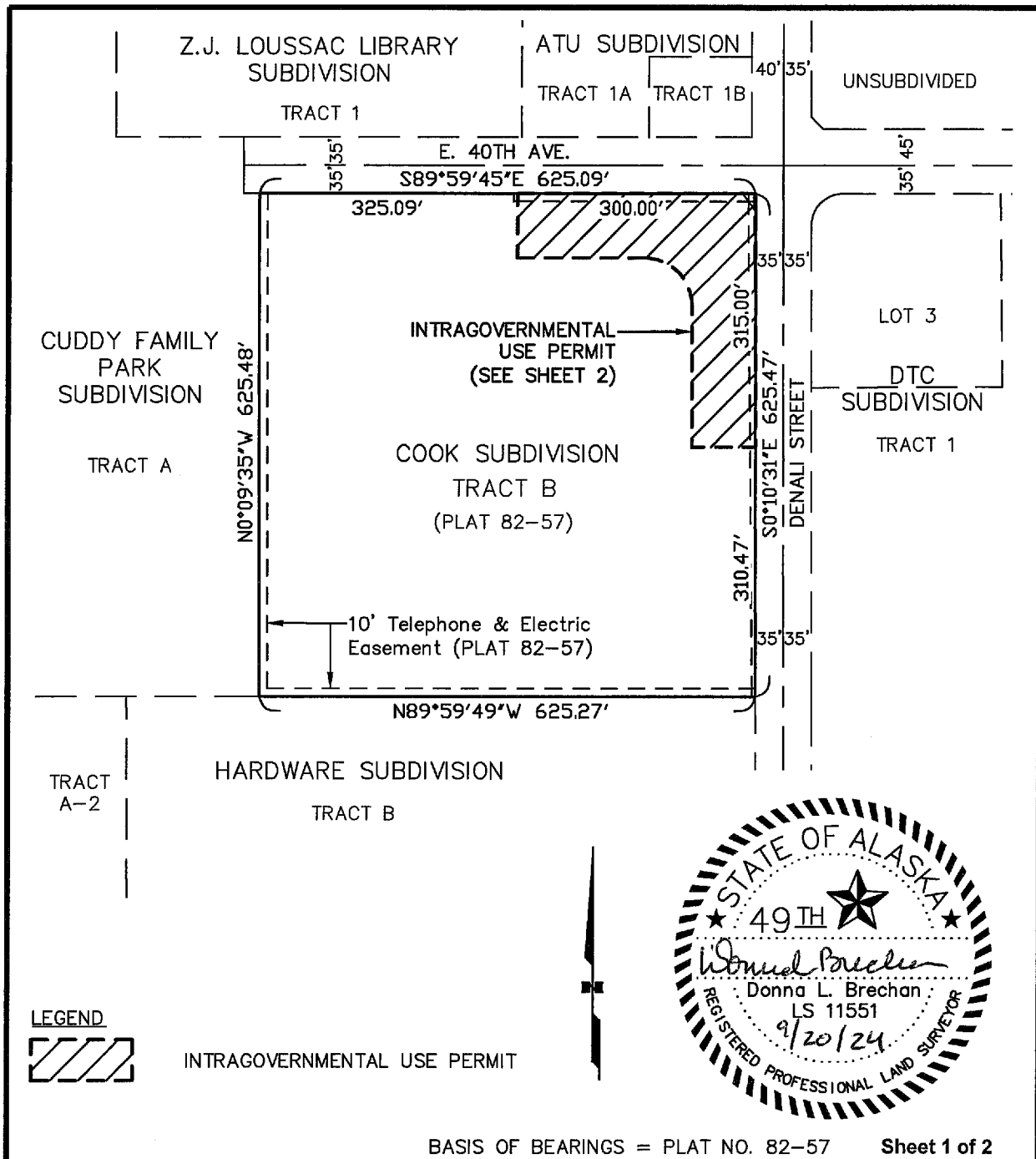
Said easement embraces an area of 43,587 square feet, more or less, as calculated from said courses and distances.

This Intragovernmental Use Permit is subject to electric, telephone, landscape and planting, and public use easements.



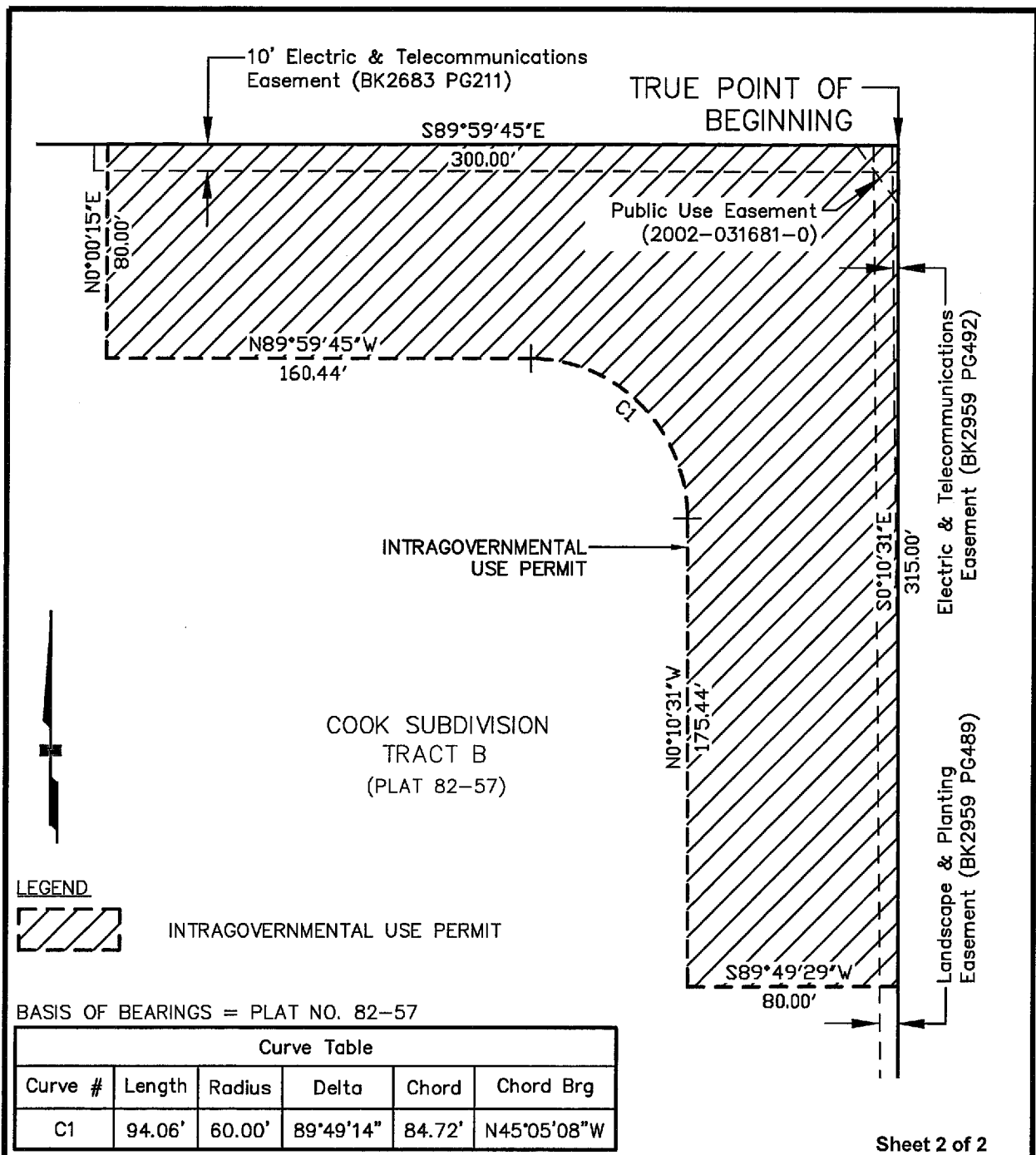
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<b>MUNICIPALITY OF ANCHORAGE</b> <b>PROJECT MANAGEMENT &amp; ENGINEERING DEPARTMENT</b>		<b>INTRAGOVERNMENTAL USE PERMIT</b> <b>TRACT B, COOK SUBDIVISION</b> <b>PLAT 82-57</b>	
	<b>EXHIBIT B</b>	<b>PARCEL TAXABLE AREA:</b> ±391,034 S.F. <b>ROW ACQUISITION TYPE:</b> ± IGP <b>ROW ACQUISITION AREA:</b> ± 43,587 S.F. <b>SCALE:</b> 1"=200' <b>GRID:</b> SW1731	<b>DATE:</b> 7/10/2024
	<b>OWNER'S INITIALS:</b> <u>TEB</u> <b>PAGE</b> 4 <b>OF</b> 5 <b>DATED</b> 9-20-2024		





MUNICIPALITY OF ANCHORAGE PROJECT MANAGEMENT & ENGINEERING DEPARTMENT		INTRAGOVERNMENTAL USE PERMIT TRACT B, COOK SUBDIVISION PLAT 82-57	
	EXHIBIT B		PARCEL TAXABLE AREA: ±391,034 S.F.
	OWNER'S INITIALS: <u>TEB</u>		ROW ACQUISITION TYPE: ± IGP
PAGE <u>5</u> OF <u>5</u> DATED <u>9-20-2024</u>		SCALE: 1" = 60'	DATE: 7/10/2024
		GRID: SW1731	

