

Department of Commerce, Community, and Economic Development

ALCOHOL AND MARIJUANA CONTROL OFFICE

550 West 7th Ave, Suite 1600 Anchorage, AK 99501 Main: 907.269.0350

MEMORANDUM

TO: Peter Mlynarik, Chair, and

FROM:

DATE: November 14, 2017

Members of the Marijuana Control Board

Erika McConnell, Director

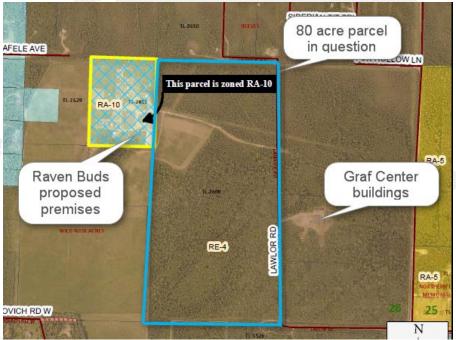
RE: Raven Buds #12289 Informal

Conference

On September 14, 2017, the Marijuana Control Board denied a license application for Raven Buds (#12289) on the grounds that it was not compliant with the required separation distance from certain uses set forth in 3 AAC 306.010(a). Specifically, the board concluded that a property boundary for the Graf Center, a residential substance abuse treatment center for teens, was within 500 feet of the entrance to the proposed licensed premises.

Raven Buds, represented by Ms. Kerri Mullis, has requested an informal conference with the board. She asserts that one of the parcels that the Graf Center claims as part of their treatment center is actually not a part of the Graf Center. If true, the separation between the proposed licensed premises entrance for Raven Buds and the property line of the Graf Center would be well over 1,500 feet.

The crux of the matter is the use of parcel TL-2600, an @80-acre parcel owned by Fairbanks Youth Services that lies between Ms. Mullis' property and the parcel where the Graf Center buildings are constructed.



Raven Buds #12289 Informal Conference MCB November 14, 2017 Page 2

Mr. Satterberg, counsel for Ms. Mullis, raises five points in his letter on pages 89-90 of the board packet:

- 1. Board Member Jones did not recuse himself.
- 2. Parcel TL 2600 is not part of the Graf Center because once the corporation who owned the parcel became defunct, title would revert to the United States government.
- 3. The Graf Center did not have legal standing to protest the Raven Buds application.
- 4. The Graf Center did not comply with the protest notification requirements.
- 5. The distance between the Raven Buds facility and the Graf Center is more than the required 500 feet.

Point 1: Board Member Jones did not recuse himself.

The Ethics Act as applicable to members of state boards and commissions requires that such members recuse themselves if they or a family member stand to have a financial or personal benefit from their action as a board or commission member.

Mr. Jones disclosed that he was involved in the creation of the facility when he was a state division director some years ago and that he signed documents relating to the facility's accreditation. Mr. Jones should confirm, but it appears that he has no current or past financial interest in the facility and would gain no financial benefit from either a denial or an approval of the Raven Buds application.

Point 2: Parcel TL-2600 is not part of the Graf Center because once the corporation who owned the parcel became defunct, title would revert to the United States government.

I cannot speak to the validity of this statement.

The United States Government granted 160 acres (SE1/4 Sec 26 T1N R2W F.M.) to Hillcrest, Incorporated, in 1961, for use as a home for juvenile boys only. It appears that Hillcrest, Incorporated, became Fairbanks Youth Services, Inc.—there is an indication on page 25 of the packet that Fairbanks Youth Services was previously known as "Hillcrest Homes" and I am speculating that Hillcrest Homes was Hillcrest, Incorporated.



Neither Hillcrest Incorporated nor Fairbanks Youth Services, Inc., are listed as entities in the Division of Corporations, Business & Professional Licensing.

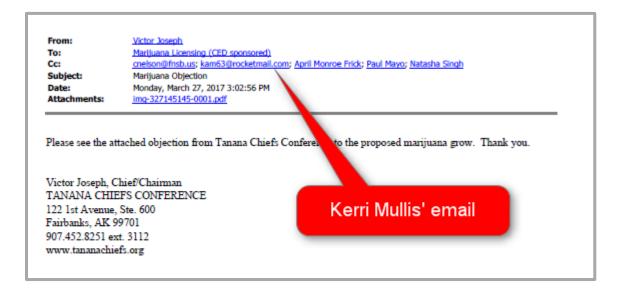
Point 3: Graf Center did not have legal standing to protest the Raven Buds application.

The Graf Center did not "protest" the application, as the right to protest is reserved for local governments under 3 AAC 306.060. Tanana Chiefs Conference (TCC) submitted an objection on behalf of TCC and Fairbanks Native Association under 3 AAC 306.065 which allows for "public participation."

3 AAC 306.065 states that "[a] person may object to an application for a new license." AS 01.10.060(a)(8) defines "person" as including "a corporation, company, partnership, firm, association, organization, business trust, or society, as well as a natural person." TCC, as an organization, clearly falls within the definition of a person, and thus has standing to object to an application for a marijuana license.

Point 4: Graf Center did not comply with the protest notification requirements.

3 AAC 306.065 requires that a person submitting an objection to a license application must send the objection to the board and the applicant. AMCO received an objection by email from TCC on March 27, 2017, at 3:02 pm. The email was sent to marijuana.licensing@alaska.gov and Ms. Mullis, as the designated contact for the Raven Buds application, was copied:



At 9:20pm on the evening of March 27, Ms. Mullis emailed marijuana.licensing@alaska.gov acknowledging the objection:

Kerri Mullis From:

Marijuana Licensing (CED sponsored) To:

Subject: Raven Buds 12289

Monday, March 27, 2017 9:20:02 PM Date:

We understand that you have received an objection to our Limited Grow Marijuana application. We are forming a rebuttal, and have numerous letters, from boarders, business people, and people that have been around Movin'free almost as long as I have owned it, which has been almost 25 years. Basically the letters will provide information on the adjacent field, aka the cross country course field that Movin'free was using way before I owned this facility.

We also understand the regulations and buffers required for BOTH state and FNSB. We are within our buffers, and will send a letter with documentation to prove these buffers are correct very soon.

Thank you,

Kerri Mullis (907) 378 0103

Point 5: The distance between the Raven Buds facility and the Graf Center is more than the required 500 feet.

If Parcel TL-2600 is determined not to be a part of the Graf Center, then the shortest pedestrian route from the entrance to the proposed Raven Buds facility, which would first go northeast to the Raven Buds #12289 Informal Conference MCB November 14, 2017 Page 5

driveway, then east across Parcel TL-2600 before intersecting with the outer boundary of the Graf Center land at Lawlor Road, is more than 500 feet.

Further Discussion

As stated above, the heart of the matter is whether or not Parcel TL-2600 is part of the residential treatment facility for juvenile boys.

Ms. Mullis claims that because of title problems, the parcel reverted back to the US Government. Additionally she points out that a lease between Fairbanks Youth Services and Tanana Chiefs Conference is only for the portion of the land on the east side of Lawlor Road.

Tanana Chiefs Conference provided the following statement:

Tanana Chiefs Conference and Fairbanks Native Association cooperatively run the Graf Center and utilize the entire 160 acre parcel on which the facility sits. Fairbanks Youth Facility is a corporation under the umbrella of Tanana Chiefs Conference. I am familiar with the lease the applicant appears to be referencing and it is not relevant – its purpose is assignment of responsibility between our organizations not public notification of land use. The entire 160 acre property was congressionally delegated for this specific use and I can assure all concerned parties that the entire property is in use, and the proposed marijuana operation is approximately 152 feet from our property line. Due to the sensitive nature and security needs of treatment for at risk youth and youth in State custody we do not publish schedules or provide detailed information about therapeutic activities, but if you need further clarification I am available to discuss our program by phone.

Attachments: Raven Buds Documents for Informal Conference

Board Action Letter to Raven Buds with Notice of Defense

Raven Buds Application

#12289 Raven Buds

Documents for Informal Conference

Amco Board Letter. Page 1

October 27, 2017

AMCO BOARD

RE: Raven Buds, #12289, Informal Hearing Documents/letter

We come today to reply to Perry Ahsogeak's letter dated March 13, 2017. We deny that Graf is operating immediately adjacent to our proposed marijuana grow facility. The documents attached shows that Fairbanks Youth Services, although a defunct corporation, has leased approximately 80 acres, which is EAST of LAWLOR ROAD, out of 160 acres, the remainder of the 80 acres (not leased is WEST of Lawlor Road) that is an R&PP Patent for a youth rehab center.

That being stated, there appears to be serious title problems with Graf Center at this time. The Grantor of the lease was involuntarily dissolved in May 1980, for failure to file the Annual 1978 Report, also in February 17, 1989, for failure to file a biennial report for June 30, 1988, also 1990, and finally August 21, 1992. Letter, and Notices of Involuntary Dissolution is in the Documents marked Attachment A, B, C, and D. Stating this, as such there was no authority to even grant the lease to Graf (for TCC). As such, the Tax Lot, by its lease with the US Govt. reverted back to the US Govt, as did the Hillcrest properties and, therefore, TCC or FNA has no authority to object as an adjacent land owner. Moreover, FNA's letter of objection, nor TCC's letter of objection was never properly emailed or mailed directly to Raven Buds.

On October 26, 2017, Raven Buds had a person go directly to AMCO's office to review the file, and we are concerned that the file was completely devoid of all of the recent correspondence relating to this matter.

The facility is on a 9 acre +/- plat known as Hillcrest Tract B, which was subdivided off TL2600 (the original 160 acres). The remaining 70+/- acres known as Hillcrest Tract A, is part of the Lease that was signed in 1991, by Fairbanks Youth Services and Tanana Chief Conference, and the lease states clearly that it is only to the East side of Lawlor, with Lawlor being the dividing line between to 2 (two) 80 acre parcels.

We have provided numerous letters from various people, who have working knowledge of our farm (Movinfree Farm), and in various amounts of time frames (from almost 20 years to 2 years). I have lived on this farm 24 years, and I deny that any children at Graf have made campsites or utilized the woods on TL2600, immediately adjacent to us. However, I have seen them on Lawlor Road, and Miller Hill road walking, or biking, in groups, always with counselors. This is why, I cannot believe children would be allowed to follow their nose, trespass onto land that is not leased by FNA or TCC, and wander up to a discreet building that says "No One Under 21 Allowed". FNSB also has a regulation that no smells shall be emitted, and we will have practices in place to avoid all odors. This is a limited, indoor grow. This is not an outdoor grow, nor is it a retail store.

Amco Board Letter

be emitted, and we will have practices in place to avoid all odors. This is a limited, indoor grow. This is not an outdoor grow, nor is it a retail store.

We deny that Graf is sharing two boundaries with us, they are not sharing any boundaries with TL2611, and even FNSB has asked them to clarify the boundaries that they claim, and since asking in March, they have never received a response from either FNA or TCC or Graf. They share no boundaries, as they do not own the lands (three separate parcels) which we have provided sufficient information to the AMCO Board.

Based on the information provided in this letter, and accompanying documentation, we ask that you reverse your denial of Raven Buds.

Sincerely,

Kerri A. Mullis

Dba Raven Buds

Overview



- FNSB Confirmation on who owns Hillcrest Tract A and B, and TL-2600-dated October 17, 2017 to Erika McConnell-page 1
- Letter from William R. Satterberg, Jr., dated October 17, 2017 to Erika McConnell –page 2 & 3
- Yukon Title Report dated September 12, 2017 showing no connection to TCC, or even a lease showing anyone leasing said property-page 4 through page 7
- Printout from the Fairbanks Native Association Website (https://www.fairbanksnative.org/)
 which was started 2015, last updated 3/10/2017, on the bottom of the page it states "The
 Department of Interior owns the land and leases it to Tanana Chiefs Conference, which holds
 responsibilities for the building, maintenance, etc. Fairbanks Native Association operates the
 Graf residential treatment program on a 638 contract with Tanana Chiefs Conference.
 Document AA

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- State of Alaska Dept of Commerce and Economic Development Letter Dated August 21, 1992 to Ronald Harrod concerning Fairbanks Youth Services, Inc., (Entity 04160D) being noncompliant for failure to provide Biennial reports from 1988, 1990 and 1992. Attachment A
- State of Alaska Certificate of Involuntary Dissolution, for Fairbanks Youth Services, Inc., for failure to file Biennial report, Dated May 1980. Attachment B
- State of Alaska Certificate of Involuntary Dissolution, for Fairbanks Youth Services, dated June
 30, 1988. Attachment C
- State of Alaska Certificate of Involuntary Dissolution, for Fairbanks Youth Services, dated June
 30, 1990. Attachment D
- Fairbanks N. Star Borough Assessing, dated 10/24/2017-showing Fairbanks Youth Services, Inc., owning all Properties in Question, TL-2600, Hillcrest Tract A and Hillcrest Tract B. page 8
- Copy of License Agreement, recorded on 5/15/2017, between Fairbanks Youth Services., Inc and Eric Mayo showing Fairbanks Youth Services, Inc., having ownership of TL 2600 in 2007, for use by Eric for parking, on TL 2600. Page 9 through page 12
- Patent #1216565, original patent, prior to subdivision, page two specifically saying they are not allowed to transfer title or control over the lands to another, and a few other provisions. Pages 13 through 14
- Certificate of Waiver of Plat of Hillcrest Tract A, and Tract B, dated May 14th, 1992, and recorded in FNSB May 15th, 1992. Signed by Alfred Ketzler Jr as Secretary of Fairbanks Youth Services, Inc. page 15
- FNSB Recorded Document of "Hillcrest" Surveyor Horace Black (Alpha North), recorded dated May 15, 1992. Page 15-A
- Lease between Fairbanks Youth Services and TCC, where it shows that Lawlor Road forms its western boundary, not TL-2600. Signed January 25, 1990 by Alfred Ketzler Jr., Welmon Walker, Jr., Cathie Ipalook, and David Mather. Pages 16-31

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Page 2

- FNSB Property Summary, showing documents current as of 12/31/2016, showing TL-2600, being 80.11 acres, with an easement being granted in 2007 to Eric Mayo, and no other changes since the deed (see BLM patent,)-and ownership of Fairbanks Youth Services, Inc. Page 32
- FNSB Property Summary, showing documents current as of 12/31/2016, showing Tract A of BLM
 -Hillcrest, out of TL 2600, being 70.11 acres, with no changes since deed of 1991(see BLM
 patent, pages 13 and 14)-and ownership of Fairbanks Youth Services, Inc. Page 33
- FNSB Property Summary, showing documents current as of 12/31/2016, showing Tract B of Hillcrest, out of TL 2600, being 9.79 acres, with no changes since deed of 1991 (see BLM patent, attachment #4)-and ownership of Fairbanks Youth Services, Inc. Page 34
- Fairbanks N. Star Services, Owner Data Sheet, dated 3/21/2017 with an Account #024809, showing Fairbanks Youth Services., Inc. as being the Account Holder, and that all three properties (TL-2600, Hillcrest A, and Hillcrest B) are charitable exempt. And no changes other than the waiver to subdivide (1992-see page 15), the license between Fairbanks Youth Services and Eric Mayo (2007), and utility easement (GVEA), and street address added (for attempt at AT&T Cell Tower). No transfer to TCC on record. Page 35
- Homestead Deed, from BLM, dated December 17, 1952 Patent Number 1137203, to original Homesteader for our property (which is now smaller) The Lawlors started living on this property in the 1940's. This shows how long our road access has been in use, continuously. Page 36
- A surveyed map showing our deeded access, that could be used for marijuana transport, page
 37
- Copy of Reconvened meeting with FNSB, dated July 8, 2017, Vote of No Protest. Page 38
- FNSB Picture showing our 500 ft. buffer. An arrow (which is blue, so I darkened it with a pen) showing "as the crow flies" the distance to Tract B (where the Substance Abuse Center is located) because that is how FNSB measures. Please note that the distance is 1,479 ft. Since AMCO measures by "easiest pedestrian route" to the nearest corner of the property to the door of the proposed marijuana facility, I have included a video, and still pictures of the measurement for AMCO to be 3/10 of a mile, or well over 1500 ft, and I outlined pedestrian route on the Generic Report Dated 6/12/2017 The photos and video were provided to Erika McConnell on October 24, 2017. She confirmed that she would provide the photos to board, page 39
- Email from Erika McConnell, dated October 24, 2017, stating that AMCO's dispute was not 500 ft. from Tract B (which is the closest LEASED land). And stating she will provide photo's. page 39 A
- FNSB Email, from Krista Major (Exec. Admin. Assistant to FNSB Mayor) Stating there is no protest for Raven Buds. Dated July 28.2017 page 40
- Letter from Curt Freeman, stating no use on TL2600 pages 41- 42
- Letter from Gaby Contento, stating no use on TL2600 Page 43
- Letter from Teresa Messina, stating no use on TL2600 Page 44
- Letter from Cathy Apicella, stating no use on TL2600 Page 45
- Letter from Linda Hulbert, stating no use on TL 2600 Page 46
- Letter from Shaun Proden, stating no use on TL 2600, Page 47

Page 3

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- Letter from Carol Bolt, stating no use on TL2600, page 48
- Letter from Brittany Flowers, stating no use on TL2600, page 49
- Letter from Sandra Wagner, stating no use on TL2600 page 50
- Letter from Rebecca Mattson, stating no use on TL2600, page 51
- Letter from Elizabeth Reeves-Ramos, stating no use on TL2600, page 52
- Letter from Missy Jensen, stating no use on TL2600, page 53
- Letter from Charles and Tone Deehr, to Dept. of Interior, December 6, 1977 requesting private access, they wanted the driveway (access road to be private, as you see, it is a public access road, page 54
- Letter from Fairbanks District Office, Dept. of Interior, dated January 3, 1978, stating access through TL2600 is a public road, with a valid and existing right. Page 55
- Letter from Dept. of Interior, dated October 12, 1978, stating that the access and Lawlor road were in use at least 10 years prior to the R&PP patent to Hillcrest Corp., therefore it is a public road, and cannot be closed. Pages 56 through 57

 Letter from DOT and Public Facilities to Charles Deehr, dated 1981, stating Lawlor road being part of FAS, Route 6441, and states that the road was with Alaska Road Commission Funds, in the territorial days, WELL BEFORE THE HILLCREST PATENT, and qualifies as a local road, Page 58

- Letter from Raymond G. Pierce, a homesteader of S1/2 of the NE1/4 and the NE1/4 of Sec. 26, TIN, R2W, FM, Alaska (a neighbor homesteader) stating that the access road off Lawlor road (through TL2600) had been in existence and continual use for access to Lawlor homestead, Page 59
- Older map showing the road through TL2600, from Lawlor Road, going through TL2611 (Mullis property) This map appears to be around the 70/80's era-based on who owned the properties page A-1
- Older BLM map (no date, though it does show Northern Lights Cemetary, and the old Landing Strip, as a access road coming through TL2600 from Lawlor Road. Page B-1
- Older Geological Survey, no date, with highlight of Sec. 26, Lawlor road, and the access road. Page C-1
- FNSB Assessing of Tanana Chiefs Conference with PANS of their owned properties, there are No Listings of Pan #0469874 (Hillcrest Tract A), #0469882 (Hillcrest Tract B), or #0250635 (TL2600).
 Pages 61 through page 66
- FNSB Assessing of Fairbanks Native Association with PANS of their owned properties, there are No Listings of Pan #0469874 (Hillcrest Tract A), #0469882 (Hillcrest Tract B), or #0250635 (TL2600). Pages 67 through page 69
- FNSB Assessing of Tanana Chiefs Conference with PANS of more of their owned properties, there are No Listings of Pan #0469874 (Hillcrest, Tract A), #0469882 (Hillcrest, Tract B), or #0250635 (TL2600) Pages 70 and 71
- FNSB Generic Report, showing the rural nature of our property, and the vast amount of space to the Leased Property EAST of Lawlor (see Lease, pages 16-31) Page 16 has the legal description of the property leased by TCC. Page 72

page 4

Overson

- FNSB Generic Report of NATURES RELEAF, #10589, showing a Substance Abuse Center, just 231 Ft. away, and a Church only 356 ft. away, page 73
- FNSB Memorandum dated June 16, 2017, from D. Christine Nelson, stating that there are sensitive use buffers, For Natures Releaf, but they meet FNSB criteria, but may or may not meet State of Alaska AMCO buffers. This is a RETAIL facility, downtown, and children may walk by this facility. I asked Erika McConnell to explain the difference between us and Natures Releaf and the others listed below on October 2, 2017. Particularly ones that are pointed out. Page 73A
- FNSB Generic Report on Northlink, LLC, #11051, showing a State Registered Day care center, "Little Thinkers Home Care" which is only 154 feet away from this cultivation facility, and two churches, (one is 369 ft away, one is 483 feet away. Again, children may walk by, but it isn't a RETAIL store. Page 74
- FNSB Memorandum, dated March 3, 2017, from Christine Nelson, for Northlink #11051, stating the sensitive buffers, as stated above. Again, this isn't a RETAIL, just a STANDARD CULTIVATION.
 Page 75
- FNSB Generic Report on Good LLC., #12325, on Old Steese Highway showing Orion's Martial Arts Facility being 453 ft away (based on FNSB regulations), and Other Sensitive Use Buffers, that require at the State Level 500 ft. This is a RETAIL and has an active restaurant and a popular nail shop next door, again, it could be possible children walk by in this strip center. Page 76
- FNSB zoning permit notes, dated 4/11/2017 on Good LLC., it talks about the facilities close to this retail establishment. Again, many of them are noted as "youth centers", so children could possibly walk by this retail facility. Page 77
- Email from 3 Tier Surveying, Page 78

DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

DIVISION OF BANKING, SECURITIES AND CORPORATIONS

WALTER J. HICKEL, GOVERNOR

P.C BOX 110607 JUNEAU, ALASKA 99811-0807 Banking & Securities (907) 465-2521 Corporation Section (907) 465-2530

ANCHORAGE Corporation Information (907) 563-2161

August 21, 1992

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Mr. Ronald Harrod P.O. 3ox 74918 Fairbanks, AK 99707

Dear Mr. Harrod:

RE: Fairbanks Youth Services, Inc.

It has come to my attention that the above-mentioned corporation's computer records were inadvertently purged by our agency. As a result, the corporation never received its biennial report forms for the reporting years 1988, 1990 and 1992.

The corporate record has been recreated; however, the corporation is not in compliance at this time for failure to file said reports. Enclosed with this letter, I have included the appropriate forms to be completed and returned.

You are hereby gives to days notice, as required by AS 10.20.335, that the corporation, Fairbanks Youth Services, Inc., must file its biennial reports in this office on or before October 25, 1992. If the corporation does not file its reports by the required date, it will be involuntarily dissolved on October 26, 1992, as authorized by AS 10.20.325(1).

The corporation has an opportunity for a hearing on the involuntary dissolution. A request for a hearing must be in writing and be received within 60 days after the receipt of this notice. The written request for the hearing must specify the statutor grounds the appealing party believes to be a basis for stay of involuntary dissolution.

Please feel free to contact me should you require additional imformation or assistance in this matter.

Michael P. Monagle, Super

Corporations Section

14PM/dg12871D 082192a **Enclosures**

09.33141.00

State of Alaska

AHach B

Department of Commerce & Economic Development

CERTIFICATE OF INVOLUNTARY DISSOLUTION

The undersigned, as Commissioner of Commerce and Economic Development of the State of Alaska, and by virtue of the authority vested in him by law, and pursuant to Section 10.20.325, Alaska Statutes, of the Alaska Nonprofit Corporation Act, hereby dissolves the Certificate of Incorporation of

FAIRBANKS YOUTH SERVICES, INC.

for the reason that the corporation has failed to file its annual reports, pay fees and penalties within the time prescribed, and/or failed to maintain a registered agent, as set forth below:

FAILED TO FILE 1978 ANNUAL REPORT



and affixed my official seal, at Juneau, the Capital, this day of

CHARLES R. WEBBER
COMMISSIONER OF COMMERCE
& ECONOMIC DEVELOPMENT

08-151, Rev. 2/78

Attach C rice no:

State of Alaska Department of Commerce and Economic Development Division of Banking, Securities and Corporations

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CERTIFICATE OF INVOLUNTARY DISSOLUTION

The undersigned, as Director of the Division of Banking, Securities and Corporations of the Department of Commerce and Economic Development, State of Alaska, pursuant to Alaska Statute 10.20.325(1), hereby dissolves the above-named corporation.

The corporation is dissolved for failure to file a biennial report for the period ending June 30, 1988, and for failure to pay the filing fee and penalty.

The corporation will cease to exist as of the date of this Certificate of Involuntary Dissolution, except as provided by Alaska Statute 10.20.452.



IN TESTIMONY WHEREOF. I execute this certificate and affix the Great Seal of the State of Alaska on February 17, 1989

Willis F. Kirkpatrick

DIRECTOR

08-151 (DNPA) (Rev. 7/88)

6632M-5 Issued By: Corporations Section. PO. Box D. Juneau, Alaska 99811, Telephone (907) 465-2530

Attach D

State of Alaska

Department of Commerce and Economic Development Division of Banking, Securities and Corporations

04160-D Fairbanks Youth Services, Inc. P.O. Box 74918 Fairbanks, AK 99707

CERTIFICATE OF INVOLUNTARY DISSOLUTION

The undersigned, as Director of the Division of Banking, Securities, and Corporations of the Department of Commerce and Economic Development, State of Alaska, pursuant to Alaska Statute 19.20.325(1), hereby dissolves the above named corporation.

The corporation is dissolved for failure to file a biennial report and/or p_0 , the filing fee for the period ending June 30, 1990.

The corporation will cease to exist as of the date of this Certificate of Involuntary Disselution, except as provided by Alaska Statute 10.20.452.



IN TESTIMONY WHEREOF. I execute this certificate and affix the Great Seal of the State of Alaska on October 26, 1992.

Silli T Experients

Willis F. Kirkpetrick DIRECTOR

08-151MPID (Rev 2/91)

Issued By: Corporations Section, PO. Box D. Juneau. Ainska 99811, Telephone (907) 465-2530



Search results for 'fairbanks youth services'

PAN	Name	SITUS Address	ABBREVIATED DESCRIPTION
0220033	INC	2393 BATTLON NO	TL-2600 SECTION 26 T1N-R2W
0469874	FAIRBANKS YOUTH SERVICES	533 MILLER HILL RD	
0469874	FAIRBANKS YOUTH SERVICES	583 MILLER HILL RD	T1N-R2W
0469882		2550 LAWLOR RD	TRACT B HILLCREST WAIVER 92-60 5/15/92 OUT OF TL-2600 SEC 26 T1N-R2W

Q Click here to verify/locate site addresses



After Recording Return to: Alfred "Bear" Ketzler 1154 Park Drive Fairbanks, AK 99709 5/15/2007 12:17 PM Pages: 1 of 4

V

LICENSE AGREEMENT - REAL PROPERTY

This License Agreement is entered into and made effective this day of May, 2007, by and between Fairbanks Youth Service, Inc. ("Licensor") of Fairbanks, Alaska, and Eric Mayo ("Licensee") of P.O. Box 83271, Fairbanks, Alaska 99708.

In consideration of the mutual promises contained in this Agreement, the parties agree as follows:

Section I. <u>Grant of License</u>. Licensor hereby grants to Licensee a license to use, subject to all the terms and conditions of this Agreement, a parcel of property consisting of approximately twenty thousand (20,000) square feet located in the northwest section of TL-2600, and more specifically described as follows:

Commencing near the end of Movinfree Lane at the Northwest Corner of Section 26, T1N, R2W, FM, then proceeding Southwest approximately 400 feet to a point on the West boundary line where TL-2600 meets TL-2608.

Section II. <u>Limitation of Purpose</u>. The above described property may be used by Licensee and their invited guests <u>solely</u> for the purpose of driveway ingress and egress to the Northeast corner of TL-2608 as owned by Licensee.

Section III. <u>Payment for License</u>. This license is granted without monetary consideration of any kind from Licensee. The only inducements for the grant of this license are the promises contained herein.

Section IV. <u>Termination.</u> (a) This Agreement shall continue in force for a period of seven (7) years and shall terminate immediately seven years from the date of signature, unless terminated by either of the parties to this Agreement prior to the end of the seven year term. Termination prior to the end of the seven (7) year term shall be by written notice, provided by U.S. Mail or hand delivered to the other party, stating the intention to so terminate this Agreement within thirty (30) days following the mailing or delivery of the notice or

Sold Now

LICENSE AGREEMENT – REAL PROPERTY Fairbanks Youth Service, Inc./Eric Mayo Page 1 of 4

FAIRBANKS RECORDING DISTRICT

on such other date as provided in the notice. This Agreement and the license conferred shall absolutely end immediately after the giving of such notice.

(b) If Licensee, or any person using the driveway and property through Licensee, violates any of the terms or provisions of this Agreement, or in any way interferes with Licensor's use of the above described property, this Agreement shall, at Licensor's sole and exclusive discretion, immediately terminate, without any requirement for a thirty (30) day notice to Licensee.

Section V. No Interest or Estate. Licensee expressly agrees that neither he nor anyone claiming through him does not and shall not claim at any time any interest or estate of any kind or extent whatsoever in the above described property of Licensor, by virtue of the rights granted under this License Agreement, or occupancy or use under this Agreement. It is specifically agreed between Licensor and Licensee that the license granted pursuant to this Agreement is personal to Licensee and shall not inure to the successors or assigns of Licensee. No assignment or other transfer of the license granted under this Agreement, or any interest in such license, and no sublicense for any purpose shall be made or granted without the express, prior, and written consent of Licensor which consent may be withheld by Licensor in Licensor's sole discretion.

Section VI. Indemnification of Licensor. Licensee shall indemnify and hold Licensor harmless from and against any and all liability and damages of every kind and nature, including costs of defense, for any personal injuries, property damage or loss of life or property resulting from, or in any way connected with Licensee and Licensee's guests, invitees or the like, use of Licensor's property, the condition or use of the property covered by this license, or any means of ingress to or egress from such property.

Section VII. <u>Licensee's Obligations to Maintain and Repair</u>. Licensee, at Licensee's sole expense, shall maintain the driveway access across the property in good condition and repair, however, other than maintaining and repairing the existing driveway access, Licensee shall not be entitled to expand the width of the existing driveway access or reroute that access over any portion of Licensor's property without first obtaining Licensor's written consent, which consent shall be in Licensor's sole and absolute discretion. At the termination of the License Agreement, Licensee shall, at Licensor's request, either leave the improvements or remove the improvements and restore the property to its original state.

Section VIII. Governing Law. This Agreement shall be interpreted according to the laws of the State of Alaska with venue appropriate in Fairbanks, Alaska.

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LICENSE AGREEMENT – REAL PROPERTY Fairbanks Youth Service, Inc./Eric Mayo Page 2 of 4

Section IX. Entire Agreement. This written Agreement shall constitute the entire and exclusive agreement between the parties regarding the use of Licensor's driveway and property for access to Licensee's place of business. Any prior understanding or representation of any kind preceding the date of this agreement shall not be binding upon either party except to the extent incorporated in this Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement at Fairbanks, Alaska, this il to day, 2007.

FAIRBANKS YOUTH SERVICE, INC.

Alfred "Bear" Ketzler

Its: Authorized Agent /

STATE OF ALASKA

FOURTH JUDICIAL DISTRICT

On this 11 th day of May, 2007, before me, a Notary Public in and for the State of Alaska, personally appeared Alfred "Bear" Ketzler, to me known to be the Authorized Agent of Fairbanks Youth Service, Inc., that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said company for the uses and purposes therein mentioned and on oath stated that he was authorized to execute said instrument.

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

STATE OF ALASKA **NOTARY PUBLIC**

Patrick B. Carroll

My Commission Expires March 31 2010

Notary Public in and for the State of Alaska My Commission Expires: 3-7(-10

ERIC MAYO

DATED: May 1/ , 2007

By: Eric T

2007-009912-0

STATE OF ALASKA

) ss.

FOURTH JUDICIAL DISTRICT

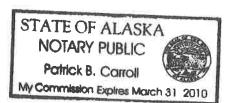
On this day of May, 2007, before me, a Notary Public in and for the State of Alaska, personally appeared <u>Fuc Mayo</u>, to me known to be the individual that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said individual for the uses and purposes therein mentioned and on oath stated that s/he was authorized to execute said instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day

and year first above written.

Notary Public in and for the State of Alaska My Commission Expires: 3 -3 (-10

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Skon Kors

Fairbanks 022852

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Land Office at Fairbanks, Alaska, is now deposited in the Bureau of Land Management, whereby it appears that full payment has been made by Hillcrest, Incorporated, according to the provisions of the Act of Congress of June 14, 1926 (44 Stat. 741; 43 U. S. C. 869), as amended by the Acts of June 4, 1954 (63 Stat. 173) and September 21, 1959 (73 Stat. 571), for the following described land:

Fairbanks Meridian, Alaska.

T. 1 N., R. 2 W.,

Sec. 26, 504.

The area described contains 160.00 acres, according to the Official Flat of the Survey of the said Land, on file in the Euresu of Land Management:

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, and in conformity with the said Acts of Congress, HAS GIVEN AND GRAWIED and by these presents DOES GIVE AND GRAWI unto the said Rillcrest, Incorporated the Tract of Land above described, for use as a home for juvenile boys only; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said Hillcrest, Incorporated, and to its successors forever, subject, however, to the following reservations, conditions, and limitations:

Subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts.

There is reserved from the land hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

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There is also reserved to the United States, all mineral deposits in the land above described, together with the right to mine and remove the same, under applicable laws and regulations to be established by the Secretary of the Interior.

There is also reserved to the United States a right-of-way for the construction of railroads, telegraph and telephone lines, in accordance with Section 1 of the Act of March 12, 1914 (38 Stat. 305, 48 U. S. C. Sec. 305).

Provided, that, if the patentee or its successor attempts to transfer title to or control over the lands to another or the lands are devoted to a use other than that for which the lands were conveyed, without the consent of the Secretary of the Interior or his delegate, or prohibits or restricts, directly or indirectly, or permits its agents, employees, contractors, or subcontractors (including without limitation, lessees, sublessees, and permittees) to prohibit or restrict, directly or indirectly, the use of any part of the patented lands or any of the facilities thereon by any person because of such person's race, creed, color, or national origin, title shall revert to the United States.

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(SEAL)

IN TESTIMONY WHEREOF, the undersigned officer of the Bureau of Land Management, in accordance with section 1 of the act of June 17, 1948 (62 Stat., 476, 43 U.S. C. sec. 15), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in the District of Columbia, the THENTYPOURTH day of JARUARY in the year of our Lord one thousand nine hundred and and of the Independence of the United States the one hundred and EIGHTY-FIFTH.

For the Director, Bureau of Land Management.

By Ruth W. Talit

Chief, Patents Section



Fairbanks North Star Borough

809 Pioneer Road

P.O. Box 71267

Fairbanks, Alaska 99707-1267

907/459-1000

RECORDED - FILED 20 - Chy FAIRBANKSREC. DIST.

BURCH

CERTIFICATE OF WAIVER

TO WHOM IT MAY CONCERN:

Re: (WS 029-91 Hillcrest Subdivision)

This is to advise you that at its regular meeting of June 26, 1991, the Platting Board of the Fairbanks North Star Borough approved the subdivision and waiver of the plat for property lying within the SE# Sec. 26, T.1N., R.2W., F.M., Alaska, as shown on the attached Exhibit A.

I, the undersigned, certify that I am the owner of the property herein described and that I freely acknowledge and adopt this plan of subdivision by the recordation of this pertificate of Waiver and attachment.

Alfred Ketzler, Jr., Secy/Treas, Fairbanks Youth Services, Inc. who acquired title as Hillcrest, I as owner of record

United States of America) State of Alaska

The foregoing instrument was acknowledged to foregoing instrument in the capacity of Secretary/Treasurer of Fairbanks Youth Services, Inc, an Alaska corporation, and he acknowledged to me that he was

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cloaked with the authority to sign the foregoing instrument on behalf of the corporation.

Witness my hand and notarial seal the day and year in this certificate first herein written.

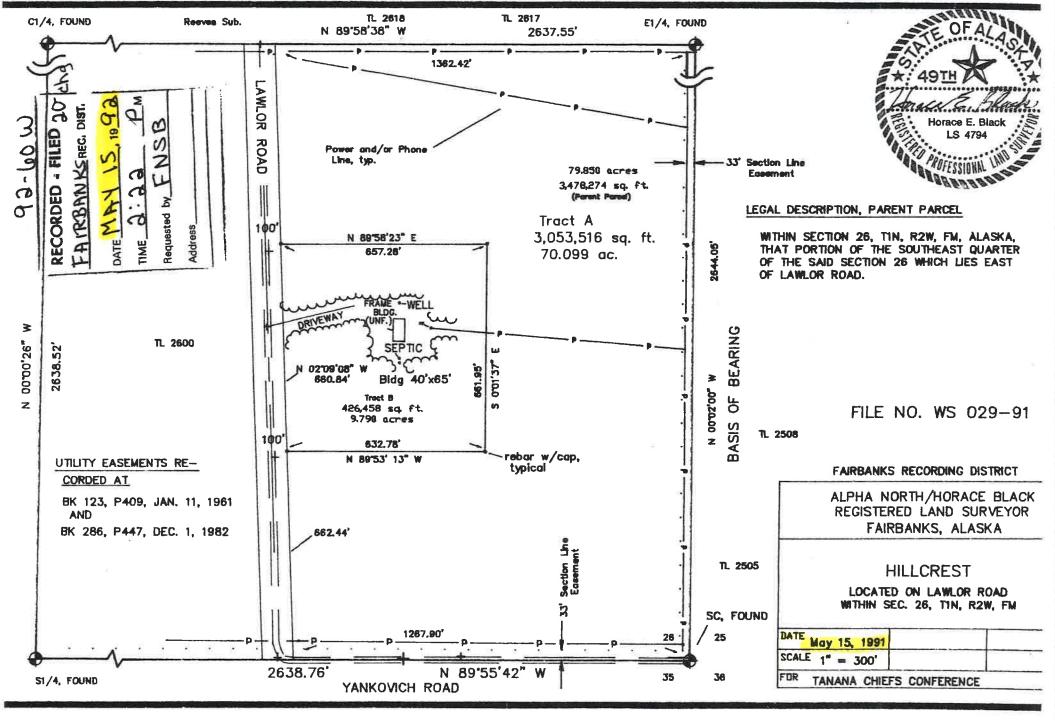
Notary Public in and for the My commission expires

Attachments: Certificate of Survey (Exhibit A)

Page 24



HILLCREST SUB.



not product This LEAS

LEASE

This LEASE made this 25th day of January, 1990 between:

FAIRBANKS YOUTH SERVICES, INC., (Previously known as Hillcrest Homes) herein called "Landlord".

and

TANANA CHIEFS CONFERENCE, INC. called "Tenant"

WITNESSETH:

RECITALS

A. Landlord is the owner of an estate in fee simple in and to a parcel of real property located in Fairbanks, Alaska, more particularly described as:

The Southeast Quarter (SE 1/4) of Section Twenty-six (26), Township One North (TIN), Range Two West (R2W), Fairbanks Meridian; Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Tanana Chiefs Conference, Inc., Tenant, will lease a 80 acre (more or less) parcel of this land, specifically, that portion of the parcel lying east of Lawlor road, including any and all of its buildings and appurtenances. Miller Hill Road and Yankovich Road form the eastern and southern boundaries of the leased property, respectively. Lawlor road forms its western boundary. The northern boundary has been established by survey as the northern boundary of the full quarter section of land described above. Improvements currently in place include a partially completed 4500 sq. ft. residential facility.

NOW, THEREFORE, IT IS AGREED:

ARTICLE I DEMISE OF LEASED LAND

Section 1.01. Leased Land. Landlord, for and in consideration of the conditions herein leases to Tenant, and Tenant hereby rents and accepts from Landlord, that certain real property, herein called "Leased Land", situate near Fairbanks, Alaska.

Section 1.02. Landlord's Warranty of Title. Landlord hereby represents and warrants that Landlord is the owner in fee simple absolute of the Leased land, subject to the following exceptions contained in U.S. Patent No. 1216565 which are:

- (a) Vested and accrued rights for mining, agriculture, manufacturing or other purpose;
- (b) rights to ditches and reservoirs used in connection with such water rights as recognized and acknowledged by local customs, laws and court decisions:
- (c) a right of way for ditches and canals constructed by the authority of the U.S.;

- (d) all mineral deposits in the land together with the right to move and remove the same;
- (e) a right of way for railroads, telegraph and telephone lines, in accordance with Section 1 of the Act of March 12, 1914 (38 Statute 305, 48 U.S.C. Sec. 305).

The Leased land may be used only for those purposes outlined in U.S. Patent Number 1216565 (attached as Exhibit A) and the Tenant leases this property subject to the terms and conditions contained in the aforementioned patent. As such, Tenant must use the leased premises as a residential youth facility.

Section 1.03. Landlord's Warranty of Quiet Enjoyment. Landlord covenants and agrees that Tenant, upon paying the rent and other charges herein provided for and observing and keeping the covenants, conditions and term of this Lease or Tenant's part to be kept or performed, shall lawfully and quietly hold, occupy and enjoy the Leased Land during the term of this Lease without hindrance or molestation by Landlord or any person claiming under Landlord, subject, however, to the encumbrances described in Section 1.02 above.

ARTICLE II. DEFINITIONS

- Section 2.01. Lease Term. "Lease Term" means the period specified in Section 3.01, and any extensions thereof pursuant to Section 3.02.
- Section 2.02. Lease Year. The phrase "Lease Year" shall mean the twelve month period beginning January 1 and ending December 31 of each calendar year during the Lease Term.
- Section 2.03. The Fee of Landlord. The words of phrases "fee", "fee simple estate", "fee simple title", "Landlord's fee", "the fee of Landlord", or any combination thereof, are employed interchangeable and are intended to be synonymous.
- Section 2.04. U.S. Patent. The term "U.S. Patent" refers to the land grant Number 1216565 made to Hillcrest, Inc., and its successors for real property described as:

The Southeast Quarter (SE 1/4) of Section Twenty-six (26), Township One North (T1N), Range Two West (R2W), Fairbanks Meridian; Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Section 2.05. Leasehold Estate. The term "leasehold estate" refers to the property which is the subject of this agreement.

ARTICLE III. LEASE TERM

- Section 3.01. Commencement and Expiration. The term of this lease shall be fifty (50) years commencing on February 1, 1990 and ending January 31, 2040.
- Section 3.02. Renewal Right. Upon the expiration of the original Lease Term, Tenant may request to renew contract (lease), subject to negotiations, including duration and lease amount. The Tenant shall inform the Landlord of its intent to renew six (6) months before the expiration of the lease term.

Section 3.03. Surrender of Possession.

- (a) Subject to the provisions of Section 10.04 below with respect to restoration of buildings and improvement, upon expiration of the Lease Term, whether by lapse of time or otherwise, Tenant shall promptly and peaceably Surrender the Leased Premises and all buildings and improvements thereon in good condition and repair, except for ordinary wear and tear.
- (b) Upon the expiration of the Lease Term or any sooner termination of this Lease. Tenant agrees to execute, acknowledge and deliver to Landlord a proper instrument in writing, releasing and quitclaiming to Landlord all right, title and interest of Tenant in and to the Leased Land and all improvements thereto.

ARTICLE IV. RENT/INSURANCE

Section 4.01. Minimum Rental. Throughout the entire Lease Term the Tenant shall provide at Tenant's own expense public liability insurance covering the 80 acre parcel leased to Tenant, in an amount of not less than Five Hundred Thousand Dollars (\$500,000.00) for injury or death to any one person and to any number of persons in any one accident, and Two Hundred Fifty Thousand Dollars (\$250,000.00) for property damage or destruction. The insurance company shall have a rating of not less than AAA in Best's Insurance Guide. The insurance required as minimum rental under this section shall be in addition to other insurance required under this Lease. Employed with provide public liability insurance on the tenantial state (80) acres. Fairbanks Youth Services will be the named co-insured in the policy. Tenant shall remit premium payments directly to Insurance Company. Lease payments shall be made in the amounts specified below:

May 1, 1990: \$400 per month.

January 1, 1991-term: \$400 per month plus an annual one-percent (1%) increase in the monthly Lease payment until the end of the Lease, e.g., 2nd year payments of \$404.00 per month; 3rd year \$408.04 per month; 4th year \$412.12 per month; etc.

Rent shall be paid in advance on a quarterly basis or, at the Tenant's option, monthly by the 1st day of each month. The one percent (1%) annual increase begins January 1, 1992.

Section 4.02. Effect of Failure to Timely Pay. In the event that Tenant fails to maintain the insurance on the entire parcel, the Lease shall immediately terminate and the Leased Land shall revert back to the Landlord. All risk of failure to provide insurance is upon Tenant. No waiver shall be implied by action or conduct of the Landlord; any and all waivers of the requirements of this section shall be in writing, signed by the Landlord.

ARTICLE V. USE, TAXES, ASSESSMENTS, UTILITIES

Section 5.01. Use of Premises. Tenant shall have the right to use the Leased Land but only for those purposes outlined in U.S. Patent Number 1216565 (attached as Exhibit A). The Tenant leased this property subject to the terms and conditions contained in the aforementioned patent. As such Tenant must use the leased premises as a residential youth facility. Tenant's use of the Leased Land is also subject to any water rights, right of way, reservations, and mineral rights contained in the patent.

Section 5.02. Tenant's Obligation to Pay.

- (a) Tenant to Pav Taxes. Tenant during the Lease term agrees to pav prior to delinquency and directly to the taxing authorities in which the Leased Land is located all real property taxes (plus all personal property taxes on personal property situated on the Leased Land and placed thereon by Tenant or under Tenant's authority) levied or assessed upon or against the Leased Land and any improvements thereon during the Lease Term. Tenant agrees to indemnify and hold Landlord harmless from liability for any other tax or any kind of nature except those specifically excluded by subsection (e) below. Tenant shall, within sixty (60) days after any such tax assessment or other charge constituting a lien on the Leased Land shall become due and payable, produce and exhibit to Landlord satisfactory evidence and payment.
- (b) Tenant to Pay Assessments. During the Lease Term, Tenant agrees to pay directly to the public authorities charged with collection thereof any and all assessments levied on the Leased Land for a part of or all the cost of any public work or improvement appurtenant to or related to services provided to the Leased Land. If an option is given to pay such assessments in installations, Tenant may elect to pay the same in installments as shall accrue during the Lease Term.
- (c) <u>Proration of Taxes and Assessments</u>. If Tenant's obligation to pay taxes or assessments commences or ends during a tax year or other appropriate benefit period, such obligation shall be appropriately prorated between Tenant and Landlord.
- Contest. Tenant shall have the right to contest or review by legal proceedings, or in such manner as may be legal, any taxes, assessment, levy, fee, water or sewer charges or rents, or any other governmental charged which Tenant is obligated to pay under this section. Such proceedings shall, if instituted, be conducted promptly at Tenant's own expense and be free from all expense to Landlord. Landlord may at its own option and expense, institute or join in any such proceedings. Landlord shall join in such proceeding at the expense of Tenant, if Tenant determines that it shall be necessary or convenient for Landlord to do so in order for Tenant to prosecute such proceedings properly. The Tenant shall not be required under this Lease to pay any such tax or post a surery bond as a condition precedent to such an appeal or protest. However, the Tenant shall pay all such items at least twenty (20) days before the time when the Leased Land or any part thereof might be forfeited. The legal proceedings referred to in this section shall include appropriate appeal, petitions for review and certiorari proceedings, but all such appellate proceedings shall be begun as soon as reasonably possible after the imposition or assessment of any contested items and shall be prosecuted to final adjudication with reasonable dispatch. In the event of any reduction, cancellation or discharge, Tenant shall pay the amount that shall be finally levied or assessed against the Leased Land or adjudicated to be due or payable by the governmental authority with respect thereto, Tenant shall be entitled to receive and retain the same, subject, however, to apportionment as provided in subsection (c) during the first and last years of the Lease Term. Landlord at Landlord's option may but shall not be obligated to, contest or review by legal proceedings or in such other manner as may be legal and at Landlord's own expense, any tax, assessment, levy, fee, water or sewer rents or charges, or any other governmental charge aforementioned, which shall receive and retain a refund payable by the governmental authority with respect thereof.
- (e) Excluded Taxes. Nothing contained herein shall require Tenant to pay municipal, state or federal income taxes assessed against Landlord. However, that it at

any time during the Lease Term the methods of taxation prevailing at the commencement of the Lease Term or thereafter shall be altered so as to cause the whole or any part of the taxes, assessments, levies, impositions or changes now or hereafter levied, assessed or imposed on real estate; and the improvements thereon to be levied, assessed or imposed, wholly or partially as a capital levy, or otherwise, on the rents received therefrom; or if any tax, corporation franchise tax, assessment, levy (Including but not limited to any municipal, state or federal levy), imposition or charge, or any part thereof, shall be measured by or based in whole or part upon the Leased Land and shall be imposed upon Landlord, then all such taxes, assessments. levies, impositions or charges, or the part thereof so measured or based, shall be deemed to be real property taxes for the purposes hereof to the extent that such taxes would be payable if the Leased Land were the only property or Landlord subject to such taxes, and Tenant shall pay and discharge the same as herein provided in respect to the payment of real property taxes. However, in the event that Landlord should rent any portion of the remaining eighty (80) acre parcel to other than a non-profit entity, and should any increased tax liabilities result from such lease agreement, Landlord retains all responsibility for such tax liabilities.

Section 5.03. Tenant to Pav Utility Charges. Tenant shall pay or cause to be promptly paid all charges for water, fuel, oil, heat, gar, electricity, telephone, trash removal and sewerage and any and all other utilities used upon the Leased Land through the Lease Term.

ARTICLE VI. CONSTRUCTION BY TENANT

Section 6.01. Tenant's Right to Build - General Conditions. Tenant shall have the right at any time and from time to time during the Lease Term to erect, maintain, alter, remodel, reconstruct, rebuild and replace buildings and other improvements on the Leased Land, and correct and change the contour of the Leased Land, subject to the following conditions:

- a) The cost of any such construction, reconstructions, demolition or of any change, alteration or improvements, shall be borne and paid for by Tenant.
- (b) The Leased Land shall at all times be kept free of mechanics' and materialsmen's liens as hereinafter more specifically provided.
- (c) The contour change shall not exceed eight (8) feet without the express consent of Landlord.
- (d) Any construction that requires a building permit must be reviewed by Landlord provided that a proposal submitted to Landlord for review which has not been acted on within thirty (30) days shall be construed to be approved.

Section 6.02. Easements, Dedications, Zoning.

(a) Easements and Dedications. In order to provide for the more orderly development of the Leased Land, if may be necessary, desirable or required that street, water, sewer drainage, gas, power line and other easements and dedications and similar rights be granted or dedicated over or within portions of the Leased Land. As one of the moving considerations to Tenant for the execution of this Lease, Landlord, upon request of Tenant, may join but cannot be required to join with Tenant in executing and delivering such documents, from time to time and throughout the Leased Term, as may be appropriate, necessary or required by the several governmental agencies, public

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utilities and companies for the purpose of granting such easements and dedications. Landlord shall have the right to review all proposals prior to consideration or consent. Consent may be granted at Landlord's sole discretion, but said consent will not be unreasonably withheld.

- (b) Zoning. In the event that at any time Tenant deems it necessary or appropriate to obtain use, zoning, subdivision or plan approvals and permits for the Leased Land, or any part thereof, Landlord agrees from time to time upon request of Tenant to execute such documents, petitions, applications and authorizations as may be appropriate or required to obtain conditional use permits, zoning and rezoning, tentative and final approval and plan approvals; provided, however, that any zoning change shall not result in a more restricted use, or violate the terms of the BLM Patent or otherwise diminish the value or character of the Leased Land, or adjoining land owned by Landlord or its beneficiaries.
- (c) Expenses. In each of the foregoing instances referred to in this Article VI. Landlord shall be without expenses therefore, the cost and expenses thereof to be borne solely by the Tenant.

Section 6.03. Tenant's Ownership of Trade Fixtures, Right to Remove Improvements.

- (a) Tenant's Ownership of Trade Fixtures, Machinery and Equipment. It is expressly understood and agreed that any and all trade fixtures, machinery and equipment of whatsoever nature at any time constructed, placed or maintained upon any part of the Leased Land shall be and remain the property of the Tenant, as their interest may appear and may be removed or replaced at any time during the Lease Term, provided Tenant repairs any and all damage to the building or improvements resulting from such removal or replacement, and such removal or replacement does not substantially and adversely affect the normal functioning of the contemplated usage.
- (b) Tenant's Right to Remove Improvements and Landlord's Ownership Thereof. Prior to the expiration or termination, Tenant shall have the right to remove any buildings or improvements hereafter constructed or placed upon the Leased Land without the prior written consent of Landlord. At the expiration of the Lease Term, all buildings and improvements on the Leased Land not removed by the Tenant will be deemed abandoned and shall become the property of Landlord without the payment of any compensation to Tenant or its tenants as a condition precedent to exercising any rights granted to a lender under this Lease. Subject to the provisions of Section 10.04 below with respect to restoration of buildings and improvement, Tenant must leave or replace the present building, in reasonable condition.

ARTICLE VII. SUBLEASE AND ENCUMBRANCE OF LEASEHOLD ESTATE

Section 7.01. Sublease. No part of this Leased Premises may be subleased except to an agency of the federal government without the prior written consent of Landlord. Tenant may assign this lease agreement or sublet the premises to an agency of the federal government where such subletting is necessary for the construction, renovation, or operation of adolescent residential treatment services on the leased premises. In the event of such subletting, Tenant shall notify Landlord that such has occurred within thirty days of a sublease agreement being signed.

Section 7.02. Tenant's Right to Encumber Without Landlord's Consent. Subject to the terms of this Lease, Tenant may, at any time from time to time during the term of

this Lease, encumber by deed of trust or mortgage or other security instrument, by way of assignment or otherwise, Tenant's interest under this lease and the Leasehold Estate hereby created for any purpose, without the consent of the Landlord.

Section 7.03. Lender and Secured Parties.

- (a) General Condition. Any lender which takes a security interest in the Leasehold Estate or any improvements contained thereon shall, as a condition precedent to exercising any rights granted to a lender under this Lease give Landlord written notice of lender's security interest. Failure to provide Landlord with such written notice operates as a waiver by any such lender of all rights granted to lenders under this agreement.
- (b) Right of Lender. Any lender on the security Leasehold Estate or successor or assign of such lender, shall have the right at any time during the Lease Term, without the prior consent of Landlord;
 - (1) Prevention of Forfeiture. To do any act or thing required of Tenant hereunder. All such acts or things done in performance shall be as effective to prevent a forfeiture of Tenant's rights hereunder as if done by Tenant, and
 - (2) Foreclosure by Proceeding. To realize on the security afforded by the Leasehold Estate by exercising foreclosure proceedings or power of sale or other remedy afforded it in law or in equity or by the security documents (herein sometimes collectively referred to as "foreclosure sale" or "foreclosure proceedings") or by acceptance of a grant, assignment or other conveyance in lieu of the foregoing, and to transfer, convey or assign the title of Tenant to the Leasehold Estate created hereby to any purchased at any such foreclosure sale. or to acquire and succeed to the interest of Tenant hereunder by virtue of any such foreclosure sale.

(c) Curing Default.

- (1) By Lender. Notwithstanding anything to the contrary provided for in this Article, or elsewhere in this Lease, the rights of Landlord, in the event of a default, may not be exercised until written notice of such default has been given by certified mail or registered mail, return receipt requested, or hand-delivered with a written acknowledgment of receipt, to any lender from whom a written notice containing its name, address and description of security interest claimed, has been received by Landlord. It is agreed such lender shall have the right to cure any such default within ten (10) days of receipt of such notice by such lender with respect to any default by taking reasonable steps to commence the remedy of such default within thirty (30) days of receipt of notice thereof, an diligently continuing the curing of the same to completion. Where the defaults cannot be economically cured because of conditions of weather, climate or season, then the lender shall be excused from curing those defaults until the conditions of weather, climate or season are changed. Landlord agrees that any such curative action shall be tantamount to curative action by Tenant.
- (2) By Landlord. Lender shall give Landlord written notice of any loan default and Landlord shall have the right to (but need not) cure any such default within ten (10) days of receipt of such notice by Landlord with respect to any default that can be cured by the payment of money or to cure any other default by taking reasonable steps to commence the remedy of the default within thirty (30) days

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of receipt of notice thereof, and diligently continuing the curing of the same to completion. Where the defaults cannot be economically cured because of conditions of weather, climate or season, then the lender shall be excused from curing those defaults until the conditions of weather, climate or season are changed. Any such curative action shall be deemed payable to Landlord by Tenant.

Section 7.04. Lender as Assignee. No such lender or successor or assign of such lender shall be liable to Landlord as an assignee of this Lease unless and until such time as such lender, its successors or assignees:

- (a) shall acquire the rights of Tenant by written agreement or recorded document hereunder;
- (b) shall complete a non-judicial deed of trust foreclosure by recording or causing to be recorded a trustee's deed naming itself as grantee; or
- (c) an order confirming the sale of the Leased Premises to the lender is entered by an appropriate court; or
- (d) the lender notifies the Landlord, in writing, that the lender has exercised its right to succeed to the rights of the Tenant under this lease agreement.
- Section 7.05. Termination of Lease by Landlord. By reason of any default of Tenant which is not cured within the curative periods specified in this agreement, this Lease may be terminated at the election of Landlord prior to the expiration of Lease Term. Landlord must state its intention to terminate in the notice of default and, if so stated, this Lease is terminated unless cure is effectuated prior to the expiration of the curative periods specified in Section 7.02 and elsewhere in this lease agreement.
- Section 7.06. Termination of Lease; Other Rights of Lender. If the Landlord terminates the rights of the Tenant under this lease, and a lender succeeds to those rights, or if a lender otherwise succeeds to the rights of the Tenant, the lender shall have the right, but shall not be obligated, to obtain from the Landlord a new lease, naming itself as Tenant.
- Section 7.07. Termination of Lease by Tenant. Upon payment of a penalty equal to one year's lease payment this Lease may be terminated at the election of Tenant prior to the expiration of Lease Term. Tenant must state its intention to terminate in a written notice provided at least ninety (90) days prior to the date of intended lease termination.
- Section 7.08. Notice of Consensual Liens. Tenant shall, within a reasonable time, notify Landlord of the execution and delivery of any and all deeds of trust, mortgages or other consensual lien instruments entered into by Tenant pursuant to this Article, and furnish Landlord with a conformed or reproduced copy thereof.

ARTICLE VIII. MECHANICS' LIENS

Section 8.01. Prohibition of Liens on Fee or Leasehold Interest. Tenant shall not suffer or permit any mechanics' lien or other liens to be filed against the fee of the Leased Land nor against Tenant's Leasehold interest in the Leased Land by reason of any work, labor, services or materials supplied or claimed to have been supplied to

Tenant or anyone holding the Leased Land or any part thereof through or under Tenant.

Section 8.02. Removal of Liens by Tenant. If any such mechanics' lien or materialmen's lien shall be recorded against the Leased Land or any improvement thereto. Tenant shall cause the same to be removed, or, in the alternative, if Tenant in good faith desires to contest the same, Tenant shall be privileged to do so, but in such case Tenant hereby agrees to indemnify, defend and save Landlord harmless from all liability for damages occasioned thereby and shall, in the event of a judgement or foreclosure upon said mechanics' or materialmen's lien, cause the same to be discharged and removed prior to the execution of such judgement.

Section 8.03. Notice of Non-Responsibility. Landlord may give notice of non-responsibility for any improvements constructed or made by Tenant on the Leased Land as contemplated by A.S. 34.35.065 (as now enacted or hereinafter amended.

ARTICLE IX. INDEMNITY

harmless Landlord from and against (i) any and all liability arising from acts or omissions of any nature whatsoever of Tenant's officers, servants, employees, contractors, tenants, agents or invitees causing injury to or death of persons or loss of or damage to property during the Lease Term, (ii) any and all claims and causes of action asserting that Landlord is liable in its capacity as landlord or owner for such an injury, death or loss, and (iii) any expense incident to defense of and by Landlord therefrom; provided, however, that nothing contained in this Section shall impose upon the Tenant or any successor in interest to the Tenant to defend, indemnify and save the Landlord harmless from claims arising solely from the negligent, intentional or wrongful conduct of the Landlord with regard to the Leased Land.

ARTICLE X. INSURANCE AND RESTORATION

Section 10.01. Fire and Extended Coverage Insurance. Tenant, during the Lease Term, shall keep all buildings and improvements insured at Tenant's own expense against loss or damage by fire and such other risks as may be included in the customary form of broad form extended coverage insurance (which need not include earthquakes or floods), in an amount over and above any deductibles in the governing policies of not less than the replacement value of the buildings and improvements insured.

Section 10.02. Blanker Insurance. Tenant, may provide any insurance required by this lease in the form of a blanker policy, provided Tenant furnishes evidence satisfactory to Landlord indicating that coverage thereunder is at least equal to the coverage obtainable under a separate policy covering the Leased Land only.

Section 10.03. Additional Named Insured; Rights of Mortgagees and Lenders; Waiver of Subrogation.

(a) All insurance policies required to be maintained by Tenant under Section 12.01 above shall name Tenant, and Landlord as the insureds, as their respective interests may appear. All policies issued under this Article X shall contain an agreement by the insurers that such policies shall not be cancelled without at least ten (10) days written notice to Landlord and certificates or

copies of all such insurance policies shall be furnished to Landlord promptly after the issuance thereof.

- (b) If the capital Leasehold Estate is subjected to the lien of a deed of trust, mortgage or comparable security interest, as contemplated hereunder, the policies of insurance provided for in Section 12.02 shall be payable to the holder of any such deed of trust, mortgage or comparable security instrument as the interest of such holder may appear, pursuant to a standard mortgage clause, provided such mortgagee agrees to hold any insurance proceeds in a suspense account, as provided in Section 12.05. All such policies, to the extent obtainable, shall not be cancelled without at least ten (10) days prior written notice to lender, or such longer interval as may be provided in the deed of trust, mortgage or other comparable security instrument.
- (c) Landlord shall not be liable to Tenant, respective agents, employees and invitees for any loss or damage caused by fire or any of the risks numerated in the standard fire insurance policy with a broad form extended coverage endorsement and Tenant shall obtain from its insurance carriers waivers of subrogation against Landlord, its owners, officers, directors, agents and employees.
- destruction to any part of the buildings and Improvements. In the event of damage or this section shall control the use and disbursement of any insurance proceeds payable on account of such damage or destruction.
 - (a) If the property is not subject to a deed of trust, mortgage or other comparable security interest in favor of a lender, then the proceeds shall be placed in a trust account at a bank or other financial institution and, from the proceeds so deposited, the Tenant shall, within ninety (90) days of the deposit of those monies, commence restoration of the buildings and improvements to their Condition prior to such damages, provided, however, that Tenant's obligation to restore shall be limited to insurance proceeds available to the Tenant. The proceeds shall be paid out of the deposit account from time to time on certification of the person having supervision of the work that the amount certified is being applied to the payment of the reasonable costs of such work.
 - If the property is subject to a deed of trust, mortgage or other comparable security interest, and if the lender is the beneficiary under a mortgagee endorsement to the insurance policy, then the lender thereby secured, within thirty (30) days of issuance of a check for the insurance proceeds, shall advise the Landlord and the Tenant, together with such other interested parties as may have a claim or interest in the property, whether the lender intends to retain the insurance proceeds in satisfaction of all or part of the debts and obligations secured by the mortgage, deed of trust or other comparable security interest, or whether the lender intends to permit the Tenant or other interested party to reconstruct the buildings and improvements to the Leased Land to the extent of the insurance proceeds. In the event that the lender determines to retain the insurance proceeds in satisfaction of the indebtedness of the Tenant to the lender, the Landlord shall have no claim to the insurance proceeds paid except to the extent that the proceeds exceed the balance due to the lender under the debts and obligations secured by the mortgage, deed of trust or other comparable security interest.

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Section 10.05. Supplemental Insurance. All insurance described in Article X is supplemental to the lease insurance which is provided for in Section 4.01.

ARTICLE XI. CARE OF LEASED LAND, ACCESS OF LANDLORD

Section 11.01. Care of Leased Land. Tenant, at its own cost and expense, shall keep the entire Leased Land and all buildings and improvements which may at any time be situated thereon in good, clean and tidy condition and repair during the Lease Term.

Section 11.02. Other Access Rights of Landlord. Landlord and its agents or representatives shall have the right to enter into and upon the Leased Land during business hours for the purpose of inspecting the Leased Land and all buildings and improvements thereon.

Section 11.03. Avoidance of Prescriptive Rights. Tenant shall take such action as may be necessary to preserve Landlord's title and ownership of the Leased Land free and clear and any public or private rights of way, easements or other interest acquired by prescriptive use or otherwise then as permitted under this Lease, including, but not limited to, the posting of thoroughfares, walkways and parking areas so as to preserve the right of private ownership therein and prevent any adverse rights thereto accruing through prescriptive use other than as permitted hereunder.

ARTICLE XII. COMPLIANCE WITH LAWS

Section 12.01. Compliance with Laws. Tenant shall comply with all applicable laws, ordinances and regulations of duly constituted public authorities now or hereafter in any manner affecting the Leased Land or any buildings, structures or improvements situated thereon, whether or not any such laws, ordinances or regulations which may be hereafter enacted involve a change of policy on the part of the governmental body enacting the same. Tenant further agrees it will not permit any occupation, business or trade to be conducted on those premises or any use to be made of those premises contrary to any law, ordinance or regulation.

Section 12.02. Contest. Tenant may be appropriate proceedings conducted at Tenant's own expense, contest in good faith the validity or enforcement of any law, ordinance or regulation, provided Tenant diligently pursues such contest to a final determination by a court, department or government authority or body having jurisdiction thereof; provided that, if Landlord may become liable in any manner for damages, penalties, fines or costs by reason of Tenant's failure to comply with any such law, ordinance or regulation during Tenant's contest thereof then, as a Condition precedent to the commencement and continuation of such proceedings. Tenant shall furnish Landlord with such security as Landlord may reasonably require to save harmless and indemnify Landlord against liability for any such damages, penalties, fines or costs. At the option of Landlord it may, at its expense, contest the validity or enforcement of any such law, ordinance or regulation.

ARTICLE XIII. EMINENT DOMAIN

Section 13.01. Interest of Parties in Condemnation. In the event the Leased Land or any part thereof shall be taken for public purposes by condemnation as a result of any action or proceeding in eminent domain, or shall be transferred in lieu of condemnation to any authority entitled to exercise the power of eminent domain, the interests of the Landlord and Tenant in the award of consideration for such transfer and the effect of the taking of transfer of this Lease shall be as provided in this Article.

Section 13.02. Total Taking.

- (a) Effect on Continuation of Lease. In the event that entire Leased Land is taken or so transferred, this Lease and all the right, title and interest thereunder of Tenant shall cease on the date title to such land, so taken or transferred, vests in the condemning authority or its delegatee.
- (b) Allocation of Compensation. Any compensation received or payable as a result of eminent domain proceedings or a transfer in lieu thereof constituting a total taking shall be divided as follows:
 - (1) First, to Landlord's interest, then to any fee or leasehold lender to the extent required by the governing deed of trust, mortgage or comparable security interest;
 - (2) The balance thereof shall be shared as fixed in the eminent domain proceedings or, if there be no such allocation, then there shall be such division of the proceeds as the parties may agree upon, giving appropriate way to the Tenant's entitlement to compensation for its leasehold interest or estate in its unamortized development construction costs, and the Landlord's lost rents and reversionary interest.

In the event the parties are unable to agree upon an equitable division of the award, the dispute shall be submitted to arbitration in accordance with the Uniform Arbitration Act of Alaska.

(c) Restoration of Premises. If there is a total taking, neither party has any obligation or responsibility of restoring the Leased Land.

Section 13.03. Partial Taking -- Termination.

- (a) Effect on Continuation of Lease. In the event the taking or transfer of part of the Leased Land leaves the remainder of the Leased Land in such location, or in such form, shape or reduced size, or so inaccessible as to not be effectively and practicably usable in the opinion of the Tenant and the Landlord for the purpose of operation thereon of Tenant's business or that of its subleases, then in such event, this Lease and all right, title and interest thereunder shall cease on the date title to the Land or that Portion thereof so taken or transferred vests in the condemning authority, and the condemning authority enters into possession.
- (b) Allocation of Award. Any compensation received or receivable as a result of eminent domain proceedings or a transfer in lieu thereof constituting a partial taking where this Lease is terminated shall be divided in accordance with the provisions of Section 14.02(b) hereof.
- (c) Restoration. If there is a partial taking and the Lease is terminated under Section 14.03(a), neither party shall have any obligation or responsibility of restoring the Leased Land.

Section 13.04. Partial Taking -- Continuation of Lease.

- (a) Effect on Continuation of Lease. In the event the taking of transfer of part of the Leased Land leaves the remainder of the Leased Land in such location, and in such form, shape or size, or so accessible as to be effectively and practicably usable in the opinion of the Tenant and the Landlord for the purpose of operation thereon of Tenant's business, or that of its subleasees, this lease shall terminate and end as to the portion of the Leased Land so taken or transferred as of the date title to such portion vests in the condemning authority and the condemning authority enters into possession but shall continue in full force and effect as to the portion of Leased Land not so taken or transferred.
- (b) Allocation of Award. Any compensation received or receivable as a result of eminent domain proceedings or a transfer in lieu thereof constituting a partial taking where this Lease is not terminated shall be divided in accordance with the provisions of Section 14.02(b).
- (c) <u>Restoration</u>. If there is a partial taking and this Lease is not terminated, then any proceeds allocable to the Tenant shall be appropriately utilized to reconstruct and restore the remainder of the Leased Land and all buildings and improvements to as complete an architectural unit and character as possible.

Section 13.05. Voluntary Conveyances. A voluntary conveyance by Landlord to a public utility, agency or authority under threat of taking under the power of eminent domain in lieu of formal proceedings shall be deemed a taking within the meaning of this Article.

ARTICLE XIV. DEFAULT AND REMEDIES.

Section 14.01. Default and Termination. If the Tenant or lender fails to keep and perform any covenants or conditions of this lease within thirty (30) days after written notice of default; Landlord may, at Landlords option, after giving notice as provided in Article VII, and Tenant or lender having failed to cure or provide a cure as therein provided, terminate this lease. Upon termination of this lease, Tenant shall at once surrender possession of the Leased Land to Landlord and Tenant shall have no further rights hereunder or with respect to the Leased Land. If such possession he not immediately surrendered Landlord may forthwith enter into and upon and repossess the Leased Land and expel Tenant or those claiming under Tenant without being deemed guilty in any manner of trespass and without prejudice to any remedies which might otherwise be used for arrears of rent or breach of covenant, and in any event Tenant expressly waives the service of notice of any intention to terminate this lease or to retake the Leased Land and waives the service of any demand for payment of rent or for possession and for any and every other notice or demand prescribed by any law of the State of Alaska and hereby waives any claim for damages by reason of such repossession.

Section 1402. Reletting. At any time or from time to time after any such expiration or termination, Landlord may relet the Leased Land or any part thereof, and any unleased buildings and improvements, in the name of Landlord or otherwise, for such term or terms (which may be greater or less than the term of this Lease) and on such conditions (which may include conditions) as Landlord, in its discretion may determine and may collect and receive rent therefor. Landlord shall in no way be

responsible or liable for any failure to relet the Leased land, or any part thereof, or for any failure to collect any rent due upon any such reletting.

Section 14.03. Damages. No such expiration or termination of this lease shall relieve Tenant of its liability and obligations under this Lease, and such liability and obligations shall survive any such expiration or termination.

Section 14.04. Accumulation of Remedies. Each right and remedy of Landlord provided for in this Lease shall be cumulative and shall be in addition to every other right or remedy provided for in this Lease or now or hereafter existing at law or in equity or by starute or otherwise, and the exercise of beginning of the exercise by Landlord of any one or more of the rights or remedies provided for in this Lease or now or hereafter existing at law or in equity or by statute or otherwise shall not preclude the simultaneous or later exercise by Landlord of any or all other rights or remedies provided for in this Lease or now or hereafter existing at law or in equity or by statute or otherwise.

ARTICLE XV. GENERAL PROVISIONS.

Section 15.01. Estoppel Certificate. Either party shall at any time from time to time, upon not less than ten (10) days prior written request by the other party, execute, acknowledge, and deliver to such party, or to its designee, a statement in writing certifying that this Lease is unamended and in full force and effect (or, if there has been any amendment thereof, that the same is in full force and effect as amended and stating the amendment or amendments), that there are no known defaults existing (or, if there is any claimed default, stating the nature and extent thereof); and stating the dates to which the insurance charges have been paid in advance. It is expressly understood and agreed that any such statement delivered pursuant to this Section may be relied upon by any prospective assignee of the Leasehold Estate, or any lender or prospective assignee of any lender on the security of the Leased Land, or any part thereof, and any third person.

Section 15.02. Conditions and Covenants. All the provisions of this Lease shall be deemed as running with the land, and shall be construed to be "conditions" as well as "covenants", as though the words specifically expressing or imparting covenants and conditions were used in each separate provision.

Section 15.03. No Waiver of Breach. No failure by either Landlord or Tenant to insist upon the strict performance by the other of any covenant, agreement, term or condition of this Lease or to exercise any right or remedy consequent upon a breach or of such covenant, agreement, term or condition, nor waiver of any breach shall affect or alter this Lease, but each and every covenant, condition, agreement and term of this lease shall continue in full force and effect with respect to any other existing or subsequent breach.

Section 15.04. Time of Essence. Time is of the essence of this Lease and of each provision hereof.

Section 15.05. Computation of Time. The time in which any act provided by this Lease is to be done is computed by excluding the first day and including the last, unless the last day is a Saturday, Sunday, or a holiday, and then it is also excluded. The term "holiday" shall mean all holidays as defined by the statutes of Alaska.

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Section 15.06. Successors-in-Interest. Each and all of the covenants, conditions, and restrictions in this Lease shall inure to the benefit of and shall be binding upon the successors in interest of Landlord and subject to the restrictions of Article VIII, the authorized assignees, transferees, tenants, licensees and other successors-in-interest of Tenant.

Section 15.07. Entire Agreement. This Lease contains the entire agreement of the parties with respect to the matters covered, and no other agreement, statement or promise made by any party, which is not contained in this Lease shall be binding or valid.

Section 15.08. Governing Law. This Lease shall be governed by, construed and enforced in accordance with the Laws of the State of Alaska.

Section 15.09. Partial Invalidity. If any term, covenant, condition or provision of this Lease is held by a court of competent jurisdiction to be invalid, void or unenforceable, the remainder of the provisions shall remain in full force and effect and shall in no way be affected, impaired or invalided.

Section 15.10. Relationship of Parties. Nothing contained in this Lease shall be deemed or construed by the parties or by any third person to create the relationship or principal and agent of the partnership or of joint venture or of any association between Landlord and Tenant; and no provisions contained in this Lease nor any acts of the parties, shall be deemed to create any relationship between Landlord and Tenant other than the relationship of a Landlord and a Tenant.

Section 15.11. Interpretation.

- (a) Number and Gender. In this Lease the neuter gender includes the masculine and the feminine, and the singular number includes the plural; the word "person" includes corporation, partnership, joint venture, firm, association, business trust or society, as well as a natural person wherever the context so required.
- (b) Mandatory and Permissive. "Shall", "will", and "agrees" and mandatory; "may" is permissive.
- (c) <u>Captions</u>. Captions of the Articles, Sections and Subsections of this Lease are for convenience and reference only, and the words contained therein shall in no way be held to explain, modify, amplify or aid in the interpretation, construction or meaning of the provisions of this Lease.

Section 15.12. Amendment. This Lease is not subject to amendment except in writing executed by all parties hereto.

Section 15.13. Notices. All notices, demands or requests from one party to another shall be delivered in person or be sent by mail, certified or registered, postage prepaid, to the addresses states in this section, and shall be deemed to have been given at the time of delivery or mailing.

(a) Notices to Landlord. All notices, demands and request from Tenant to Landlord shall be given to Landlord by certified mail, return receipt requested at: Fairbanks Youth Services, P.O. Box 74918, Fairbanks, Alaska 99707, Attention: Alfred Ketzler, and to such other persons at such additional addresses as Landlord may specify.



(b) Notices to Tenant. All notices, demands or requests from Landlord to Tenant shall be given to Tenant by certified mail, return receipt requested at: 122 1st Avenue Fairbanks, Alaska 99701, Attn: Director of Administration.

(c) Change of Address. Each party shall have the right, from time to time, to designate a different address by notice given in conformity with Sections 16.13 (a) and (b) above.

Section 15.14. Ambiguities. The rule of contract interpretation that ambiguities, if any, in an instrument are to be construed against the drafter shall not apply.

Section 15.15. Good Faith. The terms of this Lease impose an obligation of good faith on Landlord and Tenant in the performance and enforcement thereof.

ARTICLE XVI. RECORDING, EXECUTING, COUNTERPARTS

Section 16.01. Recording. The parties shall, subsequent to the execution of this Lease, record a memorandum of lease. Upon any termination or expiration, Landlord may execute and record a notice declaring such termination or expiration.

Section 16.02. Exhibits. The following exhibits are an integral part hereof:

Exhibit A

U.S. Patent Number 1216565

ARTICLE XII. EXCULPATION.

Section 17.01. Exculpation. The right and claims of Tenant shall be limited exclusively to such rights as Tenant may have against the Landlord represented hereon.

FAIRBANKS YOUTH SERVICES, INC.

LANDLORD

Alfred Ketzler, Jr.

Secretary/Treasurer

By: Welmon Walker, Jr.,

President

TANANA CHIEFS CONFERENCE, INC. LESSEE

Cathie Inalook

President

David Mather

Director of Administration

Property Summary

back to Search Page

PAN 0250635 PROPERTY PHYSICAL DESCRIPTION TL-2600 SECTION 26 T1N-R2W

NEIGHBORHOOD

0902 Farmers Loop

MILLAGE GROUP

0940 University Fire Service Area

FIRE SERVICE AREA UNIVERSITY FIRE S A MOST RECENT MILLAGE RATE

16.5660

BUSINESS

PROPERTY CLASS

Exempt

STATUS

CHARITABLE EXEMPT

ADDITIONAL INFORMATION

Building Details View Property Location

LAND AREA

Parcel

1 80.11 Acres

OWNER

INTEREST

ADDRESS

SITUS ADDRESS

FAIRBANKS YOUTH SERVICES INC,

OWNERSHIP

2593 LAWLOR RD

Documents

Documents are current as of 12-31-2016

The FNSB provides a link to view the recorded document at the State of Alaska Recorders Office through the instrument #. Current registered documents not showing may be seen at the State of Alaska Recorders Office Search page. The FNSB has no control over the contents posted on any external web sites and these sites may have separate terms of use and privacy policies. The inclusion of this web link does not imply endorsement by the FNSB of the site, its content, advertisers or sponsors.

DESCRIPTION

RECORD DATE

BOOK

PAGE

INSTRUMENT #

Utility Easement

Deed

5/17/2007 MAYO 6/20/1991

<u> 705</u>

<u>652</u>

·2007-010130-0

Assessment History

For questions regarding assessments, contact the FNSB Department of Assessing at 907-459-1428.

ADDITIONAL INFORMATION

Building Details

View Property Location

Property Summary

back to Search Page

PAN 0469874 PROPERTY PHYSICAL DESCRIPTION

MOST RECENT MILLAGE RATE

TRACT A HILLCREST WAIVER 92-60 5/15/92 OUT OF TL-2600 SEC 26 T1N-R2W

BUSINESS

16,5660

NEIGHBORHOOD 0902 Farmers Loop **MILLAGE GROUP**

0940 University Fire Service Area

FIRE SERVICE AREA

UNIVERSITY FIRE S A

LAND AREA

Parcel 70.1 Acres

OWNER

FAIRBANKS YOUTH SERVICES INC,

INTEREST

OWNERSHIP

PROPERTY CLASS

CHARITABLE EXEMPT

Exempt

STATUS

ADDRESS SITUS ADDRESS

533 MILLER HILL RD 583 MILLER HILL RD

Documents

Documents are current as of 12-31-2016

The FNSB provides a link to view the recorded document at the State of Alaska Recorders Office through the instrument #. Current registered documents not showing may be seen at the State of Alaska Recorders Office Search page. The FNSB has no control over the contents posted on any external web sites and these sites may have separate terms of use and privacy policies. The inclusion of this web link does not imply endorsement by the FNSB of the site, its content, advertisers or sponsors.

DESCRIPTION

RECORD DATE 1/3/2014 Cell Ower BOOK

INSTRUMENT # PAGE 2014-000130-0

Record Survey Deed

6/20/1991

705

652

Assessment History

For questions regarding assessments, contact the FNSB Department of Assessing at 907-459-1428.

BUSTNESS

16.5660

Property Summary

back to Search Page

PAN 0469882 PROPERTY PHYSICAL DESCRIPTION

TRACT B HILLCREST WAIVER 92-60 5/15/92 OUT

OF TL-2600 SEC 26 T1N-R2W

MOST RECENT MILLAGE RATE

NEIGHBORHOOD

0902 Farmers Loop

MILLAGE GROUP

0940 University Fire Service Area

FIRE SERVICE AREA

UNIVERSITY FIRE S A

PROPERTY CLASS

Exempt

STATUS

CHARITABLE EXEMPT

ADDITIONAL INFORMATION

Building Details View Property Location

LAND AREA

Parcel

1 9.79 Acres

OWNER

INTEREST

ADDRESS

SITUS ADDRESS

NAME FAIRBANKS YOUTH SERVICES INC,

OWNERSHIP

2550 LAWLOR RD

Documents

Documents are current as of 12-31-2016

The FNSB provides a link to view the recorded document at the State of Alaska Recorders Office through the instrument #. Current registered documents not showing may be seen at the State of Alaska Recorders Office Search page. The FNSB has no control over the contents posted on any external web sites and these sites may have separate terms of use and privacy policies. The inclusion of this web link does not imply endorsement by the FNSB of the site, its content, advertisers or sponsors.

DESCRIPTION

RECORD DATE

Воок

PAGE

INSTRUMENT #

Deed

6/20/1991

705

652

Assessment History

For questions regarding assessments, contact the FNSB Department of Assessing at 907-459-1428.

AuroraNET

Owner Data Sheet



Owner Accnt#

024809 FAIRBANKS YOUTH SERVICES INC PO BOX 71442 FAIRBANKS AK 99707 1442

PAN			Description	Status:	Tax Status:
250635	2600	26	1N 2W	Active - Roll Type 1	CHARITABLE EXEMPT
469874	Α		HILLCREST	Active - Roll Type 1	CHARITABLE EXEMPT
469882	В		HILLCREST	Active - Roll Type 1	CHARITABLE EXEMPT

Documents	Instrument	Record Date	Book	Page
Street Address Added		7/18/2013		
Utility Easement	2007-	5/17/2007		
License	2007-	5/15/2007		
Waiver		5/1/1992	92	60
Deed		6/20/1991	705	652
Exemption Application		5/20/1991		
Easement(s)		12/1/1982	286	447
Easement(s)		1/11/1960	123	409

Comments: Alfred Ketzler, Jr., Secretary/Treasurer. 7/25/2016 CA A. Ketzler, Jr. 7/25/2016 CA Alfred "Bear" Ketzler, Jr. 7/25/2016 CA

AKA/FKA: FKA Hillcrest, Inc. 7/25/2016 CA

p.36

FORTH 4-1212 (April 1962)

Fairbanks 07163

The United States of America,

To all to whom these presents shall come, Greeting:

Is now deposited in the Bureau of Land Management, whereby it appears that pursuant to the act of Congress of May 20, 1862. Secure Homestacks to Astual Settlers on the Public Domein," and the acts supplemental thereto,

the claim of

Joseph P. Lawlor

102-60

has been established

and that the requirements of law pertaining to the claim have been met, for the following-described lands

Fairbanks Heridian, Alaska

1. 1 Ho, R. 2 Wo,

Sec. 26, 1999 800. 35, Lote 1 and 2

The area described contains Land Management:

scree, according to the official plat of the survey of the said land, on file in the Bureau of

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, DOES HEREBY GRANT unto the said claimant and to the heles of the said claiment the tract above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, lemmunities, and appurtenances, of whatsoever nature, thereunte belonging, unto the said claimant and to the heirs and assigns of the said elaiment forever; subject to (1) any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reserveirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; (2) the reservation of a right-of-way for ditches or canals constructed by the authority of the United States, in accordance with the act of August 30, 1890 (26 Stat., 391, 43 U. S. C. sec. 945), and (3) the reservation of a right-of-way for roads, roadways, highways, tramways, trails, bridges, and appurtenant structures constructed or to be constructed by or under authority of the United States or by any State created out of the Territory of Alaska, in accordance with the act of July 24, 1947 (61 Stat., 418, 48 U. S. C. sec. 321d). There is also reserved to the United States a right-of-way for the construction of railroads, telegraph and telephone lines, in accordance with section 1 of the set of March 12, 1914 (38 Stat., 305, 48 U. S. C. sec. 305); excepting and reserving also, to the United States, pursuant to section 5 of the act of August 1, 1946 (60 Stat., 760, 42 U. S. C. sec. 1805), all uranium, thorium, or any other material which is or may be determined to be peculiarly essential to the production of fissionable materials, whether or not of commercial value, together with the right of the United States through its authorized agents or representatives at any time to enter upon the land and prospect for, mine, and remove the same.

IN TESTIMONY WHEREOF, the undersigned officer of the Bureau of Land Management, in accordance with section 1 of the act of June 17, 1948 (62 Stat., 476, 43 U. S. C. sec. 15), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in the District of Columbia, the our Lord one thousand nine hundred and FIFT 200 and of the Independence of the United States the one hundred and

Ballie in Heffery

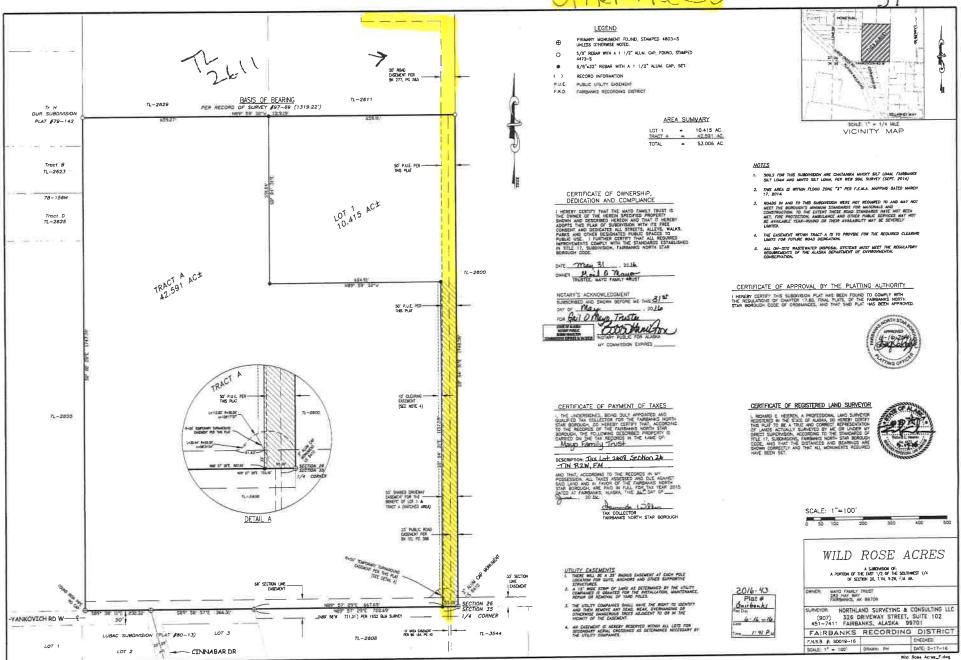
Chief, Patents Section.

1137203

RECORD OF PATENTS: Patent Number

Other Access

Attach. 37





SPECIAL ORDERS - PUBLIC HEARING

c. Marijuana License – New – Limited Cultivation Facility – License #12289

Carol Bolt, Dave Mullis, Kerri Mullis DBA: Raven Buds 2441 Lawlor Rd, Cabin C Fairbanks, AK 99709 Track 1, 00:15

Jim Williams, Chief of Staff, gave an updated staff report. The applicant's property taxes have been paid.

LAWRENCE, Seconded by GRAY

moved to file no protest against License #12289 - New - Limited Cultivation Facility.

VOTE ON MOTION TO FILE NO PROTEST AGAINST MARIJUANA LICENSE #12289 – NEW – LIMITED CULTIVATION FACILITY.

Yeses:

Davies, Cooper, Quist, Gray, Lawrence,

Dodge

Noes:

Roberts

MOTION CARRIED

6 Yeses, 1 Noes

ADJOURNMENT

There being no further business to come before the Fairbanks North Star Borough Assembly, the meeting was adjourned at 12:05 p.m.

Kathryn Dodge Presiding Officer

ATTEST:

Nanci Ashford-Bingham, MMC

Borough Clerk

APPROVED: August 24, 2017

Fairbanks North Star Borough Generic Report Pedestrian Route - 3/100

PAN# 0204765 Printed on: 06/12/2017

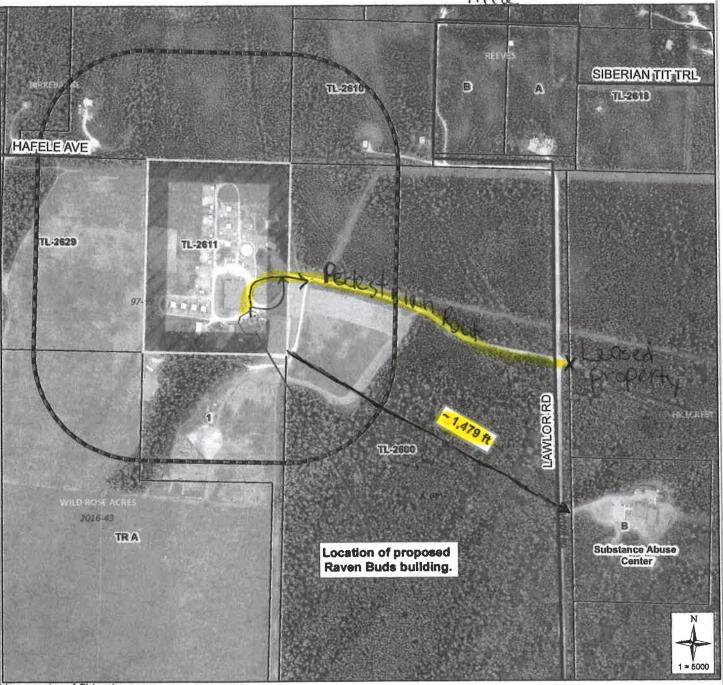


Image courtesy of: Pictometry

Property Information for PAN#: 0204765

PROPERTY DESCRIPTION: 1N 2W, SEC: 26, TAXLOT: 2611

OWNER: Mullis Kerri Ann, Mullis David

SITUS ADDRESS: 2441 Lawlor Rd B, 2441 Lawlor Rd C, 2441

Lawlor Rd A

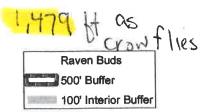
ZONING: RA-10 (100%)

COMMUNITY PLANNING PERMITS:

Code Enforcement: 20080065 Conditional Use: 19790024

Zoning: 17712

Rezone History: 2010-002



Sensitive Use and Buffer Map

Raven Buds Marijuana License - New - #12289 **Limited Cultivation**

1,000 Feet 250 500

The Fairbanks North Star Borough does not warrant the accuracy of maps or data provided, nor their suitability for any particular application. There may be errors in the data

McConnell, Erika B (CED) <erika.mcconnell@alaska.gov>

39A/

Oct 24 at 3:13 PM

To Kerri Mullis Parady, Fred E (CED) Carol Bolt Douglas, Craig J (CED) Oates, Sarah D (CED) and 2 more...

CC David Mullis

Hi Kerri,

I received fourteen photos from you, of which two were of your mileage. I want to assure you that we do not dispute that there is more than 500 feet between the entrance to your proposed facility and the lot line of Lot B of Hillcrest Subdivision, measured by the shortest pedestrian route.

I will provide this email with photos to the board. Unfortunately I was not able to look at the homemade video you sent.

I am working with IT on a way to show the Graf Center YouTube video to the board.

Thanks, Erika

Erika McConnell

Director Alcohol & Marijuana Control Office State of Alaska

Krista Major



From:

AMCO Local Government Only (CED sponsored)

<amco.localgovernmentonly@alaska.gov>

Sent:

Friday, July 28, 2017 2:43 PM

To:

Krista Major

Subject:

RE: New marijuana establishment LG notification-Raven Buds license #12289

Thank you

Jane

From: Krista Major [mailto:KMajor@fnsb.us]

Sent: Friday, July 28, 2017 1:40 PM

To: AMCO Local Government Only (CED sponsored) amco.localgovernmentonly@alaska.gov>

Subject: RE: New marijuana establishment LG notification-Raven Buds license #12289

Good Afternoon,

This is to notify AMCO that the Fairbanks North Star Borough Assembly does not protest the new license #12289.

Thank you,

Krista Major

Fairbanks North Star Borough Executive Administrative Assistant

For the Mayor's Office Phone: 907-459-1300 Fax: 907-459-1102 Email:kmajor@fnsb.us

www.fnsb.us

Written communications with public officials/Borough employees generally are considered a public record and are subject to disclosure (viewing and/or copying of the communication) pursuant to a public records request.

From: AMCO Local Government Only (CED sponsored) [mailto:amco.localgovernmentonly@alaska.gov]

Sent: Thursday, June 01, 2017 12:34 PM

To: Krista Major

Cc: Karl Kassel; Lanien Livingston

Subject: New marijuana establishment LG notification-Raven Buds license #12289

Dear local government officials,

Please find the attached notification for a new marijuana establishment license. Direct all correspondence to amco.localgovernmentonly@alaska.gov.

Comm. Planning Dept

MAR 23 2017

RECEIVED

Curtis J. Freeman 1258 Spring Glade Road Fairbanks, AK 99709 March 22, 2017

Planning Commission Fairbanks North Star Borough 907 Terminal St. Fairbanks AK 99701

Via Email: planning@fnsb.us

Dear FNSB Planning and Zoning Commission,

I have been asked to comment on activities that are said to have taken place on or around a piece of private property where I have spent a good deal of my recreational time over the last 15+ years. The parcel where I have spent my time is PAN 0204765, TL-2611, located in Section 26, T1N, R2W, Fairbanks Meridian. This location, known as Movin Free Farms and owned by David and Kerri Mullis, has a street address of 2441 Lawlor Road, Fairbanks.

My daughter began horseback riding lessons at Movin Free in the spring of 2000 and by late 2003 had joined the Starlight Flyers 4H Horse Club which was based at Movin Free with Kerri Mullis as the 4H Leader. In 2006 I began taking horseback riding lessons at Movin Free and within a few years my daughter and I each owned a horse boarded at Moving Free. We spent many enjoyable days, both summer and winter at Movin Free, riding our horses and participating in riding events. During summer months my daughter was there virtually every day and I went there to drop her off and pick her up on those days. On average, we were at Movin Free five times each week in the summer with winter visits of three to four times each week. My daughter has now moved on to college but I still own a horse stabled at Movin Free and am there about three times a week to ride and care for my horse.

The above facts have put me in a position to observe past activities on an adjacent parcel of land immediately east of the Movin Free Farms lands mentioned above. This parcel, which I believe is TL2600, owned by Fairbanks Youth Services, Inc., consists largely of woodlands with an open field with a couple of thermokarst sinkholes. Movin Free's driveway passes through TL2600 so in driving to and from Movin Free, I have passed by the open field literally hundreds of times over the last 15+ years. In addition, Movin Free's primary outdoor riding arena bounds the open field on the west. When riding in the outdoor arena, the field is easily visible to the east.

Each day when coming or leaving Movin Free, I also have driven by Graf Rheeneerhaanjii (Graf), a coed residential drug and alcohol rehabilitation center located on the north side of Lawlor Road about a half mile southeast of Moving Free Farms. The property on which the Graf facility is located also is owned by Fairbanks Youth Services, Inc. With respect to the open field mentioned above, I have been asked to comment on the frequency and nature of Graf residents I have witnessed using the open

field for athletic or other events. I can honestly say I have never seen anyone utilizing the field in question that I know was associated with the Graf facility.

As a long time boarder and horse rider at Movin Free Farms, I felt it was appropriate for me to forward this letter to the FNSB Planning Commission for your consideration.

Thank you in advance for attention to this matter.

Sincerely,

Curtis J. Freeman

4.2

To whom it may concern-

My name is Gabrielle Dickson. I board my horse at Movin' Free Farm. I first started boarding my horse at this facility in late 2001. I was out of state with my horse from 2004-2007. When moving back to Fairbanks, I brought my horse back to Movin' Free Farm and have been there ever since. The only activity I have encountered in the 13 years while utilizing the cross country course field has been moose and fellow horse and rider from Movin' Free Farm.

Gabrielle Dickson

teresa messina <5thof52ndof5@gmail.com> To Kerri Mullis

Mar 19 at 4:49 PM

44

I have been affiliated with Movin free farm for approximately 6 yrs.

I am there as frequently as once a week or more in the summer months and a bit less in the winter months. We use the facility for 4H events such as lessons.

In the frequency of which I have been at or around Movin free farm I have never personally witnessed anyone in the upper field other than horse enthusiasts using the cross country course.

Teresa Messina

Reply

Catherine Apicella <apicella@alaska.net>
To kam63@rocketmail.com
Mar 13 at 9:36 PM

March 12, 2017

Tanana Chiefs Conference

Re: Movin Free Farms

To Whom it May Concern:

I am a boarder at Movin Free plus I teach riding lessons as well at the Farm. I have had my horses at Movin Free for the past 9 years. I am at Movin Free at least 5 days a week, sometimes more and teach lessons outdoors all throughout the summer. I have never seen anyone including children or young adults in the field other than other boarders riding their horses.

Sincerely,

Cathy Apicella

March 20, 2017

Community Planning FAIRBANKS NORTH STAR BOROUGH 907 Terminal Street Fairbanks, AK 99701

Re:

Movin'free Farm
Off Hawler Road

To Whom It May Concern:

I have been going to Movin'free Farms at the end of Lawler Road for many many years. In additional to barding a horse there in the past, I have been taking my four grandchildren for weekly riding lessons over the past six years.

Never (in the times driving out to the farm or sitting in the stands while the children were riding) have I ever seen anyone using the adjacent fields for any activities whatsoever. I have never observed any usage of the acreages.

I am in favor of their application before the commission and wish for your positive support of the same.

Sincerely,

Linda Hulbert PO Box 81402

Fairbanks, AK 99708

Linda Wullet

907.388.7767

Shaun <sproden@hotmail.com>

To Kam63@rocketmail.com

47 Today at 7:28 AM

To whom it may concern:

My name is Shaun Proden, I have resided in the Fairbanks area for the past 20 years.

I worked at Movin Free Farm from January 2015 to June 2015, during that time I never saw any teens or youth from the rehab center near the farms property lines or in the fields or on the trails in the area. In fact the only things I did see were foxes and moose. I often rode my bicycle on trails between my house, (out in goldstream) and the farm and I never saw anyone from the rehab center anywhere near or around the farms property.

Feel free to contact me via email or by phone 9073783019, sincerely,

Shaun Proden

Sent from my iPhone

10/24/17

Dear Sirs,

This letter is in regards to Movin Free Farms and the adjacent field. I have been driving to and from Movin Free Farms since 2002. For at least 7 of those years I drove to and from Movin Free every other day if not daily. On many occasions I was at the farm all day. I did not witness any people other than the farm people on the adjacent property next to the farm.

Sincerely,

Carol S Bolt

(907) 460-5371

10.24.2017

To whom it may concern,

Regarding the lot adjacent to Movin Free Farms, I was at the farm at least 4-5 days a week growing up from 1998 through 2005 and never saw anyone on the adjacent lot other than people from Movin Free.

In the summer time I basically lived on the farm and in the fields and woods surrounding the area and never encountered groups of people using the adjacent lot or any of the surrounding area.

Brittney Flowers

907-460-8771

14 March, 2017

MAR 1 4 2017

RECEIVED

To Whom It May Concern:

My name is Sandra Wagner, I reside at 548 Gold Mine trail, Fairbanks AK, and I have boarded a horse at Movinfree Farms since December of 2012.

I access the Farm daily, and have done so since December of 2012, through TL-2600. I have NEVER seen any activity on that lot.

Please feel free to contact me should the need arise at 907-888-4924.

Respectfully

Seucha Wagn

Today at 9:41 AM

Rebecca Mattson <rhoffman29@hotmail.com>

To Kerri Mullis

To Whom It May Concern,

I have been riding and training off and on at MovinFree Farm since 1990. Between the years of 2000 and 2010, I was at the farm several times a week, every week. I have never seen anyone in the upper field (which contains the cross-country course) that was not also on horseback or associated with the farm in some way. Horses are skittish animals, and their riders are always looking around for things that might spook them. If there had ever been activity in the upper field it would surely be noted by everyone that came to the farm to ride. The driveway runs along this part of the field and when you leave, you are looking directly into that field. It is possible that someone could be in the woods and not be noticed, but certainly not in the field.

Sincerely, Rebecca Mattson rhoffman29@hotmail.com 907-687-0271

10/23/2017

To whom it may concern

I am writing this letter to state that in the past 14 months I have been spending time at Movin Free at least twice a week. During the times that I have been there I have only seen 1 child at movin free and he were getting a horse lesson and his parent was in attendance. I have never seen children playing or doing activities in the woods near Movin Free Farm, never seen them on Lawlor Road or in the nearby vicinity. In fact, I was not even aware that Graf was a youth facility as I have never seen a child or teenager around the area until I was informed by Movin Free's owner Kerri Mullis. Please feel free to contact me with any questions or concerns.

Sincerely;

Elizabeth Reeves-Ramos 907-978-9914

liz reeves@hotmail.com

On Mon, 10/23/17, Missy jensen <missyhelfrich@hotmail.com> wrote:

Subject:

To: "Kam63@rocketmail.com" < Kam63@rocketmail.com>

Date: Monday, October 23, 2017, 3:10 PM

To Whom it May Concern:

My son, Emmet Jensen, has taken horseback riding lessons from Kerri Mullis at Movin Free Farm for last few years. It is a professionally run establishment that has always operated in a safe manner for my child. With children riding horses, Kerri has always

been very cautious of any unexpected visitors or other objects/sounds that may startle the horse and potentially harm the child. Because of this, my child has never been endangered. Never have I seen unaffiliated children or persons running around the fields

of the Movin Free Farm. I certainly have never seen any children affiliated with the Graf Native facility nearby in the fields, or even nearby ever! The only people I have ever seen at the farm are those folks that are affiliated with the farm itself. If you

have any questions, you area welcome to contact me at missyhelfrich@hotmail.com.

Thanks, Missy Jensen THE LANGE HAVE DE HAVAGE!

THE LANGE HAVE OFFICE FAIRL LASK,

December 6, 1977 SR Box 20058 Fairbanks, AK 99701

FC22852 R.

The Solicitor
Bureau of Land Management
c/o Fairbanks Office Attn.: Mr. Al Cronk
600 Aurora Drive
Fairbanks AK 99701

Dear Sir

We hereby request that you render an opinion as to the legal status of theorems and to our property. This roadway lies within theRecreation and Public use land patented by Fairbanks Youth Services Inc. (formerly Hillcrest, Inc.) for use as a home for boys The driveway leads westward to our property (330' x 839' in the NE corner of E 1/2 of SW 1/4 Section 26, TIN, R2W. Fairbanks Meridia from Lawlor good which bisects the Fairbanks Youth Services land (SE 1/4, Section 26, TIN, R2W, Fairbanks Meridian) as indicated on the attached map.

We maintain that because the road has been in use as access to our land for over twenty-five years (10 years longer than the Fairbanks Youth Service patent) and because itleads only to a private right-of-way, that it should be considered as a private right-of-way for use only by Fairbanks Youth Services and us.

It was in this belief that we posted the road as "private drive" four years ago, in the same manner as was done by the previous owner of over twenty years. We have found that this is the only effective method of limiting the traffic of curious drivers who follow the driveway from the end of the state-maintained road only to be forced to turn around in our yard because the driveway in cuestion is but one lane wide. We intend to continue this posting with appropriate explanation and information attached to the signs at least until your opinion has been established.

We understand that our request for this opinion and our explanation posted on the driveway should remove the Fairbanks Youth Services patent from cossibility of revocation due to the status of the driveway.

Sincerely yours

Charles S. & Tone B. Deehr

Tone Bones

55 🍎

2800 (20T) F-022852

> ged 01-03

2/3/

Fairbanks District Office P.O. Box 1150 Fairbanks, Alaska 99707

Charles S. & Tone B. Deehr S.R. Box 20058 Fairbanks, Alaska 99701

0 3 JAN 1978

Dear Mr. and Mrs. Deehr:

We have researched the questions posed in your letter of December 6, 1977 and have concluded that the road is without question a public road. It originated on public land as a settlement claim access road and has been used approximately 25 years.

Even today, the Federal Government has residual interest in it, as lands within the Hillcrest patent are periodically inspected. As the road predated Hillcrest, the patent is subject to the road even though no mention of the road was made in the patent. Every patent is subject to valid and existing rights and public use of that road is a valid and existing right.

Thus, there is no way you can turn the road into a private drive without violating the law.

To discourage unwanted visitors, I would suggest that you fence your property boundaries and sign the road as a dead end road.

Sincerely yours,

DAVID E. WICKSTROM
David E. Wickstrom
Yukon Area Manager

cc: Fairbanks Youth Services, Inc.

DEWickstrom: JC 1/3/78



United States Department of the Interior

PAT#1216565

IN REPLY REFER TO:

OFFICE OF THE SOLICITOR ANCHORAGE REGION 510 L Street, Suite 408 Anchorage, Alaska 99501

56

October 12, 1978

MEMORANDUM

TO:

State Director, Bureau of Land Management

FROM:

Attorney-Advisor, Office of the Regional Solicitor

SUBJECT:

Request for Opinion on the Legal Status of an

Access Road on the Hillcrest R&PP Patent

By a memorandum of March 22, 1978 you transmitted a request from the Fairbanks District office for an opinion as to the legal status of an access road on a R&PP patent.

The access road in question provides the only apparent access to the property of Charles S. and Tone B. Deehr. It crosses the lands patented to Hillcrest Corp. as a R&PP site. However, the deed to Hillcrest Corp. contains no mention of this road. This is true even though the road appears to have been in existence for over 25 years, approximately 10 years longer than the R&PP patent to Hillcrest Corp. In his letter of January 3, 1978 to the Deehrs, the Yukon Area Manager, Fairbanks District office of the Bureau of Land Management stated his finding, "that the road is without question a public road."

From these facts, the only apparent authority under which the road in question could have become a legal road was pursuant to 43 U.S.C. § 932 (RS 2477). This assumes that the land was in the public domain at the time the road was first constructed and used. Accordingly, 43 U.S.C. § 932 allows the creation and continued use of a right-of-way if the public actually appropriates and uses such lands as a public road. Such a road can only be public in nature and can never be turned into a private road. This is so since public use and not just private use is necessary to establish such a road. Hammerly v. Denton, 359 P.2d 121 (1961).

Thus, even though the deed ## Hillcrest Corp. does not mention the road in question, if the road is in fact a RS 2477 road,

RECEIVED OCT 2 0 1980

as it appears to be, it is nevertheless a protected road which Hillcrest's deed is subject to. U.S. v. 9,947.71 Acres of Land, 220 F. Supp. 328, (D. Nev. 1963); Alfred Koenig, A-30139 (November 25, 1964); and Herb Penrose, A-29507 (July 26, 1963).

However, the Bureau of Land Management cannot make the final and conclusive decision that the road in question is a public road pursuant to RS 2477. Only an Alaska State Court can make that determination (see the cases cited above). Consequently, if the Deehrs wish to obtain a conclusive determination of the legal status of this road, they must take the matter before the appropriate state court.

Dennis J. Hopewell

DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES

INTERIOR REGION, RIGHT OF WAY

2301 PEGER ROAD FAIRBANKS, ALASKA 99701 (907) 452-1911

58

June 2, 1981

Re: Lawlor Road

Mr. Charles S. Deehr S.R. Box 20058 Fairbanks, Alaska 99701

Dear Mr. Deehr:

Attached is a copy of page 45 of the Statehood Act Quitclaim Deed from the United States Department of Commerce to the State of Alaska. Lawlor Road is listed as part of F.A.S. Route 6441. Lawlor Road is definitely a public road. The Department of Transportation and Public Facilities considers this road to have a 50 foot each side of centerline right of way under the local roads provisions of P.L.O.s 601 and 2665. The Hillcrest property, which Lawlor Road passes through, was patented in January, 1961. The road was built and maintained with Alaska Road Commission funds in the territorial days and therefore qualifies as a local road. P.L.O.s 601 and 2665 were signed in 1949 and 1951, respectively, well before the Hillcrest property (Pat. No. 1216565) was patented.

Let us know if you need further clarification.

Sincerely,

Paul J. Wijld

Interior Regional Right of Way Agent

Attachment: as stated

February 9, 1984

To Whom It May Concern:

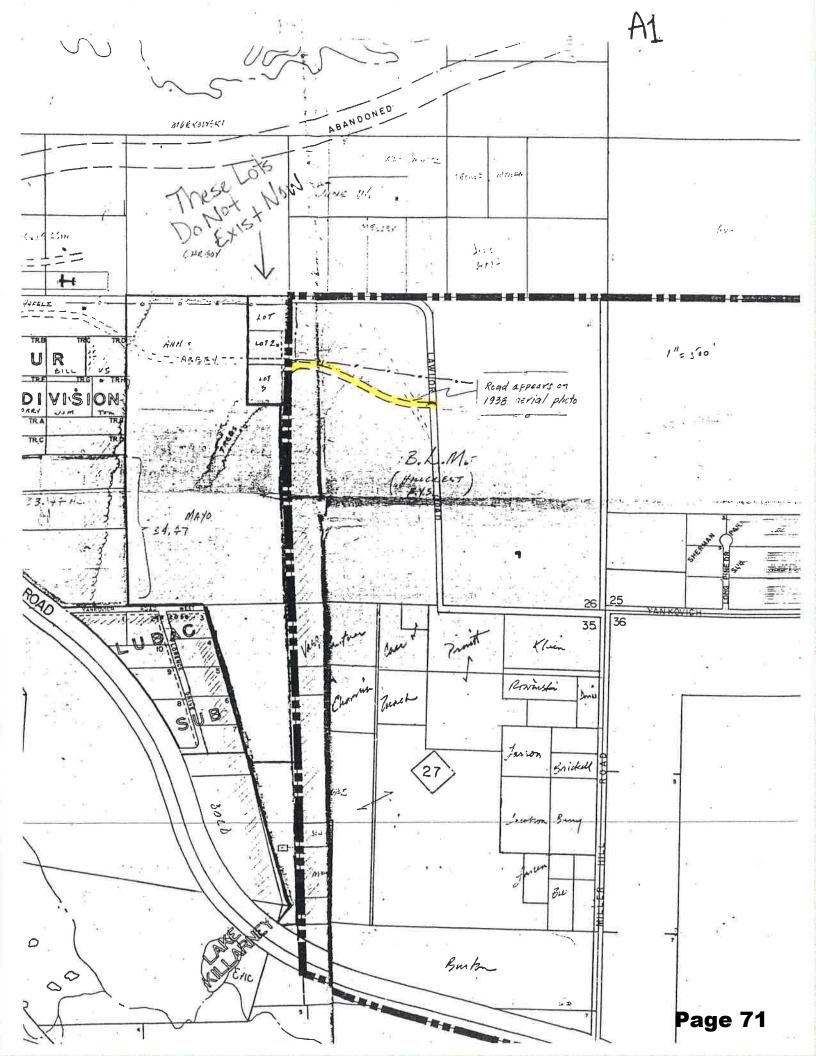
I was the original homesteader of the S1/2 of the NE1/4 and the NE1/4 of the NE1/4 of Sec. 26, T1N, R2W, F.M., Alaska and was granted the patent to same in November of 1966.

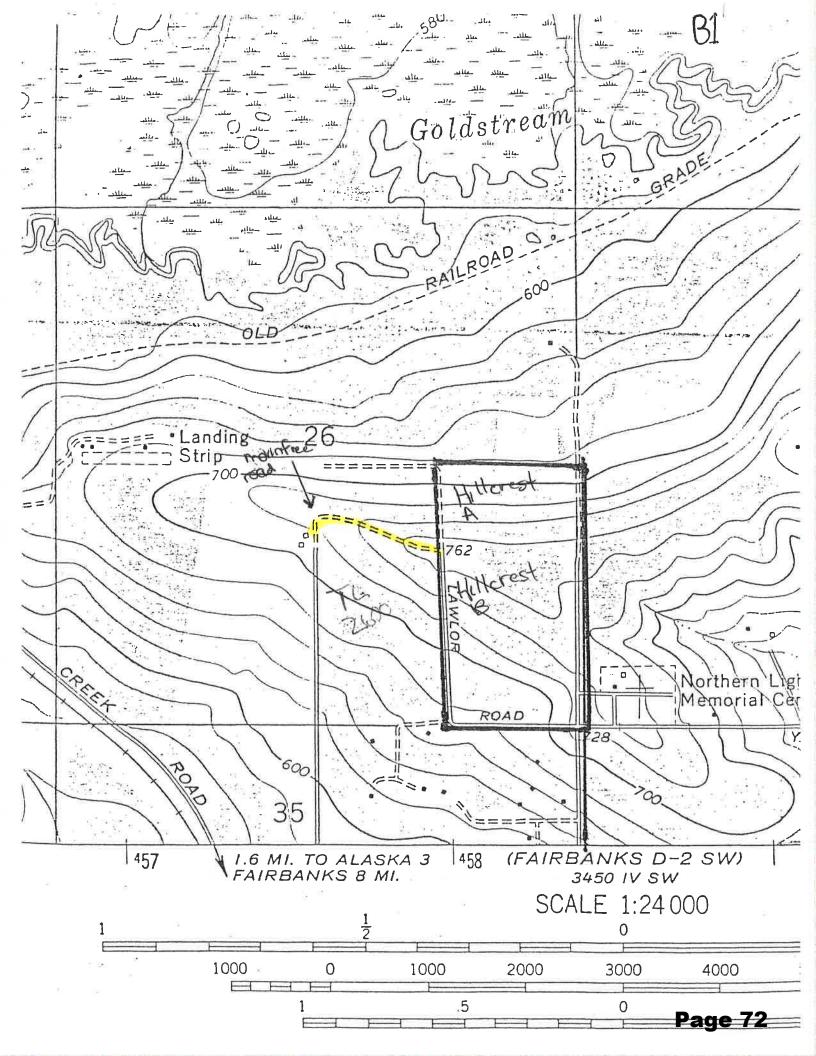
1964-1966,

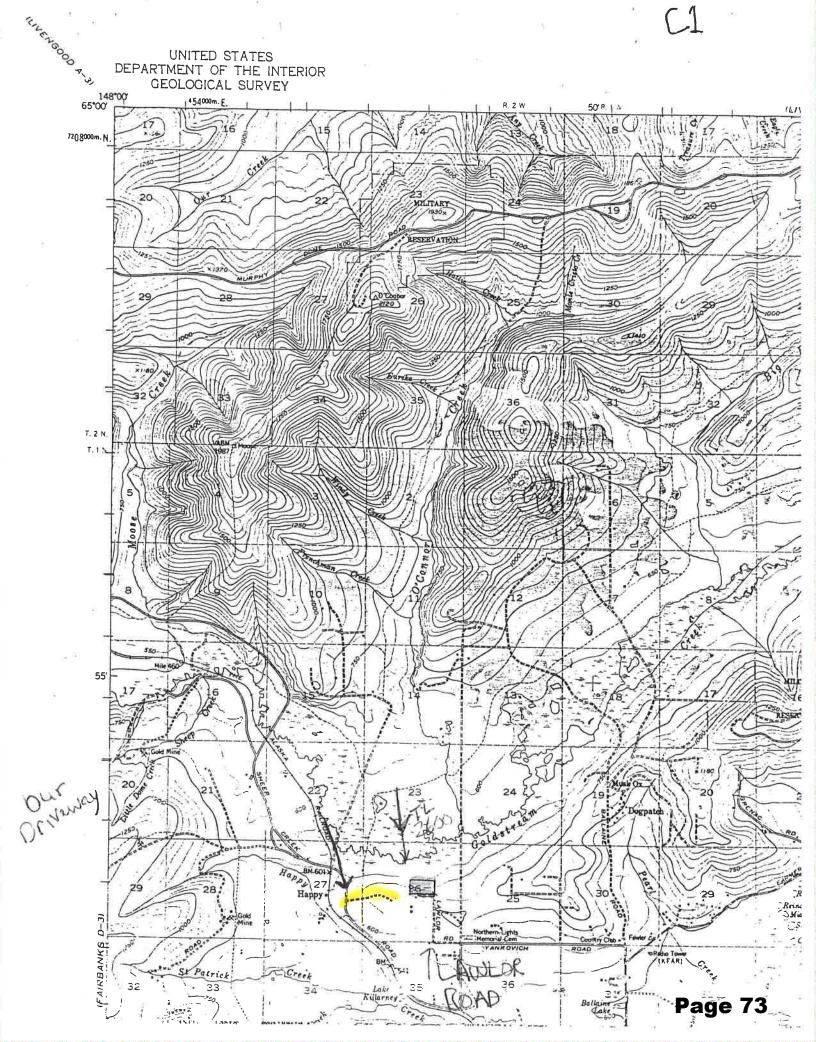
During the time of my homesteading, the northernmost extension (which runs to the west) of Lawlor Road was in existence, was a driveable road, and was being used as access to the adjacent property.

Raymond G. Pierce

Page 70









Search results for 'tanana chiefs conference'

« prev	ious 1 2 3 4	4 next »	
PAN	Name	SITUS Address	
0029556	3	No Site Address	2003 T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 8 FAIRBANKS TOWNSITE LOT 18B BLOCK 8 TOWNSITE
	TANANA CHIEFS	137 FIRST AVE	LOT 5 BLOCK 9 FAIRBANKS TOWNSITE PREVIOUSLY ASSESSED AS LOT 5A BLOCK 9 TOWNSITE
0029718	TANANA CHIEFS CONFERENCE INC		LOT 14A BLOCK 9 FAIRBANKS TOWNSITE PREVIOUSLY ASSESSED AS LOT 9C2, 10A2, 10B & 14 BLOCK 9 TOWNSITE
0029815	TAMANA CHIEFE	No Site	LOT 1 BLOCK 10 FAIRBANKS TOWNSITE
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0029831	TANANA CHIEFS	No Site	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 3 BLOCK 10 TOWNSITE 90T/R CODE J ASSEMBLED W/18& SF 74118 FROM 16 PARCELS
0029840	TANIANIA CHIEFE	No Site	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 4 BLOCK 10 TOWNSITE
0029858		No Site	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE ASSEMBLAGE LOT 5 & 6B BLOCK 10 TOWNSITE
0029866	TANIANIA CHIEEC	No Site	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 6A BLOCK 10 TOWNSITE
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0029882	TANIANIA CHIEFC	No Site	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 7 BLOCK 10 TOWNSITE
002989	TANANA CHIEFS	No Site	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 9 BLOCK 10 TOWNSITE
0029904	TANANA CHIEFS CONFERENCE INC	No Site	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 11A1 BLOCK 10 TOWNSITE
0029912	TANANA CHIEFS CONFERENCE INC	No Site	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 11A2 BLOCK 10 TOWNSITE
002992	TANANA CHIEFS	No Site	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 118 BLOCK 10 TOWNSITE
0029939	TANANA CHIEFS CONFERENCE INC	No Site	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 15 BLOCK 10 TOWNSITE
0029947	TANANA CHIEFS CONFERENCE INC	No Site	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 16/ BLOCK 10 TOWNSITE
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NAME	SITUS Address	ABBREVIATED DESCRIPTION
TANANA CHIEFS CONFERENCE INC	1340 TWENTY- THIRD AVE	LOT 7A BLOCK 76 BJERREMARK
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TANANA CHIEFS CONFERENCE INC	109 CLAY ST	LOT 3A CHENA RIVER ADDITION OUT OF LOT 3 BLOCK 2 TR B CHENA RIVER ADDN
TANANA CHIEFS CONFERENCE INC	111 CLAY ST	LOT 5A CHENA RIVER ADDITION
TANANA CHIEFS CONFERENCE INC	2605 BADGER RD	TL-3212 SEC 32 T1S-R2E
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	202 SECOND AVE	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 19A BLOCK 10 TOWNSITE REPLAT 83-144 8/16/83
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0468410	TANANA CHIEFS CONFERENCE INC	No Site Address	UNIT 4 TANANA CHIEFS CONFERENCE BUILDING CONDOMINIUM OUT OF LT COMB BLOCK 8 & LOT 10B & 14 BLOCK 9 TOWNSITE
0468428	TANANA CHIEFS CONFERENCE INC	No Site Address	UNIT 5 TANANA CHIEFS CONFERENCE BUILDING CONDOMINIUM OUT OF LT COMB BLOCK 8 & LOT 10B & 14 BLOCK 9 TOWNSITE
0468436	TANANA CHIEFS CONFERENCE INC	No Site Address	UNIT 6 TANANA CHIEFS CONFERENCE BUILDING CONDOMINIUM OUT OF LT COMB BLOCK 8 & LOT 10B & 14 BLOCK 9 TOWNSITE
0524468	TANANA CHIEFS CONFERENCE INC	No Site Address	LOT 1A CHENA RIVER ADDITION PREVIOUSLY ASSESSED AS UMB01 CHENA RIVER ADDITION 2003T/R ASSEMBLAGE NKA UMB01 CHENA RIVER ADDITION LOT 1A CHENA RIVER ADDI
0528111	TANANA CHIEFS CONFERENCE INC	No Site Address	2003 T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 8 FAIRBANKS TOWNSITE LOT 17A BLOCK 8 TOWNSITE ASSEMBLAGE - 7/1/2002 Previously assessed as TOWNSITE 08 17A
0528129	TANANA CHIEFS CONFERENCE INC	No Site Address	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 6B BLOCK 10 TOWNSITE
0528137	TANANA CHIEFS CONFERENCE INC	No Site Address	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 8 BLOCK 10 TOWNSITE
0528145	TANANA CHIEFS CONFERENCE INC	No Site Address	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 10 BLOCK 10 TOWNSITE
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Search results for 'tanana chiefs conference'

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PAN	Name	SITUS ADDRESS	ABBREVIATED DESCRIPTION
0528153	TANANA CHIEFS CONFERENCE INC	No Site Address	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 12 BLOCK 10 TOWNSITE
0528161	TANANA CHIEFS CONFERENCE INC	No Site Address	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 13 BLOCK 10 TOWNSITE
<u>0528170</u>	TANANA CHIEFS CONFERENCE INC	No Site Address	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 14 BLOCK 10 TOWNSITE
<u>0528188</u>	TANANA CHIEFS CONFERENCE INC	No Site Address	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 17 BLOCK 10 TOWNSITE
<u>0528196</u>	TANANA CHIEFS CONFERENCE INC		2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 18 BLOCK 10 TOWNSITE
<u>0528200</u>	TANANA CHIEFS CONFERENCE INC	No Site Address	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 19 BLOCK 10 TOWNSITE
<u>0529010</u>	TANANA CHIEFS CONFERENCE INC	No Site Address	2003T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 10 FAIRBANKS TOWNSITE LOT 20 BLOCK 10 TOWNSITE
<u>0532835</u>	TANANA CHIEFS CONFERENCE INC	122 FIRST AVE	1992T/R INACTIVATE NKA TANANA CHIEFS CONFERENCE BLDG CONDOS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 2003T/R ASSEMBLAGE OF COMB BLOCK 8 TOWNSITE AND LOT 10B & 14 BLOCK 9 TOWNSITE
<u>0544809</u>	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDO LOT 3 BLOCK 8 TOWNSITE Not in System - 12/30/2003 Previously assessed as TOWNSITE 08 02&
0544817	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDO LOT 4 BLOCK 8 TOWNSITE Not in System - 12/30/2003 Previously assessed as TOWNSITE 08 02&

Not in this List
Hillcrest Track A
Hillcrest Tract B
TC-2600

		No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDO LOT 6A BLOCK 8 TOWNSITE NOT PREVIOUSLY ASSESSED
0617315	TANANA CHIEFS CONFERENCE INC	No Site Address	LOT 1 TANANA CHIEFS MEDICAL CENTER Previously assessed as RICKERT 27&
0681288	TANANA CHIEFS CONFERENCE INC	No Site Address	LOT 2B TANANA CHIEFS MEDICAL CENTER Previously assessed as TANANA CHIEFS MEDICAL CENTER 02
« previ		3 🔯 ne	xt »

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PAN # 0469874 0469882 075065



Search results for 'fairbanks native association '

			arch results for Tairdanks native association
« previ	ious 1 2 ne	xt »	
PAN	Name	SITUS Address	ABBREVIATED DESCRIPTION
0050130	FAIRBANKS NATIVE ASSOCIATION	1027 EVERGREEN ST	LOT 1A BLOCK 46 AURORA REVISION A 4TH ADDN
0050148	FAIRBANKS NATIVE ASSOCIATION	No Site Address	LOT 1B BLOCK 46 AURORA REVISION A 4TH ADDN
0539929	FAIRBANKS NATIVE ASSOCIATION	3830 CUSHMAN ST S	TRACT B-1-A FOUNTAINHEAD INDUSTRIAL PARK Previously assessed as FOUNTAINHEAD INDUSTRIAL PARK B1
0610442	FAIRBANKS NATIVE ASSOCIATION	No Site Address	TRACT A BIRCH HILL CEMETERY 1ST ADDITION Previously assessed as 1S 1W 01 104
0029025	FAIRBANKS NATIVE ASSOCIATION INC	No Site Address	UMB04 BLOCK 6 FAIRBANKS TOWNSITE 2010 T/R ASSEMBLED LOTS 4C, 6, 7 & 8 BLOCK 6 TOWNSITE PREVIOUSLY ASSESSED AS LOTS 4C, 6 & 7 AND LOT 8 BLOCK 6 TOWNSITE LOT 4C, 6 & 7 BLOCK 6 TOWNSITE
0029041	FAIRBANKS NATIVE ASSOCIATION INC	317 WENDELL AVE	2010 T/R Assembled Now known as UMB04 BLOCK 6 FAIRBANKS TOWNSITE LOT 8 BLOCK 6 TOWNSITE
0029068	FAIRBANKS NATIVE ASSOCIATION INC	No Site Address	2010 T/R Assembled Now known as UMB05 BLOCK 6 FAIRBANKS TOWNSITE LOT 10A BLOCK 6 TOWNSITE
0029084	FAIRBANKS NATIVE ASSOCIATION INC	315 WENDELL AVE	2010 T/R Assembled Now known as UMB05 BLOCK 6 FAIRBANKS TOWNSITE LOT 12A BLOCK 6 TOWNSITE
0030066	FAIRBANKS NATIVE ASSOCIATION INC	No Site Address	UMB04 BLOCK 11 FAIRBANKS TOWNSITE 2010 T/R ASSEMBLED LOTS 10B, 11A, 11B, 12A, 12B & 13A BLOCK 11 TOWNSITE PREVIOUSLY ASSESSED AS LOT 10B, 11A & 12A BLOCK 11 TOWNSITE
0030082	FAIRBANKS NATIVE ASSOCIATION INC	No Site Address	2010 T/R Assembled Now known as UMB04 BLOCK 11 FAIRBANKS TOWNSITE LOT 13A BLOCK 11 TOWNSITE
0030091	FAIRBANKS NATIVE ASSOCIATION INC	No Site Address	LOT 13B BLOCK 11 FAIRBANKS TOWNSITE

FNSE Assessing 907 Terminal St Fairbanks AK 99701 907 459-1429

Search results for 'fairbanks native association'

PAN	NAME	SITUS ADDRESS	ABBREVIATED DESCRIPTION
0562220	FAIRBANKS NATIVE ASSOCIATION INC	No Site Address	2010 T/R Assembled Now known as UMB04 BLOCK 11 FAIRBANKS TOWNSITE LOT 11B BLOCK 11 TOWNSITE Previously assessed as LOTS 11B & 12B BLOCK 11 TOWNSITE
0562238	FAIRBANKS NATIVE ASSOCIATION INC	No Site Address	2010 T/R Assembled Now known as UMB04 BLOCK 11 FAIRBANKS TOWNSITE LOT 12B BLOCK 11 TOWNSITE Previously assessed as LOTS 11B & 12B BLOCK 11 TOWNSITE
0607102	FAIRBANKS	No Site Address	2010 T/R Assembled Now known as UMB04 BLOCK 6 FAIRBANKS TOWNSITE LOT 4C BLOCK 6 TOWNSITE Assembled - 6/22/2009 Previously assessed as TOWNSITE 06 04C8
	FAIRBANKS NATIVE	321 WENDELL AVE	2010 T/R Assembled Now known as UMB04 BLOCK 6 FAIRBANKS TOWNSITE LOT 6 BLOCK 6 TOWNSITE Assembled - 6/22/2009 Previously assessed as TOWNSITE 06 04C8
0607122	FAIRBANKS NATIVE ASSOCIATION INC	No Site Address	2010 T/R Assembled Now known as UMB04 BLOCK 6 FAIRBANKS TOWNSITE LOT 7 BLOCK 6 TOWNSITE Assembled - 6/22/2009 Previously assessed as TOWNSITE 06 04C8
0607132	FAIRBANKS	No Site Address	UMB05 BLOCK 6 FAIRBANKS TOWNSITE 2010 T/R ASSEMBLED LOTS 10A & 12A BLOCK 6 TOWNSITE PREVIOUSLY ASSESSED AS INDIVIDUAL PARCELS
0607182	FAIRBANKS	320 SECOND AVE	2010 T/R Assembled Now known as UMB04 BLOCK 11 FAIRBANKS TOWNSITE LOT 10B BLOCK 11 TOWNSITE Assembled - 6/22/2009 Previously assessed as TOWNSITE 11 10B&
0607192	FAIRBANKS	No Site Address	2010 T/R Assembled Now known as UMB04 BLOCK 11 FAIRBANKS TOWNSITE LOT 11A BLOCK 11 TOWNSITE Assembled - 6/22/2009 Previously assessed as TOWNSITE 11 10B&
	FAIRBANKS	No Site Address	2010 T/R Assembled Now known as UMB04 BLOCK 11 FAIRBANKS TOWNSITE LOT 12A BLOCK 11 TOWNSITE Assembled - 6/22/2009 Previously assessed as TOWNSITE 11 10B&

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FAIRBANKS NATIVE ASSOCIATION INC	No Site Address	LOT 1 BLOCK 17 GRAEHL INST 85,781 4/15/46
FAIRBANKS NATIVE ASSOCIATION INC	609 THIRD ST	LOT 2 BLOCK 17 GRAEHL INST 85,781 4/15/46
FAIRBANKS NATIVE ASSOCIATION INC	605 THIRD ST	LOT 3 BLOCK 17 GRAEHL
FAIRBANKS NATIVE ASSOCIATION INC	601 THIRD ST	LOT 4 BLOCK 17 GRAEHL
FAIRBANKS NATIVE ASSOCIATION INC	No Site Address	LOT 1 BLOCK 18 GRAEHL
FAIRBANKS NATIVE ASSOCIATION INC	3100 CUSHMAN ST S	LOT 1B BLOCK 1 REES 1ST ADDN OUT OF LOTS 1A, 2A, 2B BLOCK 1 REES 1ST ADDN
FAIRBANKS NATIVE ASSOCIATION INC	605 HUGHES AVE	LOT 1B BLOCK 1 REES 1ST ADDN OUT OF LOTS 1A, 2A, 2B BLOCK 1 REES 1ST ADDN
FAIRBANKS NATIVE ASSOCIATION INC	No Site Address	LOT 9 BLOCK 11 FAIRBANKS TOWNSITE Previously assessed as LOTS 9 & 10A BLOCK 11 TOWNSITE
FAIRBANKS NATIVE ASSOCIATION INC	No Site Address	LOT 10A BLOCK 11 FAIRBANKS TOWNSITE Previously assessed as LOTS 9 & 10A BLOCK 11 TOWNSITE
	NATIVE ASSOCIATION INC FAIRBANKS NATIVE ASSOCIATION	NATIVE ASSOCIATION INC FAIRBANKS NATIVE ASSOCIATION Address

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Search results for 'tanana chiefs conference'

« previ	ous 1 2 3	3 4 next	»
PAN	Name	SITUS Address	ABBREVIATED DESCRIPTION
0029343	TANANA CHIEFS CONFERENCE INC		2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDO LOT 1 BLOCK 8 TOWNSITE
0029351	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDO LOT 2 BLOCK 8 TOWNSITE PREVIOUSLY ASSESSED AS LOTS 2,3,4 BLOCK 8 TOWNSITE
0029360	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDO LOT 5 BLOCK 8 TOWNSITE
0029386	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDOS LOT 6B BLOCK 8 TOWNSITE
0029394	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDOS LOT 6C BLOCK 8 TOWNSITE
0029408	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDOS LOT 7 BLOCK 8 TOWNSITE
0029416	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDOS LOT 8 BLOCK 8 TOWNSITE
0029424	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDOS LOT 9 BLOCK 8 TOWNSITE
0029432	TANANA CHIEFS CONFERENCE INC	102 FIRST AVE	LOT 10 BLOCK 8 FAIRBANKS TOWNSITE
0029441	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDOS LOT 11A BLOCK 8 TOWNSITE

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046982		コゴ	+>0-11-H	1-	rach B	0
0250635				>		
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00,			No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDOS LOT 11B-1 BLOCK 8 TOWNSITE	
	0029467	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDOS LOT 11B-2 BLOCK 8 TOWNSITE	
	0029475	TANANA CHIEFS CONFERENCE INC	No Site Address	LOT 12 BLOCK 8 FAIRBANKS TOWNSITE	
	0029483	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDOS LOT 13 BLOCK 8 TOWNSITE	
נ	0029491	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDOS LOT 14 BLOCK 8 TOWNSITE	
	0029505	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDOS LOT 15 BLOCK 8 TOWNSITE	
	0029513	TANANA CHIEFS CONFERENCE INC	No Site Address	2004 T/R ASSEMBLED NOW KNOWN AS UMB02 BLOCK 8 FAIRBANKS TOWNSITE 92T/R INACTIVATE PL 91-18 NOW TANANA CHIEFS CONF BLDG CONDOS LOT 16 BLOCK 8 TOWNSITE	
	0029521	TANANA CHIEFS CONFERENCE INC	No Site Address	UMB01 BLOCK 8 FAIRBANKS TOWNSITE 2003 T/R ASSEMBLED LOTS 17A, 18A & 18B BLOCK 8 TOWNSITE LOT 17A BLOCK 8 TOWNSITE 91T/R ASSEMBLAGE OF 18A&BW/17A	
	0029530	TANANA CHIEFS CONFERENCE INC	No Site Address	LOT 17B BLOCK 8 FAIRBANKS TOWNSITE	
	0029548	TANANA CHIEFS CONFERENCE INC	No Site Address	2003 T/R ASSEMBLED NOW KNOWN AS UMB01 BLOCK 8 FAIRBANKS TOWNSITE LOT 18A BLOCK 8 TOWNSITE	
	« previ	previous 1 2 3 4 next »			

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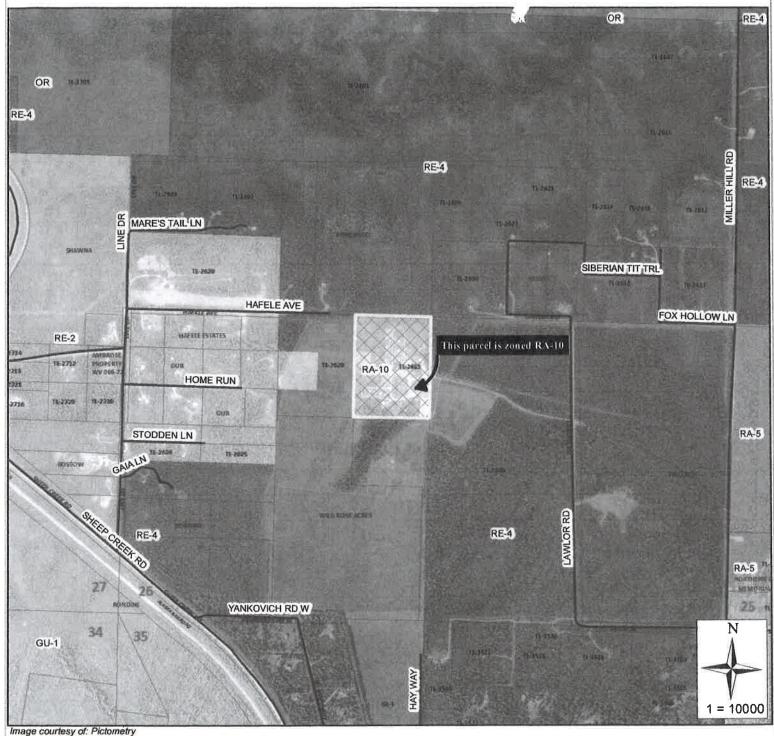
Fairbanks North Star Borough

Generic Report

72-

PAN# 0204765

Printed on: 06/12/2017



Property Information for PAN#: 0204765

PROPERTY DESCRIPTION: 1N 2W, SEC: 26, TAXLOT: 2611

OWNER: Mullis Kerri Ann, Mullis David

SITUS ADDRESS: 2441 Lawlor Rd B, 2441 Lawlor Rd C, 2441

Lawlor Rd A

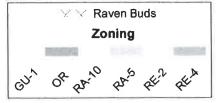
ZONING: RA-10 (100%)

COMMUNITY PLANNING PERMITS:

Code Enforcement: 20080065 Conditional Use: 19790024

Zoning: 17712

Rezone History: 2010-002



Proximity and Zoning Map

Raven Buds
Marijuana License - New - #12289
Limited Cultivation

0 250 500

1,000

1,500 Feet

Page 85

The Fairbanks North Star Borough does not warrant the accuracy of maps or data provided, nor their suitability for any particular application. There may be eners in the day

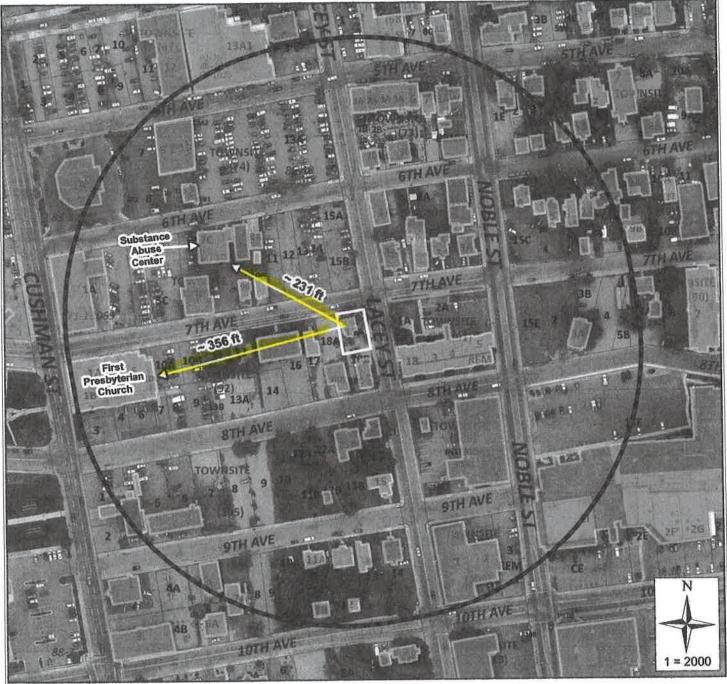


Fairbanks North Star Borough

Generic Report



PAN# 0038202 Printed on: 06/09/2017



Property Information for PAN#: 0038202

PROPERTY DESCRIPTION: FAIRBANKS TOWNSI, BLOCK: 92, LOT:

19A

OWNER: Paschall Barbara E

SITUS ADDRESS: 503 Seventh Ave

ZONING: GC (100%)

COMMUNITY PLANNING PERMITS:

Zoning: 17493

NOTE:

All measurements are approximated using FNSB GIS data and are subject to limited accuracy

Natures Releaf, LLC Marijuana License - New - #10589

Sensitive Use and Buffer Map

Natures Releaf LLC 500' Buffer 125 **Building Outlines (2012)**

120

The Fairbanks North Star Borough does not warrant the accuracy of maps or data provided, nor their suitability for any particular application. There may be errors in the data.

250

P.77

Zoning Permit

4/11/2017, Additional Comments

The 500 foot buffer map submitted by the applicant for the proposed marijuana retail store shows several sensitive uses within the 500 foot buffer. The proposed marijuana facility is located outside of the buffer requirements for each use, meeting all requirements in FNSBC 18.96.240(A)(3).

- The Aurora Tutoring School (number 23 on the 500 foot buffer map) is located, as shown on the stamped survey submitted by the applicant, 561 feet from the subject marijuana establishment. Pursuant to Ordinance No. 2017-14 adopted on 3/23/17, the buffer distance from a school building is to be measure from the "outer boundaries of school buildings, including outdoor school facilities where students are regularly found" to "the nearest public entrance of a commercial marijuana establishment." The measurement of 561 feet was made from the door of the proposed marijuana retail store to the closet (back) wall of the Aurora Tutoring School building. Parking was not included in the "outer boundaries" for the buffer measurement because there was no dedicated parking for school use. No other areas were identified as "facilities where students are regularly found."
- The Girl Scout building (number 4 on the buffer map) has youth under 18 in the facility on a regular basis. The possible youth center is > 250 feet from the marijuana facility, meeting the FNSBC 18.96.240(A)(3) buffer requirement of 100 feet.
- Orion's martial arts facility (number 5 on the buffer map) offers regular classes to youth under 18 and was identified as a "youth center." The marijuana retail store is > 200 feet from this facility, and meets the FNSBC 18.96.240(A)(3) buffer requirement of 100 feet.
- Fairbanks Carpenter Training Center (number 6, 7, 8 on the buffer map) is a vocational school serving only persons over 18 years of age. Pursuant to FNSBC 18.96.240(A)(3), a 200 foot buffer is required. The marijuana retail store is > 400 feet from this facility.
- Jazzercise (number 23 on the buffer map) offers regular classes to youth under 18 and was
 identified as a possible "youth center." The marijuana retail store is > 400 feet from this facility,
 and meets the FNSBC 18.96.240(A)(3) buffer requirement of 100 feet.

The State Alcohol and Marijuana Control Office (AMCO) may define these uses differently or have different buffer requirements. Staff has suggested that the applicant discuss the use and buffer requirements with AMCO as it pertains to the licensing requirements.

Reply Reply to All Fo



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rutbusters (4)

> Recent

susan hockenbury

10/23/2017



Hi Kerri,

We were closed yesterday due to Alaska Day. Here is what was sent to Erika!

From: Christine Nelson

Sent: Tuesday, October 17, 2017 4:47 PM

To: erika.mcconnell@alaska.gov **Cc:** Krista Major; Stacy Wasinger

Subject: Ravens Buds

Erika,

The Graf Center is located on Tract B, Hillcrest Subdivision. The FNSB's reading of the lease dated May 20, 1991 (which Stacy previously provided to you attached to her September 13th email) is that the lease is for the 80 acres east of Lawlor Road (Tract A and B of Hillcrest Subdivision). FNSB's records indicate TL-2600, the 80 acres located west of Lawlor Road, is owned by Fairbanks Youth Services Inc. FNSB has no records reflecting a lease of TL-2600 by the Graf Center.

Please let me know if you have any further questions.

D. Christine Nelson, AICP, CFM

Director of Department of Community Planning

Fairbanks North Star Borough

907 Terminal Street

P.O. Box 71267

Fairbanks, Alaska 99707-1267

cnelson@fnsb.us (e-mail)

907-459-1260 (main office)

907-459-1251 (direct)

907-459-1255 (fax)

www.fnsb.us (website)

FAX (907) 452-3988

WILLIAM R. SATTERBERG, JR.

ATTORNEY AT LAW 709 FOURTH AVENUE FAIRBANKS, ALASKA 99701 (907) 452-4454

October 17, 2017

Erika McConnell AMCO Board 550 West 7th Avenue Suite 1600 Anchorage, AK 99501



Dear Ms. McConnell:

This office represents Dave and Kerri Mullis, and Carol Bolt, d/b/a Raven Buds.

This letter is a request for an informal conference with the Marijuana Control Board based upon the decision which was made on September 14, 2017.

It is respectfully submitted that the decision of the Fairbanks Control Board was against the substantial weight of the evidence in this matter, factually incorrect, and, respectfully, arbitrary and capricious.

As an initial point, it is submitted that Mr. Jones should have recused himself from voting on this matter having indicated that he was "intimately familiar" with the Graf facility. This evidenced a bias. Although Mr. Jones did indicate that Ms. Mills could weigh in on the subject, no request was ever made for a ruling on that issue, nor did Ms. Mills ever weigh in as requested. Still, to Mr. Jones' credit, he disclosed his bias. However, he did not recuse himself even though recusals had been entered previously in other meetings by other members of the Board.

Secondly, the decision of the Board is factually unsupported. Specifically, that parcel referred to as Tax Lot 2600 as shown in the enclosed aerial photograph is a parcel which is not owned by Tanana Chiefs Conference and is not part of the Graf facility. Rather, this parcel, as shown by the enclosed title search, is owned by Fairbanks Youth Services, which is now a defunct corporation. Transfer of this interest has never been made, even though the corporation is defunct. As such, title to the parcel would revert to the grantor, which is the United States government, and not to Tanana Chiefs Conference. In short, Tanana Chiefs Conference is not the owner of Tax Lot 2600 and Hillcrest and Fairbanks Youth Services, also being defunct, have no legal ability to transfer the parcel of property to Tanana Chiefs.

Of particular interest from a legal perspective is that the Graf facility arguably did not even have legal standing to protest the location of Raven Buds as a grow facility due to the fact that Graf is essentially a squatter on federal property which is no longer owned by either Fairbanks Youth Services or the underlying Hillcrest corporation. Although this was not known at the time, it is respectfully submitted that, due to the lack of title in

Erika McConnell October 17, 2017 Page 2

the underlying lessors, Graf had no standing to protest the issue, nor did Graf comply with the protest requirements of advance notification of the protest.

Furthermore, one can easily see that the distance even directly perpendicular to the Graf facility parcel is well over 500 feet, namely 1,427 feet as the crow flies. Moreover, if one follows the path of a pedestrian in arriving at the location, the distance is substantially greater, consisting of $3/10^{th}$ of a mile. Either way, well more than the required 500 feet separates the Raven Buds facility from the Graf facility.

Raven Buds is a small in-door growing complex consisting of less than 500 square feet. It is not a large cultivating facility and has in place appropriate security devices, surveillance and other protections. To the best of Raven Bud's knowledge, no youth from the Graf facility have ever even been on the Raven Buds property at any time in the past for any purpose.

Raven Buds has invested substantial capital in the development of the facility. The determination that Raven Buds was apparently within 500 feet of the facility is incorrect and, as can be seen by the Sensitive Use and Buffer Map furnished by the Fairbanks North Star Borough, even the Borough's own measurements show a distance of approximately 1,479 feet to the Graf facility.

Accordingly, rather than requesting a formal hearing and proceeding to judicial resolution of this matter, request is made that an informal conference be held and that the decision of the Marijuana Control Board be reversed.

Request is also made for permission to view the entire file on the application of Raven Buds. Furthermore, in the event that there are any emails, phone messages, or other correspondence from Tanana Chiefs Conference or any other entities regarding the Raven Buds application, or communications from Tanana Chiefs Conference to any of the members of the Marijuana Control Board, request is made that any such communications be fully and completely disclosed. There is concern that there may have been a certain amount of "lobbying" that was done behind the scenes or off the record which might have possibly affected the decision of various parties in this matter. As the Marijuana Control Board certainly is aware, such lobbying would have been inappropriate.

Sincerely,

William R. Satterberg, Jr.

Enclosures:

(As noted above.)

WRS:syd





FAIRBANKS NATIVE

ASSOCIATION

(https://www.fairbanksnative.org/)

Updated 3/10/2017

Graf Rheeneerhaanjii

Home (https://www.fairbanksnative.org) / Our Services (https://www.fairbanksnative.org/our-services/) / Behavioral Health Services (https://www.fairbanksnative.org/our-services/behavioral-health/) / Graf Rheeneerhaanjii

What do you want to fir

0



(/FNA/wp-content/uploads/2015/07/graf_building.jpg)

Population: American Indian/Alaska Native

Age: 12 to 18 years old at time of admission

Gender: Male & Female

Capacity (Number of Beds): 12

Admission Process: Open Continuous Enrollment

Average Length of Stay: 12 to 14 weeks

Overview: Established in 1989, Graf provides coed residential drug & alcohol rehabilitation services to American Indian/Alaska Native adolescents. Our mission is to provide Healing & Education for American Indian/Alaska Native youth with substance abuse issues and to promote wellness and growth, empowering youth to reach their potential. Graf is an unique and challenging substance abuse program, designed to address not only our youths substance abuse problems but to assist them in identifying and/or working on other challenges that makes recovery harder; such as community, family, peer, educational, legal, and/or medical problems. This is a voluntary program that expects a commitment of participation by the youth, their families and community representatives.

Specific services include:

- Individual therapy
- Mental Health Therapy/Services
- Anger Management
- Group and Family Therapy
- Academic education with correspondence school
- 12 Step Work

Owns/Operates Facility: The Department of Interior owns the land and leases it to Tanana Chiefs Conference, which holds responsibilities for the building, maintenance, etc. Fairbanks Native Association operates the Graf residential treatment program on a 638 contract with Tanana Chiefs Conference.



714 Gaffney Road Fairbanks, AK, 99701 (907) 456-3474 (907) 456-3476 Fax

Page 1 of 4

LIMITED LIABILITY REPORT

FEE: \$255.00 PREPAID \$255.00 Order No. Y104624-DG

Customer: Kerri Mullis 907-378-0103

The Agent has searched its internal title plant records, applicable governmental records regarding property taxes, and such other public records for the Recording District which are normally searched in the conduct of a title examination.

Effective Date: September 12, 2017 at 8:00 A.M.

Denies 6000

Denise Goss

Authorized Agent

denise@yukontitle.com

5

Title to said estate or interest at the date hereof is vested in:

Hillcrest, Incorporated

The estate or interest in the land hereinafter described or referred to covered by this Report is:

A FEE ESTATE

The land referred to in this Report is situated in the **Fairbanks** Recording District, **Fourth** Judicial District, State of Alaska and is described as follows:

The Southeast ¼ of Section 26, Township 1 North, Range 2 West, Fairbanks Meridian; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Portion of said property is also known as Tracts A and B of Certificate of Waiver recorded May 15, 1992 as Plat Number 92-60W; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

According to those public records which, under the recording laws, impart constructive notice of matters relating to title to the Property, only the following matters appear in such records relating to the Property:

EXCEPTIONS:

- 1. Reservations and exceptions as contained in the U.S. Patent.
- 2. Reservation of all oil, gas and other mineral deposits reserved to the UNITED STATES OF AMERICA by Patent recorded June 20, 1991 in Book 705 at Page 652.

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

- 3. Covenants, conditions and restrictions, including terms and provisions thereof as contained in instrument recorded June 20, 1991 in Book 705 at Page 652; but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604 (c).
- 4. Right of public and governmental agencies in and to any portion of said land included within the boundaries of any trails, streets, roads or highways.

Order No.: Y104624-DG Page 3 of 4 6

 Right-of-Way Easement, including terms and provisions thereof, granted to GOLDEN VALLEY ELECTRIC ASSOCIATION, INC., and their assigns and/or successors in interest, to construct, operate and maintain an electric transmission and/or telephone distribution line or system by instrument recorded April 30, 1960 in Book 112 at Page 130. (Blanket Easement)

- Right-of-Way Easement, including terms and provisions thereof, granted to GOLDEN VALLEY ELECTRIC ASSOCIATION, INC., and their assigns and/or successors in interest, to construct, operate and maintain an electric transmission and/or telephone distribution line or system by instrument recorded January 11, 1961 in Book 123 at Page 409. (Blanket Easement)
- 7. Right-of-Way Easement, including terms and provisions thereof, granted to GOLDEN VALLEY ELECTRIC ASSOCIATION, INC., and their assigns and/or successors in interest, to construct, operate and maintain an electric transmission and/or telephone distribution line or system by instrument recorded December 1, 1982 in Book 286 at Page 447. (See instrument for area affected)
- 8. Right-of-Way Easement, including terms and provisions thereof, granted to GOLDEN VALLEY ELECTRIC ASSOCIATION, INC., and their assigns and/or successors in interest, to construct, operate and maintain an electric transmission and/or telephone distribution line or system by instrument recorded September 20, 1999 in Book 1162 at Page 43. (See instrument for area affected)
- Right-of-Way Easement, including terms and provisions thereof, granted to GOLDEN VALLEY ELECTRIC ASSOCIATION, INC., and their assigns and/or successors in interest, to construct, operate and maintain an electric transmission and/or telephone distribution line or system by instrument recorded May 17, 2007 as Instrument No. 2007-01030-0. (See instrument for area affected)
- 10. HILLCREST, INCORPORATED is not an entity in the State of Alaska.
- 11. The right, title and interest of FAIRBANKS YOUTH SERVICES, INC. as disclosed by the FAIRBANKS NORTH STAR BOROUGH Property Summary Sheets and various recorded documents.
- 12. FAIRBANKS YOUTH SERVICES, INC. is not an entity in the State of Alaska.
- 13. Any bankruptcy proceeding not disclosed by the acts that would afford notice to said land, pursuant to Title 11, U.S.C. 549 (c) of the Bankruptcy Reform Act of 1978 and amendments thereto.
- 14. Occupant(s) or any parties whose rights, interests or claims are not shown by the public records but which could be ascertained by an inspection of the land described above by making inquiry of persons in possession thereof, including but not limited to, any lien or right to a lien for services, labor or material theretofore or hereafter furnished.

NOTE: Taxes due the Fairbanks North Star Borough for 2017 are exempt due to CHARITABLE EXEMPTION.

Order No.: Y104624-DG Page 4 of 4

IMPORTANT - READ CAREFULLY: THIS REPORT IS NOT AN INSURED PRODUCT OR SERVICE OR A REPRESENTATION OF THE CONDITION OF TITLE TO REAL PROPERTY. IT IS NOT AN ABSTRACT, LEGAL OPINION, OPINION OF TITLE, TITLE INSURANCE COMMITMENT OR PRELIMINARY REPORT, OR ANY FORM OF TITLE INSURANCE OR GUARANTY. THIS REPORT IS ISSUED EXCLUSIVELY FOR THE BENEFIT OF THE APPLICANT THEREFORE, AND MAY NOT BE USED OR RELIED UPON BY ANY OTHER PERSON. THIS REPORT MAY NOT BE REPRODUCED IN ANY MANNER WITHOUT YUKON TITLE'S PRIOR WRITTEN CONSENT. YUKON TITLE DOES NOT REPRESENT OR WARRANT THAT THE INFORMATION HEREIN IS COMPLETE OR FREE FROM ERROR, AND THE INFORMATION HEREIN IS PROVIDED WITHOUT ANY WARRANTIES OF ANY KIND, AS-IS, AND WITH ALL FAULTS. AS A MATERIAL PART OF THE CONSIDERATION GIVEN IN EXCHANGE FOR THE ISSUANCE OF THIS REPORT, RECIPIENT AGREES THAT YUKON TITLE'S SOLE LIABILITY FOR ANY LOSS OR DAMAGE CAUSED BY AN ERROR OR OMISSION DUE TO INACCURATE INFORMATION OR NEGLIGENCE IN PREPARING THIS REPORT SHALL BE LIMITED TO THE FEE CHARGED FOR THE REPORT. RECIPIENT ACCEPTS THIS REPORT WITH THIS LIMITATION AND AGREES THAT YUKON TITLE WOULD NOT HAVE ISSUED THIS REPORT BUT FOR THE LIMITATION OF LIABILITY DESCRIBED ABOVE. YUKON TITLE MAKES NO REPRESENTATION OR WARRANTY AS TO THE LEGALITY OR PROPRIETY OF RECIPIENT'S USE OF THE INFORMATION HEREIN.



FAIRBANKS NORTH STAR BOROUGH Department of Community Planning

907 Terminal Street ☆ P.O. Box 71267 ☆ Fairbanks, Alaska 99707-1267

(907) 459-1260 # FAX (907) 205-5169

MEMORANDUM

TO:

City of Fairbanks Council

FROM:

D. Christine Nelson, AICP DCI

Community Planning Director

DATE:

June 16, 2017

SUBJECT:

Nature's Releaf LLC - Retail License #10589

A "retail marijuana store" is a listed permitted use in the General Commercial (GC) zoning district pursuant to FNSBC 18.64.020.A.77. The applicant was issued a zoning permit # 17493 to use 250 net square feet of an existing building for a retail marijuana store.

The proposed marijuana establishment is not located within any known sensitive use buffers listed in FNSBC 18.96.240.A.3. However, two zoning lots containing a sensitive use with a 100foot buffer per FNSBC 18.96.240.A.3.c is located within 500-feet of the facility. Lots 1A, 1B, 2, 4, 5, 6, 7, 10A, and 10C, Block 92 contain a church building, the First Presbyterian Church. The church building is located approximately 356 feet to the west at 547 Seventh Avenue. Lot 7C, Block 87 contains a substance abuse treatment center, owned by the Baan O Yeel Kon Corporation. The substance abuse treatment center is located approximately 231 feet to the north at 529 Sixth Avenue. Both of these sensitive uses are located outside of the 100 foot buffer required by the FNSB zoning code.



Fairbanks North Star Borough

Generic Report

PAN# 0088374 Printed on: 03/02/2017



PROPERTY DESCRIPTION: RICKERT, BLOCK: 05, LOT: 08E&

OWNER: TIz Property LIc

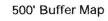
SITUS ADDRESS: 1550 Cushman St

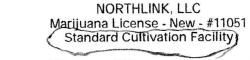
ZONING: GC (100%)

COMMUNITY PLANNING PERMITS:

Conditional Use: 20160009

Variance: 19870011 Zoning: 17472





125 250 500 Feet



FAIRBANKS NORTH STAR BOROUGH Department of Community Planning

907 Terminal Street & P.O. Box 71267 & Fairbanks, Alaska 99707-1267

(907) 459-1260 \$ FAX (907) 459-1255

MEMORANDUM

TO:

City of Fairbanks Council

FROM:

D. Christine Nelson, AICP DCN

Community Planning Director

DATE:

March 3, 2017

SUBJECT:

Northlink, LLC - Standard Cultivation Facility License #11051

A "marijuana cultivation facility, indoor large" is a listed conditional use in the General Commercial (GC) zoning district pursuant to FNSBC 18.64.020.B.9. The applicant was issued a conditional use permit # CU2016-009 to use 4,040 square feet of an existing two-story building for such a facility.

The proposed marijuana establishment is <u>not</u> located within any known sensitive use buffers listed in FNSBC 18.96.240.A.3. However, three zone lots containing sensitive uses with 100-foot buffers are within 500-feet of the facility: <u>Friendship Baptist Church</u> is located approximately 369-feet to the northeast; <u>Christ the Answer Church</u> is located approximately 483-feet to the southeast; and <u>Little Thinkers Home Care</u> (a State-licensed day care facility) is located approximately 154-feet to the west. Please see the attached map identifying approximate distances.

FNSBC 18.96.240.A.3 addresses buffer distances for commercial marijuana establishments. More specifically, FNSBC 18.96.240.A.3.c establishes the distance of 100 feet from "youth centers, group homes serving persons ages 18 and under, public swimming pools, state licensed day care facilities, arcades, state licensed substance use treatment provider or facility providing substance abuse use treatment, church buildings and residential zones (RE, RR, SF, TF, MF, MFO)."

Buffer distances are measured from the lot line of the lot containing the sensitive use or zone to the commercial marijuana establishment (building) in accordance with FNSBC 18.96.240.A.3.d.





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Page 113

#12289 Raven Buds

Board Action Letter with Notice of Defense



Department of Commerce, Community, and Economic Development

ALCOHOL & MARIJUANA CONTROL OFFICE

550 West 7th Avenue, Suite 1600 Anchorage, AK 99501 Main: 907.269.0350

September 28, 2017

Carol Bolt, Dave Mullis, and Kerri Mullis 2441 Lawlor Road Fairbanks, AK 99709

Via: <u>kam63@rocketmail.com</u> and certified mail

Re: Raven Buds #12289

Dear Carol Bolt, Dave Mullis, and Kerri Mullis:

At its September 2017, meeting, the Marijuana Control Board reviewed your application for a limited marijuana cultivation facility license.

After careful consideration, the board denied your application in accordance 3 AAC 306.080(a)(2) because it was determined to be too close to a drug treatment center for teenagers and thus not in compliance with 3 AAC 306.010(a), and because of an objection received from the Tanana Chiefs Conference.

Because your license has been denied, you have the right to an informal conference with the director or the board under 3 AAC 306.085, which you may initiate in writing within 15 days of receiving this letter.

The Alaska Administrative Procedure Act, AS 44.62.330 et seq., provides you with a means to appeal the Board's decision. Specifically, AS 44.62.370 and 3 AAC 306.090 allow you to initiate a hearing to determine whether a right, authority, license, or privilege should be granted, issued, or renewed.

If you request an administrative hearing, the Office of Administrative Hearings will, at the request of the Board, assign an administrative law judge to hear the matter. You may hire an attorney to represent you in such a hearing, but are not required to.

Please consider this letter as a Statement of Issues as required by AS 44.62.370. If you intend to request a hearing, you must notify AMCO, in writing, within 15 days of receiving this notice or within 15 days of the informal conference, should one be requested. A Notice of Defense form is enclosed for this purpose; however, you may submit any written notice that meets the requirements of AS 44.62.390.

Your Notice of Defense must be sent to:

Administrative Officer Alcohol and Marijuana Control Office 550 West 7th Ave, Suite 1600 Anchorage, AK 99501

You may contact me with any questions or to request additional information. However, I cannot provide you with any legal advice.

Sincerely,

Erika McConnell

Director

CC: License file

Euha M'Connell

Encl.

ALASKA DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT ALCOHOL AND MARIJUANA CONTROL OFFICE

Carol Bolt; Da DBA Raven Br 2441 Lawlor R Fairbanks, Alas Respond	uds oad ska 99709,))))) License	#12289	
	NOTIO	CE OF DEFE	NSE / REQUEST	FOR HEARING	<u>i</u>
		AS 44.62.390, Decision is hereb		of Defense in this	proceeding. A hearing o
<u>I.</u>	Responde	ent Initiating R	<u>Request</u>		
Da	ate:	_ Respondent's	Name (printed):		
Re	espondent's Si	gnature:			
M	ailing Address	::			
		City		State	Zip Code
Ph	none Number:				
			OR		
II	: Attorney (Note: Ar	Representing In attorney is no	Respondent t required for this p	proceeding.)	
N	ame of Attorn	ey Representing	Respondent:		
M	ailing Address	::			
		City		State	Zip Code
Pł	none Number:	Š			•
TE: This Notion	ce of Defense nt's current m delivered to tl	/Request for He ailing address, a	earing must be signed nd must be filed wit	d by or on behalf o	of Respondent, must set the enclosed Decision warence, if requested. It sh
	ninistrative Of		nunity, and Econom	ic Development	

Alcohol and Marijuana Control Office

550 West 7th Ave, Suite 1600

Anchorage, AK 99501

Page 117

#12289 Raven Buds

Application



Department of Commerce, Community, and Economic Development

ALCOHOL & MARIJUANA CONTROL OFFICE 550 West 7th Avenue, Suite 1600 Anchorage, AK 99501 Main: 907.269.0350

MEMORANDUM

TO: Chair and Members of the Board DATE: June 20, 2017

FROM: Erika McConnell RE: Raven Buds #12289

Director, Marijuana Control Board

This is an application for a Limited Marijuana Cultivation Facility in the Fairbanks North Star Borough by Carol Bolt; Dave A Mullis; Kerri A Mullis DBA Raven Buds

Date Application Initiated: 02/25/2017

Date Under Review: 03/24/2017

Incomplete Letter(s) Date: 05/03/2017; 05/19/2017

Date Final Corrections Submitted: 05/24/2017

Determined Complete/Notices Sent: 06/01/2017

Local Government Response/Date: No response, yet.

DEC Response/Date: 06/01/2017-Compliant

Fire Marshal Response/Date: 06/06/2017-Compliant

Objection(s) Received/Date: Yes

Staff questions for Board: No

APPLICATION DOCUMENTS



GENERAL PARTNERSHIP AGREEMENT

This partnership agreement is made on February 20, 2017 between David A. Mullis, Kerri A. Mullis and Carol S Bolt, whom hereinafter are referred to as the "Partners", agree as follows:

1. Raven Buds

The Partners voluntarily associate themselves together as general partners for the purpose of conducting the general business of Limited Grow Marijuana Company, and any other type of business that may from time to time be agreed on by the Partners. The parties hereby form a partnership under the name of Raven Buds. The principal place of business shall be at 2441 Lawlor Road Cabin C, Fairbanks, Alaska 99709 and any other place or places that may be mutually agreed upon by the Partners.

The three principal partners will have an interest in Raven Buds as following:

David A Mullis 45% - Managing Partner

Kerri A Mullis 30%

Carol S Bolt 25%

2. Term

The partnership shall commence on February 20, 2017, and shall continue until terminated.

3. Capital

The partners are contributing equal amounts of capital, whether time based or financial based. All monies were available at the time of starting the business. If the business does not get approved, any financial amounts will be paid back within a three (3) year timeframe.

4. Profits and Losses

Any net profits will be divided as provided above in the percentages. There will be a time, if Carol

Bolt chooses to increase her investment (up to \$50,000) for the right to become a partner at 49%,

with the Mullis family retaining the 51%.

5. Interest

No interest shall be paid on the initial contributions to the capital of the partnership or on any

subsequent contributions of capital.

6. Salaries

The profits provided from this business will be divided as scheduled above.

7. Rent of Building/Reimbursement to Movinfree

Raven Buds will be renting Cabin C, from Movinfree, at the sum of \$250 a month, in addition, the

costs calculated from the amount of electricity involved in running Raven Buds will be paid monthly.

Costs will vary depending on amount of electricity needed. Heating oil when necessary will be

purchased by Movinfree (to defer delivery costs) and when provided with a receipt will be paid back.

These costs will be started prior to the first harvest, and will be kept on the books until profits of the

first grow, and thereafter, monthly.

8. Partnership Books

The books will be managed, as required by the AMCO board, and reviewed monthly.

9. Management Duties

David A Mullis: Marijuana Management

Kerri A Mullis: Compliance of Regulations/Money

Carol S Bolt: Excise Tax and Money

11. Death of a Partner

AMCO states that upon the death of a partner, the Marijuana Company MUST stop all business,

2

and contact them.

Page 122

13. Arbitration

Any controversy or claim arising out of or relating to this Agreement, or the breach hereof, shall be settled by arbitration in accordance with the rules, then obtaining, of the American Arbitration Association, and judgment upon the award rendered may be entered in any court having jurisdiction thereof. In witness whereof the parties have signed this Agreement.

14. Integration

This Partnership Agreement contains the entire agreement of the parties with respect to the subject matter of this Agreement, and supersedes all prior negotiations, agreements and understandings with respect thereto. This Agreement may only be amended by a written document duly executed by all parties.

Executed this 8+4 day of 700, in Fairbanks, Alaska

Partner 1

Partner 2

Cassbolt

Alaska Department of Commerce, Community, and Economic Development

Division of Corporations, Business and Professional Licensing P.O. Box 110806, Juneau, Alaska 99811-0806

This is to certify that

RAVEN BUDS

2441 LAWLOR ROAD FAIRBANKS AK 99709

owned by

DAVE A MULLIS; KERRI A MULLIS; CAROL BOLT

is licensed by the department to conduct business for the period

February 24, 2017 through December 31, 2017 for the following line of business:

11 - Agriculture, Forestry, Fishing and Hunting



This license shall not be taken as permission to do business in the state without having complied with the other requirements of the laws of the State or of the United States.

This license must be posted in a conspicuous place at the business location. It is not transferable or assignable.

Chris Hladick



Alcohol & Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501 marijuana.licensing@alaska.gov https://www.commerce.alaska.gov/web/amco Phone: 907.269.0350

Cover Sheet for Marijuana Establishment Applications

What is this form?

This cover sheet <u>must</u> be completed and submitted any time a document, payment, or other marijuana establishment application item is emailed, mailed, or hand-delivered to AMCO's main office.

Items that are submitted without this page will be returned in the manner in which they were received.

Section 1 - Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

Licensee:	CAROL BOLT; DAVE A MULLIS; KERRI A MULLIS	ILLIS; KERRI A MULLIS License Number: 12289			
License Type:	Limited Marijuana Cultivation Facility				
Doing Business As:	RAVEN BUDS				
Physical Address:	2441 Lawlor Road, Cabin C				
City:	Fairbanks	State:	AK	Zip Code:	99709
Designated Licensee:	DAVE A MULLIS				
Email Address:	kam63@rocketmail.com				

Section 2 - Attached Items

List all documents, payments, and other items that are being submitted along with this page.

Attached Items:		
	M7-00	
	Page 1 of 6	

	OFFICE USE ONLY		
Received Date:	Payment Submitted Y/N:	Transaction #:	



Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501

marijuana.licensing@alaska.gov https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

Form MJ-00: Application Certifications

What is this form?

This application certifications form is required for all marijuana establishment license applications. Each person signing an application for a marijuana establishment license must declare that he/she has read and is familiar with AS 17.38 and 3 AAC 306.

Section 1 - Establishment Information

This form must be completed and submitted to AMCO's main office by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) before any license application will be considered complete.

99709				
99709				
99709				
99709				
	_			
Carol Bolt				
Chief Financial Officer				
Yes	No			
V				
	~			

[Form MJ-00] (rev 06/27/2016)



Alcohol and Marijuana Control Office
550 W 7th Avenue, Suite 1600
Anchorage, AK 99501
marijuana.licensing@alaska.gov

https://www.commerce.alaska.gov/web/amco Phone: 907,269,0350

Alaska Marijuana Control Board

Form MJ-00: Application Certifications

Section 4 - Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

Initials

I certify that I have not been convicted of a felony in any state or the United States, including a suspended imposition of sentence, for which less than five years have elapsed from the time of the conviction to the date of this application.



I certify that I am not currently on felony probation or felony parole.



I certify that I have not been found guilty of selling alcohol without a license in violation of AS 04.11.010.



I certify that I have not been found guilty of selling alcohol to an individual under 21 years of age in violation of 04.16.051 or AS 04.16.052.



I certify that I have not been convicted of a misdemeanor crime involving a controlled substance, violence against a person, use of a weapon, or dishonesty within the five years preceding this application.



I certify that I have not been convicted of a class A misdemeanor relating to selling, furnishing, or distributing marijuana or operating an establishment where marijuana is consumed within the two years preceding this application.



I certify that my proposed premises is not within 500 feet of a school ground, recreation or youth center, a building in which religious services are regularly conducted, or a correctional facility, as set forth in 3 AAC 306.010(a).



I certify that my proposed premises is not located in a liquor licensed premises.



I certify that I meet the residency requirement under AS 43.23 for a permanent fund dividend in the calendar year in which I am initiating this application.



I certify that all proposed licensees (as defined in 3 AAC 306.020(b)(2)) and affiliates (as defined in 3 AAC 306.990(a)(1)) have been listed on my online marijuana establishment license application.



I certify that all proposed licensees have been listed on my application with the Division of Corporations.



I certify that I understand that providing a false statement on this form, the online application, or any other form provided by AMCO is grounds for denial of my application.



[Form MJ-00] (rev 06/27/2016)

Page 2 of 3



Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501 <u>marijuana.licensing@alaska.gov</u> https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

Alaska Marijuana Control Board

Form MJ-00: Application Certifications

Read each line below, and then sign your initials in the box to the right of only the applicable statement:	Initials
Only initial next to the following statement if this form is accompanying an application for a marijuana testing facility lice	nse:
I certify that I do not have an ownership in, or a direct or indirect financial interest in a retail marijuana store, a marijuana cultivation facility, or a marijuana products manufacturing facility.	
Only initial next to the following statement if this form is accompanying an application for a <u>retail marijuana store</u> , a <u>mar</u> cultivation facility, or a <u>marijuana products manufacturing facility</u> license:	ijuana
I certify that I do not have an ownership in, or a direct or indirect financial interest in a marijuana testing facility license.	ĈB
All marijuana establishment license applicants:	
As an applicant for a marijuana establishment license, I declare under penalty of unsworn falsification that I have read and a with AS 17.38 and 3 AAC 306, and that I have examined the online application and this form, including all accompanying sch statements, and to the best of my knowledge and belief find them to be true, correct, and complete. Signature of licensee	
Printed name Subscribed and sworn to before me this day of Motary Public in and for the State My commission expires: 12-1-2	



Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501 marijuana.licensing@alaska.gov

https://www.commerce.alaska.gov/web/amco Phone: 907.269.0350

Form MJ-00: Application Certifications

What is this form?

This application certifications form is required for all marijuana establishment license applications. Each person signing an application for a marijuana establishment license must declare that he/she has read and is familiar with AS 17.38 and 3 AAC 306.

This form must be completed and submitted to AMCO's main office by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) before any license application will be considered complete.

Licensee:	David Mullis, Kerri Mullis & Carol Bolt	License	Number:	1228	0	
3771331		LUAN CONTRACTOR CONTRA				
License Type:	Limited Marijuana Cultivation Facil	ity				
Doing Business As:	Raven Buds					
Premises Address:	2441 Lawlor Road, Cabin C					
City:	Fairbanks	State:	AK	ZIP:	99709	9
	Section 2 - Individual Info	rmatio	n			
iter information for the	individual licensee or affiliate.					
Name:	David Mullis	David Mullis				
Title:	Owner					
	Section 3 - Other Lice	nses				
wnership and financial	interest in other licenses:				Yes	No
	ave or plan to have an ownership interest in, or a direct	or indirect	inancial inte	rest in		0
another marijuana	establishment license?					
If "Yes", which license	numbers (for existing licenses) and license types do ye	ou own or p	lan to own?			

[Form MJ-00] (rev 06/27/2016)



Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501 marijuana.licensing@alaska.gov

https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

Form MJ-00: Application Certifications

Section 4 - Certifications Initials Read each line below, and then sign your initials in the box to the right of each statement: I certify that I have not been convicted of a felony in any state or the United States, including a suspended imposition of sentence, for which less than five years have elapsed from the time of the conviction to the date of this application. I certify that I am not currently on felony probation or felony parole. I certify that I have not been found guilty of selling alcohol without a license in violation of AS 04.11.010. I certify that I have not been found guilty of selling alcohol to an individual under 21 years of age in violation of 04.16.051 or AS 04.16.052. I certify that I have not been convicted of a misdemeanor crime involving a controlled substance, violence against a person, use of a weapon, or dishonesty within the five years preceding this application. I certify that I have not been convicted of a class A misdemeanor relating to selling, furnishing, or distributing marijuana or operating an establishment where marijuana is consumed within the two years preceding this application. I certify that my proposed premises is not within 500 feet of a school ground, recreation or youth center, a building in which religious services are regularly conducted, or a correctional facility, as set forth in 3 AAC 306.010(a). I certify that my proposed premises is not located in a liquor licensed premises. I certify that I meet the residency requirement under AS 43.23 for a permanent fund dividend in the calendar year in which I am initiating this application. I certify that all proposed licensees (as defined in 3 AAC 306.020(b)(2)) and affiliates (as defined in 3 AAC 306.990(a)(1)) have been listed on my online marijuana establishment license application. I certify that all proposed licensees have been listed on my application with the Division of Corporations. I certify that I understand that providing a false statement on this form, the online application, or any other form provided

[Form MJ-00] (rev 06/27/2016)

by AMCO is grounds for denial of my application.

Page 2 of 3



Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501 <u>marijuana.licensing@alaska.gov</u> <u>https://www.commerce.alaska.gov/web/amco</u> Phone: 907.269.0350

Form MJ-00: Application Certifications

Read each line below, and then sign your initials in the box to the right of only the applicable statement:	Initials
Only initial next to the following statement if this form is accompanying an application for a marijuana testing facility lice	ense:
I certify that I do not have an ownership in, or a direct or indirect financial interest in a retail marijuana store, a marijuana cultivation facility, or a marijuana products manufacturing facility.	
Only initial next to the following statement if this form is accompanying an application for a <u>retail marijuana store</u> , a <u>macultivation facility</u> , or a <u>marijuana products manufacturing facility</u> license:	rijuana
I certify that I do not have an ownership in, or a direct or indirect financial interest in a marijuana testing facility license.	DM]
All marijuana establishment license applicants:	
As an applicant for a marijuana establishment license, I declare under penalty of unsworn falsification that I have read and with AS 17.38 and 3 AAC 306, and that I have examined the online application and this form, including all accompanying so statements, and to the best of my knowledge and belief find them to be true, correct, and complete.	
Signature of licensee	
David Mullis	
Subscribed and sworn to before me this 8 day of May	, 2020
Notary Public in and for the Sta	te of Alaska
My commission expires: /2/-	1020
My commission expires: /t/-	



Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501 <u>marijuana.licensing@alaska.gov</u> https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

Form MJ-00: Application Certifications

What is this form?

This application certifications form is required for all marijuana establishment license applications. Each person signing an application for a marijuana establishment license must declare that he/she has read and is familiar with AS 17.38 and 3 AAC 306.

This form must be completed and submitted to AMCO's main office by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) before any license application will be considered complete.

Section 1 - Establishment Information Enter information for the business seeking to be licensed, as identified on the license application. Licensee: David Mullis, Kerri Mullis & Carol Bolt License Number: 12289 License Type: Limited Marijuana Cultivation Facility Doing Business As: Raven Buds Premises Address: 2441 Lawlor Road, Cabin C ZIP: Fairbanks State: AK 99709 City: Section 2 - Individual Information Enter information for the individual licensee or affiliate. Kerri Mullis Name: Title: Partner Section 3 - Other Licenses Ownership and financial interest in other licenses: Yes No Do you currently have or plan to have an ownership interest in, or a direct or indirect financial interest in another marijuana establishment license? If "Yes", which license numbers (for existing licenses) and license types do you own or plan to own?



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Form MJ-00: Application Certifications

Section 4 - Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

Initials

I certify that I have not been convicted of a felony in any state or the United States, including a suspended imposition of sentence, for which less than five years have elapsed from the time of the conviction to the date of this application.



I certify that I am not currently on felony probation or felony parole.



I certify that I have not been found guilty of selling alcohol without a license in violation of AS 04.11.010.



I certify that I have not been found guilty of selling alcohol to an individual under 21 years of age in violation of 04.16.051 or AS 04.16.052.



I certify that I have not been convicted of a misdemeanor crime involving a controlled substance, violence against a person, use of a weapon, or dishonesty within the five years preceding this application.



I certify that I have not been convicted of a class A misdemeanor relating to selling, furnishing, or distributing marijuana or operating an establishment where marijuana is consumed within the two years preceding this application.



I certify that my proposed premises is not within 500 feet of a school ground, recreation or youth center, a building in which religious services are regularly conducted, or a correctional facility, as set forth in 3 AAC 306.010(a).



I certify that my proposed premises is not located in a liquor licensed premises.



I certify that I meet the residency requirement under AS 43.23 for a permanent fund dividend in the calendar year in which I am initiating this application.



I certify that all proposed licensees (as defined in 3 AAC 306.020(b)(2)) and affiliates (as defined in 3 AAC 306.990(a)(1)) have been listed on my online marijuana establishment license application.



I certify that all proposed licensees have been listed on my application with the Division of Corporations.



I certify that I understand that providing a false statement on this form, the online application, or any other form provided by AMCO is grounds for denial of my application.





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Form MJ-00: Application Certifications

Read each line below, and then sign	n your initials in the box to the right of <u>only the</u>	e applicable statement:	Initials
Only initial next to the following st	atement if this form is accompanying an applic	cation for a marijuana testing facility lice	nse:
I certify that I do not have an owner cultivation facility, or a marijuana pr	ship in, or a direct or indirect financial interest oducts manufacturing facility.	in a retail marijuana store, a marijuana	
	atement if this form is accompanying an applic products manufacturing facility license:	ation for a <u>retail marijuana store</u> , a <u>mar</u>	ijuana
I certify that I do not have an owner	ship in, or a direct or indirect financial interest	in a marijuana testing facility license.	km
All marijuana establishment license	e applicants:		
with AS 17.38 and 3 AAC 306, and the	blishment license, I declare under penalty of ur nat I have examined the online application and nowledge and belief find them to be true, corre	this form, including all accompanying sch	im familiar edules and
Rena Mulls Printed name			
	Subscribed and sworn to before me this D	Notary Public in and for the State My commission expires: 12-1-2	e of Alaska



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Cover Sheet for Marijuana Establishment Applications

What is this form?

This cover sheet <u>must</u> be completed and submitted any time a document, payment, or other marijuana establishment application item is emailed, mailed, or hand-delivered to AMCO's main office.

Items that are submitted without this page will be returned in the manner in which they were received.

Section 1 - Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

Licensee:	CAROL BOLT; DAVE A MULLIS; KERRI A MULLIS	S License Number: 12289			
License Type:	Limited Marijuana Cultivation Facility				
Doing Business As:	RAVEN BUDS				
Physical Address:	2441 Lawlor Road, Cabin C				
City:	Fairbanks	State:	AK	Zip Code:	99709
Designated Licensee:	DAVE A MULLIS				
Email Address:	kam63@rocketmail.com				

Section 2 - Attached Items

List all documents, payments, and other items that are being submitted along with this page.

Attached Items:	m J - 01	
	Page 2 of 6	

	OFFICE USE ONLY		
Received Date:	Payment Submitted Y/N:	Transaction #:	



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Form MJ-01: Marijuana Establishment Operating Plan

What is this form?

An operating plan is required for all marijuana establishment license applications. Applicants should review **Title 17.38** of **Alaska Statutes** and **Chapter 306** of the **Alaska Administrative Code**. This form will be used to document how an applicant intends to meet the requirements of those statutes and regulations. If your business has a formal operating plan, you may include a copy of that operating plan with your application, but all fields of this form must still be completed per 3 AAC 306.020(c).

What must be covered in an operating plan?

Applicants must identify how the proposed premises will comply with applicable statutes and regulations regarding the following:

- Security
- Inventory tracking of all marijuana and marijuana product on the premises
- · Employee qualification and training
- Waste disposal
- Transportation and delivery of marijuana and marijuana products
- Signage and advertising
- Control plan for persons under the age of 21

Applicants must also complete the corresponding operating plan supplemental forms (Form MJ-03, Form MJ-04, Form MJ-05, or Form MJ-06) to meet the additional operating plan requirements for each license type.

Section 1 - Establishment Information

Licensee:	David Mullis, Kerri Mullis & Carol Bolt	License	Number: 12289		9	
License Type:	Limited Marijuana Cultivation Facility					
Doing Business As:	Raven Buds					
Premises Address:	2441 Lawlor Road				-13	
City:	Fairbanks	State:	ALASKA	ZIP:	99709	
Mailing Address:	2441 Lawlor Road, Cabin C					
City:	Fairbanks	State:	ALASKA	ZIP:	99709	
Primary Contact:	Kerri Mullis					
Main Phone:	(907) 378-0103	Cell Phone:	(907) 378-0103			
Email:	kam63@rocketmail.com					

[Form MJ-01] (rev 02/12/2016)

Page 1 of 19



Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501 <u>marijuana.licensing@alaska.gov</u> https://www.commerce.alaska.gov/web/amco

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Form MJ-01: Marijuana Establishment Operating Plan

Section 2 - Security

Review the requirements under 3 AAC 306.710 – 3 AAC 306.720 and 3 AAC 306.755, and identify how the proposed premises will meet the listed requirements:

Describe how the proposed premises will comply with each of the following:

Restricted Access Areas (3 AAC 306.710):

Describe how you will prevent unescorted members of the public from entering restricted access areas:

In accordance with 3 ACC 306.710 there will be a sign posted on our entry door. The sign will say "Restricted Access Area. Visitors must be escorted." Since this is a small grow operation, we will not allow more than two visitors at a time, although there is an allowance of up to five, for each licensee, employee or agent of the licensee. There will be a sign in, of any visitor, providing an ID, we will document in the Book of Visitors, date, time, legal id, and time of departure. The video cameras will also show that the visitor will never be unattended by a licensee, employee or agent.

Describe your processes for admitting visitors into and escorting them through restricted access areas:

In accordance with the regulation, 3 ACC 306.710, all must provide us with their photo identification (3 ACC 306.750) to verify that they are over the age of 21. They will also be required to sign our book of visitors, put on protective gear (3 ACC 306.735), and wear a visitors badge. They will always be in attendance with a licensee, employee or agent.



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Form MJ-01: Marijuana Establishment Operating Plan

Describe your recordkeeping of visitors who are escorted into restricted access areas:

In accordance with 3 ACC 306.715, there will be continuous camera security. This will record the facial features of any visitors, positioned in all areas to have clear view with no obstruction. We will also be having the visitor sign in, giving information of the photo identification (ADL), time, and date arriving to coincide with the recording of the security camera, and time of leaving.

Provide a copy of a sample identification badge to be displayed by each licensee, employee, or agent while on the premises:





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Form MJ-01: Marijuana Establishment Operating Plan

Security Alarm Systems and Lock Standards (3 AAC 306.715):

xterior lighting is required to facilitate surveilland	 Describe how the exterior 	lighting will meet this requirement:
--	---	--------------------------------------

In accordance with 3 AAC 306.715, we will have an automatically operating 24/7 dusk to dawn lighting at the only entry door on our building. This will facilitate visual documentation of any approaching person. We will also have on the remaining walls of the building motion detector sensing lights.

An alarm system is required for all license types. Describe the security alarm system for the proposed premises:

In accordance with 3 AAC 306.715, our security will be a wireless security system. It will have an external 110 decibel horn alarm, glass breakage detection, window contacts, one panic alarm button, motion detector set offs, and door contacts. And in accordance with 3 ACC 306.720 continuous video monitoring. And warning signs on all windows and door. It also has an auto dialer in the case of attempted break in.

The alarm system must be activated on all exterior doors and windows when the licensed premises is closed for business. Describe how the security alarm system meets this requirement:

Our alarm system is designed to run 24/7. The window contacts, will be on continuously. We will go from night mode (instant alarm, motion detection) to day mode (no motion detection). This will keep all licensees, employees or agents as safe as possible, and deter any diversion of product.



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Form MJ-01: Marijuana Establishment Operating Plan

Describe your policies and procedures for preventing diversion of marijuana or marijuana product:

In accordance with 3 AAC 306.715, the primary deterrent is use of cameras, and continuous video recording. At no time during the drying, harvesting process will any licensee, employee or agent be without another licensee. All plants over 8" will have a metric tag, and will be closely monitored. This is a small facility, with only 3 licensees, and no employees.

Describe your policies and procedures for preventing loitering:

Our facility is isolated off of any main roads, or surrounding properties. If a person is found to be at our facility, we will ask them to leave. If, for some reason, the request is not honored, we will be contacting the troopers to ask for them to be trespassed.

Describe your policies and procedures regarding the use of any additional security device, such as a motion detector, pressure switch, and duress, panic, or hold-up alarm to enhance security of the proposed premises:

We have one hold up alarm that is run concurrently with our alarm system. We also have two individual panic systems, to be worn by any licensee, employee or agent when in the restricted area. This will call one of the other licensees, and they in turn, will contact the AST.



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Form MJ-01: Marijuana Establishment Operating Plan

Describe your policies and procedures regarding the actions to be taken by a licensee, employee, or agent when any automatic or electronic notification system alerts a local law enforcement agency of an unauthorized breach of security: In the event of a breach of security, any licensee, employee or agent for the licensee will be in full cooperation with the local AST. Access is not a problem. Video Surveillance (3 AAC 306.720): All licensed marijuana establishments must meet minimum standards for surveillance equipment. Applicants should be able to answer "Yes" to all items below. Video surveillance and camera recording system covers the following areas of the premises: Yes No Each restricted access area and each entrance to a restricted access area Both the interior and exterior of each entrance to the facility Each point of sale area Each video surveillance recording: res ivo Is preserved for a minimum of 40 days, in a format that can be easily accessed for viewing Clearly and accurately displays the time and date

Is archived in a format that does not permit alteration of the recorded image, so that the images

[Form MJ-01] (rev 02/12/2016)

can readily be authenticated



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Alaska Marijuana Control Board

Form MJ-01: Marijuana Establishment Operating Plan

licensed premises, or within 20 feet of each entrance to the licensed premises: In accordance with 3 AAC 306.715 and 3 AAC 306.720, the cameras have night visit	ion to 65	
ft. and have motion sensing. The video system will notify us upon any movement or camera through texting. This is in addition to our alarm system. The cameras inside facility will be placed in such a way that there is not an obstruction of view. We only door, so one camera will be outside, and able to view up to 65ft, with night vision.	n any e the	
	7333	
Describe the locked and secure area where video surveillance recording equipment and records will be house and how you will ensure the area is accessible only to authorized personnel, law enforcement, or an agent of		
our living quarters, and will be accessible via pc or smart phone. This will allow quit from any location.	ck retriev	al
eration of Surveillance Equipment and Video Surveillance Records:	Vac	No
ocation of Surveillance Equipment and Video Surveillance Records:	Yes	No
cation of Surveillance Equipment and Video Surveillance Records: Surveillance room or area is clearly defined on the premises diagram	Yes	No
	Yes	No
Surveillance room or area is clearly defined on the premises diagram	Yes	No I
Surveillance room or area is clearly defined on the premises diagram Surveillance recording equipment and video surveillance records are housed in a designated, locked,	Yes	No I



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Form MJ-01: Marijuana Establishment Operating Plan

Business Records (3 AAC 306.755):

All licensed marijuana establishments must maintain, in a format that is readily understood by a reasonably prudent business person, certain business records. Applicants should be able to answer "Yes" to all Items below.

Business Records Maintained	d and Kept on the Licensed Premises:	Yes	No
for the current year a	All books and records necessary to fully account for each business transaction conducted under its license for the current year and three preceding calendar years; records for the last six months are maintained on the marijuana establishment's licensed premises; older records may be archived on or off-premises		
	st setting out the full name and marijuana handler permit number of each licensee, who works at the marijuana establishment	V	
The business contact i	information for vendors that maintain video surveillance systems and security alarm ed premises	V	
Records related to ad	vertising and marketing	V	
A current diagram of	the licensed premises including each restricted access area	V	
A log recording the na	ame, and date and time of entry of each visitor permitted into a restricted access	V	
All records normally r	etained for tax purposes	V	
from seed or immatur	hensive inventory tracking records that account for all marijuana inventory activity re plant stage until the retail marijuana or retail marijuana product is sold to a marijuana establishment, or destroyed	V	
Transportation record	ds for marijuana and marijuana product as required under 3 AAC 306.750(f)	V	

[Form MJ-01] (rev 02/12/2016)



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Alaska Marijuana Control Board

Form MJ-01: Marijuana Establishment Operating Plan

A marijuana establishment is required to exercise due diligence in preserving and maintaining all required records.

Describe how you will prevent records and data, including electronically maintained records, from being lost or destroyed:

In accordance with 3 AAC 306.720, we will be storing our electronic videos offsite. We will also make a duplicate of all paper tracking (book of visitors), and implement a nightly backup of our computer. This will allow retrieval by other computers in the event of a major computer failure. Our copies of papers will be stored for three years, in a fire safe. The electronic back up will be stored on Carbonite (offsite) and flash drives, which will be stored in a fire safe.

In accordance with 3 AAC 306.755,(a) we will maintain all business records in a manner and format that is readily understood by a reasonably prudent business person.

- (1) We will also have business records that will account for each business transaction for the current year, and three preceding calendar years. We understand that the records for the last six months must be on the premises, while older transactions may be archived either on site or off site. (2) We will have a current employee list, setting out the full name, and marijuana handler permit number of each licensee, employee or agent who works at the marijuana establishment. (3) The business contact information of the vendors that maintain video surveillance systems and security alarm systems for the marijuana establishment. (4) We will also maintain all the records for advertising and marketing. (5) There will be a current diagram of the licensed premises including each restricted area. (6) We will also maintain a log recording the name, date, and time of entry of each visitor permitted in a restricted area. (7) We will maintain all records for tax purposes. (8) We will maintain accurate and comprehensive inventory tracking that accounts for all marijuana activity from seed or immature plant stage until the retail marijuana or retail marijuana product is sold to a consumer, another marijuana establishment or destroyed. (9) We will maintain transportation for marijuana and marijuana products as required under 3 AAC 306.750(f).
- (b) We will provide any record required to be kept on the licensed premises to an employee of the board upon request. Any record kept off premises must be provided to the boards employees no later than three (3) business days after a request for the record.
- (c) We will exercise due diligence in preserving and maintaining all required records. Loss of records or data (including electronically retained records), does not excuse a violation of this section. The board may determine a failure to maintain records required under this section to be a license violation affecting public safety.



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Form MJ-01: Marijuana Establishment Operating Plan

Section 3 - Inventory Tracking of All Marijuana and Marijuana Product

Review the requirements under 3 AAC 306.730, and identify how the proposed establishment will meet the listed requirements.

All licensed marijuana establishments must use a marijuana inventory tracking system capable of sharing information with the system the board implements to ensure all marijuana cultivated and sold in the state, and each marijuana product processed and sold in the state, is identified and tracked from the time the marijuana propagated from seed or cutting, through transfer to another licensed marijuana establishment, or use in manufacturing a product, to a completed sale of marijuana or marijuana product, or disposal of the harvest batch of marijuana or production lot of marijuana product.

Applicants should be able to answer "Yes" to all items below.

A marijuana inventory tracking system, capable of sharing information with the system the board implements to ensure tracking for the reasons listed above, will be used	V	
All marijuana delivered to a marijuana establishment will be weighed on a scale certified in compliance with 3 AAC 306.745	V	
Describe the marijuana tracking system that you plan to use and how you will ensure that it is capable of sharing information with the system the board implements:		
We will be implementing Franwells Metro. It looks like a comprehensive, well functionin record keeping method. We can download and email to board, when necessary. Or in event of computer failure, the backup from Carbonite will be retrievable. Metro seems tworking well for Colorado and California.	the	



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Form MJ-01: Marijuana Establishment Operating Plan

Section 4 - Employee Qualification and Training

Review the requirements under 3 AAC 306.700, and identify how the proposed establishment will meet the listed requirements.

A marijuana establishment and each licensee, employee, or agent of the marijuana establishment who sells, cultivates, manufactures, tests, or transports marijuana or a marijuana product, or who checks the identification of a consumer or visitor, shall obtain a marijuana handler permit from the board before being licensed or beginning employment at a marijuana establishment.

Applicants should be able to answer "Yes" to all items below.

rijuana Hander Permit:	Yes	No
Each licensee, employee, or agent of the marijuana establishment who sells, cultivates, manufactures, tests, or transports marijuana or marijuana product, or who checks the identification of a consumer or visitor, shall obtain a marijuana handler permit from the board before being licensed or beginning employment at the marijuana establishment	V	
Each licensee, employee, or agent who is required to have a marijuana handler permit shall keep that person's marijuana handler permit card in that person's immediate possession (or a valid copy on file on the premises of a retail marijuana store, marijuana cultivation facility, or marijuana product manufacturing facility) when on the licensed premises	V	
Each licensee, employee, or agent who is required to have a marijuana handler permit shall ensure that that person's marijuana handler permit card is valid and has not expired	V	
In accordance to 3 AAC 306.700 we will be implementing for any licensee, employee for licensee to take an approved Marijuana Handler Permit class. They will be require entry of the facility to show their Marijuana Handler Permit card. We understand that for 3 years, and before the end of the 3 years, we will require licensee, employee or licensee to take another Marijuana Handler Permit Class. At not time, will anyone witheir current card be allowed in the facility.	ed before it is go agent for	e od



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Form MJ-01: Marijuana Establishment Operating Plan

Section 5 - Waste Disposal

rijuana Waste Disposal:	Yes	No
The marijuana establishment shall give the board at least 3 days notice in the marijuana inventory tracking system required under 3 AAC 306,730 before making the waste unusable and disposing of it	V	
escribe how you will store, manage, and dispose of any solid or liquid waste, including wastewater generated Ultivation, production, process, testing, or retail sales, in compliance with applicable federal, state, and local i		
n accordance with 3 AAC 306.740, we will contact the board 3 days through the me racking system before making our marijuana waste unusable. We plan on storing i	n our	
disposal area of our facility, in a secure, sealed waste container. We are using dirt, growing medium, and no chemicals, and do not anticipate any wastewater. Any wanixed with vegeetable oil and manure, after being thoroughly shredded, including restalks, etc. It will then be composted.	aste will h	
disposal area of our facility, in a secure, sealed waste container. We are using dirt, prowing medium, and no chemicals, and do not anticipate any wastewater. Any wanted with vegeetable oil and manure, after being thoroughly shredded, including re	aste will h	
disposal area of our facility, in a secure, sealed waste container. We are using dirt, growing medium, and no chemicals, and do not anticipate any wastewater. Any wanixed with vegeetable oil and manure, after being thoroughly shredded, including restalks, etc. It will then be composted.	aste will h	



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Form MJ-01: Marijuana Establishment Operating Plan

Marijuana waste must be rendered unusable for any purpose for which it was grown or produced before it leaves the marijuana establishment. Describe the process or processes that you will use to make the marijuana plant waste unusable:

	_
In accordance with 3 AAC 306.730, we will be tracking the marijuana plant until harvest. At that time, we will contact the board in accordance with 3 AAC 306.740 to alert them that we will be disposing of marijuana waste, including leaves. During that time, it will be stored in our disposal area (inside the facility), in a sealed container. After the 3 days of notification to the board, we will proceed with shredding the waste (including samples from any testing facility or retail store). After shredding the product thoroughly, we will mix in vegetable oil and manure, and then place in a composting area on the property. Any paper, plastic or other non compostable waste will be taken to a proper solid waste facility here in the FNSB area. We will keep a record of the final destination of both the marijuana waste, and non compostable waste.	



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Form MJ-01: Marijuana Establishment Operating Plan

Section 6 - Transportation and Delivery of Marijuana and Marijuana Products

Review the requirements under 3 AAC 306.750, and identify how the proposed establishment will meet the listed requirements.

Applicants should be able to answer "Yes" to all items below.

Marijuana Transportation:	Yes	No
The marijuana establishment from which a shipment of marijuana or marijuana product originates will ensure that any individual transporting marijuana shall have a marijuana handler permit required under 3 AAC 306.700	V	
The marijuana establishment that originates the transport of any marijuana or marijuana product will use the marijuana inventory tracking system to record the type, amount, and weight of marijuana or marijuana product being transported, the name of the transporter, the time of departure and expected delivery, and the make, model, and license plate number of the transporting vehicle	V	
The marijuana establishment that originates the transport of any marijuana or marijuana product will ensure that a complete printed transport manifest on a form prescribed by the board must be kept with the marijuana or marijuana product at all times during transport	V	
During transport, any marijuana or marijuana product will be in a sealed package or container in a locked, safe, and secure storage compartment in the vehicle transporting the marijuana or marijuana product, and the sealed package will not be opened during transport	V	
Any vehicle transporting marijuana or marijuana product will travel directly from the shipping marijuan establishment to the receiving marijuana establishment, and will not make any unnecessary stops in between except to deliver or pick up marijuana or marijuana product at any other licensed marijuana establishment	a V	
When the marijuana establishment receives marijuana or marijuana product from another licensed marijuana establishment, the recipient of the shipment will use the marijuana inventory tracking system to report the type, amount, and weight of marijuana or marijuana product received	, .	
The marijuana establishment will refuse to accept any shipment of marijuana or marijuana product that is not accompanied by the transport manifest	t	

[Form MJ-01] (rev 02/12/2016) Page 14 of 19



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Form MJ-01: Marijuana Establishment Operating Plan

Describe how marijuana or marijuana product will be prepared, packaged, and secured for shipment:

In accordance with 3 AAC 306.470, when we package the product, we will either place in a package of 1 ounce or less, in approved packaging for the eretail store to sell individually. In accordance with 3 AAC 306.475, the packaging shall have these 5 statements to be on the packaging: 1. Marijuana has intoxicating effects, and may be habit forming or addictive. 2. Marijuana impairs concentration, coordination and judgement. Do not operate a vehicle or machinery under the influence. 3. There are health risks associated with consumption of marijuana. 4. Marijuana should not be used by women who are pregnant or breastfeeding. 5. For use by adults 21 or older, keep out of the reach of children. Or in a bulk packaging, no more than 5 pounds, for retail store to repackage. It will be packaged using sanitary techniques, to prevent any marijuana product fro being contaminated in our processing area. We can also deliver to a marijuana manufacturing facility in a package no greater than 5 pounds. They can be a mixture of strains, or a single strain, but must be identified as such on the label. When we sell in prepackaged, ready for sale items, the bag may not contain any printed items, including cartoon type characters to prevent enticing children under the age of 21. The packaging will be food grade, so as not to introduce any toxic or foreign substance to the marijuana, and to protect it from contamination during CONT.

Describe the type of locked, safe, and secure storage compartments that will be used in any vehicles transporting marijuana or marijuana product:

Once our marijuana has been packaged properly, with all the required information on the outside of the package (3 AAC 306.470) there will be a record made in the Metrc marijuana tracking system. This will produce a Marijuana Transport Manifest. This form will be prescribed by the board. This printed manifest will remain with the package the remainder of time, until received by the testing facility, retail store, a marijuana manufacturing facility or another marijuana cultivation facility. We will record this type, amount and weight being transported. The name of the transporter, the time of departure and expected delivery time will be recorded. Also, recorded will be the make, model and license plate number of the vehicle the marijuana handler will be delivering in. The package will be placed in a box, designed to be closed in a tamper proof box with a seal on it. Then it will be placed in a small, lockable fireproof safe, in the trunk of the delivery vehicle, to deter access, until delivered to the facility receiving the product. The vehicle will not make any undo stops, but go directly to the facility the product is to be delivered to. The recipient will use the marijuana tracking system (Metrc) to record receiving said product. Without a transport manifest, the product will be refused. As required in 3 AAC 306.755. We will keep records of receiving or shipping any marijuana for the current year, and three previous years.



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Alcohol and Marijuana Control Office

550 W 7th Avenue, Suite 1600

https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

Alaska Marijuana Control Board

Form MJ-01: Marijuana Establishment Operating Plan

(Additional Space as Needed):

CONT from page 15, question 1.

the packaging. All packages to be delivered to either the retail store, marijuana manufacturing facility or testing facility will have on each package, an inventory tracking label. In accordance with 3 AAC 306.700, any licensee, or employee will have a Marijuana Handlers permit, with them at all times, for preparing, packaging or securing marijuana for shipments. The products will be handled, with proper attire so as not to contaminate product. We will use registered scales, in compliance with AS 45.75.00, maintaining registration, and inspection (17 AAC 920-17 AAC 90.925). Then, once packaged properly, there will be a record made in the Metro Marijuana tracking system. Once the product is in the sealed, tamper evident container, there will be a label placed on the container, in accordance with 3 AAC 306.475. With each harvest batch sold, we will attach a label with the following information: each soil amendment, fertilizer and crop production aid, applied to the growing medium or marijuana plant, applied to the batch, including pesticides, fungicide or herbicide. And, in addition, the name of the licensed testing facility, and the results of each required laboratory tests. The tests shall include, a cannabinoid potency profile, expressed in a range of percentages. From the previous 3 months, the range from lowest to highest, of that strain of marijuana. A statement listing the results of microbial testing. A statement listing any residual solvent (we don't plan on using solvents). And a statement listing any contaminants, mold, mildew, filth, herbicides, pesticides, fungicides, or harmful chemicals. If we wholesale marijuana to another facility, from a harvest batch that has not been tested, it must include a statement of identifying each contaminant listed above, that has not been tested in that batch. We will not label the marijuana as organic. Each package sold to another marijuana establishment, the name of the cultivation facility, and the license number of said facility, the harvest batch number assigned to the marijuana in the package. The net weight of the marijuana, shall be on the label, not including the weight of the shipping container. We will be using a standard of measure, with our marijuana tracking system. (Metrc).



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Form MJ-01: Marijuana Establishment Operating Plan

Section 7 – Signage and Advertising		
Describe any signs that you intend to post on your establishment with your business name, including qu	uantity and dim	ensions:
Since we are on a pretty secluded property, we prefer not to put any signs up. required to have any sign, it will be small and indiscrete.	If we are	
you are not applying for a retail marijuana store license, you do not need to complete the rest of Section estriction on advertising of marijuana and marijuana products (3 AAC 306.360): Il licensed retail marijuana stores must meet minimum standards for signage and advertising. pplicants should be able to answer "Agree" to all items below.	n 7, including P	age 17.
No advertisement for marijuana or marijuana product will contain any statement or illustration that:	Agree	e Disagree
Is false or misleading		
Promotes excessive consumption		
Represents that the use of marijuana has curative or therapeutic effects		
Depicts a person under the age of 21 consuming marijuana		
Includes an object or character, including a toy, a cartoon character, or any other depiction designed to appeal to a child or other person under the age of 21, that promotes consumption marijuana	of	

[Form MJ-01] (rev 02/12/2016)

Page 16 of 19



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Form MJ-01: Marijuana Establishment Operating Plan

No advertisement for marijuana or marijuana product will be placed:	Agree	Disagree
Within one thousand feet of the perimeter of any child-centered facility, including a school, childcare facility, or other facility providing services to children, a playground or recreation center, a public park, a library, or a game arcade that is open to persons under the age of 21		
On or in a public transit vehicle or public transit shelter		
On or in a publicly owned or operated property		
Within 1000 feet of a substance abuse or treatment facility		
On a campus for post-secondary education		
Signage and Promotional Materials:	Agree	Disagree
I understand and agree to follow the limitations for signs under 3 AAC 306.360(a)		
The retail marijuana store will not use giveaway coupons as promotional materials, or conduct promotional activities such as games or competitions to encourage sale of marijuana or marijuana products		
All advertising for marijuana or any marijuana product will contain the warnings required under 3 AAC 306.360(e)		



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Form MJ-01: Marijuana Establishment Operating Plan

Section 8 - Control Plan for Persons Under the Age of 21

Describe how the marijuana establishment will prevent persons under the age of 21 from gaining access to any portion of the licensed premises and marijuana items:

In accordance with 3 AAC 306.710, we will have posted signs on the door "Restricted Access Area. Visitors must be escorted." Everyone must provide us with photo id, and to sign our Book of Visitors-once providing the photo id, that provides us with the age of the visitor. They will not be allowed to enter, once ascertained they are under 21. Since we are not a retail facility, we do not anticipate many visitors. All licensees, employees, and agents of licensees know all of the regulations, and a book of these answers will be kept on the premises at all times.

I declare under penalty of perjury that I have examined this form, including all accompanying schedules and statements, and to the best of my knowledge and belief find it to be true, correct, and complete.

Kerri Mullio	
Signature of licensee	
Kerri Mushhis	
Printed name VANG Subscribed and sworn to before the NOTARY	ore me this 8 day of 194 20 17.
AUBLIO DE MARIO NA	Notary Public in and for the State of Alaska.
Salatania Expila	My commission expires: 12-1-2020



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Form MJ-02: Premises Diagram

What is this form?

A detailed diagram of the proposed licensed premises is required for all marijuana establishment license applications, per 3 AAC 306.020(b)(8). Your diagram must show all entrances and boundaries of the premises, restricted access areas, and storage areas, and dimensions. If your proposed premises is located within a building or building complex that contains multiple businesses and/or tenants, please provide an additional page that clearly shows the location of your proposed premises within the building or building complex, along with the addresses and/or suite numbers of the other businesses and/or tenants within the building or building complex. For those applying for a limited marijuana cultivation license, the proposed area(s) for cultivation must be clearly delineated.

The <u>second page</u> of this form is not required. Blueprints, CAD drawings, or other clearly drawn and marked diagrams may be submitted in lieu of the second page of this form. The first page must still be completed, attached to, and submitted with any supplemental diagrams. An AMCO employee may require you to complete the second page of this form if additional documentation for your premises diagram is needed.

This form must be completed and submitted to AMCO's main office before any license application will be considered complete.

	Yes	No
I have attached blueprints, CAD drawings, or other supporting documents in addition to, or in lieu of, the second page of this form.		

Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

Licensee:	David Mullis, Kerri Mullis & Carol Bolt License Number: 12289						
License Type:	Limited Marijuana Cultivation Facil	lity					
Doing Business As:	Raven Buds						
Premises Address:	2441 Lawlor Road, Cabin C				,		
City:	Fairbanks	State:	AK	ZIP:	99709		

[Form MJ-02] (rev 06/20/2016)



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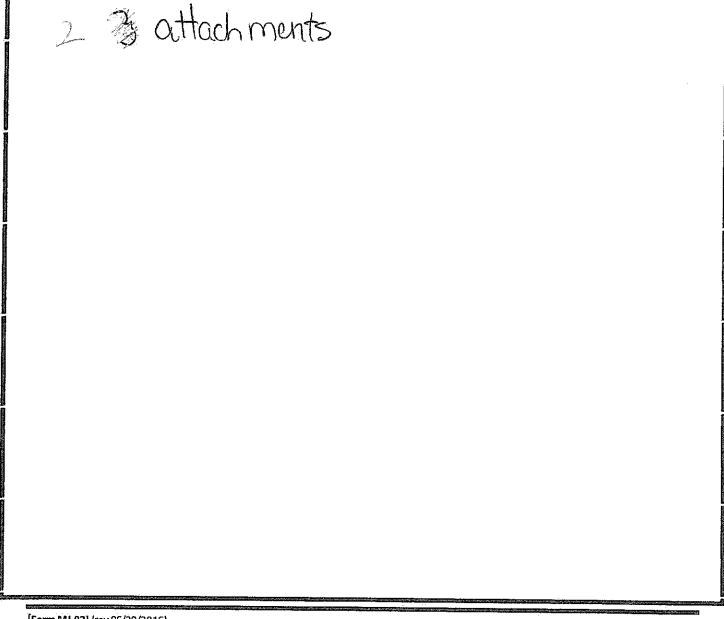
Phone: 907.269.0350

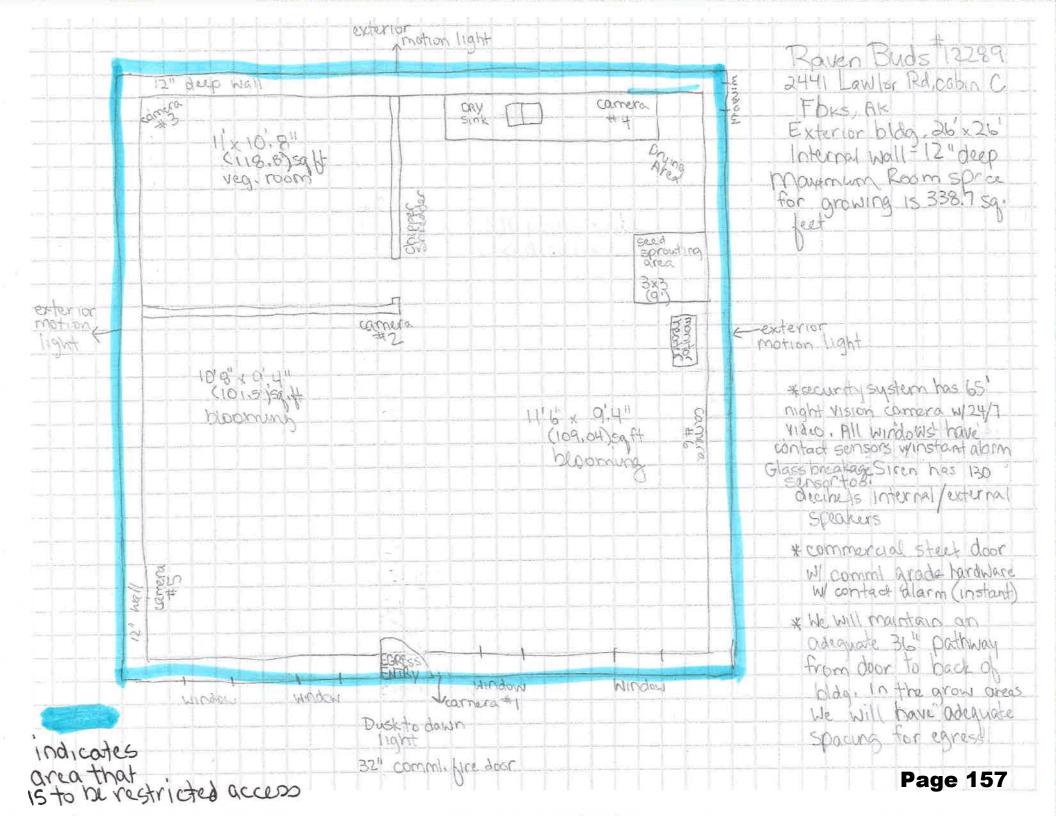
Alaska Marijuana Control Board

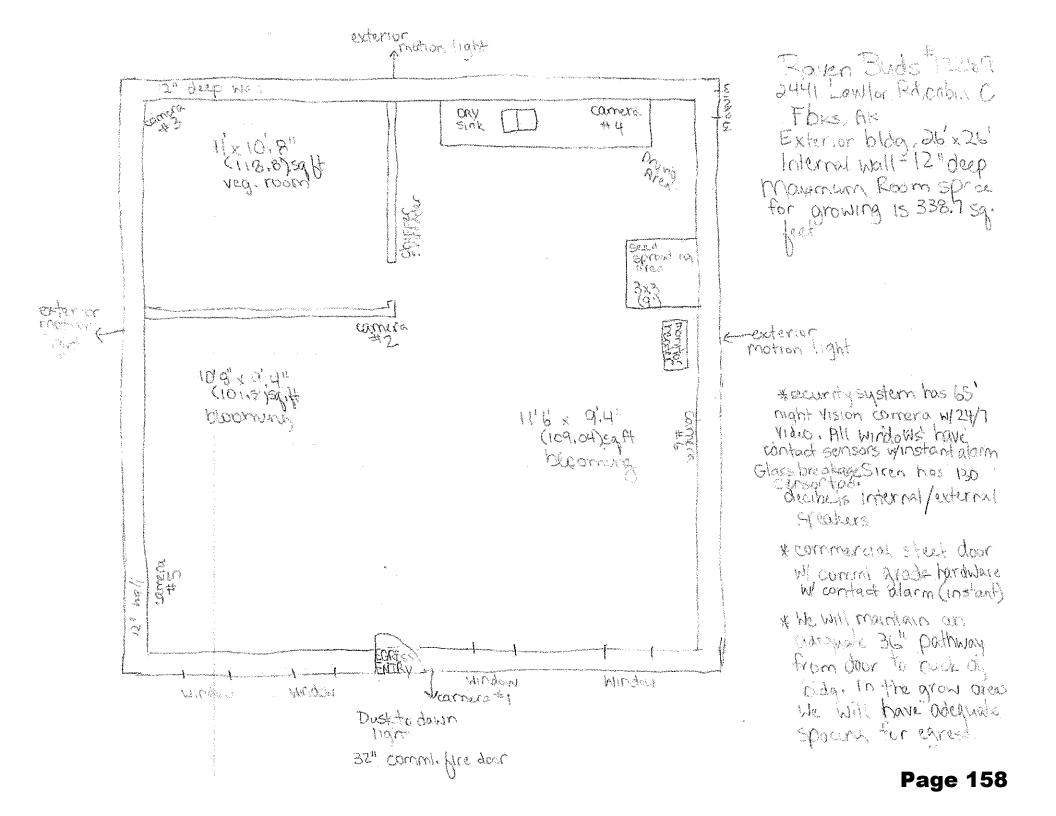
Form MJ-02: Premises Diagram

Section 2 - Detailed Premises Diagram

Clearly indicate the boundaries of the premises and the proposed licensed area within that property. Clearly indicate the interior layout of any enclosed areas on the proposed premises. Clearly identify all entrances, walls, partitions, counters, windows, areas of ingress and egress, restricted access areas, and storage areas. Include dimensions in your drawing. Ose additional copies of this form or attached additional documents as needed.









Page 159

OUTDOOR

152 Feet

HAY STORAGE



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Cover Sheet for Marijuana Establishment Applications

What is this form?

This cover sheet <u>must</u> be completed and submitted any time a document, payment, or other marijuana establishment application item is emailed, mailed, or hand-delivered to AMCO's main office.

Items that are submitted without this page will be returned in the manner in which they were received.

Section 1 - Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

Licensee:	CAROL BOLT; DAVE A MULLIS; KERRI A MULLIS	License Number: 12289			
License Type:	Limited Marijuana Cultivation Facility				
Doing Business As:	RAVEN BUDS				
Physical Address:	2441 Lawlor Road, Cabin C	111			
City:	Fairbanks	State:	AK	Zip Code:	99709
Designated Licensee:	DAVE A MULLIS				
Email Address:	kam63@rocketmail.com				

Section 2 - Attached Items

List all documents, payments, and other items that are being submitted along with this page.

Attached Items:	m 3 - 04	
	Page 4 07 6	

	OFFICE USE ONLY		
Received Date:	Payment Submitted Y/N:	Transaction #:	



Alaska Marijuana Control Board Operating Plan Supplemental

Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501 marijuana.licensing@alaska.gov

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Form MJ-04: Marijuana Cultivation Facility

What is this form?



This operating plan supplemental form is required for all applicants seeking a marijuana cultivation facility license and must accompany the Marijuana Establishment Operating Plan (Form MJ-01), per 3 AAC 306.020(b)(11). Applicants should review Chapter 306: Article 4 of the Alaska Administrative Code. This form will be used to document how an applicant intends to meet the requirements of those regulations. If your business has a formal operating plan, you may include a copy of that operating plan with your application, but all fields of this form must still be completed per 3 AAC 306.020 and 3 AAC 306.420(2).

What additional information is required for cultivation facilities?

Applicants must identify how the proposed establishment will comply with applicable regulations regarding the following:

- Prohibitions
- Cultivation plan
- Odor control
- · Testing procedure and protocols
- Security

This form must be submitted to AMCO's main office before any marijuana cultivation facility license application will be considered complete.

Section 1 - Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

Licensee:	David Mullis, Kerri Mullis & Carol	License N	Number:	1228	9
License Type:	Limited Marijuana Cultivation Facil	ity			
Doing Business As:	Raven Buds				
Premises Address:	2441 Lawlor Road, Cabin C				
City:	Fairbanks	State:	ALASKA	ZIP:	99709

[Form IVIJ-04] (rev 02/05/2016)



Alaska Marijuana Control Board **Operating Plan Supplemental**

Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501 marijuana.licensing@alaska.gov

https://www.commerce.alaska.gov/web/amco

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Form MJ-04: Marijuana Cultivation Facility

Section 2 - Prohibitions		
Applicants should review 3 AAC 306.405 – 3 AAC 306.410 and be able to answer "Agree" to all items below.		
The marijuana cultivation facility will not:	Agree	Disagree
Sell, distribute, or transfer any marijuana or marijuana product to a consumer, with or without compensation	V	
Allow any person, including a licensee, employee, or agent, to consume marijuana or marijuana product on its licenses premises or within 20 feet of the exterior of any building or outdoor cultivation facility	V	
Treat or otherwise adulterate marijuna with any organic or nonorganic chemical or compound to alter the color, appearance, weight, or odor of the marijuana	V	
Section 3 – Cultivation Plan		
Describe the size of the space(s) the marijuana cultivation facility intends to be under cultivation, including dim square footage. Provide your calculations below: Our total cabin is a little over 600 sq. ft in size. 26' x 26'. That being said, the interior 12' thick. So, our grow areas are:	ensions a	and overa
11' x 10'8" (118.8 sq. ft)-vegetative room (with camera #3) 10'8" x 9'4" (101.5 sq. ft) blooming room (with camera #5) 11'6" x 9'4" (109.4 sq. ft) blooming room (with camera #6) 3' x 3' (9') seed sprouting/cloning table (with camera #4)		
Total growing area, 338.7 sq. ft.		



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Operating Plan Supplemental Form MJ-04: Marijuana Cultivation Facility

Pro-mix commercia said vermiculite and	soil, coco medium and maybe sand or additional perli neant perlite).	te (I had it wrong-I
escribe the marijuana cu anagement, to be used:	vation facility's fertilizers, chemicals, gases, and delivery systems, in	cluding carbon dioxide
Humboldts or Flora soap and Sierra Na Growmore Seawee	very conservative approach. Right now we are leanily a products, Diatomaceous Earth (for pest control in ral Science products (for pests in and around plants) extract, and Super Thrive. For rooting clones, a root no carbon dioxide. We are more into natural, not ch	medium). Safer . Earth Juice, stimulant (cloning
escribe the marijuana cu	vation facility's irrigation and waste water systems to be used:	
We will be hand wa nave plastic water o not have waste wat	ring and misting (with a mister bottle). Underneath to chers. The water will be re-absorbed into the dirt or	evaporate. We wi



Describe the marijuana cultivation facility's waste disposal arrangements:

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Operating Plan Supplemental

Form MJ-04: Marijuana Cultivation Facility

We will have a trash container labeled "Marijuana Waste-must be processed". That will be in the disposal area, inside the larger room (as the diagram shows). Once we have contacted the board, three days after, we will shred, and then add vegetable oil and horse manure, mix thoroughly and put into compost pile.

Section 4 - Odor Control

Review the requirements under 3 AAC 306.430, and identify how the proposed premises will meet the listed requirement.

Describe the odor control method(c) to be used and how the marijuana cultivation facility will ensure that any marijuana at the facility does not emit an odor that is detectable by the public from outside the facility:

We plan on using an Activated Charcoal Carbon Filter (carbon scrubber). We will make sure it is large enough for our little grow area.



Operating Plan Supplemental Form MJ-04: Marijuana Cultivation Facility

Anchorage, AK 99501 marijuana.licensing@alaska.gov https://www.commerce.alaska.gov/web/amco

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Section 5 - Testing Procedure and Protocols

Review the requirements under 3 AAC 306.455 and 3 AAC 306.465, and identify how the proposed premises	will meet the listed
requirements.	

I understand and agree that:	Agree	Disagree
The board will or the director shall from time to time require the marijuana cultivation facility to provide samples of the growing medium, soil amendments, fertilizers, crop production aids, pesticides, or water for random compliance checks	or V	

In accordance with 3 AAC 306.455 Raven Buds will (a) Provide a sample of each harvest batch of marijuana produced at the facility to a marijuana testing facility and may not transport or sell any marijuana until all laboratory testing required under 3 AAC 306,645 has been completed, (b) To comply with (a) of this section a marijuana cultivation facility shall (1)collect a homogenous random sample for testing by segregating harvested marijuana into batches of individual strains of bud and flower, then selecting a random sample from each batch in an amount required by the marijuana testing facility;(2)designate an individual responsible for collecting each sample; that individual shall (A) Prepare a signed statement showing that each sample has been randomly selected for testing; (B)provide a signed statement to the marijuana testing facility; and (C)maintain a copy as a business record under 3 AAC 306.755; and (3)transport the sample to the marijuana testing facilitys licensed premises in compliance with 3 AAC 306.750. (c)a marijuana cultivation facility shall segregate an entire batch from which the testing sample was selected until the marijuana testing facility reports the results from its tests. During this period of segregation, the marijuana cultivation facility that provided the sample shall maintain the batch in a secure, cool, and dry to prevent the marijuana from becoming contaminated. The marijuana cultivation facility that provided the sample may not sell or transport any marijuana from the segregated batch until the marijuana testing facility has completed its testing and provided the results, in writing, to the marijuana cultivation facility that provided the sample. The marijuana cultivation facility shall maintain the results as part of its business books and records.

In accordance with 3 AAC 306.465, we understand that, at our cost, we may be required to provide samples to a testing facility, at the boards request, and at a testing facility of their choice. This includes, growing medium, soil amendments, fertilizers, crop production aids, pesticides, or water for compliance checks.



Operating Plan Supplemental

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Section 6 - Security

Form MJ-04: Marijuana Cultivation Facility

Review the requirements under 3 AAC 306.430 and 3 AAC 306.470 – 3 AAC 306.475, and identify how the proposed premises will meet the listed requirements:

Applicants should be able to answer "Agree" to the two items below.

he marijuana cultivation facility applicant has:	Agree	Disagre
Read and understands and agrees to the packaging of marijuana requirements under 3 AAC 306.470	V	
Read and understands and agrees to the labeling of marijuana requirements under 3 AAC 306.475	V	
estricted Access Area (3 AAC 306.430):	Yes	No
Will the marijuana cultivation facility include outdoor production?		V

[Form MJ-04] (rev 02/05/2016)



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Operating Plan Supplemental

Form MJ-04: Marijuana Cultivation Facility

Describe the method(s) used to ensure that any marijuana at the marijuana cultivation facility cannot be observed by the public from outside the facility:

windows, these windows will be covered, probably with mylar or The door is to be solid metal, so no visual ability there. That's it, we in a fairly remote area, surrounded by hay fields and trees.

I certify that as a marijuana cultivation facility, I will submit monthly reports to the Department of Revenue and pay the excise tax required under AS 43.61.010 and 43.61.020 on all marijuana sold or provided as a sample to a marijuana establishment, as required under 3 AAC 306.480.

I declare under penalty of perjury that I have examined this form, including all accompanying schedules and statements, and to the best of my knowledge and belief find it to be true, correct, and complete.

Signature of licensee	
Printed name PAYANG III, Subscribed and sworn to before me this	day of My 2017.
NOTARL 8	Notary Public in and for the State of Alaska.
OF ALCS! Name of the state of t	My commission expires: 12-1- 2020

[Form MJ-04] (rev 02/05/2016)

Page 7 of 8



Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501 marijuana.licensing@alaska.gov https://www.commerce.alaska.gov/web/amco Phone: 907.269.0350

Form MJ-07: Public Notice Posting Affidavit

What is this form?

A public notice posting affidavit is required for all marijuana establishment license applications, per 3 AAC 306.020(b)(10). As soon as practical after initiating a new marijuana establishment license application, an applicant must give notice of the application to the public by posting a copy of the application (produced by the board's application website) for ten (10) days at the location of the proposed licensed premises and one other conspicuous location in the area of the proposed premises, per 3 AAC 306.025(b)(1).

This form must be completed and submitted to AMCO's main office before any license application will be considered complete.

Section 1 - Establishment Information

Licensee:	David Mullis, Kerri Mullis & Carol Bolt	License	Number:	1228	9
License Type:	Limited Marijuana Cultivation Faci	lity			
Doing Business As:	Raven Buds				
Premises Address:	2441 Lawlor Road, Cabin C				
City:	Fairbanks	State:	AK	ZIP:	99709
	Section 2 - Certifica	tion			
tart Date: 5/3/201	B & C Laundromat, Fairba	nks, A	K		
			CONTRACTOR AND ADDRESS.	mark the Mark the con-	
	perjury that I have examined this form, including all ac ef find it to be true, correct, and complete! ANG	companying	schedules a	nd statem	ents, and to the



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Form MJ-07: Public Notice Posting Affidavit

What is this form?

A public notice posting affidavit is required for all marijuana establishment license applications, per 3 AAC 306.020(b)(10). As soon as practical after initiating a new marijuana establishment license application, an applicant must give notice of the application to the public by posting a copy of the application (produced by the board's application website) for ten (10) days at the location of the proposed licensed premises and one other conspicuous location in the area of the proposed premises, per 3 AAC 306.025(b)(1).

This form must be completed and submitted to AMCO's main office before any license application will be considered complete.

Section 4 - Establishment Information

Licensee:	David Mullis, Kerri Mullis & Carol Bolt	License	Number:	1228	9
License Type:	Limited Marijuana Cultivation Faci	lity			
Doing Business As:	Raven Buds				
Premises Address:	2441 Lawlor Road				
City:	Fairbanks	State:	Alaska	ZIP:	99709
	Section 2 - Certifica	tion			
	t the location of the proposed licensed premises and at	the followin	g conspicuou	is locatio	n in the area of t
roposed premises: tart Date: 225 Other conspicuous location	2017 End on: B&C Laundromat F	Date: 3	18/20 NK)17	
roposed premises: tart Date: 2 25 Other conspicuous location declare under penalty of	2017 End	Date: 3	18/20 Schedules an	od statem	



Enter information for the business seeking to be licensed, as identified on the license application.

David Mullis, Kerri Mullis & Carol Bolt

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Form MJ-08: Local Government Notice Affidavit

What is this form?

Licensee:

A local government notice affidavit is required for all marijuana establishment license applications with a proposed premises that is located within a local government, per 3 AAC 306.025(b)(3). As soon as practical after initiating a new marijuana establishment license application, an applicant must give notice of the application to the public by submitting a copy of the application to the local government and any community council in the area of the proposed licensed premises. For purposes of this notification, the document that must be submitted is the application document produced by the online application system titled "Public Notice".

This form must be completed and submitted to AMCO's main office before any license application will be considered complete.

Section 1 - Establishment Information

License Number:

				A PROPERTY OF		A
License Type:	Limited Marijuan	a Cultivation Facili	ty			
Doing Business As:	Raven Buds					
Premises Address:	2441 Lawlor Roa	2441 Lawlor Road, Cabin C				
City:	Fairbanks		State:	AK	ZIP:	99709
	Sec	tion 2 - Certificat	ion			
Local Government: FN Title of Official: Con Community Council: (Municipality of Anchorage a	Mundy Plann and Matanuska-Susitna Borough	Date Submit only)	ted:	schedules	and statem	
Subscribed and sworn to l	before me this <u></u> 6 day of	May Expires	_, 20_	2.		
[= 841 001 / 05 /27 /20	16)	-0402				Page 1 of



Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501 marijuana.licensing@alaska.gov

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Form MJ-09: Statement of Financial Interest

What is this form?

A statement of financial interest completed by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) and affiliate (as defined in 3 AAC 306.990(a)(1)) is required for all marijuana establishment license applications, per 3 AAC 306.020(b)(4). A person other than a licensee may not have direct or indirect financial interest (as defined in 3 AAC 306.015(e)(1)) in the business for which a marijuana establishment license is issued, per 3 AAC 306.015(a).

This form must be completed and submitted to AMCO's main office by each proposed licensee or affiliate before any license application will be considered complete.

Section 1 - Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

Licensee:	David Mullis, Kerri Mullis & Carol Bolt	Bolt License Number: 12289			
License Type:	Limited Marijuana Cultication Facil	ity			
Doing Business As:	Raven Buds				
Premises Address:	2441 Lawlor Road, Cabin C				
City:	Fairbanks,	State:	AK	ZIP:	99709

Section 2 - Individual Information

Enter information for the individual licensee or affiliate.

Name:	Kerri Mullis	
Title:	Partner	
SSN:		



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https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

Form MJ-09: Statement of Financial Interest

Section 3 - Certifications

I certify that no person other than a proposed licensee listed on my marijuana establishment license application has a direct or indirect financial interest, as defined in 3 AAC 306.015(e)(1), in the business for which a marijuana establishment license is being applied for.

I further certify that any ownership change shall be reported to the board as required under 3 AAC 306.040.

I declare under penalty of perjury that I have examined this form, including all accompanying schedules and statements, and to the best of my knowledge and belief find it to be true, correct, and complete.

Printed name

Subscribed and sworn to before me this & day of Well

Notary Public in and for the State of Alaska.

My commission expires:



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https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

Form MJ-09: Statement of Financial Interest

What is this form?

A statement of financial interest completed by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) and affiliate (as defined in 3 AAC 306.990(a)(1)) is required for all marijuana establishment license applications, per 3 AAC 306.020(b)(4). A person other than a licensee may not have direct or indirect financial interest (as defined in 3 AAC 306.015(e)(1)) in the business for which a marijuana establishment license is issued, per 3 AAC 306.015(a).

This form must be completed and submitted to AMCO's main office by each proposed licensee or affiliate before any license application will be considered complete.

Section 1 - Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

Licensee:	David Mullis, Kerri Mullis & Carol Bolt	Carol Bolt License Number: 12289			
License Type:	Limited Marijuana Cultication Facil	ity			
Doing Business As:	Raven Buds				
Premises Address:	2441 Lawlor Road, Cabin C				
City:	Fairbanks,	State:	AK	ZIP:	99709

Section 2 - Individual Information

Enter information for the individual licensee or affiliate.

Name:	Carol Bolt
Title:	Partner
SSN:	

[Form MJ-09] (rev 06/27/2016) Page 1 of 2



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Phone: 907.269.0350

Form MJ-09: Statement of Financial Interest

Section 3 - Certifications

I certify that no person other than a proposed licensee listed on my marijuana establishment license application has a direct or indirect financial interest, as defined in 3 AAC 306.015(e)(1), in the business for which a marijuana establishment license is being applied for.

I further certify that any ownership change shall be reported to the board as required under 3 AAC 306.040.

I declare under penalty of perjury that I have examined this form, including all accompanying schedules and statements, and to the best of my knowledge and belief find it to be true, correct, and complete.

Signature of licensee/affiliate Caron 5 Bolt

Subscribed and sworn to before me this 6 day of May

My commission expires: 12-1- 2020

Notary Public in and for the State of Alaska.



Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501 <u>marijuana.licensing@alaska.gov</u> https://www.commerce.alaska.gov/web/amco Phone: 907.269.0350

Form MJ-09: Statement of Financial Interest

What is this form?

A statement of financial interest completed by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) and affiliate (as defined in 3 AAC 306.990(a)(1)) is required for all marijuana establishment license applications, per 3 AAC 306.020(b)(4). A person other than a licensee may not have direct or indirect financial interest (as defined in 3 AAC 306.015(e)(1)) in the business for which a marijuana establishment license is issued, per 3 AAC 306.015(a).

This form must be completed and submitted to AMCO's main office by each proposed licensee or affiliate before any license application will be considered complete.

Section 1 - Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

Licensee:	David Mullis, Kerri Mullis & Carol Bolt	License	Number:	1228	9
License Type:	Limited Marijuana Cultication Facil	ity			
Doing Business As:	Raven Buds				
Premises Address:	2441 Lawlor Road, Cabin C				
City:	Fairbanks,	State:	AK	ZIP:	99709

Section 2 - Individual Information

Enter information for the individual licensee or affiliate.

Name:	David Mullis
Title:	Owner
SSN:	

[Form MJ-09] (rev 06/27/2016)



Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501

marijuana.licensing@alaska.gov https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

Form MJ-09: Statement of Financial Interest

Section 3 - Certifications

I certify that no person other than a proposed licensee listed on my marijuana establishment license application has a direct or indirect financial interest, as defined in 3 AAC 306.015(e)(1), in the business for which a marijuana establishment license is being applied for.

I further certify that any ownership change shall be reported to the board as required under 3 AAC 306.040.

I declare under penalty of perjury that I have examined this form, including all accompanying schedules and statements, and to the best of my knowledge and belief find it to be true, correct, and complete.

Signature of licensee/affiliate

Printed name

Subscribed and sworn to before me this &

day of

, 20

Notary Public in and for the State of Alaska.

My commission expires:

12.1.202

Alcohol & Marijuana Control Office

License Number: 12289 License Status: New

License Type: Limited Marijuana Cultivation Facility

Doing Business As: RAVEN BUDS

Business License Number: 1049852

Designated Licensee: DAVE A MULLIS

Email Address: kam63@rocketmail.com

Local Government: Fairbanks North Star Borough

Community Council:

Latitude, Longitude: 64.883910, -147.899666

Physical Address: 2441 Lawlor Road

Fairbanks, AK 99709 UNITED STATES

Licensee #1

Licensee Type: Individual

Name: CAROL BOLT

Phone Number: 907-450-5371
Email Address: csbolt@gci.net

Mailing Address: 1701 2nd Avenue

Condo 5

Fairbanks, AK 99707 UNITED STATES

Licensee #3

Licensee Type: Individual

Name: KERRI A MULLIS

Phone Number: 907-378-0103

Email Address: kam63@rocketmail.com

Mailing Address: 2441 Lawlor Road

Fairbanks, AK 99709 UNITED STATES Licensee #2

Licensee Type: Individual

Name: DAVE A MULLIS

Phone Number: 907-687-5148

Email Address: kam63@rocketmail.com

Mailing Address: 2441 Lawlor Road

Fairbanks, AK 99709 UNITED STATES

Note: No affiliates entered for this license.



Public Notice

Application for Marijuana Establishment License

License Number: 12289

License Status: Incomplete

License Type: Limited Marijuana Cultivation Facility

Doing Business As: RAVEN BUDS

Business License Number: 1049852

Email Address: kam63@rocketmail.com Latitude, Longitude: 64.883910, -147.899666

Physical Address: 2441 Lawlor Road

Cabin C

Fairbanks, AK 99709 UNITED STATES

Licensee #1

Type: Individual

Name: CAROL BOLT

Phone Number: 907-450-5371

Email Address: csbolt@gci.net

Mailing Address: 1701 2nd Avenue

Condo 5

Fairbanks, AK 99707 UNITED STATES

Licensee #3

Type: Individual

Name: KERRI A MULLIS

Phone Number: 907-378-0103

Email Address: kam63@rocketmail.com

Mailing Address: 2441 Lawlor Road

Fairbanks, AK 99709 UNITED STATES Licensee #2

Type: Individual

Name: DAVE A MULLIS

Phone Number: 907-687-5148

Email Address: kam63@rocketmail.com

Mailing Address: 2441 Lawlor Road

Fairbanks, AK 99709 UNITED STATES

Note: No entity officials entered for this license.

Note: No affiliates entered for this license.

Interested persons should submit written comment or objection to their local government, the applicant, and to the Alcohol & Marijuana Control Office at 550 W 7th Ave, Suite 1600, Anchorage, AK 99501 or to marijuana.licensing@alaska.gov not later than 30 days after this notice of application.

POSTING DATE_____

AFFP CAROL BOLT, DAVE A MULLIS, KER

Affidavit of Publication

UNITED STATES OF AMERICA STATE OF ALASKA SS. FOURTH DISTRICT

Before me, the undersigned, a notary public, this day personally appeared Tameka Ambersley, who, being first duly sworn, according to law, says that he/she is an Advertising Lawlor Road, Cabin C Clerk of the Fairbanks Daily News-Miner, a newspaper (i) Fairbanks, AK, 99709, UNITED STATES. published in newspaper format, (ii) distributed daily more than 50 weeks per year, (iii) with a total circulation of more than 500 and more than 10% of the population of the Fourth Judicial government, the District, (iv) holding a second class mailing permit from the applicant, and to the Alcohol & Marijuana Control United States Postal Service, (v) not published primarily to Office at 550 W 7th Ave, Suite 1600. Anchorage, distribute advertising, and (vi) not intended for a particular licensing@alaska.gov not later than 30 days after professional or occupational group. The advertisement which is this notice of attached is a true copy of the advertisement published in said application. paper on the following day(s):

40702

CAROL BOLT, DAVE A MULLIS, KERRI A MULLIS are applying for a Limited Marijuana **Cultivation Facility** license, license #12289, doing business as RAVEN BUDS, located at 2441

Interested persons should submit written comment or objection to their local

Publish: 05-04-17

May 04, 2017

and that the rate charged thereon is not excess of the rate charged private individuals, with the usual discounts.

Advertising Clerk

Subscribed to and sworn to me this 4th day of May 2017.

Marena Burnell, Notary Public in and for the State Alaska.

My commission expires: December 07, 2017

00009184 00040702

CAROL BOLT PO BOX 70331 FAIRBANKS, AK 99707

NOTARY PUBLIC M. BURNELL STATE OF ALASKA

My commission Expires December 7, 20 17

AFFP

CAROL BOLT, DAVE A MULLIS, KER

Affidavit of Publication

UNITED STATES OF AMERICA STATE OF ALASKA FOURTH DISTRICT

Before me, the undersigned, a notary public, this day for a newLimited Marijuana Cultivation Facility personally appeared Tameka Ambersley, who, being first duly business as RAVEN BUDS, located at 2441 Lawlor sworn, according to law, says that he/she is an Advertising Road, Clerk of the Fairbanks Daily News-Miner, a newspaper (i) Fairbanks, AK, 99709, UNITED STATES. published in newspaper format, (ii) distributed daily more than 50 weeks per year, (iii) with a total circulation of more than 500 and more than 10% of the population of the Fourth Judicial government, the District, (iv) holding a second class mailing permit from the applicant, and to the Alcohol & Marijuana Control United States Postal Service, (v) not published primarily to Office at 550 W 7th Ave, Suite 1600, Anchorage, distribute advertising, and (vi) not intended for a particular licensing@alaska.gov not later than 30 days after professional or occupational group. The advertisement which is this notice of attached is a true copy of the advertisement published in said application. paper on the following day(s):

March 01, 2017, March 08, 2017, March 15, 2017

and that the rate charged thereon is not excess of the rate charged private individuals, with the usual discounts.

Advertising Clerk

Subscribed to and sworn to me this 15th day of March 2017.

Marena Burnell, Notary Public in and for the State Alaska.

My commission expires: December 07, 2017

00009184 00039661

CAROL BOLT PO BOX 70331 FAIRBANKS, AK 99707 39661

NOTARY PUBLIC

M. BURNELL STATE OF ALASKA

My commission Expires December 7, 20

CAROL BOLT, DAVE A MULLIS, KERRI A MULLIS are applying under 3 AAC 306.400(a)(2) license, license #12289, doing

Interested persons should submit written comment or objection to their local

Publish: 03-01, 03-08 & 03-15-17

Page 180

OBJECTIONS

From: Kerri Mullis

To: <u>Marijuana Licensing (CED sponsored)</u>

Subject: Raven Buds 12289

Date: Monday, March 27, 2017 9:20:02 PM

We understand that you have received an objection to our Limited Grow Marijuana application. We are forming a rebuttal, and have numerous letters, from boarders, business people, and people that have been around Movin'free almost as long as I have owned it, which has been almost 25 years. Basically the letters will provide information on the adjacent field, aka the cross country course field that Movin'free was using way before I owned this facility.

We also understand the regulations and buffers required for BOTH state and FNSB. We are within our buffers, and will send a letter with documentation to prove these buffers are correct very soon.

Thank you,

Kerri Mullis (907) 378 0103 From: <u>Victor Joseph</u>

To: <u>Marijuana Licensing (CED sponsored)</u>

Cc: cnelson@fnsb.us; kam63@rocketmail.com; April Monroe Frick; Paul Mayo; Natasha Singh

Subject: Marijuana Objection

Date: Monday, March 27, 2017 3:02:56 PM

Attachments: <u>img-327145145-0001.pdf</u>

Please see the attached objection from Tanana Chiefs Conference to the proposed marijuana grow. Thank you.

Victor Joseph, Chief/Chairman TANANA CHIEFS CONFERENCE 122 1st Avenue, Ste. 600 Fairbanks, AK 99701 907.452.8251 ext. 3112 www.tananachiefs.org

Tanana Chiefs Conference Chief Peter John Tribal Building

122 First Avenue, Suite 600 Fairbanks, Alaska 99701-4897 (907) 452-8251 Fax: (907) 459-3850

SUBREGIONS

UPPER KUSKOKWIM McGrath Medfra

Nikolai Takotna

Telida **LOWER YUKON**

Anvik Grayling Holy Cross Shageluk

UPPER TANANA

Dot Lake Eagle Healy Lake Northway Tanacross Tetlin Tok

YUKON FLATS

Arctic Village Beaver Birch Creek Canyon Village Chalkvitsik Circle Fort Yukon Venetie

YUKON KOYUKUK

Galena Huslia Kaltag Koyukuk Nulato Ruby

YUKON TANANA

Alatna Allakaket Evansville **Fairbanks** Hughes Lake Minchumina

Maniey Hot Springs Minto Nenana Rampart Stevens Village Tanana

Sent Via Email

March 27, 2017

Alcohol and Marijuana Control Office 550 West 7th Avenue, Suite 1600 Anchorage, AK 99501 marijuana.licensing@alaska.gov

Re: Objection to Marijuana Cultivation License Application by Raven Buds License #12289

Dear Board:

Because drugs should not be manufactured next to a drug treatment center for troubled youth undergoing substance abuse treatment, Tanana Chiefs Conference and Fairbanks Native Association jointly object to Raven Buds' proposed marijuana cultivation facility at 2441 Lawlor Road.

The Fairbanks Native Association operates a youth rehabilitation facility on the property immediately adjacent to the proposed cultivation facility. Graf Rheeneerhaanjii ("Graf Center") is a residential treatment facility for American Indian and Alaska Native youth who are struggling with substance abuse issues. These children represent some of Alaska's most vulnerable residents, nearly all of whom have suffered significant trauma, abuse, and hardship as a direct result of substance abuse by others, and have themselves developed substance abuse issues.

The facility is situated on 160 acres congressionally delegated for use as a youth center. Every inch of the property is utilized as part of a treatment plan designed to bring these children back into touch with our land, our culture, our traditions, and their true selves. We utilize the trails, the woods, the plants, and the open space. It is a critical element of our cultural and spiritual practice as well as the treatment received at the Graf Center. The facility and treatment theory were designed to take these vulnerable kids away from any chance of incidental exposure to mind-altering substances, whether legal or illegal, and allow children to exist in an environment free of such temptations. Openly growing commercial amounts of marijuana adjacent to the Graf Center would be hugely detrimental to the efficacy of the program and would present a direct risk to the children. Such an operation in close proximity to our youth treatment facility would have a devastating impact to our treatment program and the children in our care.

Tanana Chiefs Conference Chief Peter John Tribal Building

122 First Avenue, Suite 600 Fairbanks, Alaska 99701-4897 (907) 452-8251 Fax: (907) 459-3850

SUBRECIONS

UPPER KUSKOKWIM McGrath

Medfra Nikolai Takotna Telida

LOWER YUKON

Anvik Grayling Holy Cross Shageluk

UPPER TANANA

Dot Lake Eagle Healy Lake Northway Tanacross Tetlin Tok

YUKON FLATS

Arctic Village
Beaver
Birch Creek
Canyon Village
Chalkyitsik
Circle
Fort Yukon
Venetie

YUKON KOYUKUK

Galena Husila Kaltag Koyukuk Nulato Ruby

Alatna Allakaket

YUKON TANANA

Evansville
Fairbanks
Hughes
Lake
Minchumina
Manley Hot
Springs
Minto
Nenana
Ramport

Stevens Village

Tanana

Alaska's marijuana license restrictions prohibit Raven Buds' proposed cultivation facility because of its proximity to our youth center. Specifically, the restrictions state:

(a) The board will not issue a marijuana establishment license if the licensed premises will be located within 500 feet of a school ground, a recreation or youth center, a building in which religious services are regularly conducted, or a correctional facility. The distance specified in this subsection must be measured by the shortest pedestrian route from the public entrance of the building in which the licensed premises would be located to the outer boundaries of the school ground, the outer boundaries of the recreation or youth center, the main public entrance of the building in which religious services are regularly conducted, or the main public entrance of the correctional facility.¹

The "outer boundaries of the recreation or youth center" obviously refer to the property line and not the actual building because youth centers inherently have activities that occur beyond the walls of any buildings. Kids play and learn in the woods, trails, and other outdoor areas in a youth center like the Graf Center. The regulation that seeks to limit kids' exposure to nearby drug production facilities would not fulfill its purpose if distance was calculated from the front door of the main building instead of its property line.

The administrative regulation clearly recognizes that youth need to be protected by a 500-foot buffer across the entire property as evidenced by the different distance requirements between youth centers and buildings where religious activities take place. Unlike youth center activities that often occur outside, church activities occur solely in the building, and the regulation mandates that the distance between a marijuana facility and a church be measured from "the main public entrance of the [church] building." A youth center, meanwhile, is measured from "the outer boundaries of the... youth center." Such a difference indicates the regulation's intention of using property lines for distance measurements.

The Graf Center shares two boundaries with the property in question.² Raven Buds submitted its proposed cultivation site in a site plan to the Fairbanks North Star Borough Planning and Zoning department, and the 26x26 cabin in which it intends to produce drugs is well within 500 feet of the Graf Center's property line.³ Specifically, the cabin sits 152 feet from our youth center's

² Exhibit 1: Property maps.

¹ 3 AAC 306.1010 (emphasis added).

³ Exhibit 2: Raven Buds' site plan and description of marijuana grow location.

Tanana Chiefs Conference Chief Peter John Tribal Building

122 First Avenue, Suite 600 Fairbanks, Alaska 99701-4897 (907) 452-8251 Fax: (907) 459-3850

SUBREGIONS

UPPER KUSKOKWIM McGrath Medfra Nikolai Takotna

LOWER YUKON

Telida

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UPPER TANANA

Dot Lake Eagle Healy Lake Northway Tanacross Tetlin Tok

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Arctic Village
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Canyon Village
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Circle
Fort Yukon
Venetle

YUKON KOYUKUK

Galena Husila Kaltag Koyukuk Nulato Ruby

YUKON TANANA

CC.

CC.

Alatha
Allakaket
Evansville
Fairbanks
Hughes
Lake
Minchumina
Manley Hot
Springs
Minto
Nenana
Rampart
Stevens Village
Tanana

property line. Also, the access road to the drug facility runs through our property and has only been used with our permission for horse farm related purposes. We will not permit drugs to be transported across our property. Because growing marijuana produces a very pungent and distinct aroma that carries far, it is highly likely that our kids will follow their noses from our main building into the surrounding woods and down to the pot-growing cabin. Lack of impulse control and a history of poor choices is what brought them here in the first place. Once in treatment, they should not be tempted by the smell of pot growing next door.

Because this proposed drug manufacturing facility violates Alaska's marijuana license regulations, we respectfully request that the board deny Raven Buds' application.

Very truly yours,

Victor Joseph, President Tanana Chiefs Conference

Steve Ginnis, Executive Director Fairbanks Native Association

Raven Buds (kam63@rocketmail.com)

Fairbank North Star Borough (cnelson@fnsb.us)



Tax Parcels

Source Esri, DigitalGlobe, GeoEye, Earthster Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

Exhibit 1, Page 1 of 2

Page 187



Page 188

No signage small Nothing other than cabin indicated to be used for Indoor marijuant ALL Building ARE EXISTING 118 Feet 893.00" **CABIN** TL-261 D1-8" Loadine ARCA 20x57 Private DRIVE Grass INDOOR S S11x001 97-69 7195 Feet 118 Feet 210 Feet MX70 152 Feet CÁBIN UGHT 26×26 HAY STORAGE OUTDOOR 82 Feet 130 Feet **ARENA** 659,93

Raven Buds

License #12290

2441 Lawlor Road

Square Footage of Limited Grow

Our old storage shed is to be utilized for our Limited Marijuana Grow. The building is 667 sq. ft. We are going to be using just 500 sq. ft in cultivation. The remainder of the building will be used for storage of products (fertilizer, bug control, equipment). The building is existing, built in the 1940's. It is going to be in 3 separate areas to grow, and as stated earlier, the remainder of square footage for storage, drying, processing, and disposal area.

Since this is a Limited Marijuana Grow application there will be no outside land in cultivation.



ALCOHOL & MARIJUANA CONTROL OFFICE 550 West 7th Avenue, Suite 1600 Anchorage, AK 99501 Main: 907.269.0350

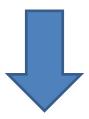
How to Object to a Marijuana License Application

3 AAC 306.065 provides that a person may submit in writing an objection to an application for a marijuana establishment license. To perfect an objection, the person objecting must submit a statement of reasons for the objection within 30 days after public notice is posted, but no later than the deadline for objections stated in a posted or published notice of application. The objection must be served upon the following parties:

- 1. Alcohol and Marijuana Control Office (by email to marijuana.licensing@alaska.gov)
 - Place "Objection to Specific Application" in subject line of email
 - Refer to application by license number and DBA (found on public notice of application)
 - Include contact email for person lodging objection so that we can contact you
 - Copy the applicant's email here so that our staff can see that you provided them the notice required by the regulation or include a statement that the applicant has been served with the objection by mail.
- 2. The individual or entity applying for the marijuana license at the mailing address or email address provided by the applicant in the public notice of application

AMCO staff must track objections to specific applications in order to bring them to the attention of the board. If you submit a statement that appears to be a general objection or complaint about the application process, it will not be treated as an objection unless the requirements of 3 AAC 306.065 are met, and the objection is submitted in the manner outlined above.

CORRESPONDENCE





ALCOHOL & MARIJUANA CONTROL OFFICE 550 West 7th Avenue, Suite 1600 Anchorage, AK 99501 Main: 907.269.0350

May 3, 2017

Carol Bolt; Dave A Mullis; Kerri A Mullis

DBA Raven Buds

Via email: <u>kam63@rocketmail.com</u>

Re: Limited Marijuana Cultivation Facility #12289

Dear applicant,

The AMCO Office is reviewing the documents submitted for the proposed marijuana establishment license referenced above. The following items need to be corrected and/or resubmitted.

• Online Application

o Please sort out the matter under Proof of Possession for Proposed Premises. If you are going to submit a lease where only the cabin is the very specific building being leased to all three of you, I need to know immediately so that I can update the record and you can print out updated documents as outlined on sections below.

MJ-00 Application Certifications

- The premises address on page 1 might need to be corrected. You need to sort out the proof of possession for proposed premises first.
- Page 3 of Carol's MJ-00 was not initialed. Carol needs to initial the appropriate box on page 3.

MJ-01 Operating Plan

- The premises address on page 1 might need to be corrected. You need to sort out the proof of possession for proposed premises first.
- Page 3-the sample ID: please provide a copy of a sample identification that shows the licensee, employee, or agent's photo and name.
- o Page 9: just want to clarify that the "book of visitors" is not the only business record that you should be diligently preserving and maintaining. Please re-review 3 AAC 306.755 for all the business records that a marijuana establishment shall maintained and preserved, and expand upon your answer to this box showing a clear understanding of the regulation.
- Page 15-first box: on the third line you state "...the packaging shall have one or more statements.." it is actually required for all 5 complete statements to be on the packaging. Please correct this section.

MJ-02 Premises Diagram

 The premises address on page 1 might need to be corrected. You need to sort out the proof of possession for proposed premises first. Please provide a diagram that is going to coincide with what you will be asking the board to consider as your proposed licensed premises and describing on page 2 of MJ-04 (the diagram you submitted is not bad, so if you make a new one make sure you put all the detail you put into the current one).

• MJ-04 Cultivation Supplemental

- The premises address on page 1 might need to be corrected. You need to sort out the proof of possession for proposed premises first.
- Page 2: what are you asking the MCB to consider? Your 390 sq. ft. plan or your 416 sq. ft. plan? Please make it very clear on this page. Please note that your diagram must coincide with what you describe on this page.
- o Page 5: please expand upon your answer and describe how you will meet the testing requirements under 3 AAC 306.455.

• MJ-07 Public Notice Posting Affidavit

o Please sort out the matter under Proof of Possession for Proposed Premises. If you are going to submit a lease where only the cabin is the very specific building being leased to all three of you, you will need to re-post the Public Notice for five (5) days, and submit a new, completely filled out, MJ-07. I need to know so that I can update the record and you can print out an updated Public Notice.

• MJ-08 Local Government Notice Affidavit

O Please sort out the matter under Proof of Possession for Proposed Premises. If you are going to submit a lease where only the cabin is the very specific building being leased to all three of you, you will need to re-notify the local government and submit a new, completely filled out, MJ-08. I need to know so that I can update the record and you can print out an updated Public Notice.

MJ-09 Statement of Financial Interest

 The premises address on page 1 might need to be corrected. You need to sort out the proof of possession for proposed premises first.

Publisher's Affidavit

O Please sort out the matter under Proof of Possession for Proposed Premises. If you are going to submit a lease where only the cabin is the very specific building being leased to all three of you, you will need to re-do the newspaper ad one time to show that as part of the location address. I need to know so that I can update the record and you can print out an updated advertisement template.

Proof of Possession for Proposed Premises

 The property information paperwork you submitted is inadequate to prove that all three of you, Carol, Dave, and Kerri (the applicants) have right to possession of the cabin which is the very specific building being licensed for as the cultivation facility according to Kerri.

Kerri, asked me if you should add Carol to the property at which time I said I cannot give her advice on what to do nor am I an attorney. What I can say is that if you submit a deed

Carol Bolt; Dave A Mullis; Kerri A Mullis DBA Raven Buds ${
m May}~2,2017$

Page 3

where all three of your names are on there, I need a recorded copy of that deed and it must clearly have the physical location of the premises, not just the legal description.

If a lease is going to be submitted, the lease needs to be a legally binding lease and all of you as individuals must be the tenants. The lease should specifically say that the cabin is the leased portion of the property, if that is the case, which it sounds like it is.

I cannot stress enough that I am not at liberty to give you any sort of advice when it comes to these legal matters. Please consult an attorney if you need assistance.

• Entity Documents

o Please provide the partnership agreement among all three of you. Please consult an attorney if you need assistance.

If we do not receive your completions within 90 days, per 3 AAC 306.025(f), you must file a new application and pay a new fee.

Sincerely,

Jane Sawyer, Occupational Licensing Examiner

For,

Erika McConnell, Director

GareSamp

marijuana.licensing@alaska.gov

From: Marijuana Licensing (CED sponsored)
To: Kerri Mullis (kam63@rocketmail.com)
Cc: Marijuana Licensing (CED sponsored)
Subject: Incomplete Letter-Raven Buds license #12289
Date: Wednesday, May 03, 2017 11:33:00 AM
Attachments: 12289 MJ-02 Premises Diagram.pdf

12289 MJ-02 Premises Diagram.pdf 12289 Incomplete Application.pdf

Hello,

Your application has been reviewed, attached is correspondence regarding corrections, additional documents, and/or resubmittals that need to be addressed. Please send any documents/correspondence to marijuana.licensing@alaska.gov.

Thank you, Jane

AMCO Staff
State of Alaska-DCCED
Alcohol and Marijuana Control Office (AMCO)
550 W 7th Avenue Ste. 1600
Anchorage, AK 99501

NOTIFICATIONS





ALCOHOL & MARIJUANA CONTROL OFFICE 550 West 7th Avenue, Suite 1600 Anchorage, AK 99501 Main: 907.269.0350

June 1, 2017

Carol Bolt; Dave A Mullis; Kerri A Mullis

DBA: Raven Buds

VIA email: kam63@rocketmail.com

Re: Application Status for License #12289

Dear Applicant:

AMCO has received your application for a limited marijuana cultivation facility. Our staff has reviewed your application after receiving your application and required fees. Your application documents appear to be in order, and it has been determined that your application is complete for purposes of 3 AAC 306.025(d).

Your application will now be sent electronically, in its entirety, to your local government, your community council if your proposed premises is in Anchorage or certain locations in the Mat-Su Borough, and to any non-profit agencies who have requested notification of applications. The local government has 60 days to protest the issuance of your license or waive protest.

If you have not yet received all necessary approvals, such as a local license, conditional use permit, site plan review, Fire Marshal approval, or Department of Environmental Conservation approval, you should continue to work with those local or state agencies to get the requirements completed. We must also wait for the criminal history check for each individual licensee based on your fingerprint card(s). Your application status in the application database will be changed to "Complete" today.

Your application may be considered by the board while some approvals are still pending. However, your license will not be finally issued and ready to operate until all necessary approvals are received and a preliminary inspection of your premises by AMCO enforcement staff is completed.

Your application will be scheduled for the July 12-14 2017 board meeting for Marijuana Control Board consideration. The meeting agenda gets posted on our website 7 days before the board meeting. **Your appearance at the meeting, either in-person or telephonic, is mandatory.** The telephone number is 1-800-315-6338 code 69176# (subject to change). Please feel free to contact us through the marijuana.licensing@alaska.gov email address if you have any questions.

Sincerely,

Enha McConnell

Erika McConnell, Director 907-269-0350



ALCOHOL & MARIJUANA CONTROL OFFICE

550 West 7th Avenue, Suite 1600 Anchorage, AK 99501 Main: 907.269.0350

June 1, 2017

Department of Environmental Conservation

Attn: Permitting Division

VIA email: DEC.FSSPermit@alaska.gov

State Fire Marshal Attn: Jillian Roberts Lloyd Nakano

VIA email: <u>jillian.roberts@alaska.gov</u> <u>Lloyd.nakano@alaska.gov</u>

License Number:	12289		
License Type:	Limited Marijuana Cultivation Facility		
Licensee:	CAROL BOLT; DAVE A MULLIS; KERRI A MULLIS		
Doing Business As:	RAVEN BUDS		
Physical Address:	2441 Lawlor Road Cabin C Fairbanks, AK 99709		
Designated Licensee:	DAVE A MULLIS		
Phone Number:	907-687-5148		
Email Address:	kam63@rocketmail.com		

3 AAC 306.300(a)(2)(B), 3 AAC 306.400(b)(2)(B), 3 AAC 306.500(b)(2)(B), and 3 AAC 306.605(b)(2)(B) require that an applicant for a marijuana establishment license operate in compliance with each applicable public health, fire, safety, and tax code and ordinance of the state and the local government in which the applicant's proposed licensed premises are located.

This letter serves to provide written notice and request for compliance status from the above referenced entities regarding the above application (see attached application documents for more information). Please complete and return this form to the AMCO office at the email below.

REVIEWER:		_ DEC	☐ Fire Marshal
DATE:	PHONE:		
☐ Compliant	☐ Non-compliant		
COMMENTS:			

If you have any questions, please send them to the email address below.

Sincerely,

Erika McConnell, Director

Enha Mc Connell

marijuana.licensing@alaska.gov



ALCOHOL & MARIJUANA CONTROL OFFICE 550 West 7th Avenue, Suite 1600 Anchorage, AK 99501 Main: 907.269.0350

June 1, 2017

Department of Environmental Conservation

Attn: Permitting Division

VIA email: DEC.FSSPermit@alaska.gov

State Fire Marshal Attn: Jillian Roberts Lloyd Nakano

VIA email: <u>iillian.roberts@alaska.gov</u> <u>Lloyd.nakano@alaska.gov</u>

License Number:	12289			
License Type:	Limited Marijuana Cultivation Facility			
Licensee:	CAROL BOLT; DAVE A MULLIS; KERRI A MULLIS			
Doing Business As:	RAVEN BUDS			
Physical Address:	2441 Lawlor Road Cabin C Fairbanks, AK 99709			
Designated Licensee:	DAVE A MULLIS			
Phone Number:	907-687-5148			
Email Address:	kam63@rocketmall.com			

3 AAC 306.300(a)(2)(B), 3 AAC 306.400(b)(2)(B), 3 AAC 306.500(b)(2)(B), and 3 AAC 306.605(b)(2)(B) require that an applicant for a marijuana establishment license operate in compliance with each applicable public health, fire, safety, and tax code and ordinance of the state and the local government in which the applicant's proposed licensed premises are located.

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REVIEWER:	TI TO CAMMATA TANKATA PONTA PO			M DEC	្ឋ🛛 Fire រំ	Marshal
DATE: <u>06/01</u>	/2017 PHON	E; (907) 26 9-6		Window (A) The Control of the Contro		The second secon
☑ Compliant	☐ Non-compliant	The common of th			1000	And the second s
COMMENTS: _	No permit from DEC	and the second s	facility.			
	The state of the s					

Last Name
Date
Page 2

If you have any questions, please send them to the email address below.

Sincerely,

Ewha McConnell

Erika McConnell, Director marijuana.licensing@alaska.gov



ALCOHOL & MARIJUANA CONTROL OFFICE

550 West 7th Avenue, Suite 1600 Anchorage, AK 99501 Main: 907.269.0350

June 1, 2017

Fairbanks North Star Borough

Attn: Krista Major

VIA Email: kmajor@fnsb.us
Cc: mayor@fnsb.us
Ilivingston@fnsb.us

License Number:	12289		
License Type:	Limited Marijuana Cultivation Facility		
Licensee:	CAROL BOLT; DAVE A MULLIS; KERRI A MULLIS		
Doing Business As:	RAVEN BUDS		
Physical Address:	2441 Lawlor Road Cabin C Fairbanks, AK 99709		
Designated Licensee:	DAVE A MULLIS		
Phone Number:	907-687-5148		
Email Address:	kam63@rocketmail.com		

New Application ☐ Transfer of Ownership Application ☐ Onsite Consumption Endorsement AMCO has received a completed application for the above listed license (see attached application documents) within your jurisdiction. This is the notice required under 3 AAC 306.025(d)(2).

To protest the approval of this application(s) pursuant to 3 AAC 306.060, you must furnish the director **and** the applicant with a clear and concise written statement of reasons for the protest within 60 days of the date of this notice, and provide AMCO proof of service of the protest upon the applicant.

3 AAC 306.010, 3 AAC 306.080, and 3 AAC 306.250 provide that the board will deny an application for a new license if the board finds that the license is prohibited under AS 17.38 as a result of an ordinance or election conducted under AS 17.38 and 3 AAC 306.200, or when a local government protests an application on the grounds that the proposed licensed premises are located in a place within the local government where a local zoning ordinance prohibits the marijuana establishment, unless the local government has approved a variance from the local ordinance.

This application will be in front of the Marijuana Control Board at our July 12-14 meeting.

Sincerely,

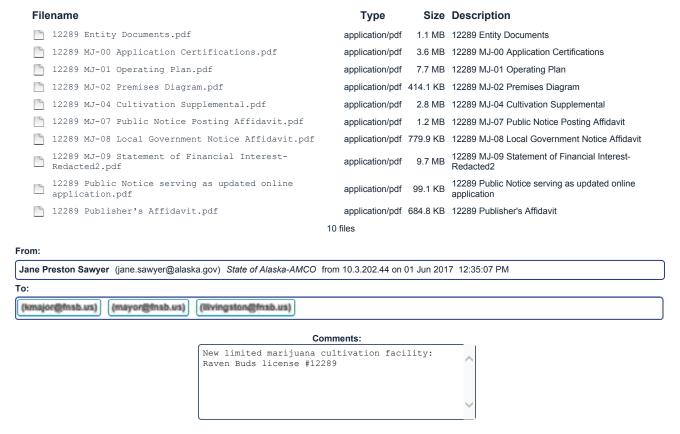
Enha Mc Connell

Erika McConnell, Director amco.localgovernmentonly@alaska.gov Alaska ZendTo Page 1 of 1

Home Inbox Outbox Logout

ZendTo

Drop-Off Summary



To send the file to someone else, simply send them this Claim ID and Passcode:

Claim ID: v8VU3GZZrxta2e5G
Claim Passcode: 5VeSywDw3jQjQrS5

None of the files has been picked-up yet.

Version 4.11 | Copyright © 2011 | you are currently logged in as Jane Preston Sawyer | About Alaska ZendTo

From: Marijuana Licensing (CED sponsored)
To: Kerri Mullis (kam63@rocketmail.com)
Cc: Marijuana Licensing (CED sponsored)

Subject: Complete Application-Raven Buds license #12289

Date: Thursday, June 01, 2017 12:20:00 PM Attachments: 12289 Complete Application.pdf

Hello,

Attached is correspondence regarding your marijuana establishment application. Please direct all correspondence to marijuana.licensing@alaska.gov.

Thank you

AMCO Staff
State of Alaska-DCCED
Alcohol and Marijuana Control Office (AMCO)
550 W 7th Avenue Ste. 1600
Anchorage, AK 99501

From: <u>Marijuana Licensing (CED sponsored)</u>

To: decfsspermit (DEC sponsored); Roberts, Jillian T (DPS); Nakano, Lloyd M (DPS)

Cc: <u>Marijuana Licensing (CED sponsored)</u>

Subject: New marijuana establishment DEC & Fire notification-Raven Buds license #12289

Date: Thursday, June 01, 2017 12:39:00 PM Attachments: 12289 MJ-02 Premises Diagram.pdf

12289 Public Notice serving as updated online application.pdf

12289 DEC & Fire Notice.pdf

Hello DEC and/or Fire Marshal,

Attached is notification for a marijuana establishment. Please direct all correspondence to marijuana.licensing@alaska.gov .

Thank you,

Jane P Sawyer

Occupational Licensing Examiner | Alcohol & Marijuana Control Office 550 W $7^{\rm th}$ Avenue, Ste. 1600, Anchorage, AK 99501 | 907-269-0350

From: AMCO Local Government Only (CED sponsored)

To: "Krista Major"

Cc: "mayor@fnsb.us"; llivingston@fnsb.us

Subject: New marijuana establishment LG notification-AK Aurora Blooms license #12328

Date: Thursday, June 01, 2017 2:40:00 PM

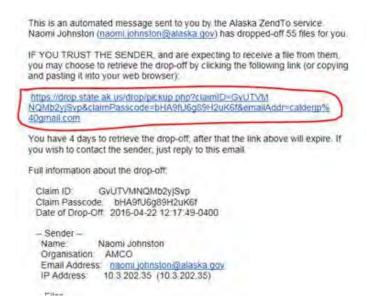
Attachments: 12328 LG Notice.pdf

Dear local government officials,

Please find the attached notification for a new marijuana establishment license. Direct all correspondence to amco.localgovernmentonly@alaska.gov.

The application and all supporting documentation will be sent to each of you via the State of Alaska Drop Box called ZendTo.

You will receive an email that looks like this:



Click the link that is circled in red in the image above. You should be redirected to a page similar to this:



Please prove you are a person

To confirm that you are a real person (and not a computer), please play the quick game below then click "Pickup Files":



Pickup Files

Type the text that is displayed in the image and hit enter. In this example you would type "1200" into the field that says "type the text".

Your Files should appear:

Drop-Off Summary

Click on a filename or icon to download that file.

Filename	Туре	Size	Description
ABCAgenda.pdf	application/pdf	472.3 KB	
Tabl.pdf	application/pdf	416.6 KB	
Tabl0.pdf	application/pdf	259.1 KB	
Tabl1.pdf	application/pdf	1.9 MB	
Tab12.pdf	application/pdf	1.7 MB	
Tab13.pdf	application/pdf	10.0 MB	
Tabl4.pdf	application/pdf	3.5 MB	
Tab15.pdf	application/pdf	1.4 MB	
Table,pdf	application/pdf	513,9 KB	
Tab17.pdf	application/pdf	812.2 KB	
With the same of		650 F 125	

Click the blue link for each tab. You can download and save them however you wish.

Thank you,

Jane P Sawyer

Occupational Licensing Examiner | Alcohol & Marijuana Control Office 550 W 7th Avenue, Ste. 1600, Anchorage, AK 99501 | 907-269-0350

From: AMCO Local Government Only (CED sponsored)

To: "Krista Major"

Cc: "mayor@fnsb.us"; llivingston@fnsb.us

Subject: New marijuana establishment LG notification-Raven Buds license #12289

Date: Thursday, June 01, 2017 12:34:00 PM

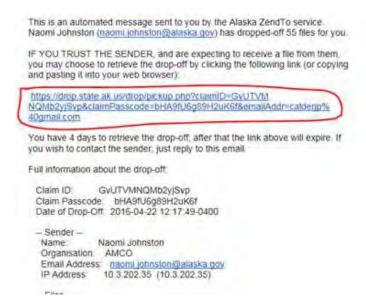
Attachments: 12289 LG Notice.pdf

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Home Login

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Tabl.pdf	application/pdf	416.6 KB	
Tabl0.pdf	application/pdf	259.1 KB	
Tabl1.pdf	application/pdf	1.9 MB	
Tab12.pdf	application/pdf	1.7 MB	
Tab13.pdf	application/pdf	10.0 MB	
Tabl4.pdf	application/pdf	3.5 MB	
Tab15.pdf	application/pdf	1.4 MB	
Table,pdf	application/pdf	513,9 KB	
Tab17.pdf	application/pdf	812.2 KB	
With the same of		650 F 125	

Click the blue link for each tab. You can download and save them however you wish.

Thank you,

Thank you
Jane Sawyer
Occupational Licensing Examiner

Alcohol and Marijuana Control Office



ALCOHOL & MARIJUANA CONTROL OFFICE 550 West 7th Avenue, Suite 1600

Anchorage, AK 99501 Main: 907.269.0350

June 1, 2017

Department of Environmental Conservation

Attn: Permitting Division

VIA email: DEC.FSSPermit@alaska.gov

State Fire Marshal
Attn: Jillian Roberts
Lloyd Nakano

VIA email: jillian.roberts@alaska.gov Lloyd.nakano@alaska.gov 2017 ABC 1070

License Number:	12289	
License Type:	Limited Marijuana Cultivation Facility	
Licensee:	CAROL BOLT; DAVE A MULLIS; KERRI A MULLIS	
Doing Business As:	RAVEN BUDS	
Physical Address:	2441 Lawlor Road Cabin C Fairbanks, AK 99709	
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REVIEWER: Timoshy W. Fisher, Topi	DEC	Fire Marshal
DATE: 6/6/2017 PHONE: 269-2004		Div. of Fire & Life Safety Plan Review Bureau
COMMENTS: No CO2 USE (ALT)		JUN 0 1 2017
COMMENTS. TO CO 2 CSC (M)		Anchorage