

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA

AT PALMER

MATANUSKA-SUSITNA BOROUGH, )

Plaintiff, )

vs. )

STATE OF ALASKA, DEPARTMENT OF )  
NATURAL RESOURCES; 3.6 Acres, more or )  
less, as to Parcel 22; 13.6 Acres, more or less, )  
as to Parcel 27; 36.7 Acres, more or less, as to )  
Parcel 29; 17.8 Acres, more or less, as to )  
Parcel 30; 156.1 Acres, more or less, as to )  
Parcel 31; 156.1 Acres, more or less, as to )  
Parcel 32; 20.3 Acres, more or less, as to )  
Parcel 33; 12.1 Acres, more or less, as to )  
Parcel 34; 12.1 Acres, more or less, as to )  
Parcel 35; 29.7 Acres, more or less, as to )  
Parcel 36; and also all other persons or parties )  
unknown claiming a right, title, estate, lien, or )  
interest in the real estate described in the )  
complaint in this action, )

Case No. 3PA-15- 1623 CI

Defendants. )

**SUMMONS IN CONDEMNATION**

To Defendant: STATE OF ALASKA, DEPARTMENT OF NATURAL RESOURCES

Attached is a complaint in which the plaintiff seeks to take the property described in the complaint. If you dispute the authority and necessity for the taking or object to the declaration of taking (if one is attached to the complaint), you must file an answer stating all your objections and defenses. Your answer must be filed with the court at 435 South Denali Street, Palmer, Alaska 99645 within 20 days after the day you receive this summons. In addition, a copy of your answer must be sent to the plaintiff's attorney, Bruce E. Falconer, whose address is: 911 W. 8<sup>th</sup> Avenue, Suite 302, Anchorage, Alaska 99501, and whose telephone number is: (907) 272-8401.

If you fail to file your answer within the required time, you will waive (give up) all your objections and defenses to the authority and necessity for the taking and to the validity of any declaration of taking.

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If you object to the taking, you must also file a motion to dismiss within 30 days after you receive this summons. If this case is not dismissed, the following matters will be determined by further proceedings in the case: (1) the time when plaintiff may take possession of the property, (2) the amount of compensation to be paid for the taking, and (3) the distribution of compensation.

If you dispute the amount of just compensation or claim any part of the compensation or desire notice of further proceedings, you must file a notice of appearance. Your notice of appearance must state the name and address of the person to whom notice of further proceedings should be sent. Your notice of appearance must be filed with the court at the address stated above within 20 days after the day you receive this summons. In addition, a copy of your notice of appearance must be sent to the plaintiff's attorney at the address stated above. If you do not file a notice of appearance, the court will proceed to a final determination of just compensation without further notice to you.

Even if you do not file an answer or a notice of appearance within the 20 days described above, you may still file a notice of appearance at any time before a final determination of just compensation is made and you may present evidence as to the amount of just compensation to be paid or its distribution. However, you will be bound by any orders the court has already entered unless you can show good cause for failing to appear that would justify setting aside a default judgment under Civil Rule 55(e). Under Civil Rule 72(m), a "final determination of just compensation" is made when all issues about the amount to be paid and how it should be distributed have been decided and the court has entered the last judgment or order resolving any part of these issues (in the form of a judgment on a jury verdict, a confirmation of a master's award, or a final order accepting a settlement agreement of the parties).

If you never file a notice of appearance, then 10 days after a final determination of just compensation, the court will enter a default judgment against you for the relief demanded in the complaint.

This case has been assigned to Superior Court Judge HEATH.



Date 5/22/15

CLERK OF COURT

By:

[Signature]  
Deputy Clerk