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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA**

STATE OF ALASKA,
Plaintiff,

v.

UNITED STATES OF AMERICA,
Defendant.

Civil Action No.: 3:18-cv-00265-SLG

**UNOPPOSED MOTION FOR
CONFIRMATION OF QUIET TITLE
ACT DISCLAIMER AND MOTION
TO VACATE TRIAL**

Pursuant to 28 U.S.C. § 2409a(e), the United States requests the Court confirm the United States' Quiet Title Act disclaimers (ECF Nos. 48, 115). Additionally, the United States requests that the Court vacate the trial because there is no longer a dispute regarding title to the subject submerged lands.

Alaska brought this quiet title action pursuant to 28 U.S.C. § 2409a to quiet title to portions of the Middle Fork and North Fork of the Fortymile River. *See* Compl., ECF No. 1, ¶¶36-38. On July 6, 2022, the United States filed a disclaimer “disclaim[ing] all interest adverse to the Plaintiff, State of Alaska, in the submerged lands and riverbed of” the

disputed portion of the Middle Fork of the Fortymile River and a portion of the disputed North Fork of the Fortymile River. *See* ECF No. 48. Following the July 6, 2022, disclaimer, only a portion of the North Fork of the Fortymile River remained in dispute.

The Court set a trial for March 10, 2025, to resolve the title dispute concerning the remaining portion of the North Fork. ECF No. 85. However, in response to Presidential Executive Order 14153 (dated January 20, 2025) and Secretarial Order 3422 (dated February 3, 2025)—which required the Department of the Interior to conduct an administrative review of waterways in Alaska—on February 7, 2025, the United States moved for a continuance of the trial, to which Alaska agreed and consented. ECF No. 95. On February 10, 2025, the Court granted the motion and continued the trial until March 23, 2026. ECF Nos. 97, 101.

In December 2025, the United States concluded its review of the only remaining disputed submerged lands in this case—a portion of the North Fork—and filed a disclaimer on December 29, 2025, disclaiming any title to those submerged lands. ECF No. 115. As a result, no live title dispute remains in this case.

The Quiet Title Act permits the United States to “disclaim[] all interest in the real property or interest therein adverse to the plaintiff at any time prior to the actual commencement of the trial.” 28 U.S.C. § 2409a(e). Such disclaimers are “confirmed by order of the court” and then “the jurisdiction of the district court shall cease.” *Id.* Because the disclaimers are authorized by law and were issued in good faith, the Court should grant the motion. Alaska does not oppose the motion.

WHEREFORE, the United States respectfully requests that this Court enter an order confirming the United States' disclaimer. Further, the United States respectfully requests the Court vacate the trial. A proposed order is attached.

Respectfully submitted, December 29, 2025.

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