

**Forest Service Handbook
National Headquarters - Washington Office
Washington, DC**

**Forest Service Handbook 2709.12 – Road Rights-Of-Way Grants Handbook
Zero Code**

Amendment: 2709.12-Amendment 1

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05 - Definitions

1. **ANILCA**. The acronym for the Alaska National Interest Land Conservation Act of December 20, 1980 (94 Stat. 2371; 16 U.S.C. 3101) that is used in this handbook to identify the act and authorizations made under this authority.

2. **Area of Surface Use or Area of Operation**. Terms used in the various Forest Service and Bureau of Land Management (formerly Minerals Management Service) cooperative agreements. They are the immediate area within the lease, permit, or licenses on which drilling, mining, and related mineral development activities occur, including necessary related storage or processing facilities. These initials ASU and AO are often used in correspondence or conversations to refer to these areas.

3. **Agreement Area**. That area included in a formal Road Right-of-Way Construction and Use Agreement (FSM 5460).

4. **Cooperator**

a. A private signatory party to a Road Right-of-Way Construction and Use Agreement (FSM 5460).

b. A forest landowner who:

(1) Has or will have, as part of the application, granted easements to the Forest Service in the same Region.

(2) Has or will share in the cost of the road or road system that includes the segments referred to in the application.

(3) Needs the road for which application is made to harvest timber from lands owned by the applicant and, at the same time, needs to provide for long-term protection, management, and utilization of the timber resources thereon.

5. **Easement**. A special-use authorization for a right-of-way that conveys a conditioned interest in National Forest System land.

6. **FLPMA**. The acronym for the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2743, 43 U.S.C. 1715) that is used in this handbook to identify the act and authorizations made under this authority.

7. **ERTA**. The acronym for the Forest Road and Trail Act of October 13, 1964 (78 Stat. 1089; 16 U.S.C. 533) that is used in this handbook to identify the act and authorizations made under this authority.

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8. Natural Resource Production. Any commercial production or utilization of any product of the land, including minerals extracted therefrom.

9. Permit. A special-use authorization that provides permission, without conveying an interest in land, to occupy and use National Forest System land or facilities for specified purposes. It is both revocable and terminable.

10. Right-of-Way

a. Land authorized to be used or occupied for the construction, operation, maintenance, and termination of a project or facility passing over, upon, under, or through such land.

b. The privilege which one person, or persons particularly described, may have of passing over the land of another in some particular line.

11. Special-use Authorization. A permit, term permit, lease, or easement that allows occupancy, use, rights, or privileges on National Forest System land.

12. Subdivision. Any platted subdivision, lot splitting, condominium, leasing, or rental arrangement with the purpose of increasing residential density for either full-time or part-time residents.