



DEPARTMENT OF THE NAVY  
NAVAL FACILITIES ENGINEERING COMMAND  
WASHINGTON D C 20390

18 November 1966

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NAVAL FAC EN NJ

Dear (b)(6)

This is in further reply to your inquiry of September 20th on behalf of (b)(6) concerning the access road to the former NIKK Battery Site NY 53, Middletown Township, Monmouth County, New Jersey.

(b)(6) purchased an irregular shaped, landlocked area approximately 4.55 acres in size from the General Services Administration (GSA) on May 26, 1965. The property, adjacent to the Naval Ammunition Depot, Earle, New Jersey and privately-owned lands, was offered for public sale by GSA with the understanding that the property was completely landlocked and had no entry or exit rights. Prior to the offering, GSA endeavored to obtain an access easement, but was unsuccessful.

Shortly after he purchased the property, (b)(6) requested permission to use Ammunition Depot roads for access on a temporary basis. As a courtesy gesture to accommodate (b)(6) the Commanding Officer of the Naval Ammunition Depot has been issuing temporary entry permits to enable (b)(6) to maintain his property while the access problem was being solved. The permits were issued with the express understanding that they were temporary and that access across Navy property would not be permitted indefinitely.

The Depot roads heretofore used by (b)(6) are used by the Navy to transport potentially dangerous material and joint use cannot be permitted. Also, present world problems require more stringent security and use of Navy property by (b)(6) would not be compatible with Depot security requirements.

Clearly, (b)(6) has been fairly treated by the Navy and has not been unjustly deprived of access to his property. His land abuts privately-owned lands as well as Navy property, so any access easement to his property should be obtained from the owners of these lands.

We sincerely regret that we are unable to grant an access easement to (b)(6). It is hoped that this information will be of assistance.

Sincerely,

(b)(6)  
Commander, CEC, USN  
Executive Assistant/Aide  
to COMNAVFACENGCOM

Honorable James J. Hayward  
The S. Thompson  
Washington, D. C. 20540

Copy to:  
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