

**Amended Acknowledgment and
Amended Notice of Acknowledgment
of Acceptance of R.S. 2477
Right-of-Way Grant**

THE STATE OF UTAH

TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

Know ye, This is an Amended Acknowledgment and Amended Notice of Acknowledgment made under Utah Code Sections 72-5-309 through 310 inclusive, that the grant of the United States of America of “the right of way for the construction of highways over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its political subdivision Duchesne County as it pertains to the highway located in Duchesne County known as Pariette Road; County Road Number: 33; State Geographic Information Database (SGID) Road Identification Number: RD070010. Total road length is 13.39 miles more or less.

This Amended Acknowledgment and Amended Notice of Acknowledgment supersedes the information contained in the following documents:

1. Acknowledgment recorded at Ent 393655, Bk A500, Beg Pg 318.
2. Amended Acknowledgment recorded at Ent 401381, Bk A525 Pg 709.
3. Supplement to Amended Acknowledgment recorded at Ent 405977, Bk A541 Pg 207.
4. Affidavit of John Uresk recorded at Ent 405978, Bk A541 Pg 213.

The reason for this Amended Acknowledgment and Amended Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) the October 21, 1976 repeal of R.S. 2477 or (b) the date the servient estate was reserved for public uses.

This Amended Acknowledgment and Amended Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of Utah and its political subdivisions reserve the right to make further acknowledgments and notices of acknowledgment with regard to road segments that traverse land owned by other entities, including the United States of America, through one or more of its agencies.

A printed copy of a map showing the location of the road in said county is appended hereto as “Attachment 1,” a printed copy of representative photos of the road is appended hereto as “Attachment 2,” a printed copy of a description of the beginning and ending points of the entire road together with a list of Townships, Ranges and Sections that may be traversed by the road in said county is appended hereto as “Attachment 3,” and a printed copy of the Road Centerline Description Cover Page(s) is appended hereto as “Attachment 4.” The Appendices listed in “Attachment 4” that contain the actual road centerline descriptions are incorporated herein by

reference. Affidavits provided by individuals familiar with the road are appended hereto as "Attachment 5."

A printed copy of this Amended Acknowledgment and Amended Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or obtained at the office of the Utah State Archives.

An electronic copy of this Amended Acknowledgment and Amended Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the Internet at <http://recorded2477roads.utah.gov>.

The owner of the servient estate in the land underlying the road-segments subject to this Amended Acknowledgment and Amended Notice is believed to be the United States of America through one or more of its agencies. Any of such agencies or any other person with a servient ownership claim or a competing dominant estate right-of-way ownership claim, may file a petition in the State District Court for Salt Lake County for a decision regarding the correctness of this Amended Acknowledgment. A claimant shall file a petition within sixty (60) days after receipt of this Notice.

In Witness Whereof, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Amended Acknowledgment and Amended Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 20th day of November, 2008.

By the Governor's Designee



John Harja

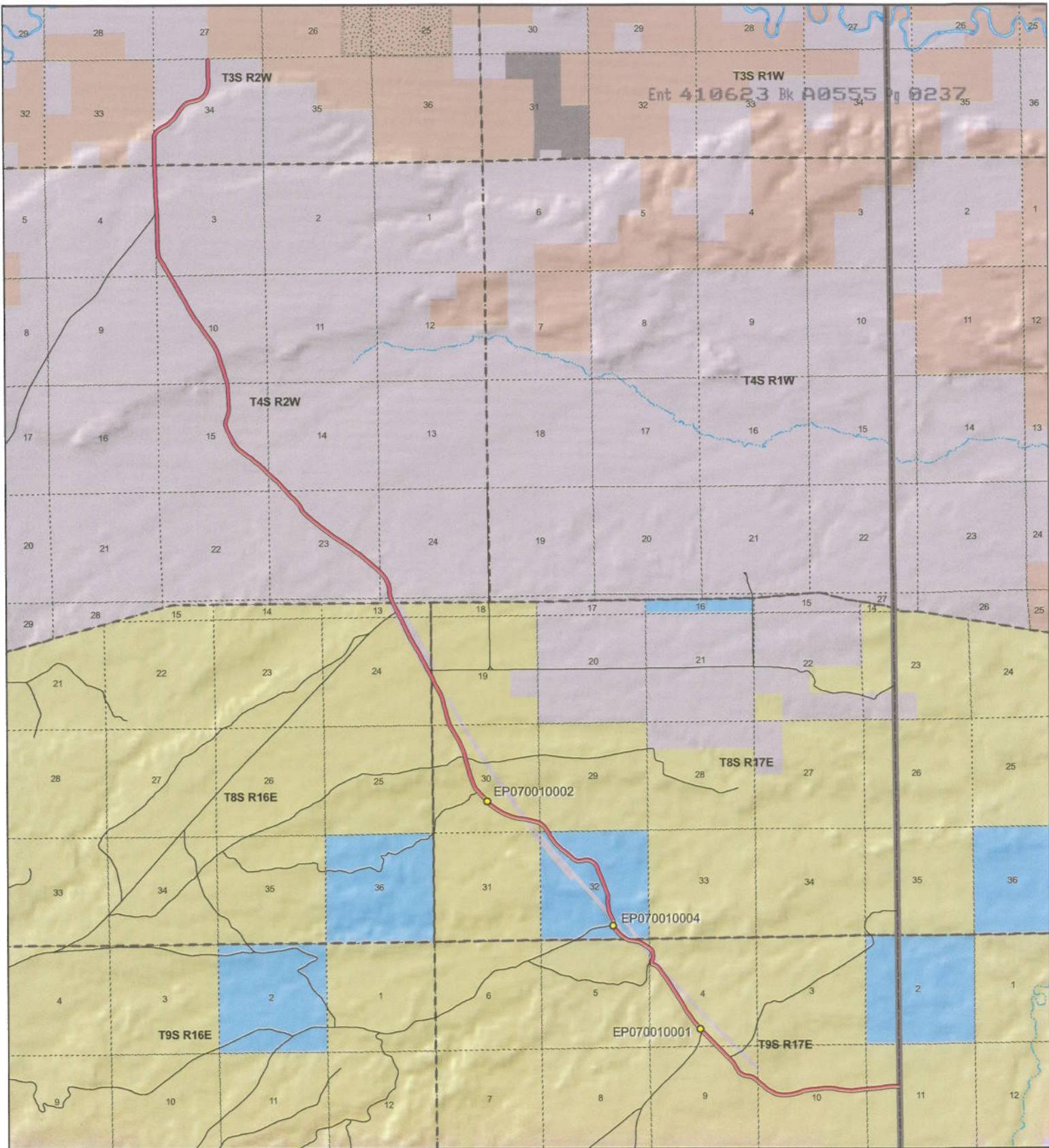
CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

Dated this _____ day of _____, 2008.

Notary Public



Pariette Road - Duchesne County
SGID RD_ID RD070010

Land Ownership Categories

- ◆ BLM
- ◆ Private
- ◆ SITLA, State Trust Land
- ◆ USFS, National Forest
- ◆ State Parks and Recreation
- ◆ Tribal, Indian Reservation
- ◆ NPS, National Park
- ◆ Wilderness
- ◆ UDWR Wildlife Reserve
- ◆ DOD, Military
- ◆ State Sovereign Land
- ◆ National Recreation Area
- ◆ USFWS, Natl. Wildlife Refuge

Transportation Network

- Pariette Road
- Title V: Issued Or Under Consideration By BLM Or County
- Other Roads
- Photo Event Point
- Section = 1 Mile



1:76,057

1 inch equals 1.2 miles



Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Nov 13, 2006





EP070010001

Ent 410623 Bk A0555 Pg 0238



EP070010002



EP070010004

EP000000000

EP000000000

EP000000000

Pariette Road - Duchesne County
SGID RD_ID RD070010

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
November 9, 2006



Attachment 3

Beginning & Ending Points and Township, Range, and Section References For:

Popular Name: Pariette Road

County: Duchesne

County Road Number: 33

State Geographic Information Database (SGID) Road Identification Number: RD070010.

Total Road Length: 13.39 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 02 minutes 49.15 seconds North Latitude and -109 degrees 58 minutes 39.09 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,066,604.2 feet and Y = 7,189,465.4 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 11 minutes 08.65 seconds North Latitude and -110 degrees 05 minutes 43.33 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,032,825.0 feet and Y = 7,239,460.5 feet based on the US Survey Foot conversion.

This road may traverse:

Township 3 South Range 2 West, Section(s)33,34, Uintah Basin Base & Meridian

Township 4 South Range 2 West, Section(s)3,4,10,14,15,23,24,25, Uintah Basin Base & Meridian

Township 8 South Range 16 East, Section(s) 13,24, Salt Lake Base & Meridian

Township 8 South Range 17 East, Section(s) 19,29,30,32, Salt Lake Base & Meridian

Township 9 South Range 17 East, Section(s) 4,5,9,10,11, Salt Lake Base & Meridian

See Attachment 1 above for a cartographic depiction of the course of this road.

Attachment 4
Road Centerline Description Cover Page(s)

Popular Name: Pariette Road

County: Duchesne

County Road Number: 33

State Geographic Information Database (SGID) Road Identification Number: RD070010.

Total Road Length: 13.39 miles more or less.

Centerline Descriptions Of Road-Segments That Cross Over Federally Owned Land, Derived From Global Positioning System Data And Cross-checked against USGS Digital Orthophoto Quadrangles Compiled By The Utah Automated Geographic Reference Center And Entered Into The State Geographic Information Database (SGID).

Road-Segments Listed by SGID Road Identification Number (RD_ID)	Road-Segment Numbers	Believed Ownership Of Servient Estate	Approximate Segment Length	See Attached Appendix
RD070010	001	BLM	2.69 Miles	A
RD070010	002	PVT	0.13 Miles	(not shown)
RD070010	003	BLM	0.07 Miles	B
RD070010	004	PVT	0.04 Miles	(not shown)
RD070010	005	BLM	0.14 Miles	C
RD070010	006	PVT	0.08 Miles	(not shown)
RD070010	007	BLM	0.1 Miles	D
RD070010	008	PVT	0.06 Miles	(not shown)
RD070010	009	ST	0.11 Miles	(not shown)
RD070010	010	PVT	0.11 Miles	(not shown)
RD070010	011	ST	1.07 Miles	(not shown)
RD070010	012	BLM	0.22 Miles	E
RD070010	013	PVT	0.06 Miles	(not shown)
RD070010	014	BLM	1.7 Miles	F
RD070010	015	PVT	5.82 Miles	(not shown)
RD070010	016	Tribal	0.05 Miles	(not shown)
RD070010	017	PVT	0.95 Miles	(not shown)
		Total Road Length	13.39	

* Indicates that a Title V permit will be requested, is in process, or has been issued.

† Indicates that road-segments crossing Forest Service land are under consideration by the state and county as of the date of this Amended Acknowledgment and Amended Notice of Acknowledgment.

Attachment 5

AFFIDAVIT OF LEON FILLINGIM

PARIETTE ROAD,

DUCHESNE COUNTY, UTAH

COUNTY ROAD NUMBER 33

State of Utah)
 : ss.
County of Duchesne)

LEON FILLINGIM, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based on my personal knowledge.
2. I have traveled and am familiar with a road in Duchesne County known to me as the Pariette Road. I am also familiar with the land the road traverses. Attached is a Duchesne County map showing the Pariette Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map. I am informed that Duchesne County also identifies this road according to the road number listed above.
3. I have observed the Pariette Road (County Road # 33) in Duchesne County since 1944. The Pariette Road runs from US 40 to Sandwash comprising access to the Green River.
4. I am familiar with the indicated road for the same reasons identified in paragraph #3.

5. It is the reputation in the community that this road was used by the general public since at least the early 1900's when it was homesteaded, and has been continuously since that time.

6. The road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900's and continuing through 1976 and beyond.

7. Since at least as early as the early 1900's and continuing to the present the road has been used for homesteading, ranching, traveling in and through the area, recreation, accessing state school and institutional trust lands, hunting and other sportsmen access, state and local government access, oil and mineral exploration and drilling and contractors.

8. Travelers on the road from at least as early as the early 1900's and continuing thereafter included those who went by foot, horseback, wagon, car, motorcycle, recreational vehicle and truck.

9. As grader operator I first maintained this road with road graders at least as early as twice a year from 1964 to 1988.

10. When I first used and observed the road it ran the same route as it does now, and the road was well established as of the early 1900's

11. At no time during my tenure as Road Supervisor did the County undertake any procedure to abandon or vacate its right-of-way on the road.

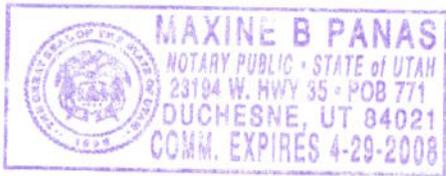
12. This road has been included in the state highway system or infrastructure and has been designated as a Class B highway over which the County has been given jurisdiction by the state legislature for construction, operations and maintenance. The road has been on the official county road system since 1955. The road has been maintained since 1955 by the County as a public highway, freely open for all to come and go as they please.

13. This road was also a state road until the time they transferred it to the county. This road is shown on the 1902 and 1910 General Land Office survey plats. Duchesne County did substantial grading, culvert installation, and maintenance on this road. This road was given to the county from the state in 1970. I went with Lynn Mitchell (past road foreman) in 1980 and the BLM and signed the right of way over on this road to the county.

Dated this 13th of ~~November~~ December, 2006. *MBP*

Leon Fillingim
LEON FILLINGIM

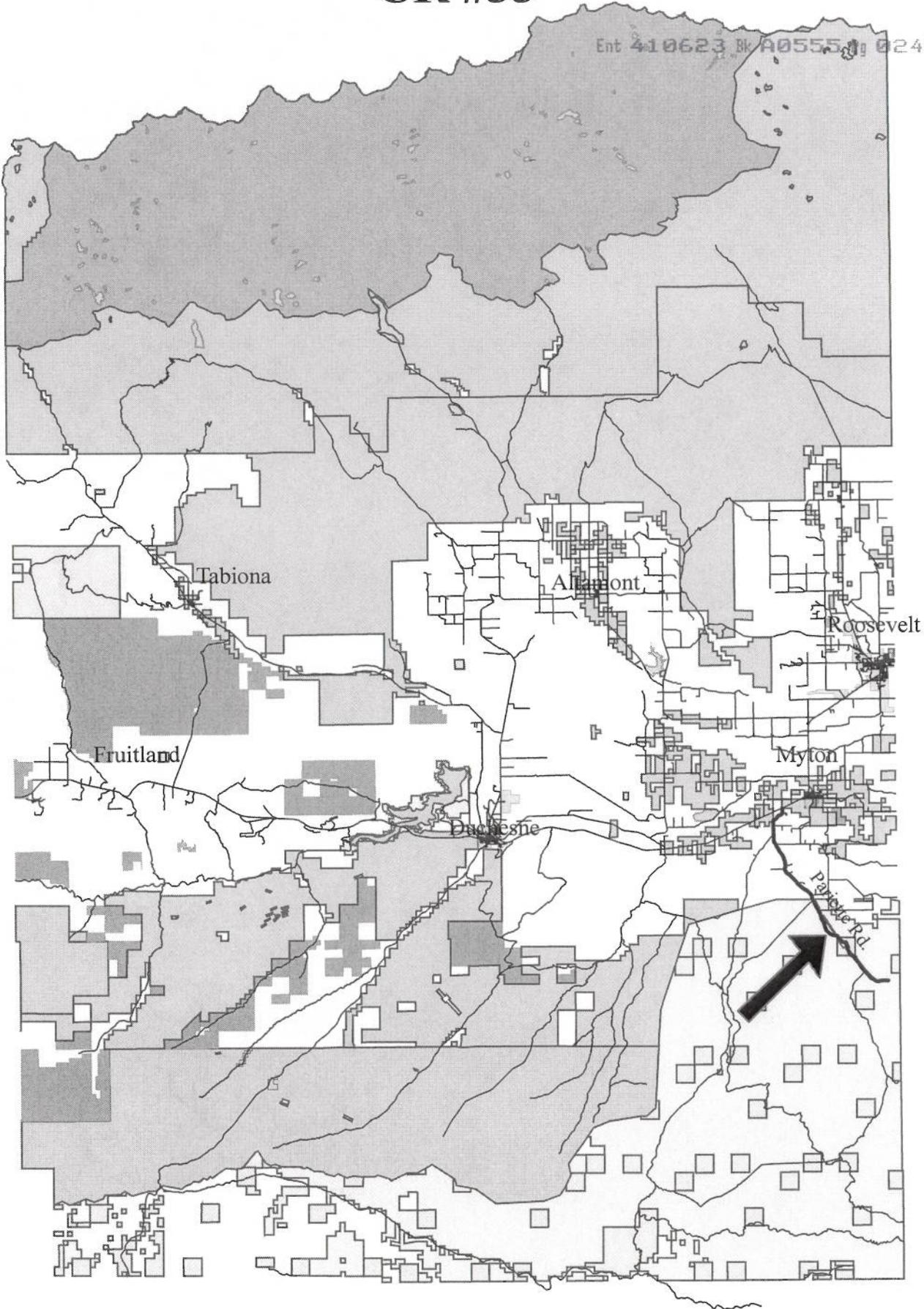
SUBSCRIBED AND SWORN TO before me this 13th day of ~~November~~ December, 2006. *MBP*



Maxine B Panas
Notary Public
Residing at: *Steele*

PARIETTE ROAD CR #33

Ent 410623 Bk A0555 Pg 0245



AFFIDAVIT OF JOHN URESK

PARIETTE ROAD,

DUCHESNE COUNTY, UTAH

COUNTY ROAD NUMBER 33

Ent 410623 Bk A0555 Pg 0246

State of Utah)
 : ss.
County of Duchesne)

JOHN URESK, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based on my personal knowledge.

2. I have traveled and am familiar with a road in Duchesne County known to me as the Pariette Road. I am also familiar with the land the road traverses. Attached is a Duchesne County map showing the Pariette Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map. I am informed that Duchesne County also identifies this road according to the road number listed above.

3. I have observed the Pariette Road (County Road # 33) in Duchesne County since 1930. The Pariette Road runs from US 40 to Sandwash comprising access to the Green River.

4. I am familiar with the indicated road for the same reasons identified in paragraph #3 as well as some grading work I did on this road from 1947 to 1962.

5. It is the reputation in the community that this road was used by the general public since at least 1920, and has been continuously since that time.

6. The road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1920 and continuing through 1976 and beyond.

7. Since at least as early as 1920 and continuing to the present the road has been used for homesteading, ranching, traveling in and through the area, recreation, accessing state school and institutional trust lands, hunting and other sportsmen access, state and local government access, oil and mineral exploration and drilling and contractors.

8. Travelers on the road from at least as early as 1920 and continuing thereafter included those who went by foot, horseback, wagon, car, motorcycle, recreational vehicle and truck.

9. As grader operator I first maintained this road with road graders at least as early as twice a year from 1962 to 1987.

10. When I first used and observed the road it ran the same route as it does now, and the road was well established as of 1920.

11. At no time during my tenure as Road Supervisor did the County undertake any procedure to abandon or vacate its right-of-way on the road.

12. This road has been included in the state highway system or infrastructure and has been designated as a Class B highway over which the County has been given jurisdiction by the state legislature for construction, operations and maintenance. The road has been on the official county road system since 1955. The road has been maintained since 1955 by the County as a public highway, freely open for all to come and go as they please.

13. Burt Coleman paid me to push the snow privately with a caterpillar from this road from Pleasant Valley and on through to Nine Mile Canyon. I did road opening and maintenance from the winter of 1947 until 1962 when I started working for the county and grading this road on a regular basis. This road was also a state road until the time they transferred it to the county.

This road is shown on the 1902 and 1910 General Land Office survey plats. Duchesne County
Ent 410623 Bk A0555 Pg 0248
did substantial grading, culvert installation, and maintenance on this road.

Dated this 13th day of ~~November~~ December, 2006. *YMB*

John Uresk
JOHN URESK

SUBSCRIBED AND SWORN TO before me this 13th day of ~~November~~ December, 2006. *YMBP*



Maxine B. Panas
Notary Public
Residing at: *Duchesne*

PARIETTE ROAD CR #33

