

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

Ent 416127 Bk A571 Pg 566
Date: 17-JUN-2009 11:20AM
Fee: None
Filed By: CC
CAROLYNE MADSEN, Recorder
DUCHESNE COUNTY CORPORATION
For: STATE OF UTAH

THE STATE OF UTAH

TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

Know ye, This is an Acknowledgment and 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Sandstone Road; County Road Number: 526; State Geographic Information Database (SGID) Road Identification Number: RD070040. Total road length is 1.75 miles more or less.

The reason for this Acknowledgment and 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 Acknowledgment and 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 Acknowledgment and 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 Acknowledgment and 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 Acknowledgment and 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 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 Acknowledgment and Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 10th day of JUNE, 2009.

By the Governor's Designee



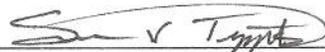
John Harja

CERTIFICATION

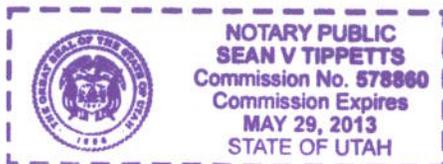
State of Utah)
 : ss
County of Salt Lake)

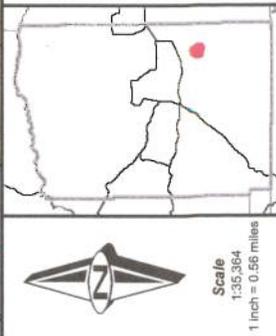
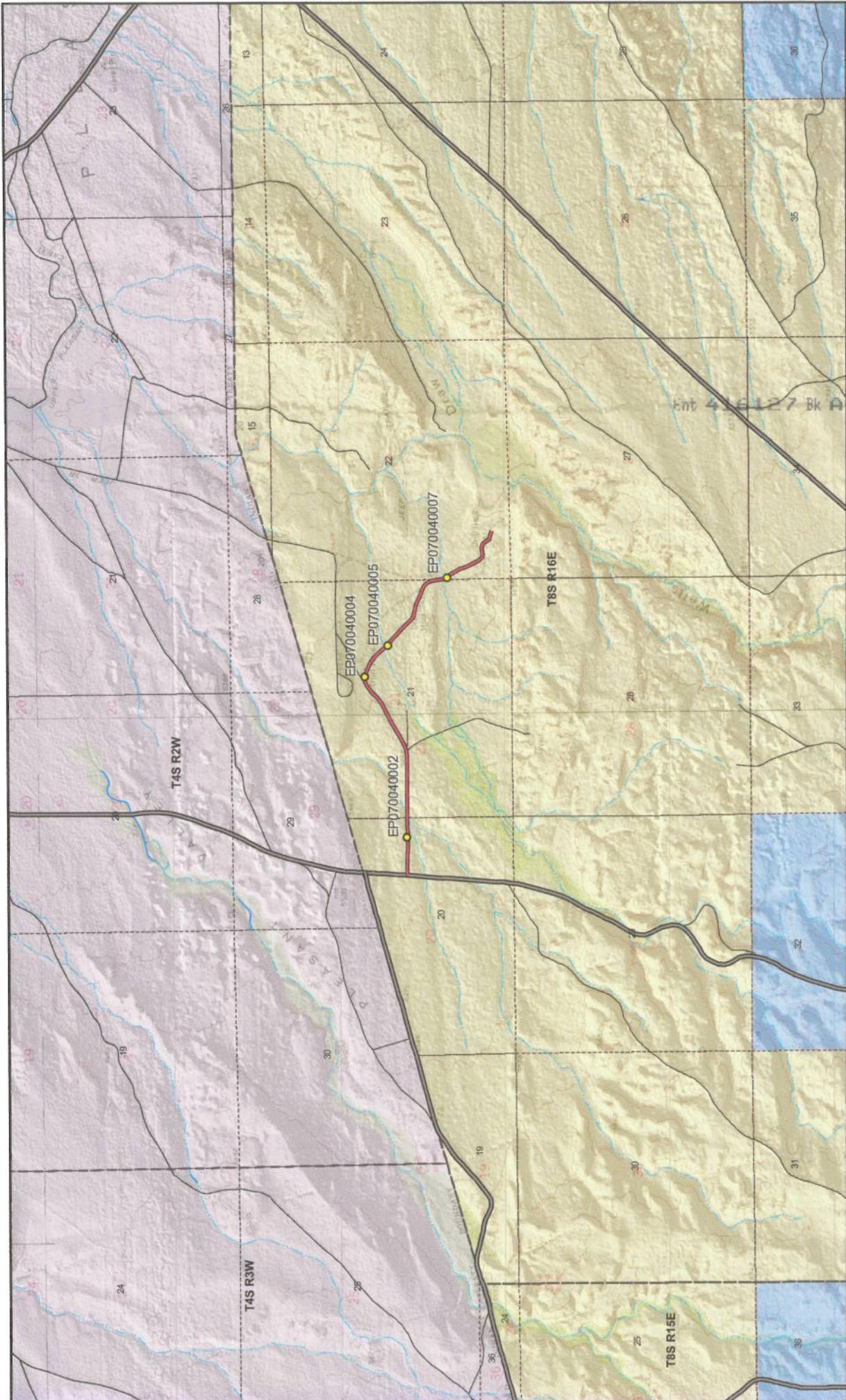
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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

Dated this 10th day of JUNE, 2009.



Notary Public





Scale
1:35,364
1 inch = 0.56 miles

SGID Road ID Number RD_ID: RD070040

Attachment 1

Sandstone Road - Duchesne County
SGID RD_ID RD070040 CO_UNIQUE 526

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- UDWR Wildlife Reserve
- Tribal
- Wilderness

Misc

- Photo Event Point
- Section = 1 Mile

Transportation Network

- Sandstone Road
- Title V: Issued Or Under Consideration By BLM Or County
- County B Road
- State / U.S. Highway
- Other Roads

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
Dec. 04, 2008



EP070040002



EP070040004



EP070040005



EP070040007

EP000000000

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EP000000000



Sandstone Road - Duchesne County
SGID RD_ID RD070040

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
January 28, 2009



Attachment 3

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

Popular Name: Sandstone Road

County: Duchesne

County Road Number: 526

State Geographic Information Database (SGID) Road Identification Number: RD070040.

Total Road Length: 1.75 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 06 minutes 09.38 seconds North Latitude and -110 degrees 08 minutes 18.36 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,021,256.6 feet and Y = 7,208,997.2 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 05 minutes 50.13 seconds North Latitude and -110 degrees 06 minutes 40.22 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,028,911.6 feet and Y = 7,207,166.6 feet based on the US Survey Foot conversion.

This road may traverse:

Township 8 South Range 16 East, Section(s) 20,21,22, 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: Sandstone Road

County: Duchesne

County Road Number: 526

State Geographic Information Database (SGID) Road Identification Number: RD070040.

Total Road Length: 1.75 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 |
|--|---------------------------------|--|---|----------------------------------|
| RD070040 | 001 | BLM | 1.75 Miles | A |
| | | Total Road Length | 1.75 | ————— |

* 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 Acknowledgment and Notice of Acknowledgment.

Attachment 5

AFFIDAVIT OF JAMES L. BROWN
SANDSTONE ROAD
DUCHESNE COUNTY, UTAH
DUCHESNE COUNTY ROAD 526

State of Utah)
): ss.
County of Duchesne)

I, JAMES L. BROWN, testify and declare under oath as follows:

1. I am an adult competent to testify about the matters set forth in this affidavit. My testimony is based upon my personal knowledge and experience. I was born on May 10, 1942, in Evanston, Wyoming. I have lived in Duchesne County since 1970. I did seasonal work for the BLM and Forest Service in Duchesne County from 1965 to 1970.

2. I have traveled and am familiar with Sandstone Road, Duchesne County Road 526, and the land it traverses.

3. I took the following steps to verify that the Road I refer to in this affidavit and Sandstone Road (the “ Road”) are the same road:

a. I examined a large Duchesne County map depicting the Road in relation to other roads, intersections and landmarks. I observed the Road on the large map verifying that it is accurately depicted on the map and it is the road I refer to herein.

b. I examined the map attached to this affidavit depicting the Road and surrounding area and verified that the Road is accurately depicted on the map and is the road I refer to herein.

c. I examined ground photos depicting the road and surrounding area and verified that the Road is accurately depicted in the photos and is the Road I refer to herein.

4. I have personally traveled the Road from 1965 through 1976 and continuing until 2004, (“the Time Period of My Experience”). It is the reputation in the community that the Road has been traveled as early as the late 1800s and early 1900s by livestock men.

5. When I last traveled and observed the Road in 2004, it followed the same route as in 1965, when I first traveled and observed it. Portions of the road have been improved by oil companies including minor deviations from the original route.

6. During the Time Period of My Experience the Road has been traveled daily on the parts that are well maintained and seasonally on other portions, weather permitting. Based upon my observation during the Time Period of My Experience, the Road was continuously used as a public thoroughfare by members of the public for public purposes whenever it was necessary and convenient for them to do so and I have never known the use of the road to have been interrupted by any means.

7. During the Time Period of My Experience I have personally traveled the Road by horseback, pick up truck and have observed others traveling the road in pick up trucks, ATVs, and oil and gas vehicles.

8. During the Time Period of My Experience I have personally used the Road for livestock operations, work with the NRCS (Natural Resource Conservation Service) and BLM, hunting and have observed others use the Road for the same purposes, plus and oil and gas service and recreation.

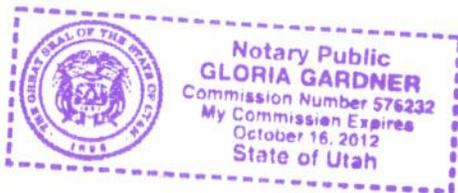
9. Prior to 1976, I observed evidence of road maintenance and improvements on portions of the road.

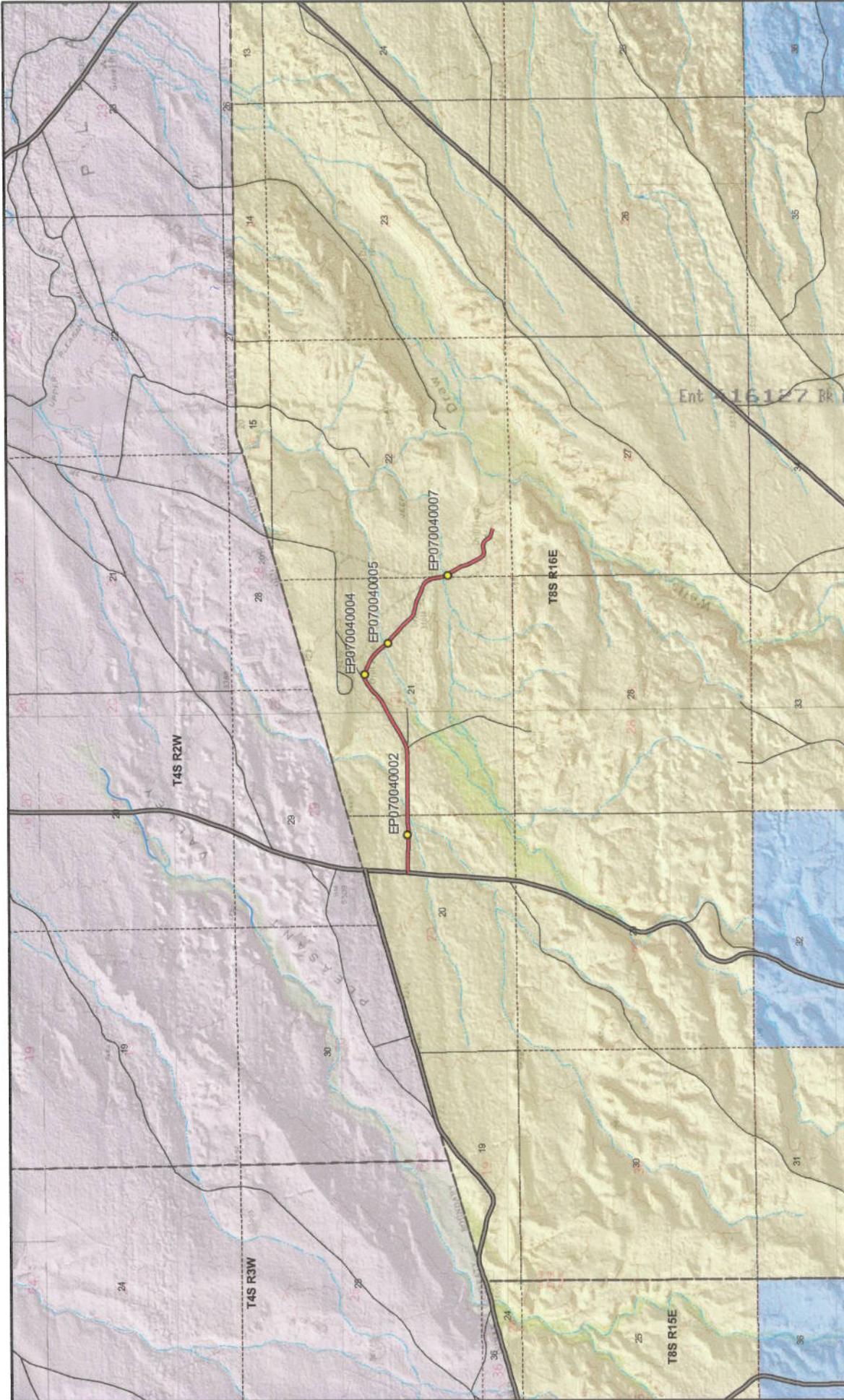
DATED this 19th day of December, 2008.

James L. Brown
JAMES L. BROWN

SUBSCRIBED AND SWORN to before me this 19th day of December, 2008.

Gloria Gardner
NOTARY PUBLIC





Map prepared by the State of Utah
Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Dec. 04, 2008



Ent 16127 Br A0571 Pg 0575

Sandstone Road - Duchesne County
SGID RD_ID RD070040 CO_UNIQUE 526

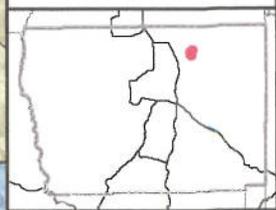
| | |
|----------------------------------|-------------------|
| Land Ownership Categories | Misc |
| BLM | Photo Event Point |
| Private | Section = 1 Mile |
| SITLA, State Trust Land | |
| USFS, National Forest | |
| State Parks and Recreation | |
| UDWR Wildlife Reserve | |
| Tribal | |
| Wilderness | |

Transportation Network

| | |
|----------------|---|
| Sandstone Road | Title V, Issued Or Under Consideration By BLM Or County |
| County B Road | State / U.S. Highway |
| Other Roads | |



Scale
1:35,364
1 inch = 0.56 miles



AFFIDAVIT OF LEON FILLINGIM
SANDSTONE ROAD
DUCHESNE COUNTY, UTAH
DUCHESNE COUNTY D ROAD 526

State of Utah)
 : ss.
County of Duchesne)

I, LEON FILLINGIM, testify and declare under oath as follows:

Ent 416127 Bk A0571 Pg 0576

1. I am an adult competent to testify about the matters set forth in this affidavit. My testimony is based upon my personal knowledge and experience. I was born on May 21, 1938, in Vernal, Uintah County, Utah. I have lived in Duchesne County all of my life. I supervised the maintenance of Roads in Duchesne county as Superintendent of the County Road Department from 1988 to 1996. I was also a road grader operator from 1964 to 1988. During the time of my employment with Duchesne county I used heavy machinery to construct and grade roads in the summer and to open snowbound roads in the winter.

2. I have traveled and am familiar with Sandstone Road, Duchesne County Road 526 and the land it traverses.

3. I took the following steps to verify that the road I refer to in this affidavit as Sandstone Road and Duchesne County Road 526 (the " Road") are the same road:

a. I examined a large Duchesne County map depicting the Road in relation to other roads, intersections and landmarks. I observed the Road on the large map verifying that it is accurately depicted on the map and it is the road I refer to herein.

b. I examined the map attached to this affidavit depicting the Road and surrounding area and verified that the Road is accurately depicted on the map and is the road I refer to herein.

c. I viewed ground photography and verified that it accurately depicts the Road I refer to in this affidavit.

4. I personally traveled the Road from the early 1940s and continuing until 1996, (“the Time Period of My Experience”). It is the reputation in the community that the Road was traveled as early as the early 1900s, prior to my earliest recollection.

5. When I last traveled and observed the Road in 1996, it followed the same route as in the early 1940s when I first traveled and observed it.

6. During the Time Period of My Experience the Road has been traveled daily. Based upon my observation during the Time Period of My Experience, the road was continuously used as a public thoroughfare by members of the public for public purposes whenever it was necessary and convenient for them to do so and I have never known the use of the Road to have been interrupted by any means.

7. During the Time Period of My Experience I have personally traveled the Road by various means, including pickup truck and oil truck and I have observed others from the general public travel the road by the same means plus cars, ATVs and livestock vehicles.

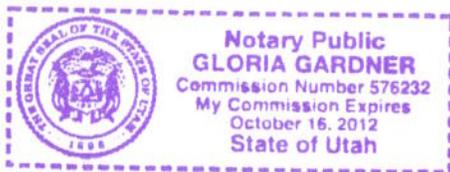
8. During the Time Period of My Experience I have personally used the Road for hunting and oil and gas hauling and I have observed others from the general public using the Road for the same purposes, plus livestock operations.

DATED this 19 day of December, 2008.

Leon Fillingim
LEON FILLINGIM

SUBSCRIBED AND SWORN to before me this 19th day of December, 2008.

Gloria Gardner
NOTARY PUBLIC





Map prepared by the State of Utah
Automated Geographic Reference Center
Room 8130 State Office Building
Salt Lake City, Utah 84114
Dec 04, 2008



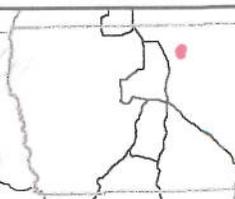
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Sandstone Road - Duchesne County SGID RD_ID RD070040 CO_UNIQUE 526

| | | |
|----------------------------------|-------------|--------------------------|
| Land Ownership Categories | Misc | Photo Event Point |
| BLM | ● | ○ |
| Private | ○ | ○ |
| SITLA, State Trust Land | ○ | ○ |
| USFS, National Forest | ○ | ○ |
| State Parks and Recreation | ○ | ○ |
| UDWR Wildlife Reserve | ○ | ○ |
| Tribal | ○ | ○ |
| Wilderness | ○ | ○ |

| | |
|-------------------------------|--|
| Transportation Network | Title V: Issued Or Under Consideration By BLM Or County |
| Sandstone Road | — |
| County B Road | — |
| State / U.S. Highway | — |
| Other Roads | — |

Section = 1 Mile



Scale
1:35,364
1 inch = 0.56 miles

Attachment 1

SGID Road ID Number RD_ID: RD070040

Page 1 of 1

Appendix A to Attachment 4

Popular Name: Sandstone Road

County: Duchesne

County Road Number: 526

State Geographic Information Database (SGID) Road Identification Number: RD070040.

Road-Segment Number: 001

Road-Segment Length: 1.75 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 8 South Range 16 East, Section(s) 20,21,22, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Sandstone Road)-- Segment 001 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 40 degrees 06 minutes 09.38 seconds North Latitude and -110 degrees 08 minutes 18.36 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,021,256.6 feet and Y = 7,208,997.2 feet; thence the following courses along the said road center line:

| | |
|--|------------|
| thence North 87 Degrees 35 Minutes 22 Seconds East | 32.3 feet |
| thence North 89 Degrees 37 Minutes 55 Seconds East | 74.1 feet |
| thence North 89 Degrees 42 Minutes 59 Seconds East | 55.8 feet |
| thence North 88 Degrees 13 Minutes 39 Seconds East | 14.2 feet |
| thence North 89 Degrees 56 Minutes 03 Seconds East | 97.2 feet |
| thence North 89 Degrees 56 Minutes 36 Seconds East | 144.3 feet |
| thence South 89 Degrees 57 Minutes 16 Seconds East | 165.9 feet |
| thence North 89 Degrees 55 Minutes 54 Seconds East | 173.7 feet |
| thence North 89 Degrees 24 Minutes 09 Seconds East | 221.3 feet |
| thence North 88 Degrees 55 Minutes 01 Seconds East | 135.1 feet |
| thence North 88 Degrees 25 Minutes 57 Seconds East | 153.4 feet |

thence North 88 Degrees 27 Minutes 31 Seconds East 23 feet
 thence North 88 Degrees 22 Minutes 40 Seconds East 145.5 feet
 thence North 89 Degrees 40 Minutes 06 Seconds East 131.6 feet
 thence North 89 Degrees 44 Minutes 51 Seconds East 145.2 feet
 thence North 89 Degrees 30 Minutes 03 Seconds East 155.2 feet
 thence North 89 Degrees 07 Minutes 04 Seconds East 156.4 feet
 thence North 89 Degrees 11 Minutes 18 Seconds East 152.2 feet
 thence North 89 Degrees 21 Minutes 36 Seconds East 163.1 feet
 thence South 89 Degrees 10 Minutes 09 Seconds East 157.3 feet
 thence South 88 Degrees 34 Minutes 20 Seconds East 149.8 feet
 thence North 82 Degrees 04 Minutes 16 Seconds East 110.7 feet
 thence North 67 Degrees 08 Minutes 09 Seconds East 160.6 feet
 thence North 62 Degrees 10 Minutes 23 Seconds East 164.7 feet
 thence North 60 Degrees 10 Minutes 55 Seconds East 174.8 feet
 thence North 59 Degrees 15 Minutes 11 Seconds East 178.1 feet
 thence North 62 Degrees 18 Minutes 00 Seconds East 175.9 feet
 thence North 64 Degrees 47 Minutes 10 Seconds East 170.9 feet
 thence North 61 Degrees 59 Minutes 14 Seconds East 165.2 feet
 thence North 48 Degrees 12 Minutes 32 Seconds East 165.3 feet
 thence North 47 Degrees 21 Minutes 04 Seconds East 164 feet
 thence North 51 Degrees 40 Minutes 18 Seconds East 156.2 feet
 thence North 63 Degrees 11 Minutes 13 Seconds East 145.9 feet
 thence South 84 Degrees 31 Minutes 40 Seconds East 133.4 feet
 thence South 70 Degrees 25 Minutes 37 Seconds East 145.1 feet
 thence South 65 Degrees 35 Minutes 45 Seconds East 150.5 feet
 thence South 52 Degrees 01 Minutes 31 Seconds East 149.2 feet
 thence South 45 Degrees 05 Minutes 51 Seconds East 145.4 feet
 thence South 44 Degrees 02 Minutes 16 Seconds East 250.5 feet
 thence South 48 Degrees 13 Minutes 13 Seconds East 48.6 feet
 thence South 47 Degrees 55 Minutes 46 Seconds East 133.4 feet
 thence South 47 Degrees 54 Minutes 29 Seconds East 151.4 feet
 thence South 48 Degrees 03 Minutes 28 Seconds East 156.3 feet
 thence South 43 Degrees 58 Minutes 27 Seconds East 140.6 feet
 thence South 41 Degrees 32 Minutes 31 Seconds East 108.6 feet
 thence South 53 Degrees 44 Minutes 37 Seconds East 104 feet
 thence South 73 Degrees 46 Minutes 02 Seconds East 119.2 feet
 thence South 76 Degrees 02 Minutes 54 Seconds East 198.3 feet
 thence South 66 Degrees 06 Minutes 39 Seconds East 95.6 feet
 thence South 67 Degrees 04 Minutes 29 Seconds East 112.9 feet
 thence South 68 Degrees 55 Minutes 07 Seconds East 125.7 feet
 thence South 61 Degrees 43 Minutes 54 Seconds East 107.4 feet
 thence South 41 Degrees 31 Minutes 43 Seconds East 95.9 feet
 thence South 19 Degrees 39 Minutes 29 Seconds East 102.4 feet
 thence South 06 Degrees 43 Minutes 30 Seconds East 110.3 feet
 thence South 12 Degrees 28 Minutes 05 Seconds East 88.6 feet
 thence South 12 Degrees 33 Minutes 20 Seconds East 9.1 feet
 thence South 26 Degrees 01 Minutes 10 Seconds East 110.2 feet
 thence South 30 Degrees 07 Minutes 18 Seconds East 105.4 feet
 thence South 34 Degrees 15 Minutes 22 Seconds East 87.9 feet

thence South 32 Degrees 19 Minutes 04 Seconds East 86.1 feet
thence South 23 Degrees 33 Minutes 18 Seconds East 87.7 feet
thence South 21 Degrees 45 Minutes 35 Seconds East 102.2 feet
thence South 23 Degrees 55 Minutes 15 Seconds East 113.3 feet
thence South 26 Degrees 12 Minutes 07 Seconds East 116.2 feet
thence South 26 Degrees 55 Minutes 49 Seconds East 104.4 feet
thence South 42 Degrees 38 Minutes 45 Seconds East 121.5 feet
thence South 80 Degrees 47 Minutes 39 Seconds East 51 feet
thence North 79 Degrees 58 Minutes 14 Seconds East 82.9 feet
thence North 83 Degrees 29 Minutes 42 Seconds East 77.6 feet
thence South 71 Degrees 39 Minutes 22 Seconds East 79 feet
thence South 41 Degrees 18 Minutes 25 Seconds East 67.7 feet
thence South 40 Degrees 07 Minutes 52 Seconds East 111.4 feet
thence South 77 Degrees 00 Minutes 16 Seconds East 89.5 feet
thence South 72 Degrees 46 Minutes 46 Seconds East 55.7 feet
thence South 75 Degrees 45 Minutes 23 Seconds East 51.3 feet more or less to **the ending**

point at: 40 degrees 05 minutes 50.13 seconds North Latitude and -110 degrees 06 minutes 40.22 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,028,911.6 feet and Y = 7,207,166.6 feet.