

**Acknowledgment and
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 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Sandy Road; County Road Number: 543; State Geographic Information Database (SGID) Road Identification Number: RD070057. Total road length is 0.69 miles more or less.

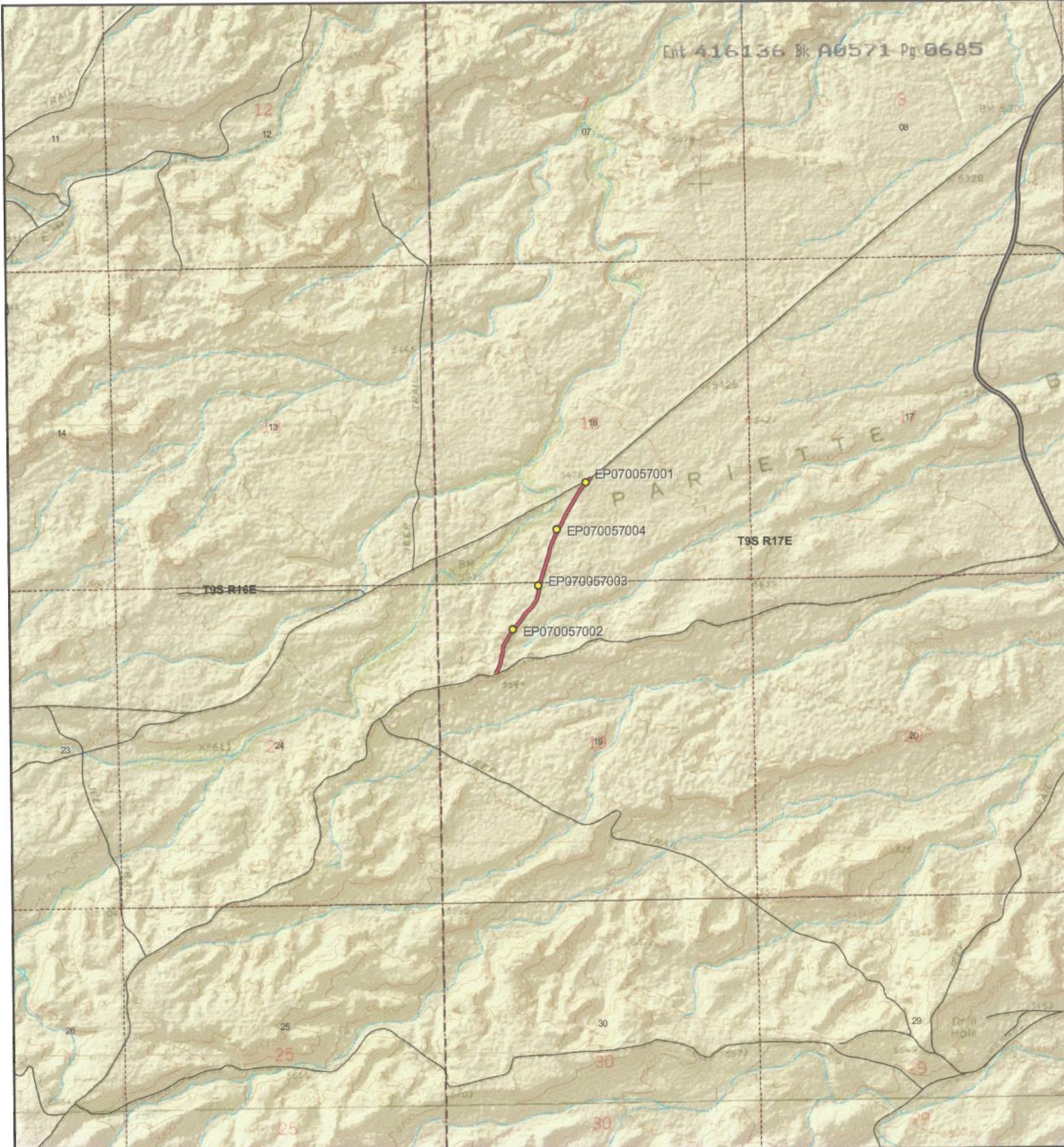
The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) 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.

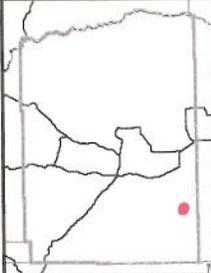
An electronic copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the



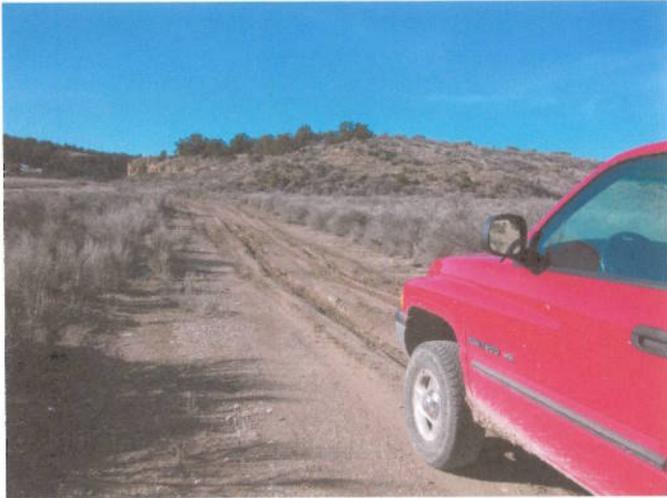
Sandy Road - Duchesne County
SGID RD_ID RD070057 CO_UNIQUE 543

- | | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Land Ownership Categories | Misc | Transportation Network |
| <ul style="list-style-type: none"> ● BLM ◆ Private ◆ SITLA, State Trust Land ◆ USFS, National Forest ◆ State Parks and Recreation ◆ UDWR Wildlife Reserve ◆ Tribal ◆ Wilderness | <ul style="list-style-type: none"> ○ Photo Event Point Section = 1 Mile | <ul style="list-style-type: none"> — Sandy 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



Scale
 1:25,903
 1 inch = 0.41 miles



EP070057001



EP070057002



EP070057003



EP070057004

EP000000000

EP000000000

**Sandy Road - Duchesne County
SGID RD_ID RD070057**

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: Sandy Road

County: Duchesne

County Road Number: 543

State Geographic Information Database (SGID) Road Identification Number: RD070057.

Total Road Length: 0.69 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 01 minutes 10.16 seconds North Latitude and -110 degrees 03 minutes 18.03 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,045,078.6 feet and Y = 7,179,091.5 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 01 minutes 42.03 seconds North Latitude and -110 degrees 02 minutes 57.12 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,046,652.2 feet and Y = 7,182,342.1 feet based on the US Survey Foot conversion.

This road may traverse:

Township 9 South Range 17 East, Section(s) 18,19, 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: Sandy Road

County: Duchesne

County Road Number: 543

State Geographic Information Database (SGID) Road Identification Number: RD070057.

Total Road Length: 0.69 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
RD070057	001	BLM	0.69 Miles	A
		Total Road Length	0.69	—————

* 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
SANDY ROAD
DUCHESNE COUNTY, UTAH
DUCHESNE COUNTY ROAD 543

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. From 1970 to 1986 I worked for Nutter Ranch in Duchesne, Uintah and Carbon Counties.

2. I have traveled and am familiar with Sandy Road, Duchesne County Road 543, and the land it traverses.

3. I took the following steps to verify that the Road I refer to in this affidavit and Sandy 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 2008, (“the Time Period of My Experience”). It is the reputation in the community that the Road has been traveled as early as the early 1900s by livestock men and gilsonite miners.

5. When I last traveled and observed the Road in 2008, it followed the same route as in 1965, when I first traveled and observed it.

6. During the Time Period of My Experience the Road has been traveled daily, 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, pickup truck and have observed others traveling the road in pickup trucks and oil field vehicles.

8. During the Time Period of My Experience I have personally used the Road for livestock operations, my work with Nutter Ranch, BLM, and hunting and have observed others use the Road for the same purposes, plus recreation and oil and gas exploration and development.

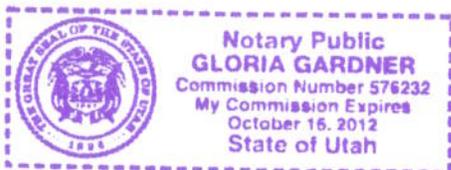
9. Prior to 1976, I observed evidence of maintenance and construction on the road.

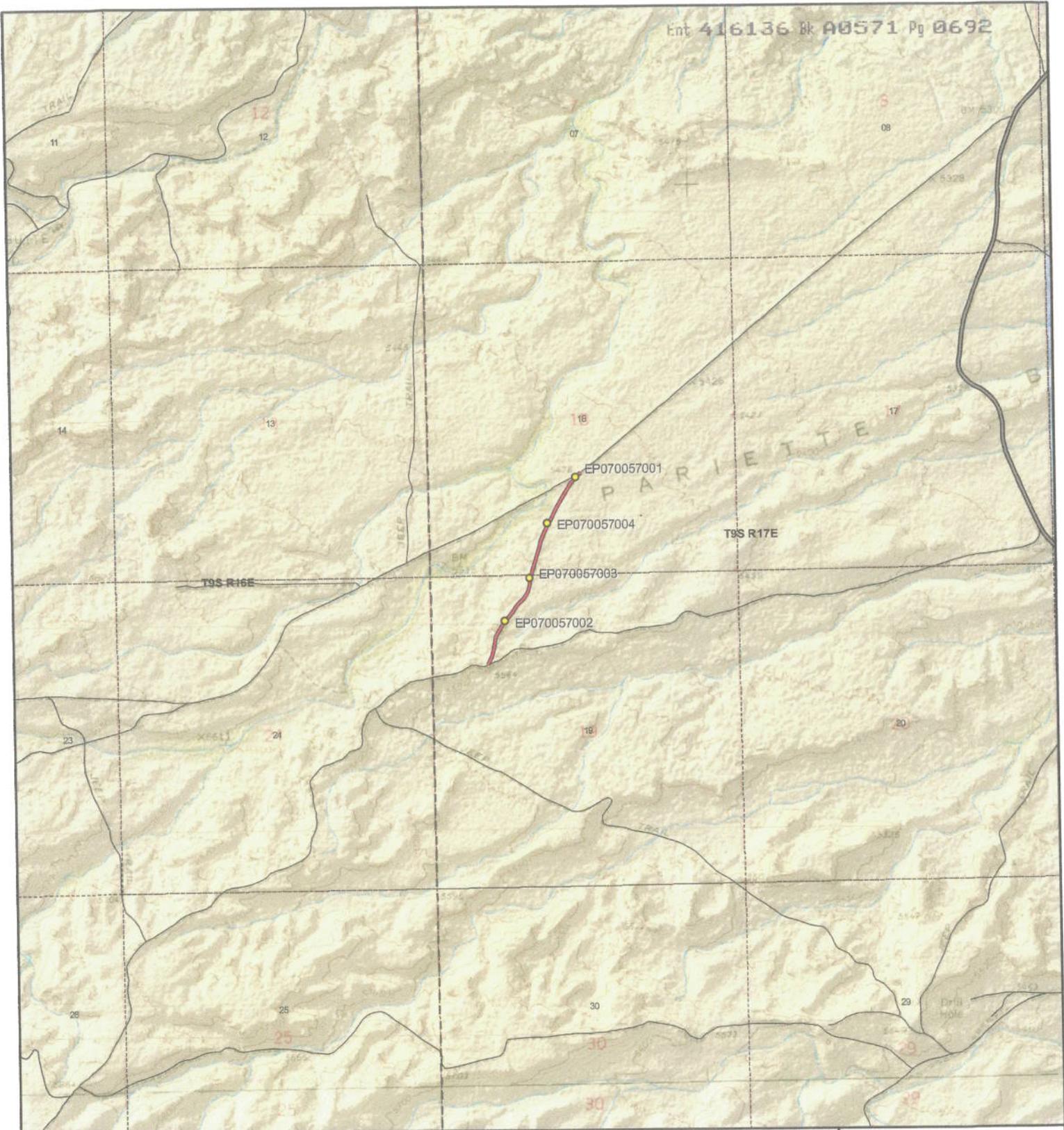
DATED this 6th day of January, 2009.

James L. Brown
JAMES L. BROWN

SUBSCRIBED AND SWORN to before me this 6th day of January, 2009.

Gloria Gardner
NOTARY PUBLIC





Scale
1:25,903
1 inch = 0.41 miles

Sandy Road - Duchesne County
SGID RD_ID RD070057 CO_UNIQUE 543

- | | | |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>Land Ownership Categories</p> <ul style="list-style-type: none"> ● BLM ● Private ◆ SITLA, State Trust Land ◆ USFS, National Forest ◆ State Parks and Recreation ◆ UDWR Wildlife Reserve ◆ Tribal ◆ Wilderness | <p>Misc</p> <ul style="list-style-type: none"> ● Photo Event Point Section = 1 Mile | <p>Transportation Network</p> <ul style="list-style-type: none"> — Sandy 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




**AFFIDAVIT OF LEON FILLINGIM
SANDY ROAD
DUCHESNE COUNTY, UTAH
DUCHESNE COUNTY D ROAD 543**

State of Utah)
 : ss.
County of Duchesne)

I, LEON FILLINGIM, 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 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 Sandy Road, Duchesne County Road 543 and the land it traverses.

3. I took the following steps to verify that the road I refer to in this affidavit as Sandy Road and Duchesne County Road 543 (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 late 1940s and continuing until 2002, (“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 2002, it followed the same route as in the late 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 I have observed others from the general public travel the road by the same means plus oil field vehicles, automobiles and livestock vehicles.

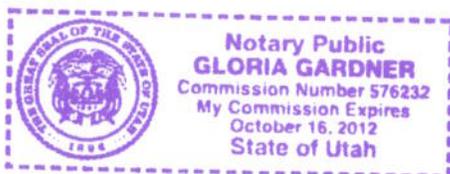
8. During the Time Period of My Experience I have personally used the Road for trapping, hunting and heating oil wells and I have observed others from the general public using the Road for the same purposes, plus livestock operations, oil and gas exploration and oil well access.

9. Prior to 1976, I have personally performed snow removal on this road.

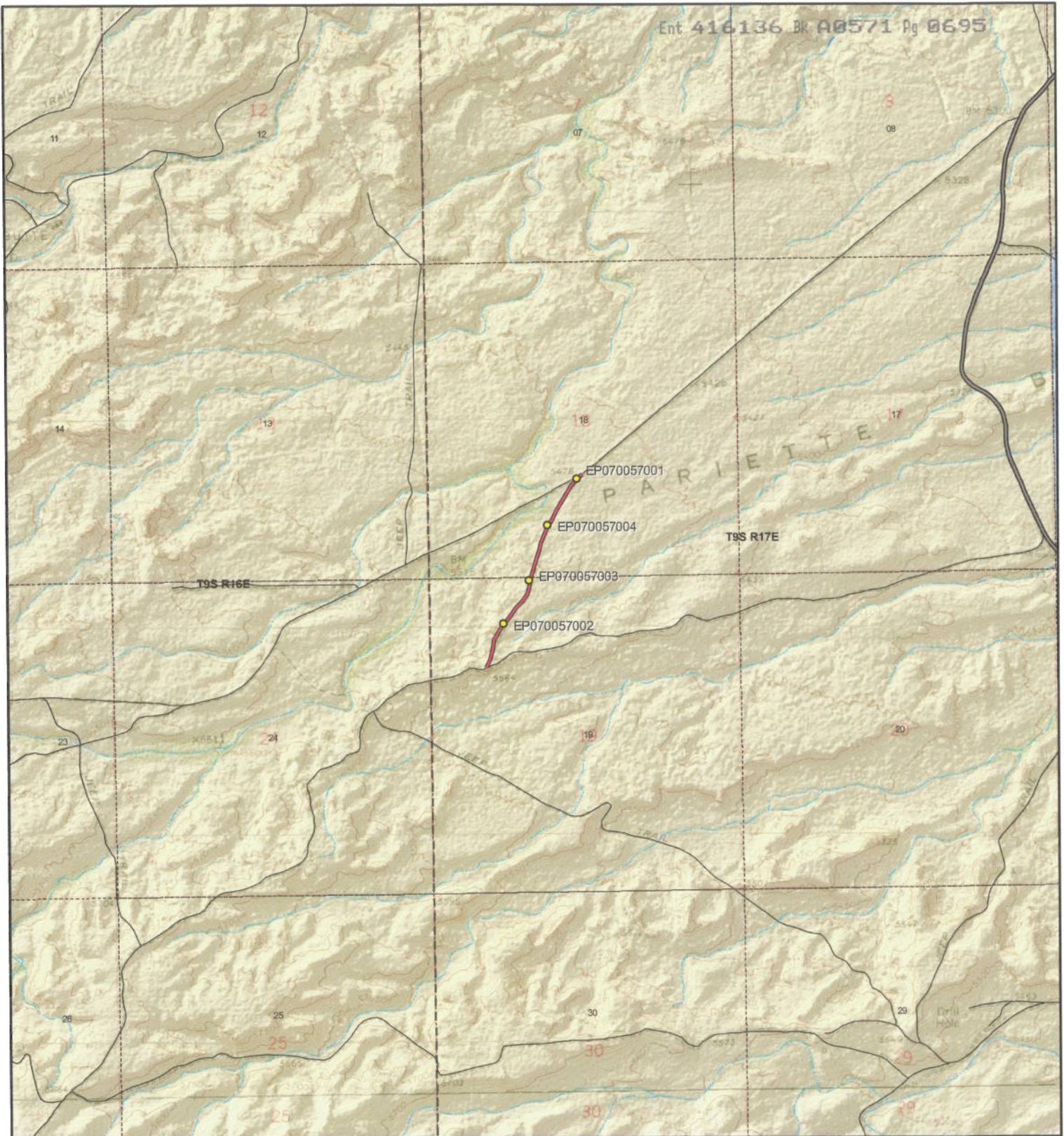
DATED this 6 day of January, 2009.

Leon Fillingim
LEON FILLINGIM

SUBSCRIBED AND SWORN to before me this 6th day of January, 2009.



Gloria Gardner
NOTARY PUBLIC



Scale
1:25,903
1 inch = 0.41 miles

Sandy Road - Duchesne County
SGID RD_ID RD070057 CO_UNIQUE 543

<p>Land Ownership Categories</p> <ul style="list-style-type: none"> ● BLM ● Private ◆ SITLA, State Trust Land ◆ USFS, National Forest ◆ State Parks and Recreation ◆ UDWR Wildlife Reserve ◆ Tribal ◆ Wilderness 	<p>Misc</p> <ul style="list-style-type: none"> ○ Photo Event Point Section = 1 Mile 	<p>Transportation Network</p> <ul style="list-style-type: none"> — Sandy 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

Appendix A to Attachment 4

Popular Name: Sandy Road

County: Duchesne

County Road Number: 543

State Geographic Information Database (SGID) Road Identification Number: RD070057.

Road-Segment Number: 001

Road-Segment Length: 0.69 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 9 South Range 17 East, Section(s) 18,19, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Sandy 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 01 minutes 10.16 seconds North Latitude and -110 degrees 03 minutes 18.03 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,045,078.6 feet and Y = 7,179,091.5 feet; thence the following courses along the said road center line:

thence North 32 Degrees 35 Minutes 27 Seconds East	51.4 feet
thence North 22 Degrees 00 Minutes 29 Seconds East	94.5 feet
thence North 17 Degrees 27 Minutes 34 Seconds East	126.6 feet
thence North 07 Degrees 13 Minutes 23 Seconds East	116 feet
thence North 08 Degrees 49 Minutes 08 Seconds East	96.9 feet
thence North 25 Degrees 42 Minutes 11 Seconds East	115.9 feet
thence North 33 Degrees 21 Minutes 35 Seconds East	127.5 feet
thence North 37 Degrees 22 Minutes 06 Seconds East	121.6 feet
thence North 35 Degrees 35 Minutes 56 Seconds East	140.1 feet
thence North 36 Degrees 34 Minutes 09 Seconds East	151.3 feet
thence North 41 Degrees 33 Minutes 17 Seconds East	151.4 feet
thence North 34 Degrees 57 Minutes 19 Seconds East	138 feet

thence North 13 Degrees 57 Minutes 24 Seconds East 118.6 feet
 thence North 08 Degrees 52 Minutes 09 Seconds East 106.7 feet
 thence North 14 Degrees 42 Minutes 17 Seconds East 68.9 feet
 thence North 14 Degrees 41 Minutes 26 Seconds East 50.2 feet
 thence North 16 Degrees 23 Minutes 45 Seconds East 148.6 feet
 thence North 16 Degrees 33 Minutes 25 Seconds East 151.7 feet
 thence North 15 Degrees 42 Minutes 18 Seconds East 129.9 feet
 thence North 16 Degrees 00 Minutes 56 Seconds East 109.8 feet
 thence North 21 Degrees 08 Minutes 47 Seconds East 142 feet
 thence North 25 Degrees 25 Minutes 59 Seconds East 153.9 feet
 thence North 26 Degrees 22 Minutes 15 Seconds East 149.6 feet
 thence North 26 Degrees 27 Minutes 20 Seconds East 133.1 feet
 thence North 26 Degrees 29 Minutes 04 Seconds East 106.3 feet
 thence North 29 Degrees 12 Minutes 43 Seconds East 68.4 feet
 thence North 29 Degrees 53 Minutes 15 Seconds East 82.5 feet
 thence North 30 Degrees 47 Minutes 04 Seconds East 125.6 feet
 thence North 31 Degrees 43 Minutes 55 Seconds East 111.9 feet
 thence North 36 Degrees 48 Minutes 48 Seconds East 96.4 feet
 thence North 41 Degrees 32 Minutes 04 Seconds East 64.2 feet
 thence North 44 Degrees 22 Minutes 03 Seconds East 54.9 feet
 thence North 44 Degrees 29 Minutes 43 Seconds East 64.1 feet

more or less to **the ending point at:** 40 degrees 01 minutes 42.03 seconds North Latitude and -110 degrees 02 minutes 57.12 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,046,652.2 feet and Y = 7,182,342.1 feet.