

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Emery County as it pertains to the highway located in Emery County known as HANNI MINE ROAD; County Road Number: 1020; State Geographic Information Database (SGID) Road Identification Number: RD080024. Total road length is 0.95 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 17th day of APRIL, 2008.

By the Governor's Designee



John Harja


CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

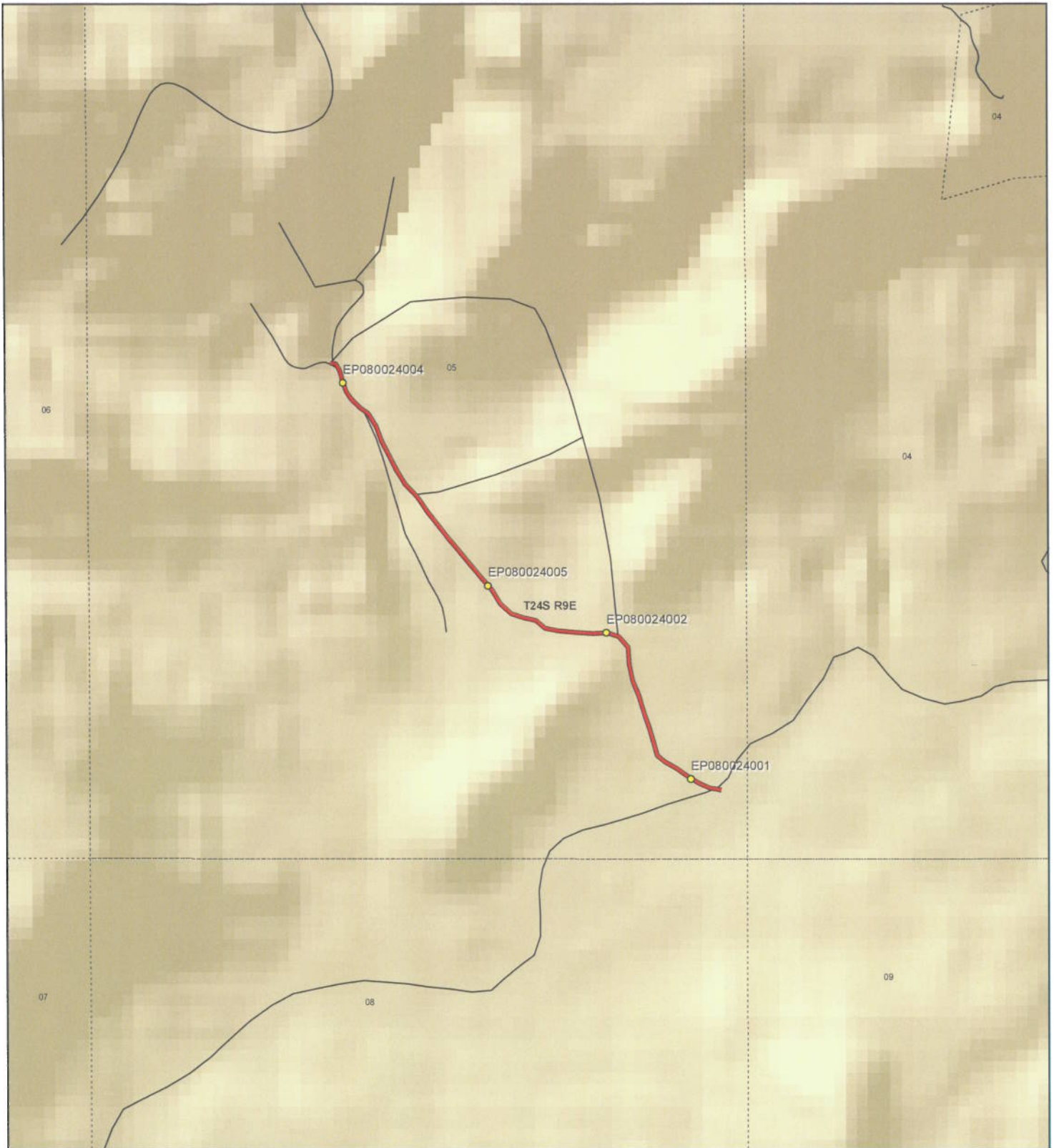
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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

Dated this 17th day of April, 2008.





Notary Public



 <p>1:12,556 1 inch equals 0.2 miles</p>		<p style="text-align: center;">HANNI MINE ROAD - Emery County SGID RD_ID RD080024</p> <table border="0"> <tr> <td colspan="2">Land Ownership Categories</td> <td colspan="2">Transportation Network</td> </tr> <tr> <td> BLM</td> <td> Wilderness</td> <td> HANNI MINE ROAD</td> <td> Title V, Issued Or Under Consideration By BLM Or County</td> </tr> <tr> <td> Private</td> <td> UDWR Wildlife Reserve</td> <td> Other Roads</td> <td> Photo Event Point</td> </tr> <tr> <td> SITLA, State Trust Land</td> <td> DOD, Military</td> <td> Section = 1 Mile</td> <td></td> </tr> <tr> <td> USFS, National Forest</td> <td> State Sovereign Land</td> <td></td> <td></td> </tr> <tr> <td> State Parks and Recreation</td> <td> National Recreation Area</td> <td></td> <td></td> </tr> <tr> <td> Tribal, Indian Reservation</td> <td> USFWS, Natl. Wildlife Refuge</td> <td></td> <td></td> </tr> <tr> <td> NPS, National Park</td> <td></td> <td></td> <td></td> </tr> </table>	Land Ownership Categories		Transportation Network		BLM	Wilderness	HANNI MINE ROAD	Title V, Issued Or Under Consideration By BLM Or County	Private	UDWR Wildlife Reserve	Other Roads	Photo Event Point	SITLA, State Trust Land	DOD, Military	Section = 1 Mile		USFS, National Forest	State Sovereign Land			State Parks and Recreation	National Recreation Area			Tribal, Indian Reservation	USFWS, Natl. Wildlife Refuge			NPS, National Park				<p>Map prepared by the State of Utah Automated Geographic Reference Center Room 5130 State Office Building Salt Lake City, Utah 84114 Jan 29, 2008</p> 
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Attachment 2



EP080024002



EP080024004



EP080024005



EP080024001

EP000000000

EP000000000

HANNI MINE ROAD - Emery County
SGID RD_ID RD080024



Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
February 1, 2008



Attachment 3

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

Popular Name: HANNI MINE ROAD

County: Emery

County Road Number: 1020

State Geographic Information Database (SGID) Road Identification Number: RD080024.

Total Road Length: 0.95 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 44 minutes 47.37 seconds North Latitude and -110 degrees 56 minutes 18.59 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,800,578.9 feet and Y = 6,712,662.9 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 45 minutes 21.36 seconds North Latitude and -110 degrees 56 minutes 57.97 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,797,437.1 feet and Y = 6,716,081.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 24 South Range 9 East, Section(s) 5, 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: HANNI MINE ROAD

County: Emery

County Road Number: 1020

State Geographic Information Database (SGID) Road Identification Number: RD080024.

Total Road Length: 0.95 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
RD080024	001	BLM	0.95 Miles	A
		Total Road Length	0.95	_____

* 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 LEE SWASEY

HANNI MINE ROAD

EMERY COUNTY, UTAH

ROAD NUMBER 1020

State of Utah)
 : ss.
County of Emery)

LEE SWASEY, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Ferron, Emery County, Utah. I have lived in Emery County for my entire life.

2. I have traveled and am familiar with a road in Emery County known as Hanni Mine Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1960s it followed the same route as in 2007 when I last observed it. Attached is a Emery County map showing the Hanni Mine 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.

3. I am informed that the County also identifies this road according to the road number listed above.

4. I have observed that 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 late 1960s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including trucks, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used weekly for more than ten continuous years prior to 1976, and is presently used weekly.

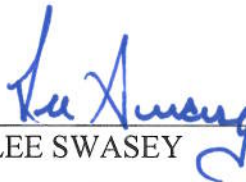
5. Throughout the time period from the late 1960s to 2007, I have used the road myself for hunting, livestock operations, recreation and tourism.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus prospecting for minerals and mining.

7. It is also the reputation in the community that this 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 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

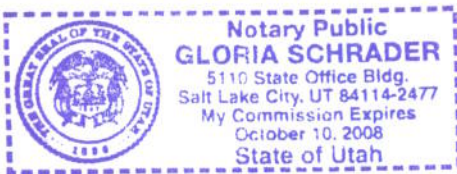
8. Prior to 1976, I personally observed the graded surface of the road.

DATED this 5 day of March, 2007.



LEE SWASEY

SUBSCRIBED AND SWORN to before me this 5th day of March, 2007.








NOTARY PUBLIC




Road #1020




Hanni Mine

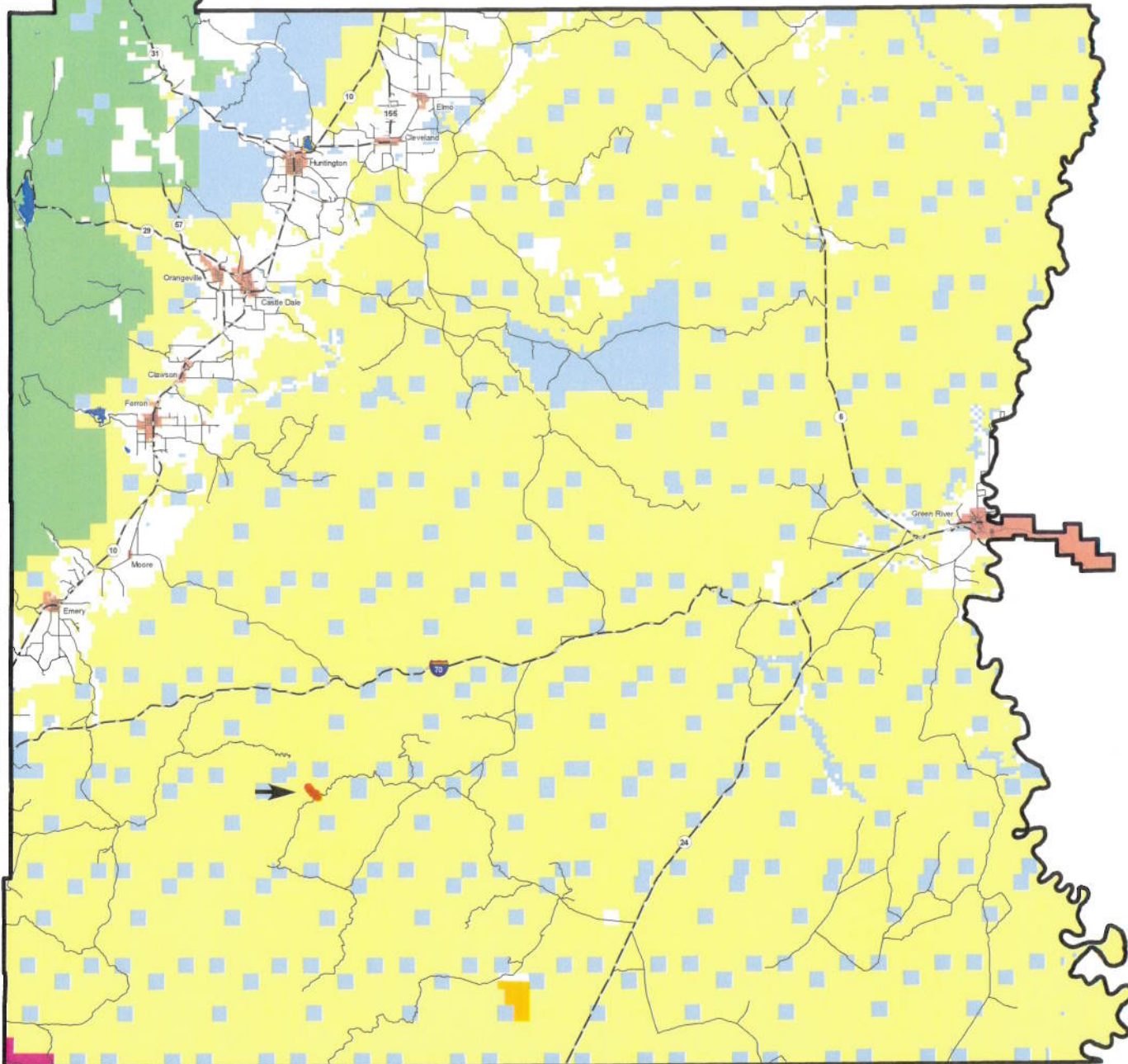
 Hanni Mine

 Highway/Interstate

 B Class Road

 BLM  State  NPS  Water

 USFS  Private  USP  City Boundary



AFFIDAVIT OF GARY PETTY

HANNI MINE ROAD

EMERY COUNTY, UTAH

ROAD NUMBER 1020

State of Utah)
 : ss.
County of Emery)

GARY PETTY, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Emery, Emery County, Utah. I have lived in Emery County for my entire life.

2. I have traveled and am familiar with a road in Emery County known as Hanni Mine Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1950s it followed the same route as in 2006 when I last observed it. Attached is a Emery County map showing the Hanni Mine 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.

3. I am informed that the County also identifies this road according to the road number listed above.

4. I have observed that 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 1950s and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by various means, including cars, trucks, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and is presently used daily.

5. Throughout the time period from the early 1950s to 2006, I have used the road myself for the following uses: hunting, livestock operations, prospecting for minerals, wood gathering and recreation.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: oil and gas exploration, mining and government access.

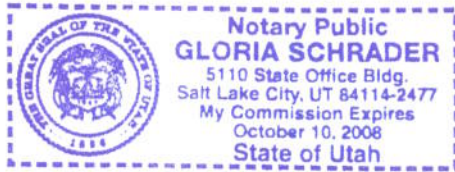
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I personally observed the graded surface of the road.

DATED this 5 day of March, 2007.


GARY PETTY




SUBSCRIBED AND SWORN to before me this 5th day of March, 2007.











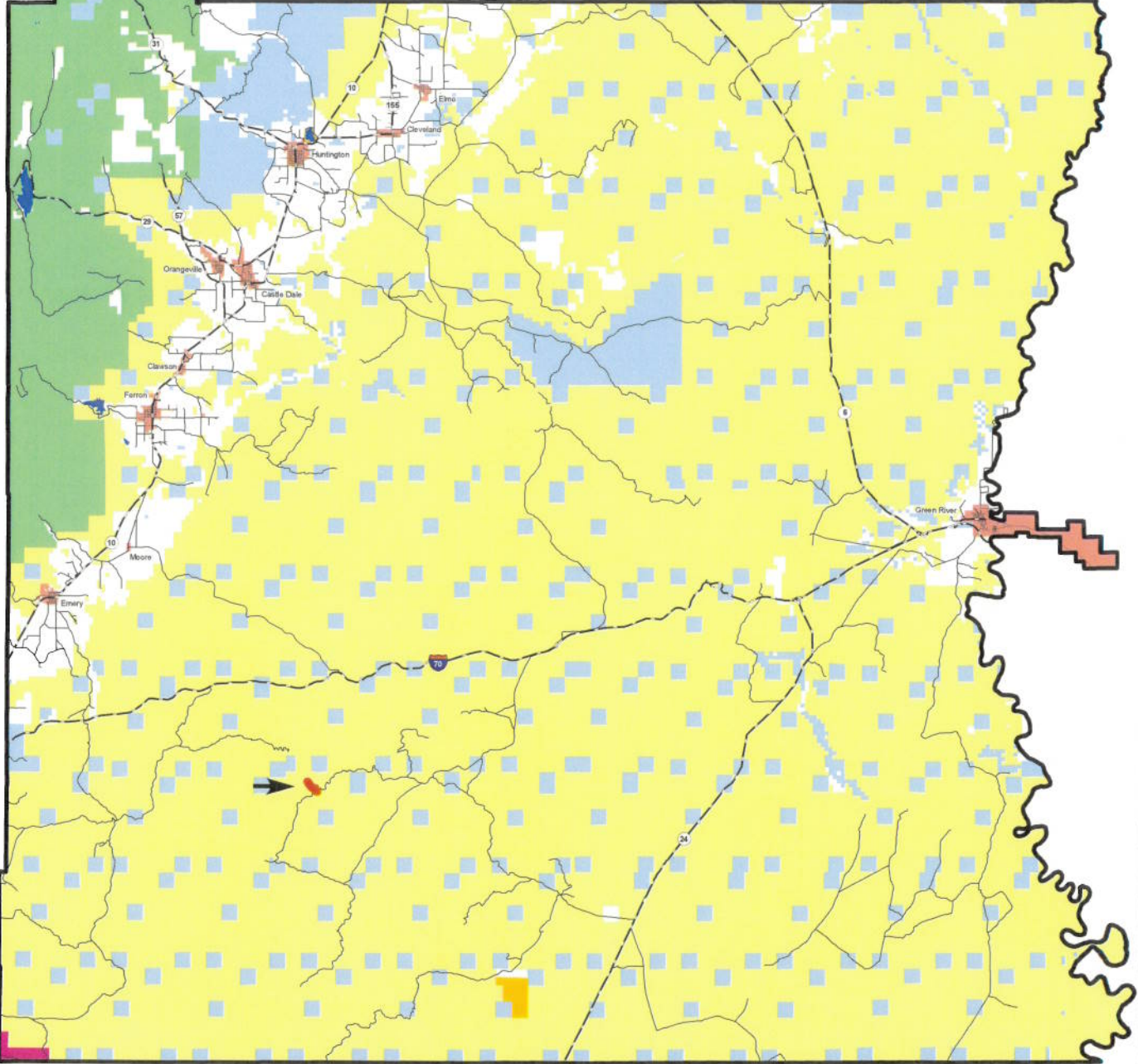

NOTARY PUBLIC

Road #1020

Hanni Mine

 Hanni Mine
 Highway/Interstate
 B Class Road

 BLM	 State	 NPS	 Water
 USFS	 Private	 USP	 City Boundary



Appendix A to Attachment 4

Popular Name: HANNI MINE ROAD

County: Emery

County Road Number: 1020

State Geographic Information Database (SGID) Road Identification Number: RD080024.

Road-Segment Number: 001

Road-Segment Length: 0.95 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 24 South Range 9 East, Section(s) 5, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (HANNI MINE 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 38 degrees 44 minutes 47.37 seconds North Latitude and -110 degrees 56 minutes 18.59 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,800,578.9 feet and Y = 6,712,662.9 feet; thence the following courses along the said road center line:

thence North 74 Degrees 03 Minutes 39 Seconds West 24.6 feet
thence North 75 Degrees 11 Minutes 49 Seconds West 12.6 feet
thence North 82 Degrees 03 Minutes 04 Seconds West 57.1 feet
thence North 67 Degrees 38 Minutes 26 Seconds West 95.3 feet
thence North 56 Degrees 47 Minutes 00 Seconds West 102.8 feet
thence North 55 Degrees 30 Minutes 55 Seconds West 107.5 feet
thence North 60 Degrees 39 Minutes 51 Seconds West 106.1 feet
thence North 50 Degrees 39 Minutes 42 Seconds West 82.3 feet
thence North 16 Degrees 17 Minutes 23 Seconds West 111 feet
thence North 15 Degrees 06 Minutes 14 Seconds West 122.2 feet
thence North 19 Degrees 24 Minutes 33 Seconds West 127.5 feet

thence North 17 Degrees 34 Minutes 34 Seconds West 136.1 feet
 thence North 21 Degrees 47 Minutes 14 Seconds West 135.4 feet
 thence North 13 Degrees 06 Minutes 04 Seconds West 138 feet
 thence North 03 Degrees 30 Minutes 31 Seconds West 135.8 feet
 thence North 40 Degrees 41 Minutes 30 Seconds West 115 feet
 thence North 73 Degrees 41 Minutes 51 Seconds West 95.2 feet
 thence South 88 Degrees 53 Minutes 53 Seconds West 120.5 feet
 thence North 87 Degrees 16 Minutes 50 Seconds West 142.3 feet
 thence North 85 Degrees 40 Minutes 15 Seconds West 137.7 feet
 thence North 77 Degrees 35 Minutes 48 Seconds West 104.3 feet
 thence North 51 Degrees 29 Minutes 02 Seconds West 99.4 feet
 thence North 79 Degrees 19 Minutes 56 Seconds West 103.3 feet
 thence North 71 Degrees 39 Minutes 39 Seconds West 105.7 feet
 thence North 49 Degrees 02 Minutes 42 Seconds West 117.9 feet
 thence North 30 Degrees 13 Minutes 58 Seconds West 125.7 feet
 thence North 40 Degrees 24 Minutes 58 Seconds West 133 feet
 thence North 40 Degrees 36 Minutes 22 Seconds West 135.5 feet
 thence North 39 Degrees 07 Minutes 32 Seconds West 141.9 feet
 thence North 40 Degrees 46 Minutes 02 Seconds West 131.6 feet
 thence North 38 Degrees 35 Minutes 06 Seconds West 148.4 feet
 thence North 36 Degrees 14 Minutes 34 Seconds West 130.9 feet
 thence North 35 Degrees 48 Minutes 45 Seconds West 141.9 feet
 thence North 42 Degrees 50 Minutes 23 Seconds West 139.4 feet
 thence North 32 Degrees 19 Minutes 35 Seconds West 123.9 feet
 thence North 27 Degrees 04 Minutes 08 Seconds West 137.8 feet
 thence North 26 Degrees 37 Minutes 08 Seconds West 125.9 feet
 thence North 20 Degrees 36 Minutes 12 Seconds West 128.8 feet
 thence North 31 Degrees 02 Minutes 16 Seconds West 117.6 feet
 thence North 52 Degrees 40 Minutes 24 Seconds West 87.1 feet
 thence North 45 Degrees 47 Minutes 12 Seconds West 85.6 feet
 thence North 36 Degrees 03 Minutes 59 Seconds West 73.6 feet
 thence North 21 Degrees 52 Minutes 22 Seconds West 84 feet
 thence North 14 Degrees 32 Minutes 58 Seconds West 94.8 feet
 thence North 31 Degrees 03 Minutes 00 Seconds West 68.7 feet
 thence North 80 Degrees 10 Minutes 48 Seconds West 41 feet more or less to **the ending point**

at: 38 degrees 45 minutes 21.36 seconds North Latitude and -110 degrees 56 minutes 57.97 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,797,437.1 feet and Y = 6,716,081.7 feet.