

Ent 390374 Page 1 of 13
Date: 07-MAY-2008 11:34AM
Fee: None
Filed By: DKS
DIXIE SWASEY, Recorder
EMERY COUNTY CORPORATION
For: GOVERNOR/STATE OF UTAH

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 LAWRENCE/TAN SEEPS/WEDGE ROAD; County Road Number: 406; State Geographic Information Database (SGID) Road Identification Number: RD080451. Total road length is 1.47 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.

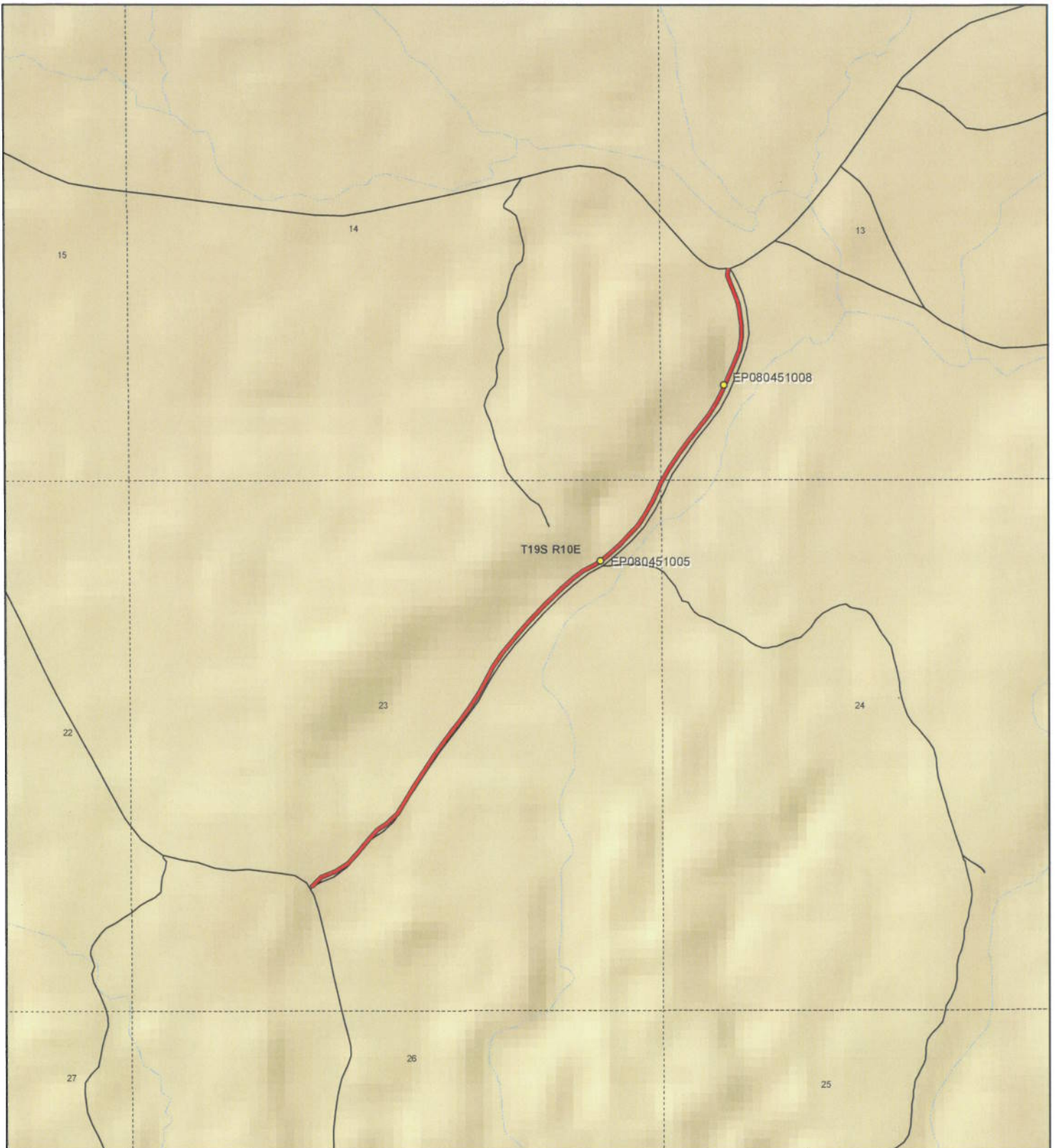
This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of 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

Attachment 1



 <p>1:15,576 1 inch equals 0.2 miles</p>		<p style="text-align: center;">LAWRENCE/TAN SEEPS/WEDGE ROAD - Emery County SGID RD_ID RD080451</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>— LAWRENCE/TAN SEEPS/WEDGE RD</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	— LAWRENCE/TAN SEEPS/WEDGE RD	— 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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EP080451005



EP080451008

EP000000000

EP000000000

EP000000000

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LAWRENCE/TAN SEEPS/WEDGE ROAD - Emery County

SGID RD_ID RD080451

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: LAWRENCE/TAN SEEPS/WEDGE ROAD

County: Emery

County Road Number: 406

State Geographic Information Database (SGID) Road Identification Number: RD080451.

Total Road Length: 1.47 miles more or less.

Beginning at a point on the road centerline located at 39 degrees 09 minutes 05.03 seconds North Latitude and -110 degrees 46 minutes 11.88 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,847,446.0 feet and Y = 6,860,482.0 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 39 degrees 10 minutes 05.76 seconds North Latitude and -110 degrees 45 minutes 18.81 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,851,574.5 feet and Y = 6,866,660.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 19 South Range 10 East, Section(s) 13,23,24, 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: LAWRENCE/TAN SEEPS/WEDGE ROAD

County: Emery

County Road Number: 406

State Geographic Information Database (SGID) Road Identification Number: RD080451.

Total Road Length: 1.47 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
RD080451	001	BLM	1.47 Miles	A
		Total Road Length	1.47	_____

* 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 CRAIG JOHANSEN
LAWRENCE/TAN SEEPS/WEDGE ROAD
EMERY COUNTY, UTAH
ROAD NUMBER 406**

State of Utah)
 : ss.
County of Emery)

CRAIG JOHANSEN, 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 Castle Dale, Emery County, Utah. I have lived in Emery County for my entire life. I have been employed by the Emery County Road Department as an engineering consultant since 1972.

2. I have traveled and am familiar with a road in Emery County known as Lawrence/Tan Seeps/Wedge 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 2000 when I last observed it. Attached is an Emery County map showing Lawrence/Tan Seeps/Wedge 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 2000. Throughout this time period I have observed travel on the road by means of pickup trucks, cars, recreational vehicles. Throughout the 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 early 1950s to 2000, I have used the road myself for livestock operations, county inspections, recreation and traveling in and through the area.

6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus rock hounding, wood gathering, tourism, hunting and government access.

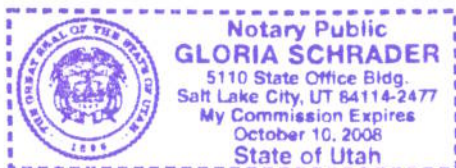
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

DATED this 9 day of March, 2007.


CRAIG JOHANSEN

SUBSCRIBED AND SWORN to before me this 9th day of March, 2007.



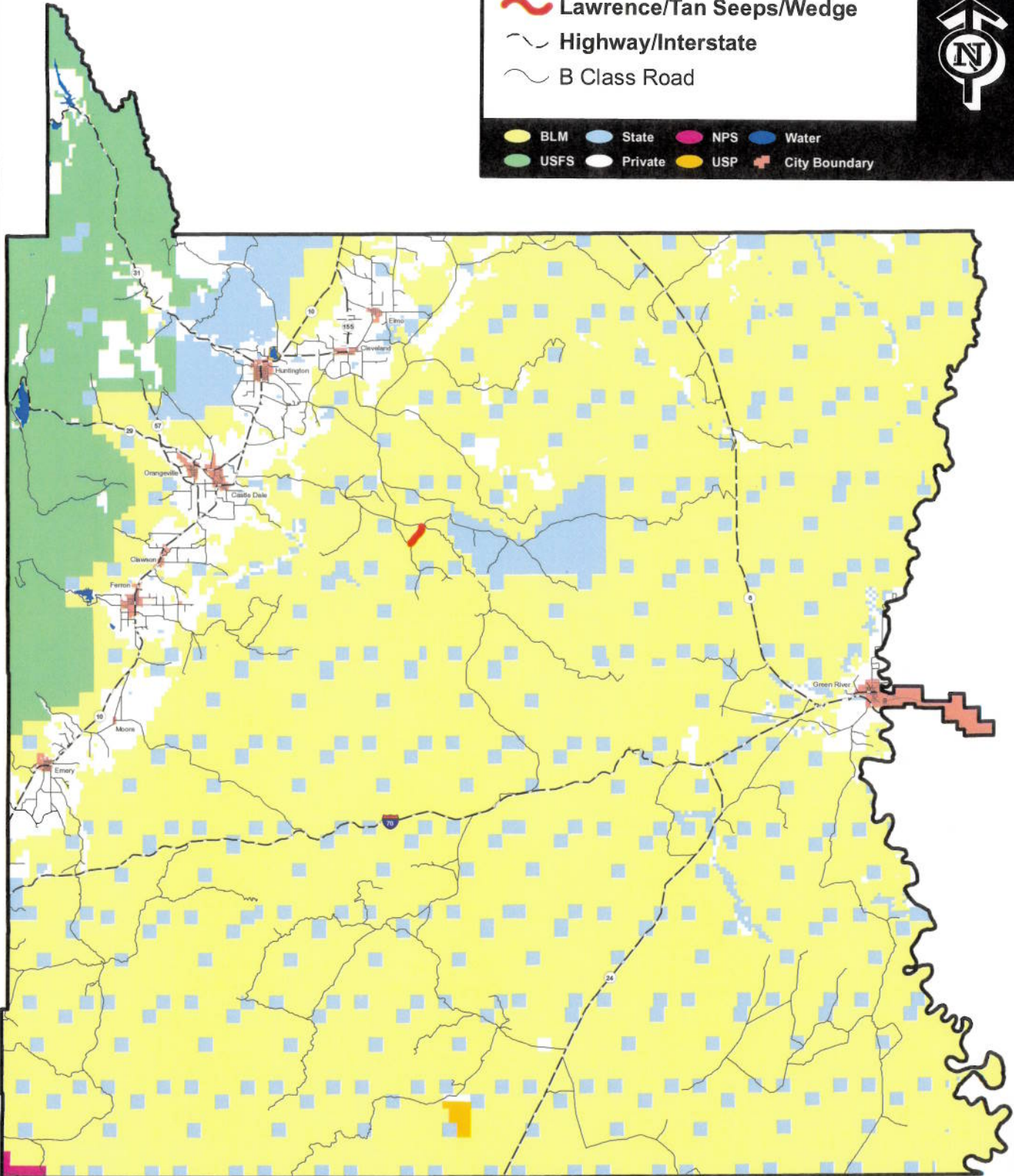

NOTARY PUBLIC

Road #406 Lawrence/Tan Seeps/Wedge

-  Lawrence/Tan Seeps/Wedge
-  Highway/Interstate
-  B Class Road



- | | | | |
|--|---|---|---|
|  BLM |  State |  NPS |  Water |
|  USFS |  Private |  USP |  City Boundary |



AFFIDAVIT OF LAMOND GARDNER
LAWRENCE/TAN SEEPS/WEDGE ROAD
EMERY COUNTY, UTAH
ROAD NUMBER 406

State of Utah)
 : ss.
County of Emery)

LAMOND GARDNER, 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 Cleveland, 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 Lawrence/Tan Seeps/Wedge Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1940s, it followed the same route as in 2007 when I last observed it. Attached is a Emery County map showing Lawrence/Tan Seeps/Wedge 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 1940s and continuing through 1976 to the present. Throughout this time period I have observed travel on the road by various means, including cars, trucks, recreational vehicle, 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 1940s to the present, I have used the

road myself for the following uses: recreation, mining, livestock operations, wood gathering, hunting and traveling in and through the area.

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: mining exploration, oil and gas exploration, tourism, trapping, and government access.

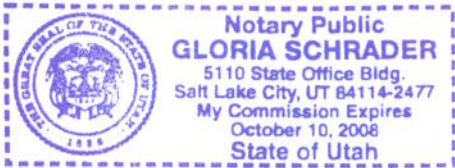
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

DATED this 5 day of March, 2007.

Lamond Gardner
LAMOND GARDNER

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



Gloria Schrader
NOTARY PUBLIC

Road #406 Lawrence/Tan Seeps/Wedge

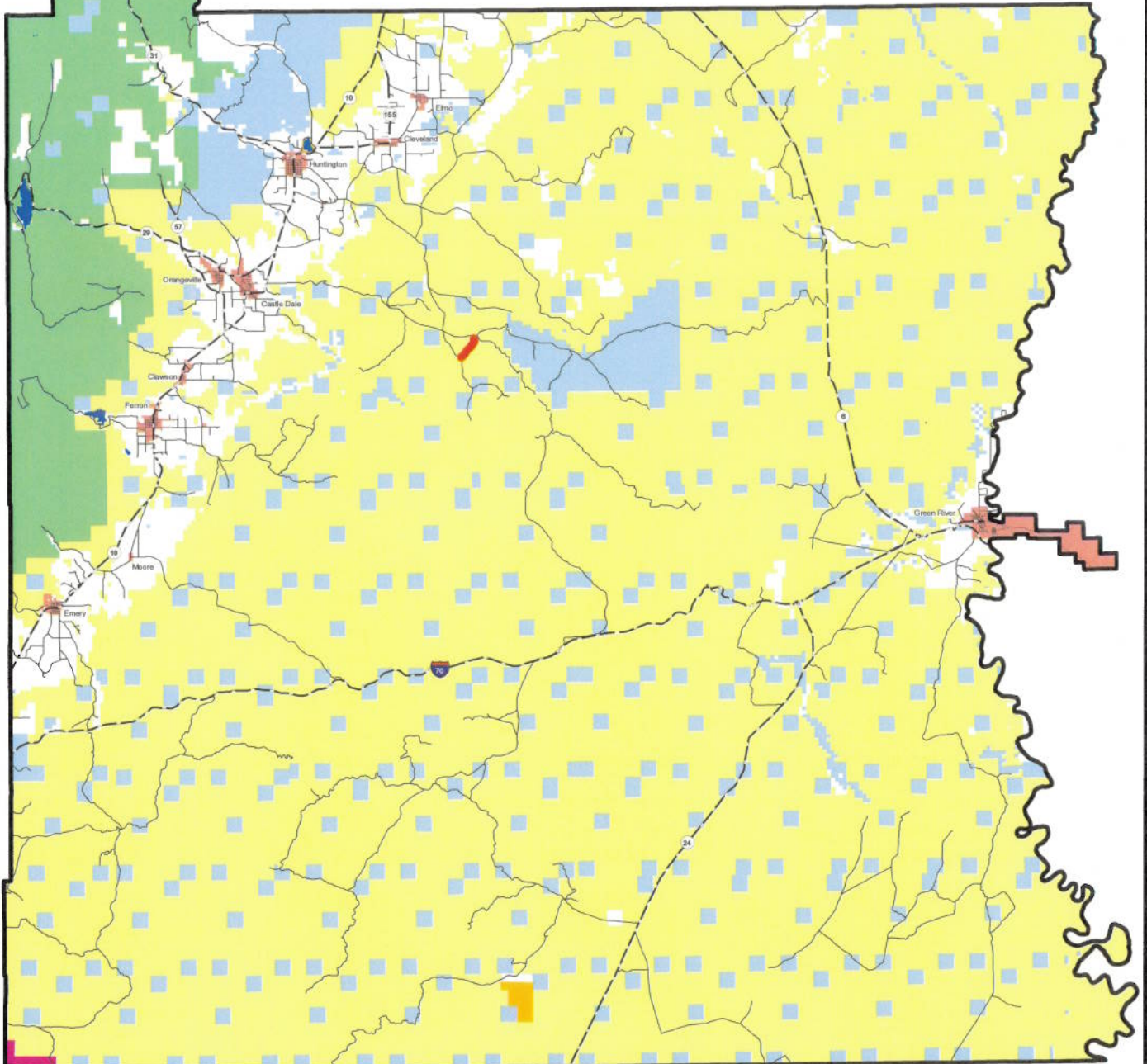
 Lawrence/Tan Seeps/Wedge

 Highway/Interstate

 B Class Road



- | | | | |
|--|---|---|---|
|  BLM |  State |  NPS |  Water |
|  USFS |  Private |  USP |  City Boundary |



Appendix A to Attachment 4

Popular Name: LAWRENCE/TAN SEEPS/WEDGE ROAD

County: Emery

County Road Number: 406

State Geographic Information Database (SGID) Road Identification Number: RD080451.

Road-Segment Number: 001

Road-Segment Length: 1.47 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 19 South Range 10 East, Section(s) 13,23,24, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (LAWRENCE/TAN SEEPS/WEDGE 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 39 degrees 09 minutes 05.03 seconds North Latitude and -110 degrees 46 minutes 11.88 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,847,446.0 feet and Y = 6,860,482.0 feet; thence the following courses along the said road center line:

thence North 44 Degrees 40 Minutes 39 Seconds East	2.3 feet
thence North 44 Degrees 04 Minutes 20 Seconds East	131.8 feet
thence North 64 Degrees 16 Minutes 11 Seconds East	29.1 feet
thence North 70 Degrees 01 Minutes 25 Seconds East	29.3 feet
thence North 69 Degrees 22 Minutes 03 Seconds East	98.3 feet
thence North 55 Degrees 32 Minutes 29 Seconds East	140.4 feet
thence North 43 Degrees 03 Minutes 20 Seconds East	155.8 feet
thence North 38 Degrees 58 Minutes 01 Seconds East	153.9 feet
thence North 41 Degrees 47 Minutes 45 Seconds East	138.5 feet
thence North 56 Degrees 10 Minutes 12 Seconds East	114.1 feet
thence North 44 Degrees 29 Minutes 20 Seconds East	141.1 feet

thence North 32 Degrees 57 Minutes 30 Seconds East 165.7 feet
 thence North 31 Degrees 31 Minutes 51 Seconds East 170.4 feet
 thence North 31 Degrees 21 Minutes 46 Seconds East 174.3 feet
 thence North 31 Degrees 40 Minutes 58 Seconds East 170.3 feet
 thence North 35 Degrees 25 Minutes 53 Seconds East 161.8 feet
 thence North 36 Degrees 24 Minutes 06 Seconds East 154.8 feet
 thence North 37 Degrees 11 Minutes 54 Seconds East 144.4 feet
 thence North 36 Degrees 43 Minutes 54 Seconds East 142.7 feet
 thence North 32 Degrees 45 Minutes 56 Seconds East 147.3 feet
 thence North 28 Degrees 36 Minutes 35 Seconds East 149.3 feet
 thence North 28 Degrees 33 Minutes 24 Seconds East 156.3 feet
 thence North 32 Degrees 50 Minutes 54 Seconds East 160.8 feet
 thence North 38 Degrees 56 Minutes 58 Seconds East 153.5 feet
 thence North 38 Degrees 45 Minutes 32 Seconds East 146.3 feet
 thence North 41 Degrees 58 Minutes 06 Seconds East 147.3 feet
 thence North 43 Degrees 30 Minutes 30 Seconds East 147.9 feet
 thence North 43 Degrees 57 Minutes 08 Seconds East 146.7 feet
 thence North 46 Degrees 08 Minutes 46 Seconds East 153.9 feet
 thence North 49 Degrees 01 Minutes 06 Seconds East 141 feet
 thence North 52 Degrees 13 Minutes 28 Seconds East 129 feet
 thence North 61 Degrees 59 Minutes 30 Seconds East 120.1 feet
 thence North 58 Degrees 12 Minutes 48 Seconds East 77.3 feet
 thence North 53 Degrees 07 Minutes 30 Seconds East 23.7 feet
 thence North 49 Degrees 04 Minutes 34 Seconds East 96.8 feet
 thence North 47 Degrees 02 Minutes 43 Seconds East 123.6 feet
 thence North 44 Degrees 16 Minutes 46 Seconds East 133.7 feet
 thence North 42 Degrees 28 Minutes 16 Seconds East 138.7 feet
 thence North 33 Degrees 48 Minutes 21 Seconds East 142.7 feet
 thence North 28 Degrees 42 Minutes 21 Seconds East 140 feet
 thence North 25 Degrees 08 Minutes 58 Seconds East 92.3 feet
 thence North 25 Degrees 08 Minutes 27 Seconds East 7.6 feet
 thence North 22 Degrees 52 Minutes 33 Seconds East 95 feet
 thence North 28 Degrees 17 Minutes 16 Seconds East 12.3 feet
 thence North 28 Degrees 47 Minutes 37 Seconds East 29.7 feet
 thence North 28 Degrees 26 Minutes 33 Seconds East 126.2 feet
 thence North 33 Degrees 43 Minutes 33 Seconds East 174.7 feet
 thence North 36 Degrees 48 Minutes 39 Seconds East 171.3 feet
 thence North 38 Degrees 44 Minutes 19 Seconds East 168.2 feet
 thence North 38 Degrees 11 Minutes 19 Seconds East 158.1 feet
 thence North 33 Degrees 03 Minutes 49 Seconds East 154.5 feet
 thence North 26 Degrees 07 Minutes 52 Seconds East 151 feet
 thence North 22 Degrees 54 Minutes 35 Seconds East 146.4 feet
 thence North 21 Degrees 42 Minutes 07 Seconds East 140.9 feet
 thence North 21 Degrees 12 Minutes 14 Seconds East 127 feet
 thence North 10 Degrees 17 Minutes 16 Seconds East 126.6 feet
 thence North 01 Degrees 46 Minutes 14 Seconds West 116.9 feet
 thence North 05 Degrees 12 Minutes 54 Seconds West 84.7 feet
 thence North 08 Degrees 23 Minutes 01 Seconds West 77.2 feet
 thence North 14 Degrees 35 Minutes 57 Seconds West 75.9 feet

thence North 18 Degrees 39 Minutes 06 Seconds West 56.4 feet

thence North 20 Degrees 54 Minutes 59 Seconds West 57.9 feet

thence North 23 Degrees 17 Minutes 34 Seconds West 86.6 feet

thence North 21 Degrees 30 Minutes 59 Seconds West 86.2 feet

thence North 10 Degrees 41 Minutes 21 Seconds East 61.9 feet

thence North 13 Degrees 42 Minutes 49 Seconds East 2.7 feet

thence North 08 Degrees 27 Minutes 09 Seconds West 2.3 feet more or less to **the ending point**

at: 39 degrees 10 minutes 05.76 seconds North Latitude and -110 degrees 45 minutes 18.81 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,851,574.5 feet and Y = 6,866,660.7 feet.