

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

Ent 486365 Bk 729 Pg 510 -522
Date: 27-MAY-2008 10:46AM
Fee: None
Filed By: PL
MERLENE MOSHER DALTON, Recorder
GRAND 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Grand County as it pertains to the highway located in Grand County known as THOMPSON CANYON ROAD; County Road Number: 00159; State Geographic Information Database (SGID) Road Identification Number: RD100054. Total road length is 5.9 miles more or less.

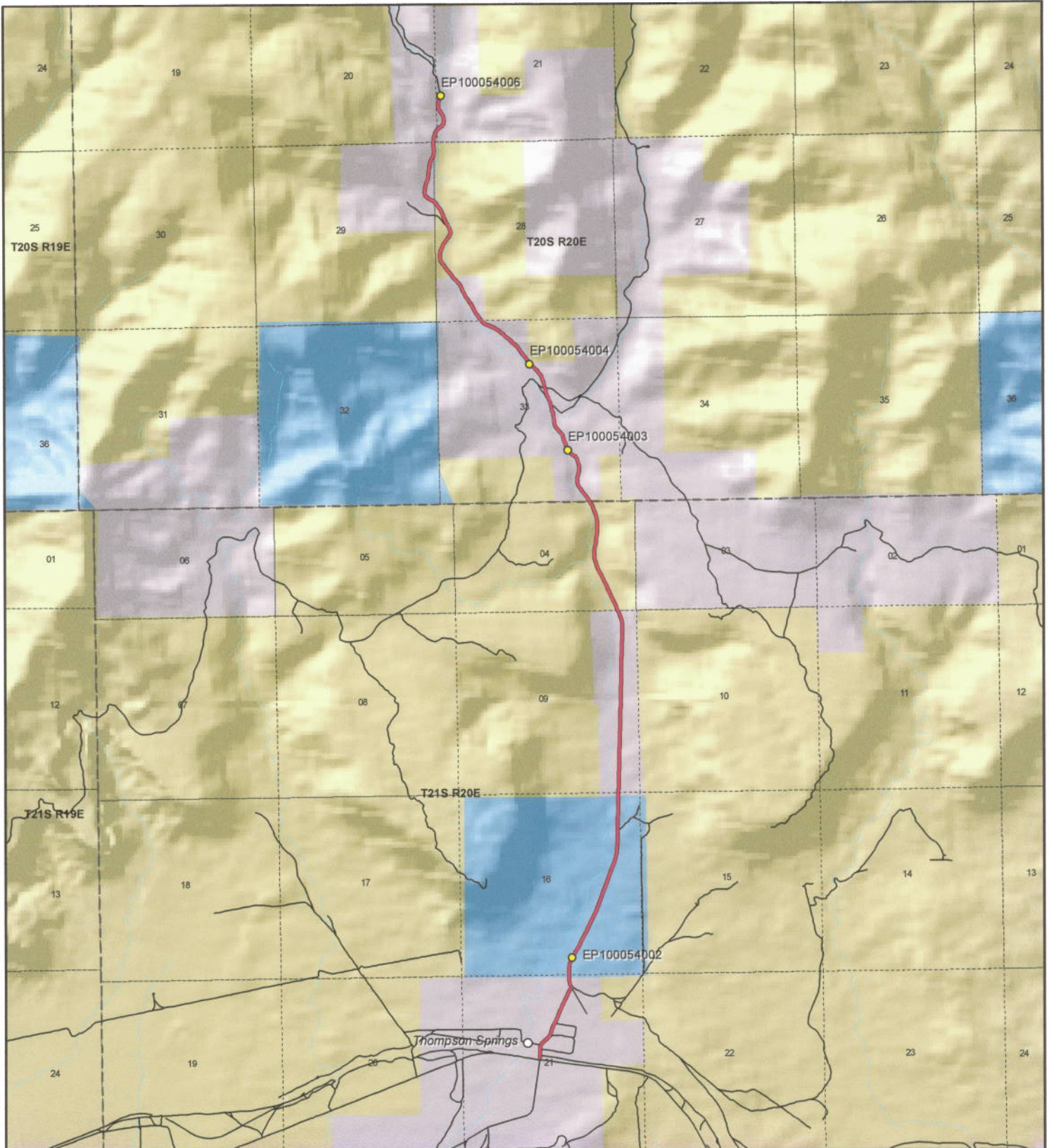
The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a)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



Thompson Canyon Road - Grand County
SGID RD_ID RD100054

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

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



1:45,553

1 inch equals 0.7 miles



Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Apr 10, 2008



Attachment 2



EP100054002



EP100054003



EP100054006



EP100054004

EP000000000

Ent 486365 Bk 0729 Pg 0513

EP000000000

Thompson Canyon Road - Grand County
SGID RD_ID RD100054

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
April 14, 2008



Attachment 3

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

Popular Name: THOMPSON CANYON ROAD

County: Grand

County Road Number: 00159

State Geographic Information Database (SGID) Road Identification Number: RD100054.

Total Road Length: 5.9 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 58 minutes 15.81 seconds North Latitude and -109 degrees 42 minutes 53.06 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,147,979.0 feet and Y = 6,799,019.7 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 39 degrees 02 minutes 54.65 seconds North Latitude and -109 degrees 43 minutes 23.32 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,145,029.1 feet and Y = 6,827,177.6 feet based on the US Survey Foot conversion.

This road may traverse:

Township 20 South Range 20 East, Section(s) 20,21,28,29,33, Salt Lake Base & Meridian

Township 21 South Range 20 East, Section(s) 4,9,16,21, Salt Lake Base & Meridian

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

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**Attachment 4
Road Centerline Description Cover Page(s)**

Popular Name: THOMPSON CANYON ROAD

County: Grand

County Road Number: 00159

State Geographic Information Database (SGID) Road Identification Number: RD100054.

Total Road Length: 5.9 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
RD100054	001	PVT	0.51 Miles	(not shown)
RD100054	002	ST	1.06 Miles	(not shown)
RD100054	003	PVT	1.03 Miles	(not shown)
RD100054	004	BLM	0.66 Miles	A
RD100054	005	PVT	1.5 Miles	(not shown)
RD100054	006	BLM	0.47 Miles	B
RD100054	007	PVT	0.67 Miles	(not shown)
		Total Road Length	5.9	

* 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.

Ent 486365 Bk 0729 Pg 0515

Attachment 5

Ent 486365 Bk 0729 Pg 0516

AFFIDAVIT OF NEAL SWISHER
THOMPSON CANYON ROAD
GRAND COUNTY, UTAH
ROAD NUMBER 00159

State of Utah)
 : ss.
County of Grand)

NEAL SWISHER, 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 Moab, Grand County, Utah. I have lived in Grand County since 1960. I worked in the oil fields of Grand County until I retired in the early 1990s.

2. I have traveled and am familiar with a road in Grand County known as Thompson Canyon Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960s it followed the same route as in 2007 when I last observed it. Attached is a Grand County map showing Thompson Canyon 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. 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 1960s and continuing through 2007. Throughout this time period I observed travel on the road by means of jeeps, pickup trucks and ATVs. During this time period, the road was used weekly for more than ten continuous years prior to 1976 and was used daily in 2007.


5. Throughout the time period from the early 1960s to 2007, I used the road myself for oil field work, rock hounding and recreation.

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, livestock operations, prospecting for minerals, oil and gas exploration and sightseeing.

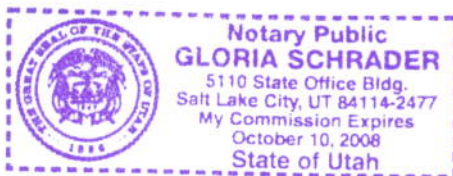
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1960s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed road graders and heavy equipment performing maintenance and construction activities on the road.

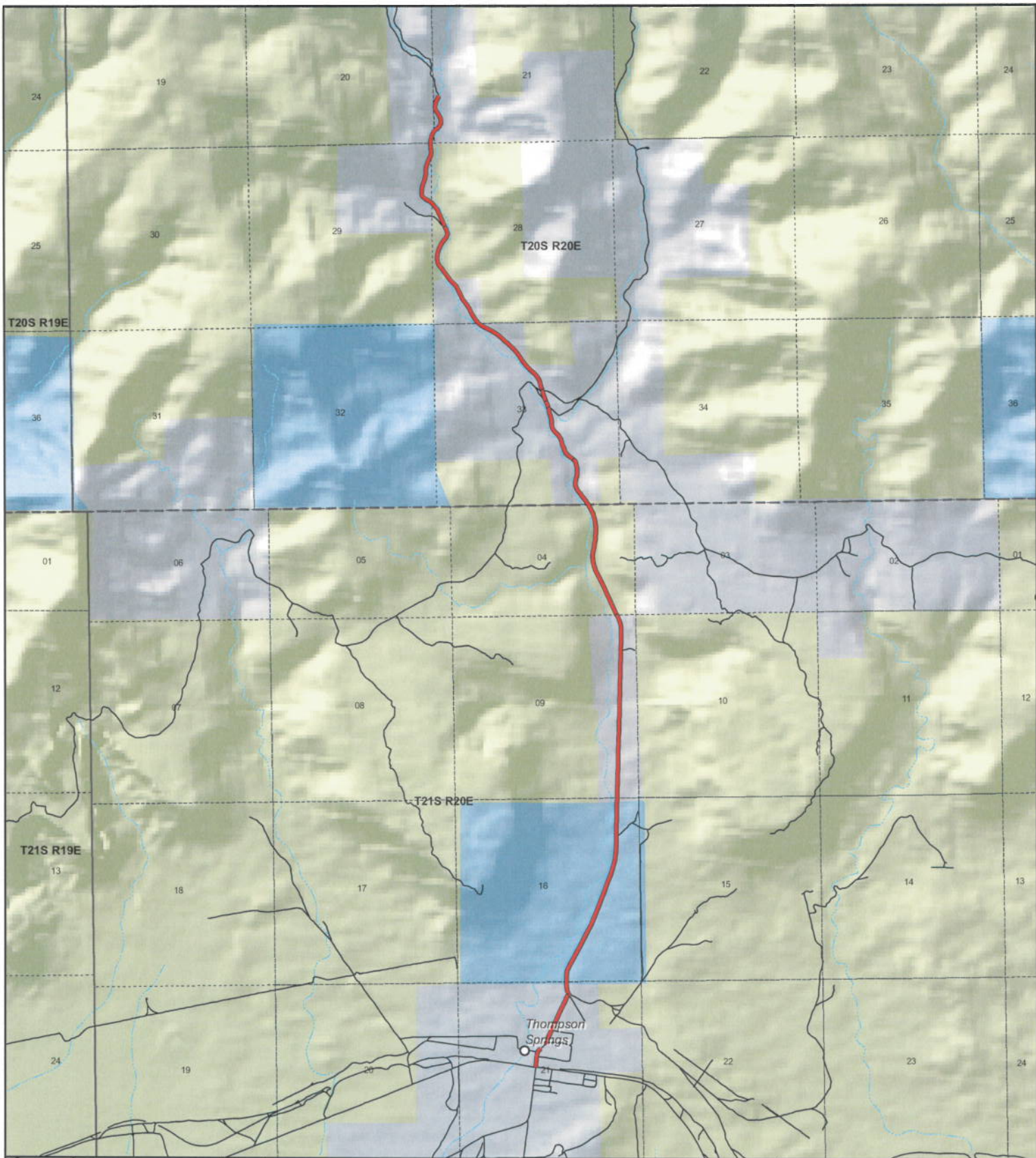
DATED this 2 day of August, 2007.


NEAL SWISHER

SUBSCRIBED AND SWORN to before me this 2nd day of August, 2007.




NOTARY PUBLIC



**Thompson Canyon
County Unique - 00159**

Land Ownership Categories

- BLM
- US Forest Service
- Private
- State Lands
- National Parks (NPS)
- Wilderness
- National Recreation Area
- State Parks
- State Sovereign Land
- Tribal Lands
- Military
- Wildlife Reserve

Transportation Network

- Thompson Canyon
- State / U.S. Highway
- Local Roads

Misc

- City / Town
- Municipalities
- Section = 1 Mile



1:44,822
1 inch equals 0.7 miles



Map prepared by the State of Utah
AGRC
Room 5130 State Office Building
Salt Lake City, Utah 84114
Jul 25, 2007



AFFIDAVIT OF JOHN CORTES
THOMPSON CANYON ROAD
COUNTY ROAD NUMBER 00159
GRAND COUNTY, UTAH

State of Utah)
 : ss.
County of Grand)

JOHN CORTES, 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 have lived in Grand County for 51 years. I was employed by the Grand County Road Department for 36 years from 1959 to 1995.

2. I have traveled and am familiar with a road in Grand County known as Thompson Canyon Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1959, it followed the same route as in 1990 when I last observed it. Attached is a Grand County map showing Thompson Canyon 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. The County also identifies this road according to the road number listed above.

3. 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 1959 and continuing through 1976 to 1990. Throughout this time period I have observed travel on the road by various means, including Grand County road equipment, trucks, jeeps, and automobiles.

Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and was used daily in 1990.

4. Throughout the time period from the early 1959 to 1990, I have used the road myself for performing road maintenance.

5. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus spring access, camping and recreation.

6. 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 1930s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

7. Prior to 1976, I personally maintained the road.

Dated this 1 day of August, 2007.

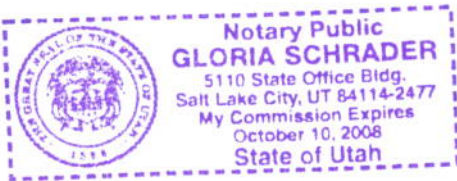


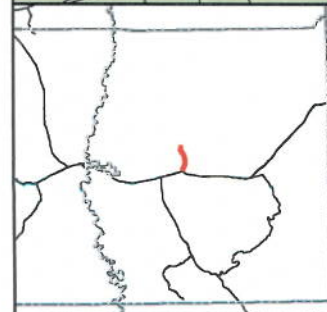
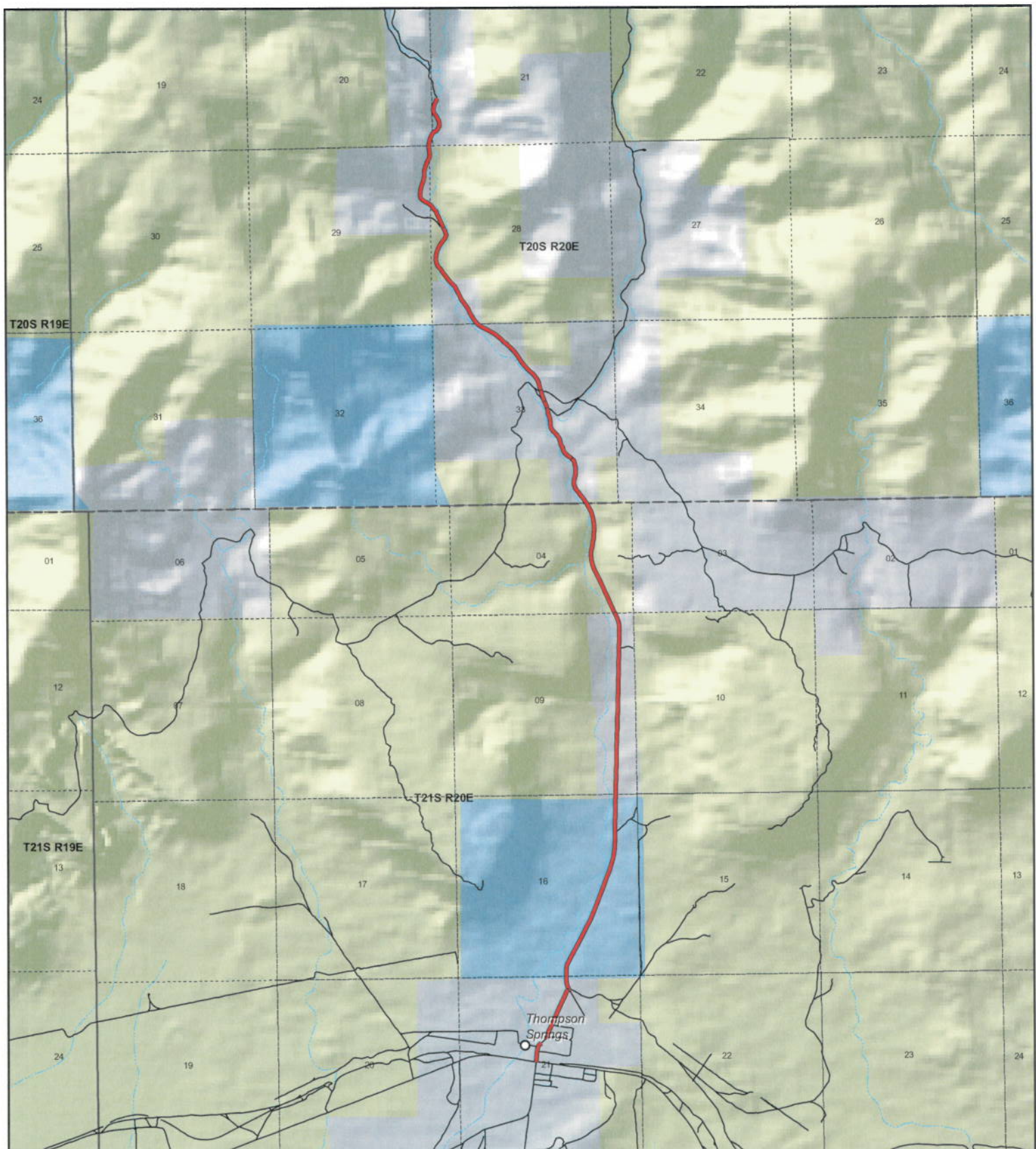
JOHN CORTES

SUBSCRIBED AND SWORN to before me this 1st day of August, 2007.



NOTARY PUBLIC





**Thompson Canyon
County Unique - 00159**

Land Ownership Categories

- BLM
- US Forest Service
- Private
- State Lands
- National Parks (NPS)
- Wilderness
- National Recreation Area
- State Parks
- State Sovereign Land
- Tribal Lands
- Military
- Wildlife Reserve

Transportation Network

- Thompson Canyon
- State / U.S. Highway
- Local Roads

Misc

- City / Town
- Municipalities
- Section = 1 Mile



1:44,822
1 inch equals 0.7 miles



Map prepared by the State of Utah
AGRC
Room 5130 State Office Building
Salt Lake City, Utah 84114
Jul 25, 2007



Appendix A to Attachment 4

Popular Name: THOMPSON CANYON ROAD

County: Grand

County Road Number: 00159

State Geographic Information Database (SGID) Road Identification Number: RD100054.

Road-Segment Number: 004

Road-Segment Length: 0.66 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 20 South Range 20 East, Section(s) 33, Salt Lake Base & Meridian

Township 21 South Range 20 East, Section(s) 4, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (THOMPSON CANYON ROAD)-- Segment 004 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 00 minutes 24.91 seconds North Latitude and -109 degrees 42 minutes 21.27 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,150,227.1 feet and Y = 6,812,128.5 feet; thence the following courses along the said road center line:

thence North 27 Degrees 34 Minutes 35 Seconds West 3.7 feet
thence North 24 Degrees 28 Minutes 41 Seconds West 30.6 feet
thence North 24 Degrees 03 Minutes 29 Seconds West 66.3 feet
thence North 25 Degrees 20 Minutes 10 Seconds West 74.2 feet
thence North 25 Degrees 41 Minutes 02 Seconds West 87.2 feet
thence North 27 Degrees 18 Minutes 26 Seconds West 103.1 feet
thence North 24 Degrees 46 Minutes 42 Seconds West 138.8 feet
thence North 24 Degrees 13 Minutes 21 Seconds West 148.9 feet
thence North 24 Degrees 52 Minutes 45 Seconds West 140.7 feet
thence North 24 Degrees 46 Minutes 42 Seconds West 138.8 feet

thence North 26 Degrees 43 Minutes 57 Seconds West 120.9 feet
thence North 27 Degrees 50 Minutes 10 Seconds West 122.1 feet
thence North 26 Degrees 28 Minutes 48 Seconds West 124.3 feet
thence North 24 Degrees 18 Minutes 11 Seconds West 125.7 feet
thence North 19 Degrees 46 Minutes 16 Seconds West 127 feet
thence North 12 Degrees 44 Minutes 31 Seconds West 119.3 feet
thence North 04 Degrees 30 Minutes 16 Seconds West 130 feet
thence North 01 Degrees 36 Minutes 39 Seconds East 103.4 feet
thence North 06 Degrees 30 Minutes 29 Seconds East 82.6 feet
thence North 10 Degrees 19 Minutes 36 Seconds East 105.2 feet
thence North 10 Degrees 09 Minutes 01 Seconds East 125.2 feet
thence North 07 Degrees 46 Minutes 38 Seconds East 130.9 feet
thence North 04 Degrees 02 Minutes 31 Seconds East 123.4 feet
thence North 02 Degrees 29 Minutes 35 Seconds East 108.4 feet
thence North 00 Degrees 21 Minutes 37 Seconds East 100.1 feet
thence North 04 Degrees 13 Minutes 43 Seconds West 93.7 feet
thence North 10 Degrees 46 Minutes 29 Seconds West 101.8 feet
thence North 13 Degrees 27 Minutes 27 Seconds West 112.9 feet
thence North 17 Degrees 42 Minutes 01 Seconds West 113.5 feet
thence North 23 Degrees 54 Minutes 38 Seconds West 109.2 feet
thence North 28 Degrees 14 Minutes 04 Seconds West 70.6 feet
thence North 32 Degrees 05 Minutes 31 Seconds West 38.6 feet
thence North 29 Degrees 41 Minutes 47 Seconds West 70.1 feet
thence North 29 Degrees 45 Minutes 42 Seconds West 1.5 feet
thence North 32 Degrees 02 Minutes 28 Seconds West 69.4 feet
thence North 32 Degrees 18 Minutes 42 Seconds West 28.3 feet more or less to **the ending**

point at: 39 degrees 00 minutes 57.46 seconds North Latitude and -109 degrees 42 minutes 31.59 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,149,346.9 feet and Y = 6,815,404.5 feet.

Appendix B to Attachment 4

Popular Name: THOMPSON CANYON ROAD

County: Grand

County Road Number: 00159

State Geographic Information Database (SGID) Road Identification Number: RD100054.

Road-Segment Number: 006

Road-Segment Length: 0.47 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 20 South Range 20 East, Section(s) 28, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (THOMPSON CANYON ROAD)-- Segment 006 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 02 minutes 01.96 seconds North Latitude and -109 degrees 43 minutes 20.27 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,145,375.5 feet and Y = 6,821,852.0 feet; thence the following courses along the said road center line:

thence North 39 Degrees 46 Minutes 13 Seconds West 18.9 feet
thence North 37 Degrees 39 Minutes 42 Seconds West 80.5 feet
thence North 38 Degrees 02 Minutes 37 Seconds West 78.8 feet
thence North 38 Degrees 24 Minutes 34 Seconds West 85.5 feet
thence North 32 Degrees 20 Minutes 21 Seconds West 69.7 feet
thence North 36 Degrees 39 Minutes 26 Seconds West 50.9 feet
thence North 42 Degrees 13 Minutes 28 Seconds West 101.4 feet
thence North 28 Degrees 49 Minutes 39 Seconds West 119.5 feet
thence North 06 Degrees 10 Minutes 37 Seconds West 127 feet
thence North 05 Degrees 12 Minutes 59 Seconds East 140.1 feet
thence North 17 Degrees 38 Minutes 06 Seconds East 127.6 feet

thence North 27 Degrees 45 Minutes 31 Seconds East 137.6 feet
thence North 32 Degrees 09 Minutes 39 Seconds East 140.1 feet
thence North 38 Degrees 45 Minutes 45 Seconds East 131.1 feet
thence North 19 Degrees 55 Minutes 18 Seconds East 108.4 feet
thence North 15 Degrees 07 Minutes 38 Seconds West 74.7 feet
thence North 27 Degrees 42 Minutes 41 Seconds West 51.7 feet
thence North 21 Degrees 56 Minutes 14 Seconds West 52.9 feet
thence North 27 Degrees 38 Minutes 20 Seconds West 29.5 feet
thence North 26 Degrees 34 Minutes 38 Seconds West 36.6 feet
thence North 27 Degrees 40 Minutes 09 Seconds West 96 feet
thence North 25 Degrees 28 Minutes 57 Seconds West 103.3 feet
thence North 20 Degrees 52 Minutes 56 Seconds West 115.7 feet
thence North 24 Degrees 55 Minutes 46 Seconds West 111.9 feet
thence North 22 Degrees 56 Minutes 34 Seconds West 80 feet
thence North 44 Degrees 25 Minutes 43 Seconds West 82.2 feet
thence North 35 Degrees 14 Minutes 44 Seconds West 96 feet
thence North 40 Degrees 52 Minutes 54 Seconds West 38.3 feet more or less to **the ending**

point at: 39 degrees 02 minutes 23.52 seconds North Latitude and -109 degrees 43 minutes 26.07 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,144,874.5 feet and Y = 6,824,024.2 feet.