

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

Ent 486421 Bk 731 Pg 27-39  
Date: 27-MAY-2008 1:30PM  
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 VAN PELTS ROAD; County Road Number: 00233; State Geographic Information Database (SGID) Road Identification Number: RD100115. Total road length is 0.79 miles more or less.

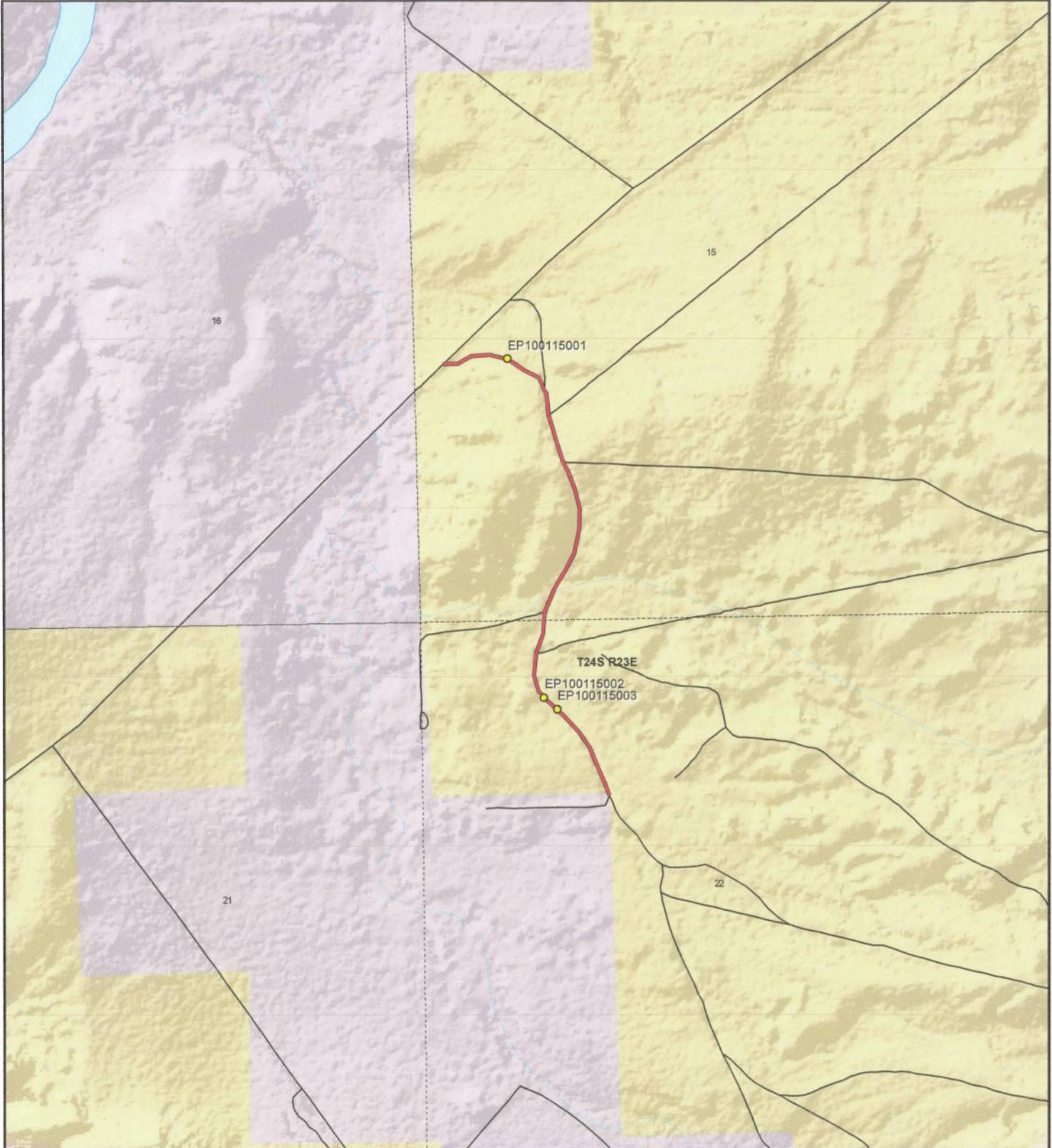
The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a)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



<p>1:11,599 1 inch equals 0.2 miles</p>		<p style="text-align: center;"><b>Van Pelts Road - Grand County</b> <b>SGID RD_ID RD100115</b></p> <table border="0"> <tr> <td colspan="2"><b>Land Ownership Categories</b></td> <td colspan="2"><b>Transportation Network</b></td> </tr> <tr> <td> BLM</td> <td> Wilderness</td> <td> Van Pelts 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>	<b>Land Ownership Categories</b>		<b>Transportation Network</b>		BLM	Wilderness	Van Pelts 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 Apr 10, 2008</p>
<b>Land Ownership Categories</b>		<b>Transportation Network</b>																																	
BLM	Wilderness	Van Pelts 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																																			

Attachment 2



EP100115001



EP100115002



EP100115003

EP000000000

EP000000000

EP000000000

Ent 486421 Bk 0731 Pg 0030

**Van Pelts Road - Grand County**  
**SGID RD\_ID RD100115**

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: VAN PELTS ROAD**

**County: Grand**

**County Road Number: 00233**

**State Geographic Information Database (SGID) Road Identification Number: RD100115.**

**Total Road Length: 0.79 miles more or less.**

**Beginning at a point** on the road centerline located at 38 degrees 42 minutes 22.03 seconds North Latitude and -109 degrees 21 minutes 59.59 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,249,254.7 feet and Y = 6,704,716.6 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 42 minutes 53.84 seconds North Latitude and -109 degrees 22 minutes 14.37 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,248,007.1 feet and Y = 6,707,905.5 feet based on the US Survey Foot conversion.

This road may traverse:

Township 24 South Range 23 East, Section(s) 15,22, 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: VAN PELTS ROAD**

**County: Grand**

**County Road Number: 00233**

**State Geographic Information Database (SGID) Road Identification Number: RD100115.**

**Total Road Length: 0.79 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).**

<b>Road-Segments Listed by SGID Road Identification Number (RD ID)</b>	<b>Road-Segment Numbers</b>	<b>Believed Ownership Of Servient Estate</b>	<b>Approximate Segment Length</b>	<b>See Attached Appendix</b>
<b>RD100115</b>	<b>001</b>	<b>PVT</b>	<b>0 Miles</b>	<b>(not shown)</b>
<b>RD100115</b>	<b>002</b>	<b>BLM</b>	<b>0.78 Miles</b>	<b>A</b>
		<b>Total Road Length</b>	<b>0.79</b>	<b>—————</b>

\* 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**

Ent 486421 Bk 0731 Pg 0033

**AFFIDAVIT OF TERRANCE G. LEECH**

**VAN PELTS ROAD**

**COUNTY ROAD NUMBER 00233**

**GRAND COUNTY, UTAH**

State of Utah                    )  
  : ss.  
County of Grand                )

TERRANCE G. LEECH, 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 58 years. I was employed by the Grand County Road Department for 32 years.

2. I have traveled and am familiar with a road in Grand County known as Van Pelts 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 2002 when I last observed it. Attached is a Grand County map showing Van Pelts 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 the early 1960s and continuing through 1976 to 2002. Throughout this time period I have observed travel on the road by various means, including Grand County road equipment, cars, ATVs, trucks and jeeps. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and was used daily in 2002.

Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and was used daily in 2002.

4. Throughout the time period from the early 1960s to 2002, I have used the road myself for county road maintenance, traveling in and through the area and recreation.

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 farming and livestock operations, residential access and rock hounding.

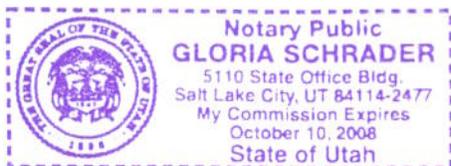
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

7. Prior to 1976, I personally performed maintenance and construction activities on the road.

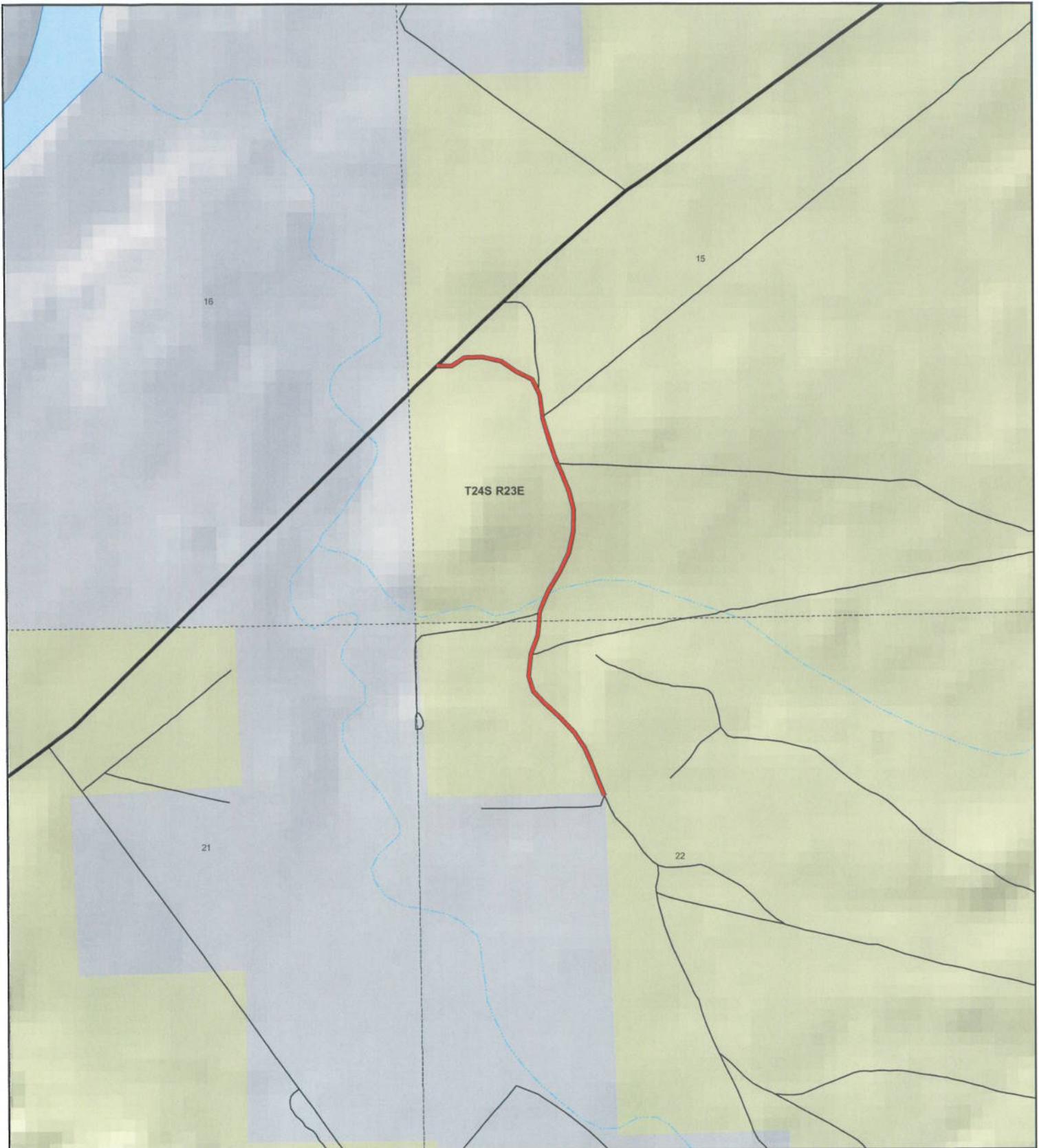
Dated this 3 day of August, 2007.

  
TERRANCE G. LEECH

SUBSCRIBED AND SWORN to before me this 3rd day of August, 2007.



  
NOTARY PUBLIC



**Van Pelts  
County Unique - 00233**

**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**

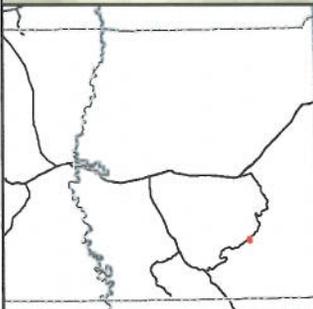
- Van Pelts
- State / U.S. Highway
- Local Roads

**Misc**

- City / Town
- Municipalities
- Section = 1 Mile



1:11,413  
1 inch equals 0.2 miles



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



**AFFIDAVIT OF JERRY McNEELY**

**VAN PELTS ROAD**

**GRAND COUNTY, UTAH**

**ROAD NUMBER 00233**

State of Utah                    )  
  : ss.  
County of Grand                )

JERRY McNEELY, 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 1945. My Great-Grandfather settled in the Moab Valley in the late 1800s. I have been a Grand County Council member since 2001.

2. I have traveled and am familiar with a road in Grand County known as Van Pelts Road. I am also familiar with the land the road traverses. When I first used and observed the road in the mid 1950s it followed the same route as in 2007 when I last observed it. Attached is a Grand County map showing Van Pelts 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 mid 1950s and continuing through 2007. Throughout this time period I observed travel on the road by means of mountain bikes, pickup trucks and ATVs. During this time period, the road was used daily for more than ten continuous years prior to 1976 and was so used in 2007.

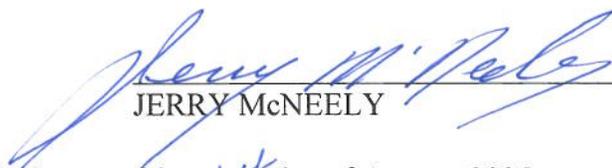
5. Throughout the time period from the mid 1950s to 2007, I used the road myself for my employment with a land surveyor, hunting and recreation.

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, mining, prospecting for minerals, oil and gas exploration and sightseeing.

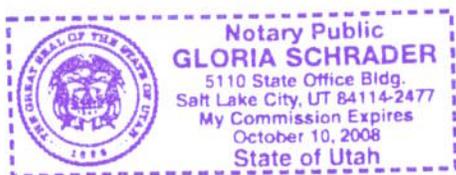
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed the graded surface of the road and other evidence of maintenance and construction activities such as berms along the side of the road.

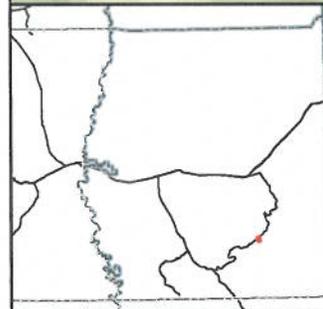
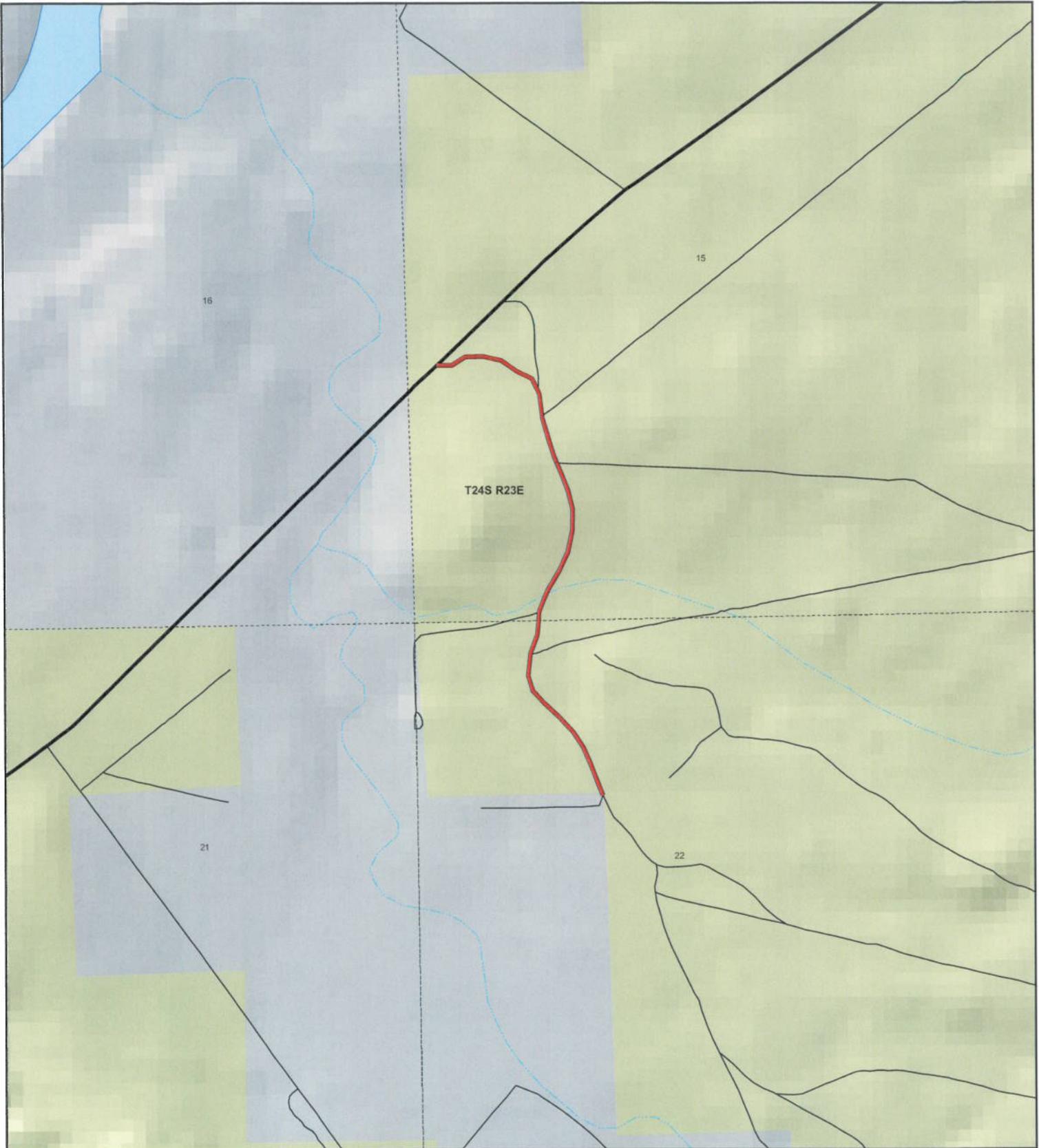
DATED this 1 day of August, 2007.

  
\_\_\_\_\_  
JERRY McNEELY

SUBSCRIBED AND SWORN to before me this 1<sup>st</sup> day of August, 2007.



  
\_\_\_\_\_  
NOTARY PUBLIC



**Van Pelts  
County Unique - 00233**

**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**

- Van Pelts
- State / U.S. Highway
- Local Roads

**Misc**

- City / Town
- ⋄ Municipalities
- ⋄ Section = 1 Mile



1:11,413  
1 inch equals 0.2 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: VAN PELTS ROAD**

**County: Grand**

**County Road Number: 00233**

**State Geographic Information Database (SGID) Road Identification Number: RD100115.**

**Road-Segment Number: 002**

**Road-Segment Length: 0.78 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 23 East, Section(s) 15,22, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (VAN PELTS ROAD)-- Segment 002 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 42 minutes 22.26 seconds North Latitude and -109 degrees 21 minutes 059.7 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,249,245.3 feet and Y = 6,704,739.1 feet; thence the following courses along the said road center line:

thence North 22 Degrees 42 Minutes 37 Seconds West 91 feet  
thence North 21 Degrees 48 Minutes 58 Seconds West 132.2 feet  
thence North 22 Degrees 52 Minutes 04 Seconds West 140.3 feet  
thence North 35 Degrees 20 Minutes 53 Seconds West 136.2 feet  
thence North 42 Degrees 57 Minutes 00 Seconds West 156 feet  
thence North 47 Degrees 44 Minutes 23 Seconds West 152.7 feet  
thence North 43 Degrees 31 Minutes 39 Seconds West 119.3 feet  
thence North 17 Degrees 59 Minutes 08 Seconds West 120.5 feet  
thence North 06 Degrees 03 Minutes 33 Seconds East 161.8 feet  
thence North 14 Degrees 13 Minutes 45 Seconds East 1.7 feet  
thence North 20 Degrees 21 Minutes 20 Seconds East 149.1 feet

thence North 04 Degrees 33 Minutes 53 Seconds East 100.5 feet  
 thence North 02 Degrees 35 Minutes 56 Seconds East 5.8 feet  
 thence North 02 Degrees 44 Minutes 51 Seconds East 63.3 feet  
 thence North 23 Degrees 00 Minutes 02 Seconds East 55.4 feet  
 thence North 22 Degrees 14 Minutes 32 Seconds East 124.4 feet  
 thence North 30 Degrees 40 Minutes 08 Seconds East 160.8 feet  
 thence North 25 Degrees 27 Minutes 43 Seconds East 153.1 feet  
 thence North 11 Degrees 56 Minutes 18 Seconds East 162.9 feet  
 thence North 00 Degrees 56 Minutes 13 Seconds East 165.8 feet  
 thence North 14 Degrees 42 Minutes 05 Seconds West 142.3 feet  
 thence North 21 Degrees 09 Minutes 06 Seconds West 131.6 feet  
 thence North 24 Degrees 57 Minutes 47 Seconds West 81.2 feet  
 thence North 20 Degrees 54 Minutes 03 Seconds West 7 feet  
 thence North 20 Degrees 54 Minutes 03 Seconds West 56.1 feet  
 thence North 17 Degrees 34 Minutes 31 Seconds West 125.4 feet  
 thence North 16 Degrees 51 Minutes 30 Seconds West 174.6 feet  
 thence North 07 Degrees 24 Minutes 48 Seconds West 8.3 feet  
 thence North 07 Degrees 37 Minutes 14 Seconds West 163.8 feet  
 thence North 25 Degrees 14 Minutes 58 Seconds West 25.3 feet  
 thence North 26 Degrees 06 Minutes 00 Seconds West 103.8 feet  
 thence North 64 Degrees 06 Minutes 46 Seconds West 126.2 feet  
 thence North 56 Degrees 13 Minutes 20 Seconds West 137.5 feet  
 thence North 76 Degrees 56 Minutes 01 Seconds West 141.5 feet  
 thence South 87 Degrees 32 Minutes 38 Seconds West 133.6 feet  
 thence South 58 Degrees 15 Minutes 53 Seconds West 113.4 feet  
 thence South 88 Degrees 48 Minutes 51 Seconds West 111.8 feet more or less to **the ending**

**point at:** 38 degrees 42 minutes 53.84 seconds North Latitude and -109 degrees 22 minutes 14.37 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,248,007.1 feet and Y = 6,707,905.5 feet.