

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

Ent 486428 Bk 731 Pg 119 - 131
Date: 27-MAY-2008 1:47PM
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 MESA WELLS 7 ROAD; County Road Number: 00246; State Geographic Information Database (SGID) Road Identification Number: RD100123. Total road length is 1.77 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 22nd day of May, 2008.

By the Governor's Designee



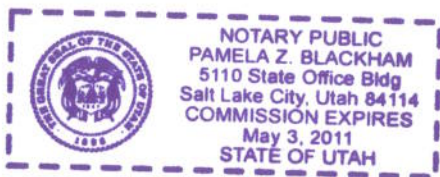
John Harja

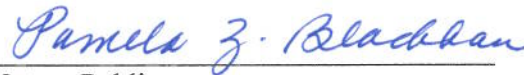
CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

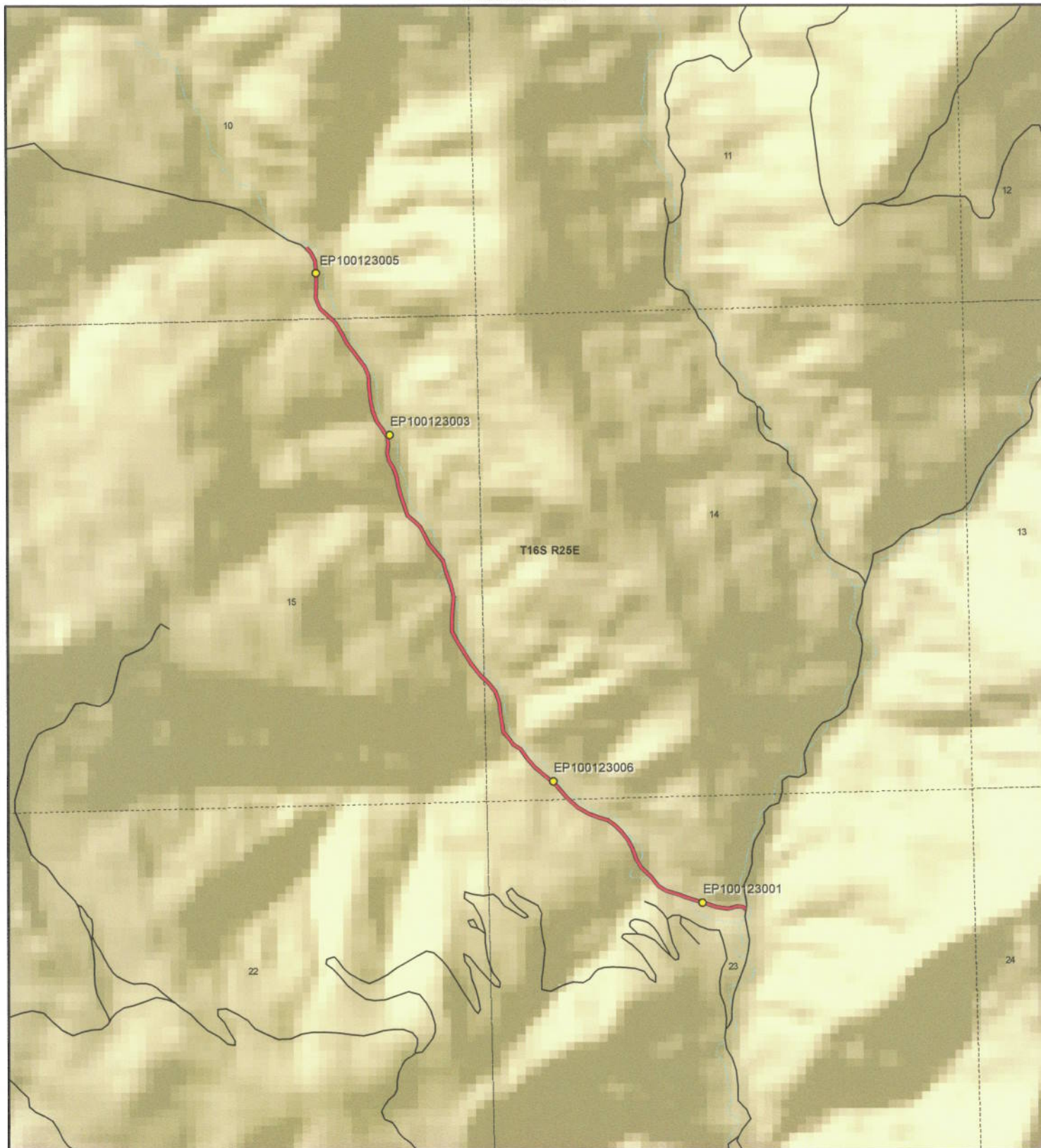
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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

Dated this 22nd day of May, 2008.





Notary Public



Mesa Wells 7 Road - Grand County
SGID RD_ID RD100123

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

- Mesa Wells 7 Road
- Title V: Issued Or Under Consideration By BLM Or County
- Other Roads
- Photo Event Point
- Section = 1 Mile



1:16,941
 1 inch equals 0.3 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



486428 73j 121

Attachment 2



EP100123001



EP100123003



EP100123005



EP100123006

EP000000000

EP000000000

Ent 486428 Bk 0731 Pg 0122

Mesa Wells 7 Road - Grand County
SGID RD_ID RD100123

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: MESA WELLS 7 ROAD

County: Grand

County Road Number: 00246

State Geographic Information Database (SGID) Road Identification Number: RD100123.

Total Road Length: 1.77 miles more or less.

Beginning at a point on the road centerline located at 39 degrees 24 minutes 18.82 seconds North Latitude and -109 degrees 07 minutes 28.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,311,536.9 feet and Y = 6,960,999.7 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 39 degrees 25 minutes 30.73 seconds North Latitude and -109 degrees 08 minutes 27.09 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,306,741.2 feet and Y = 6,968,150.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 16 South Range 25 East, Section(s) 10,14,15,23, 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: MESA WELLS 7 ROAD

County: Grand

County Road Number: 00246

State Geographic Information Database (SGID) Road Identification Number: RD100123.

Total Road Length: 1.77 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
RD100123	001	BLM	1.77 Miles	A
		Total Road Length	1.77	_____

* 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 CHARLES E. ROBERTS

MESA WELLS 7 ROAD

GRAND COUNTY, UTAH

ROAD NUMBER 00246

State of Colorado)
 : ss.
County of Mesa)

CHARLES E. ROBERTS, 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 Mack, Mesa County, Colorado. I have lived in Mesa County since 1948. I have worked and hunted in the Book Cliff area of Eastern Gand County, Utah since 1948.

2. I have traveled and am familiar with a road in Grand County known as Mesa Wells 7 Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1950s it followed the same route as in 2007 when I last observed it. Attached is a Grand County map showing Mesa Wells 7 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 Gand 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 1950s and continuing through the 2007. Throughout this time period I observed travel on the road by means of cars, mountain bikes, jeeps, pickup trucks and ATVs. During this time period, the road was used daily for more than ten continuous years prior to 1976 and was used daily in 2007.

5. Throughout the time period from the late 1950s to 2007, I used the road myself for hunting, oil field work sightseeing 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, rock hounding, wood gathering, oil and gas exploration and development and sightseeing.

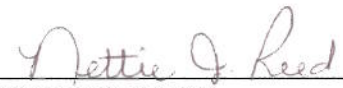
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

DATED this 7 day of September, 2007.

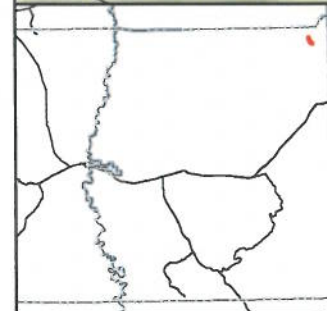
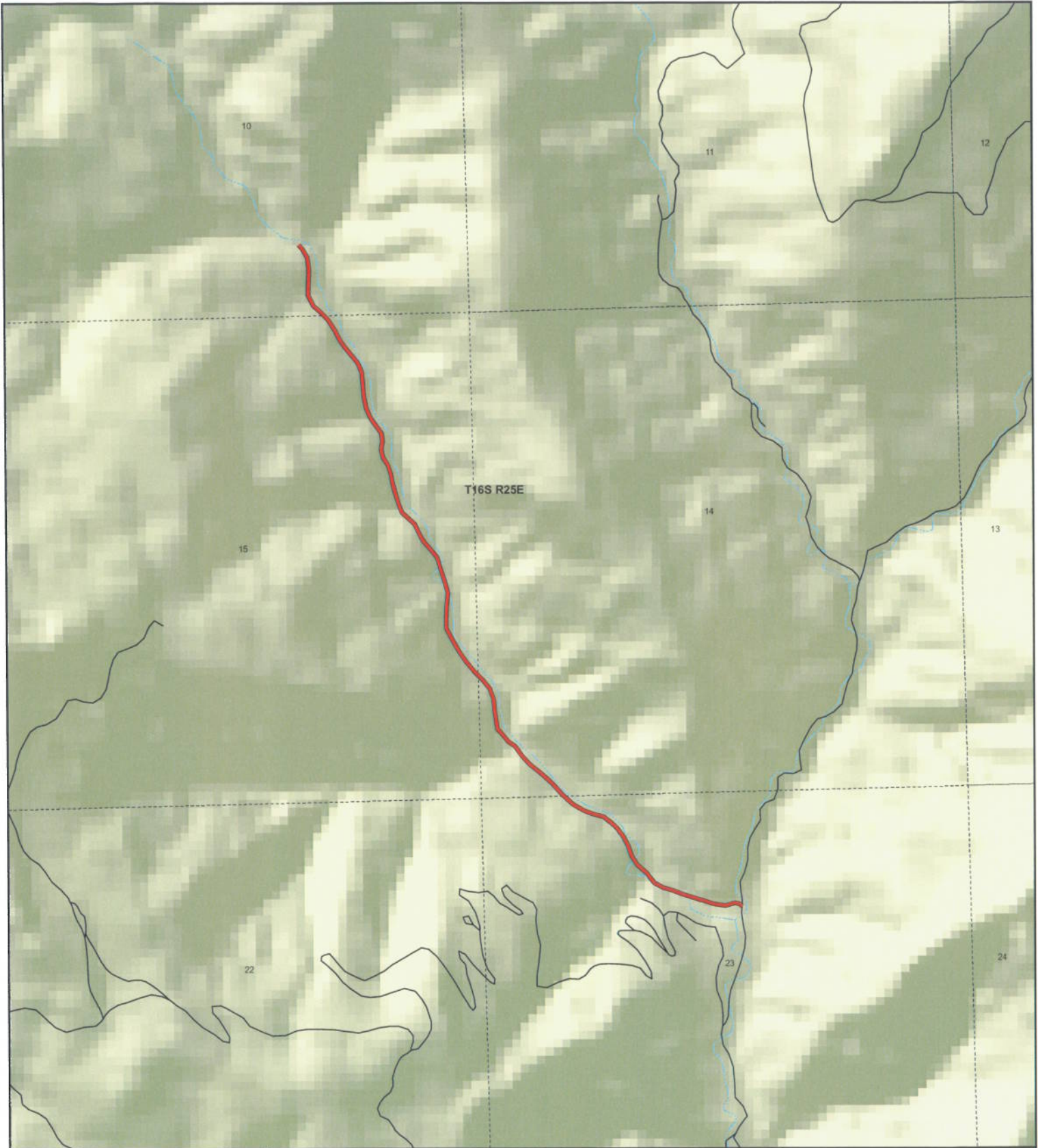

CHARLES E. ROBERTS

SUBSCRIBED AND SWORN to before me this 7th day of September, 2007.


NETTIE J. REED
NOTARY PUBLIC

My commission expires: 1/27/2011





**Mesa Wells 7
County Unique - 00246**

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

- Mesa Wells 7
- State / U.S. Highway
- Local Roads

Misc

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



1:16,669
1 inch equals 0.3 miles



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



AFFIDAVIT OF WILLIAM H. BUNIGER III

MESA WELLS 7 ROAD

GRAND COUNTY, UTAH

ROAD NUMBER 00246

State of Colorado)
 : ss.
County of Mesa)

WILLIAM H. BUNIGER III, 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 Loma, Mesa County, Colorado. I have lived in Mesa County for 62 years. I have worked and hunted in the Book Cliff area of Eastern Gand County, Utah for at least 50 years.

2. I have traveled and am familiar with a road in Grand County known as Mesa Wells 7 Road. I am also familiar with the land the road traverses. When I first used and observed the road in the mid 1960s it followed the same route as in 2007 when I last observed it. Attached is a Grand County map showing Mesa Wells 7 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 Gand 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 1960s and continuing through 2007. Throughout this time period I observed travel on the road by means of cars, mountain bikes, jeeps, pickup trucks and ATVs. During this time period, the road was used daily for more than ten continuous years prior to 1976 and was used daily in 2007.

5. Throughout the time period from the mid 1960s to 2007, I used the road myself for oil field work 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, rock hounding, wood gathering, oil and gas exploration and development 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 evidence of maintenance and construction such as windrows along the side of the road.

DATED this 7 day of September, 2007.

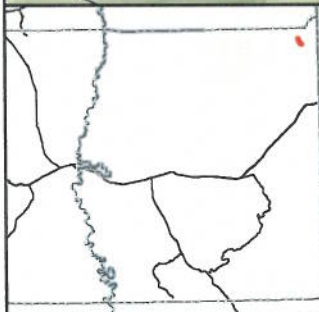
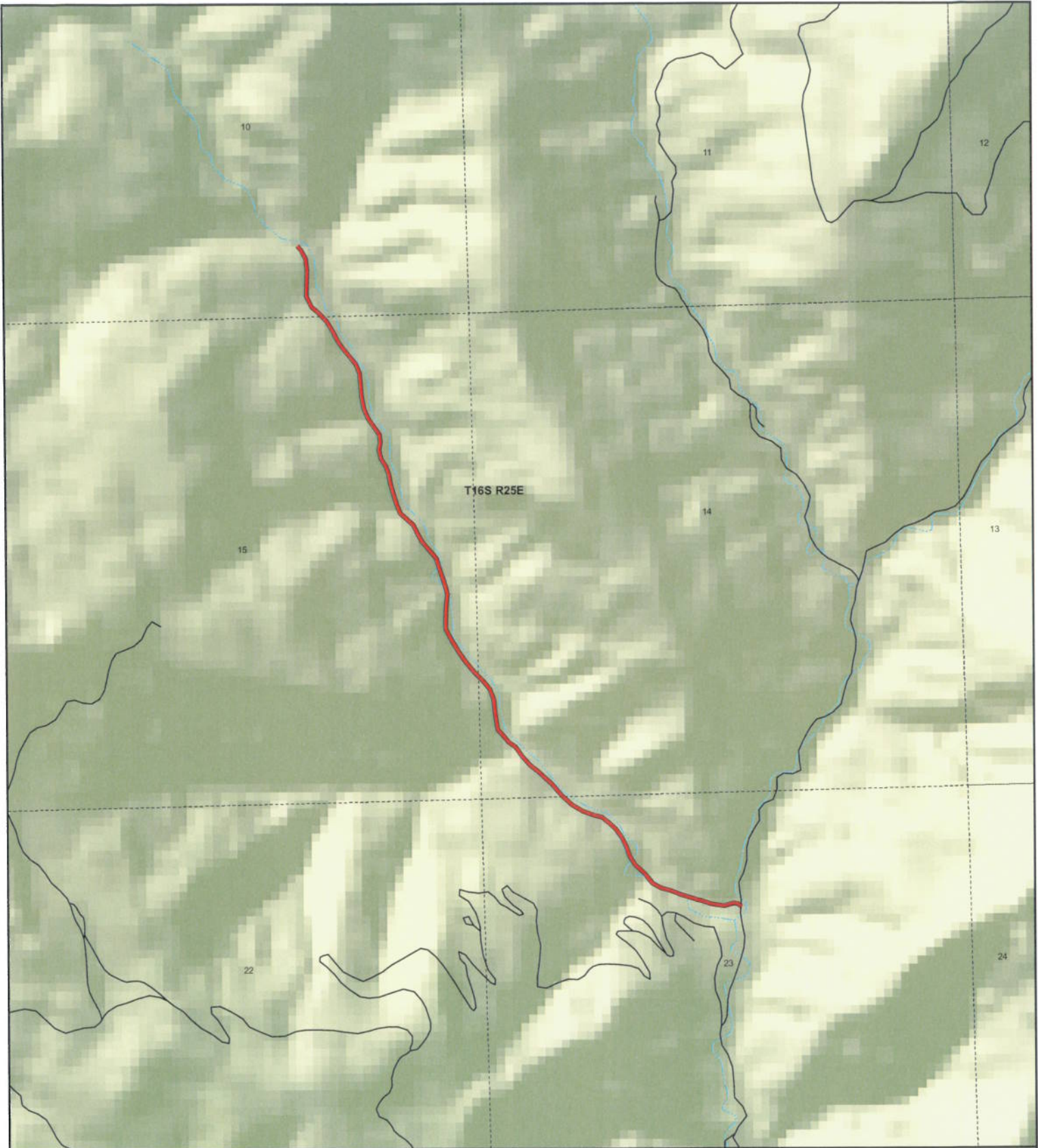

WILLIAM H. BUNIGER III

SUBSCRIBED AND SWORN to before me this 7th day of September, 2007.


NETTIE J. REED

My commission expires: 1/27/2011





Mesa Wells 7
County Unique - 00246

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

- Mesa Wells 7
- State / U.S. Highway
- Local Roads

Misc

- City / Town
- Municipalities
- Section = 1 Mile



1:16,669
 1 inch equals 0.3 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: MESA WELLS 7 ROAD

County: Grand

County Road Number: 00246

State Geographic Information Database (SGID) Road Identification Number: RD100123.

Road-Segment Number: 001

Road-Segment Length: 1.77 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 16 South Range 25 East, Section(s) 10,14,15,23, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (MESA WELLS 7 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 24 minutes 18.82 seconds North Latitude and -109 degrees 07 minutes 28.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,311,536.9 feet and Y = 6,960,999.7 feet; thence the following courses along the said road center line:

thence North 47 Degrees 50 Minutes 56 Seconds West 36.4 feet
thence North 80 Degrees 56 Minutes 54 Seconds West 50.3 feet
thence South 76 Degrees 47 Minutes 21 Seconds West 22.1 feet
thence South 73 Degrees 47 Minutes 33 Seconds West 89.9 feet
thence North 81 Degrees 05 Minutes 14 Seconds West 132.8 feet
thence North 72 Degrees 47 Minutes 19 Seconds West 125.2 feet
thence North 77 Degrees 26 Minutes 50 Seconds West 36.8 feet
thence North 65 Degrees 47 Minutes 18 Seconds West 7.9 feet
thence North 71 Degrees 11 Minutes 49 Seconds West 85.1 feet
thence North 75 Degrees 02 Minutes 03 Seconds West 99.5 feet
thence North 68 Degrees 19 Minutes 54 Seconds West 109.5 feet

thence North 74 Degrees 54 Minutes 23 Seconds West 111 feet
thence North 61 Degrees 02 Minutes 20 Seconds West 103.9 feet
thence North 36 Degrees 42 Minutes 24 Seconds West 132.4 feet
thence North 48 Degrees 04 Minutes 31 Seconds West 139.1 feet
thence North 31 Degrees 38 Minutes 09 Seconds West 113.3 feet
thence North 20 Degrees 17 Minutes 25 Seconds West 110 feet
thence North 27 Degrees 04 Minutes 33 Seconds West 112.1 feet
thence North 35 Degrees 21 Minutes 50 Seconds West 112.2 feet
thence North 46 Degrees 20 Minutes 09 Seconds West 99.2 feet
thence North 54 Degrees 04 Minutes 29 Seconds West 94.3 feet
thence North 73 Degrees 26 Minutes 05 Seconds West 101.6 feet
thence North 70 Degrees 58 Minutes 56 Seconds West 113.9 feet
thence North 59 Degrees 35 Minutes 42 Seconds West 141.2 feet
thence North 48 Degrees 30 Minutes 03 Seconds West 130.5 feet
thence North 48 Degrees 29 Minutes 43 Seconds West 29.4 feet
thence North 41 Degrees 20 Minutes 40 Seconds West 152.2 feet
thence North 47 Degrees 29 Minutes 43 Seconds West 168.9 feet
thence North 52 Degrees 05 Minutes 04 Seconds West 159 feet
thence North 42 Degrees 12 Minutes 30 Seconds West 127.8 feet
thence North 34 Degrees 33 Minutes 33 Seconds West 121 feet
thence North 57 Degrees 44 Minutes 41 Seconds West 94.4 feet
thence North 35 Degrees 35 Minutes 13 Seconds West 58.3 feet
thence North 41 Degrees 19 Minutes 27 Seconds West 47.8 feet
thence North 43 Degrees 59 Minutes 54 Seconds West 74.8 feet
thence North 07 Degrees 42 Minutes 00 Seconds West 99.2 feet
thence North 07 Degrees 08 Minutes 24 Seconds West 112.3 feet
thence North 07 Degrees 27 Minutes 49 Seconds West 115.7 feet
thence North 18 Degrees 59 Minutes 09 Seconds West 116 feet
thence North 38 Degrees 40 Minutes 17 Seconds West 115 feet
thence North 46 Degrees 10 Minutes 42 Seconds West 75.3 feet
thence North 46 Degrees 10 Minutes 33 Seconds West 61.3 feet
thence North 38 Degrees 30 Minutes 40 Seconds West 144 feet
thence North 33 Degrees 49 Minutes 37 Seconds West 153.4 feet
thence North 31 Degrees 00 Minutes 45 Seconds West 143.1 feet
thence North 26 Degrees 53 Minutes 44 Seconds West 121 feet
thence North 01 Degrees 45 Minutes 02 Seconds West 116.5 feet
thence North 03 Degrees 09 Minutes 47 Seconds East 124.9 feet
thence North 04 Degrees 42 Minutes 42 Seconds East 140 feet
thence North 13 Degrees 56 Minutes 53 Seconds West 135 feet
thence North 20 Degrees 34 Minutes 44 Seconds West 141.6 feet
thence North 15 Degrees 15 Minutes 43 Seconds West 127.3 feet
thence North 39 Degrees 35 Minutes 59 Seconds West 105.9 feet
thence North 40 Degrees 21 Minutes 38 Seconds West 130.7 feet
thence North 28 Degrees 25 Minutes 41 Seconds West 109.7 feet
thence North 25 Degrees 26 Minutes 59 Seconds West 94.2 feet
thence North 48 Degrees 57 Minutes 45 Seconds West 89.4 feet
thence North 48 Degrees 07 Minutes 23 Seconds West 95.2 feet
thence North 20 Degrees 20 Minutes 20 Seconds West 101.3 feet
thence North 17 Degrees 49 Minutes 07 Seconds West 118.7 feet

thence North 15 Degrees 14 Minutes 29 Seconds West 118.8 feet
thence North 10 Degrees 56 Minutes 15 Seconds West 110.2 feet
thence North 19 Degrees 20 Minutes 26 Seconds West 92 feet
thence North 31 Degrees 29 Minutes 45 Seconds West 95.9 feet
thence North 12 Degrees 19 Minutes 29 Seconds West 88.9 feet
thence North 06 Degrees 24 Minutes 34 Seconds East 90.9 feet
thence North 07 Degrees 36 Minutes 07 Seconds West 82.7 feet
thence North 32 Degrees 48 Minutes 05 Seconds West 85.6 feet
thence North 35 Degrees 44 Minutes 40 Seconds West 116.7 feet
thence North 23 Degrees 35 Minutes 53 Seconds West 117.9 feet
thence North 10 Degrees 06 Minutes 44 Seconds West 131.5 feet
thence North 05 Degrees 24 Minutes 41 Seconds West 136.7 feet
thence North 05 Degrees 44 Minutes 03 Seconds West 121.9 feet
thence North 21 Degrees 29 Minutes 50 Seconds West 107.3 feet
thence North 38 Degrees 04 Minutes 18 Seconds West 97.5 feet
thence North 38 Degrees 48 Minutes 28 Seconds West 104.8 feet
thence North 37 Degrees 37 Minutes 56 Seconds West 111.4 feet
thence North 26 Degrees 43 Minutes 29 Seconds West 128.2 feet
thence North 31 Degrees 01 Minutes 48 Seconds West 122.1 feet
thence North 44 Degrees 53 Minutes 51 Seconds West 70.6 feet
thence North 44 Degrees 51 Minutes 48 Seconds West 39.9 feet
thence North 48 Degrees 45 Minutes 35 Seconds West 118.7 feet
thence North 24 Degrees 13 Minutes 00 Seconds West 125.6 feet
thence North 01 Degrees 40 Minutes 03 Seconds East 141.2 feet
thence North 00 Degrees 09 Minutes 18 Seconds West 139.4 feet
thence North 05 Degrees 56 Minutes 25 Seconds West 130.2 feet
thence North 29 Degrees 58 Minutes 52 Seconds West 101.9 feet
thence North 42 Degrees 56 Minutes 39 Seconds West 62.4 feet more or less to **the ending**

point at: 39 degrees 25 minutes 30.73 seconds North Latitude and -109 degrees 08 minutes 27.09 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,306,741.2 feet and Y = 6,968,150.7 feet.