

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

Ent 486459 Bk 731 Pg 505 -517  
Date: 27-MAY-2008 2:56PM  
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 THE NEEDLE ROAD; County Road Number: 00339; State Geographic Information Database (SGID) Road Identification Number: RD100168. Total road length is 2.21 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 23<sup>rd</sup> day of May, 2008.

By the Governor's Designee

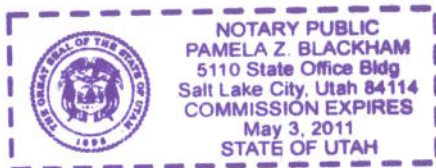
  
\_\_\_\_\_  
John Harja

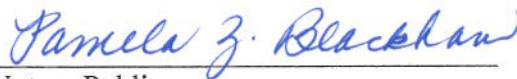
**CERTIFICATION**

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 23<sup>rd</sup> day of May, 2008.

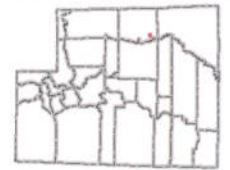


  
\_\_\_\_\_  
Notary Public



**The Needle Road - Grand County  
SGID RD\_ID RD100168**

- |  |   |
|--|---|
| <p><b>Land Ownership Categories</b></p> <ul style="list-style-type: none"> <li>BLM</li> <li>Private</li> <li>SITLA, State Trust Land</li> <li>USFS, National Forest</li> <li>Slate Parks and Recreation</li> <li>Tribal, Indian Reservation</li> <li>NPS, National Park</li> <li>Wilderness</li> <li>JDWR Wildlife Reserve</li> <li>DOD, Military</li> <li>State Sovereign Land</li> <li>National Recreation Area</li> <li>USFWS, Natl. Wildlife Refuge</li> </ul> | <p><b>Transportation Network</b></p> <ul style="list-style-type: none"> <li>The Needle Road</li> <li>Other Roads</li> <li>Title V, Issued Or Under Consideration By BLM Or County</li> <li>Photo Event Point</li> <li>Section = 1 Mile</li> </ul> |
|--|---|



1:18,183  
1 inch equals 0.3 miles

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 3130 State Office Building  
Salt Lake City, Utah 84114  
May 23, 2008



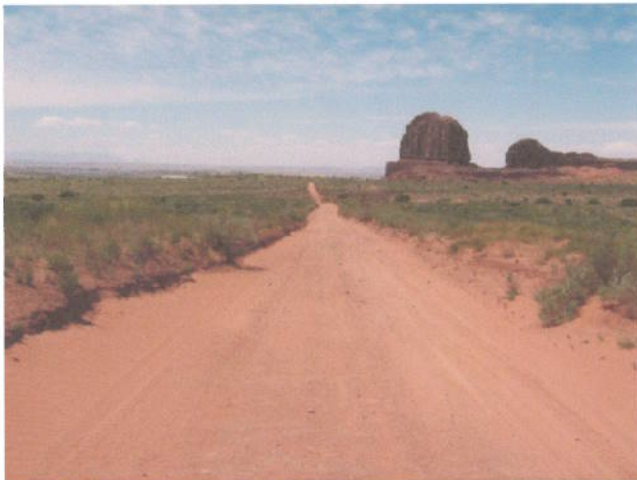
Attachment 2



EP100168002



EP100168001



EP100168003

EP000000000

EP000000000

EP000000000

Ent 486459 Bk 0731 Pg 0508

*The Needle Road - Grand County*  
**SGID RD\_ID RD100168**

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
May 23, 2008



## Attachment 3

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

**Popular Name: THE NEEDLE ROAD**

**County: Grand**

**County Road Number: 00339**

**State Geographic Information Database (SGID) Road Identification Number: RD100168.**

**Total Road Length: 2.21 miles more or less.**

**Beginning at a point** on the road centerline located at 38 degrees 41 minutes 10.37 seconds North Latitude and -109 degrees 55 minutes 09.67 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,091,645.6 feet and Y = 6,694,191.9 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 41 minutes 26.53 seconds North Latitude and -109 degrees 52 minutes 54.92 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,102,300.0 feet and Y = 6,696,017.1 feet based on the US Survey Foot conversion.

This road may traverse:

Township 24 South Range 18 East, Section(s) 25,26,34,35, 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: THE NEEDLE ROAD**

**County: Grand**

**County Road Number: 00339**

**State Geographic Information Database (SGID) Road Identification Number: RD100168.**

**Total Road Length: 2.21 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>RD100168</b>	<b>001</b>	<b>BLM</b>	<b>2.21 Miles</b>	<b>A</b>
		<b>Total Road Length</b>	<b>2.21</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





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

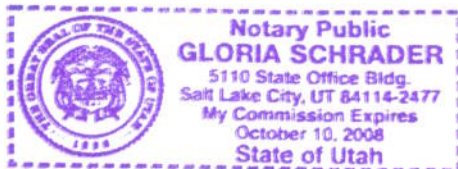
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

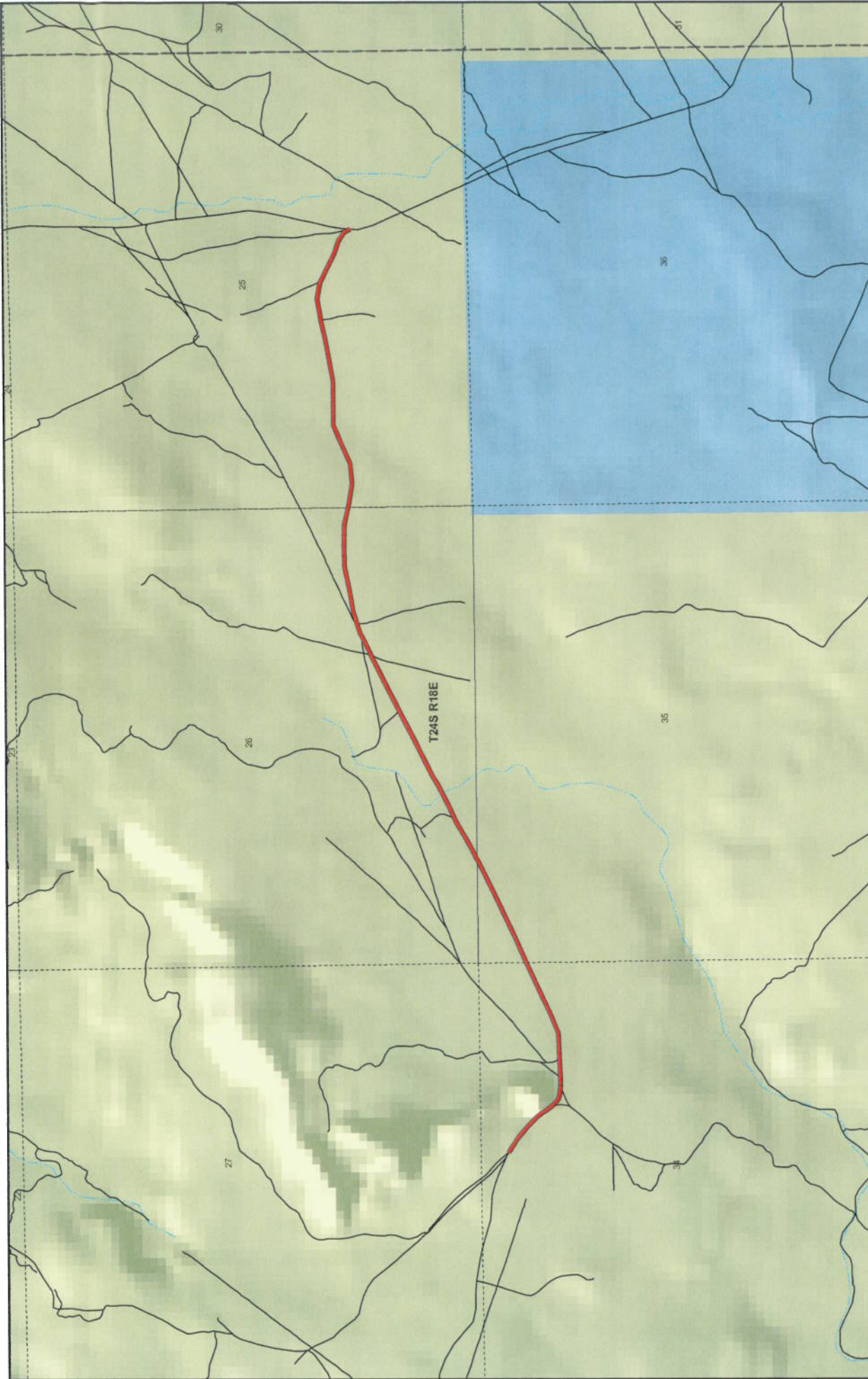
DATED this 1 day of August, 2007.

  
NEAL SWISHER

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



  
NOTARY PUBLIC




1:18,183  
1 inch equals 0.3 miles

Map prepared by the State of Utah  
Automated Geographic Reference Center  
AGRC  
Route 1340 State Office Building  
Salt Lake City, Utah 84114  
01/24/2007




### The Needle County Unique - 00339

#### Land Ownership Categories

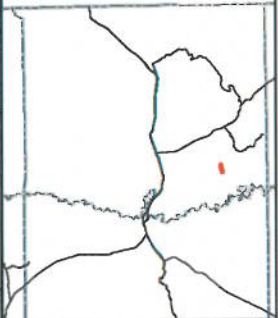
- BLM
- State Sovereign Land
- SITLA, State Trust Land
- USFS, National Forest
- National Park (NPS)
- Private

#### Misc

- City / Town
- Municipalities
- Section = 1 Mile
- Wildlife Reserve
- Military
- Wilderness
- State Park
- Tribal Lands

#### Transportation Network

- The Needle
- State / U.S. Highway
- Local Roads



**AFFIDAVIT OF JERRY McNEELY**

**THE NEEDLE ROAD**

**GRAND COUNTY, UTAH**

**ROAD NUMBER 00339**

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 The Needle 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 The Needle 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, 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.

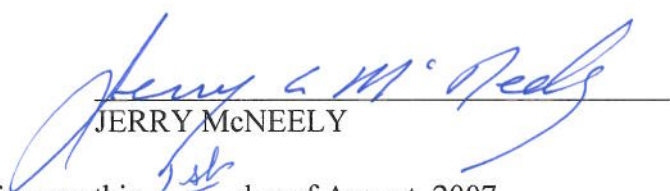
5. Throughout the time period from the early 1960s to 2007, I used the road myself for my employment with a land surveyor, hunting and recreation.

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, wood gathering, prospecting for minerals, rock hounding, mining, oil and gas exploration and development and sightseeing.

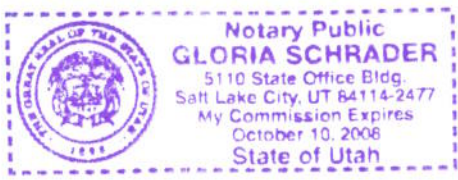
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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.

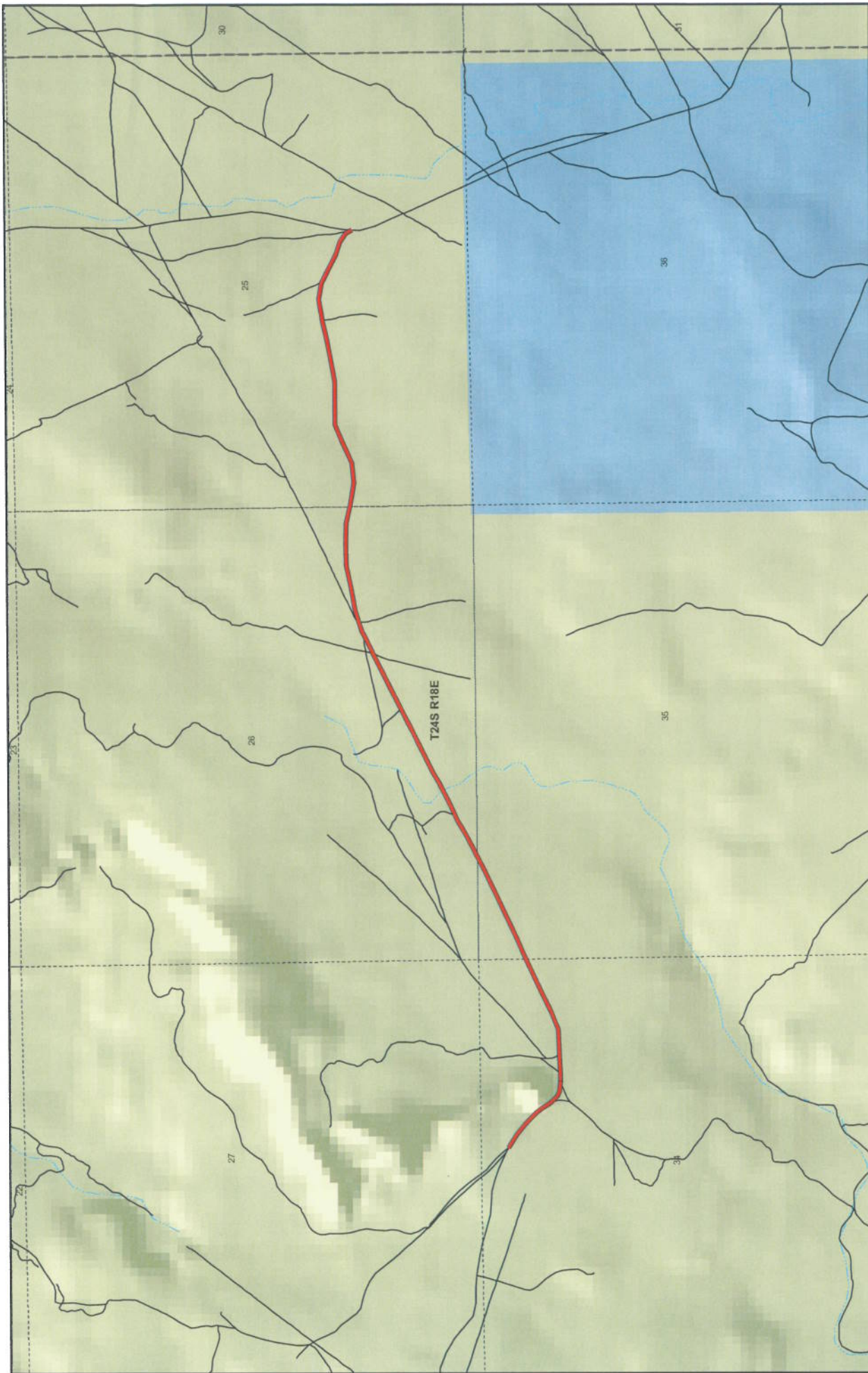
DATED this 1 day of August, 2007.

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

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



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





1:18,183  
1 inch equals 0.3 miles

Map prepared by the State of Utah  
Advanced Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
July 24, 2007



### The Needle County Unique - 00339

#### Land Ownership Categories

- BLM
- State Sovereign Land
- SITLA, State Trust Land
- USFS, National Forest
- National Park (NPS)
- Private

#### Misc

- Wildlife Reserve
- Military
- Wilderness
- State Park
- Tribal Lands
- City / Town
- Municipalities
- Section = 1 Mile

#### Transportation Network

- The Needle
- State / U.S. Highway
- Local Roads

## Appendix A to Attachment 4

**Popular Name: THE NEEDLE ROAD**

**County: Grand**

**County Road Number: 00339**

**State Geographic Information Database (SGID) Road Identification Number: RD100168.**

**Road-Segment Number: 001**

**Road-Segment Length: 2.21 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 18 East, Section(s) 25,26,34,35, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (THE NEEDLE 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 41 minutes 10.37 seconds North Latitude and -109 degrees 55 minutes 09.67 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,091,645.6 feet and Y = 6,694,191.9 feet; thence the following courses along the said road center line:

thence South 57 Degrees 51 Minutes 31 Seconds East	183.4 feet
thence South 49 Degrees 18 Minutes 26 Seconds East	180 feet
thence South 44 Degrees 49 Minutes 56 Seconds East	163.3 feet
thence South 37 Degrees 56 Minutes 30 Seconds East	89.1 feet
thence South 36 Degrees 08 Minutes 56 Seconds East	26.3 feet
thence South 33 Degrees 36 Minutes 06 Seconds East	78.5 feet
thence South 44 Degrees 00 Minutes 17 Seconds East	25 feet
thence South 43 Degrees 56 Minutes 15 Seconds East	88.4 feet
thence South 64 Degrees 12 Minutes 33 Seconds East	59.6 feet
thence South 82 Degrees 18 Minutes 00 Seconds East	105.6 feet
thence North 89 Degrees 39 Minutes 46 Seconds East	7.4 feet

thence North 88 Degrees 11 Minutes 57 Seconds East 64.3 feet  
 thence North 87 Degrees 19 Minutes 32 Seconds East 40.2 feet  
 thence North 87 Degrees 32 Minutes 22 Seconds East 221.5 feet  
 thence North 87 Degrees 40 Minutes 30 Seconds East 283.9 feet  
 thence North 66 Degrees 12 Minutes 07 Seconds East 218.5 feet  
 thence North 64 Degrees 23 Minutes 58 Seconds East 234.6 feet  
 thence North 64 Degrees 25 Minutes 11 Seconds East 234.7 feet  
 thence North 64 Degrees 31 Minutes 20 Seconds East 213.1 feet  
 thence North 64 Degrees 32 Minutes 32 Seconds East 18.6 feet  
 thence North 65 Degrees 07 Minutes 02 Seconds East 244.9 feet  
 thence North 64 Degrees 15 Minutes 20 Seconds East 244.8 feet  
 thence North 64 Degrees 32 Minutes 52 Seconds East 232 feet  
 thence North 63 Degrees 52 Minutes 47 Seconds East 215.1 feet  
 thence North 63 Degrees 22 Minutes 21 Seconds East 192.7 feet  
 thence North 62 Degrees 49 Minutes 47 Seconds East 138.2 feet  
 thence North 61 Degrees 25 Minutes 38 Seconds East 31.2 feet  
 thence North 65 Degrees 33 Minutes 38 Seconds East 1.4 feet  
 thence North 65 Degrees 42 Minutes 47 Seconds East 14.8 feet  
 thence North 62 Degrees 00 Minutes 55 Seconds East 102.6 feet  
 thence North 61 Degrees 58 Minutes 08 Seconds East 162.4 feet  
 thence North 59 Degrees 22 Minutes 26 Seconds East 205 feet  
 thence North 65 Degrees 38 Minutes 20 Seconds East 68.5 feet  
 thence North 64 Degrees 20 Minutes 59 Seconds East 134.3 feet  
 thence North 63 Degrees 05 Minutes 51 Seconds East 168.8 feet  
 thence North 61 Degrees 43 Minutes 32 Seconds East 122.6 feet  
 thence North 60 Degrees 32 Minutes 19 Seconds East 131.5 feet  
 thence North 63 Degrees 38 Minutes 17 Seconds East 213.2 feet  
 thence North 63 Degrees 03 Minutes 28 Seconds East 252.8 feet  
 thence North 62 Degrees 59 Minutes 53 Seconds East 270.6 feet  
 thence North 64 Degrees 24 Minutes 34 Seconds East 88.5 feet  
 thence North 63 Degrees 44 Minutes 37 Seconds East 195.2 feet  
 thence North 63 Degrees 20 Minutes 35 Seconds East 277.6 feet  
 thence North 63 Degrees 43 Minutes 35 Seconds East 251.4 feet  
 thence North 64 Degrees 05 Minutes 35 Seconds East 15.2 feet  
 thence North 63 Degrees 49 Minutes 32 Seconds East 188.3 feet  
 thence North 63 Degrees 49 Minutes 35 Seconds East 71.5 feet  
 thence North 71 Degrees 19 Minutes 51 Seconds East 109.6 feet  
 thence North 71 Degrees 34 Minutes 52 Seconds East 148 feet  
 thence North 79 Degrees 57 Minutes 55 Seconds East 263 feet  
 thence North 78 Degrees 40 Minutes 48 Seconds East 267 feet  
 thence North 87 Degrees 24 Minutes 48 Seconds East 250.9 feet  
 thence South 88 Degrees 23 Minutes 08 Seconds East 240.9 feet  
 thence South 77 Degrees 52 Minutes 58 Seconds East 197.5 feet  
 thence South 77 Degrees 52 Minutes 46 Seconds East 45.9 feet  
 thence South 81 Degrees 03 Minutes 54 Seconds East 234.3 feet  
 thence North 84 Degrees 27 Minutes 47 Seconds East 235.4 feet  
 thence North 65 Degrees 49 Minutes 10 Seconds East 239.5 feet  
 thence North 67 Degrees 15 Minutes 28 Seconds East 245.4 feet  
 thence South 89 Degrees 57 Minutes 41 Seconds East 250.1 feet

thence North 88 Degrees 55 Minutes 02 Seconds East 252.3 feet  
thence North 79 Degrees 56 Minutes 27 Seconds East 252.7 feet  
thence North 78 Degrees 39 Minutes 32 Seconds East 240.7 feet  
thence North 77 Degrees 43 Minutes 15 Seconds East 230 feet  
thence North 82 Degrees 11 Minutes 10 Seconds East 12.6 feet  
thence North 79 Degrees 59 Minutes 11 Seconds East 234.3 feet  
thence South 80 Degrees 35 Minutes 05 Seconds East 193.8 feet  
thence South 55 Degrees 10 Minutes 59 Seconds East 8.6 feet  
thence South 63 Degrees 49 Minutes 42 Seconds East 180.2 feet  
thence South 63 Degrees 48 Minutes 18 Seconds East 180 feet  
thence South 71 Degrees 54 Minutes 09 Seconds East 155.7 feet  
thence South 56 Degrees 05 Minutes 02 Seconds East 116.6 feet  
thence South 27 Degrees 23 Minutes 55 Seconds East 84.8 feet more or less to **the ending**

**point at:** 38 degrees 41 minutes 26.53 seconds North Latitude and -109 degrees 52 minutes 54.92 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,102,300.0 feet and Y = 6,696,017.1 feet.