

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

Ent 486462 Bk 731 Pg 544 - 556
Date: 27-MAY-2008 3:02PM
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 MILL CANYON ROAD; County Road Number: 00342; State Geographic Information Database (SGID) Road Identification Number: RD100171. Total road length is 0.77 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 23rd day of May, 2008.

By the Governor's Designee



John Harja

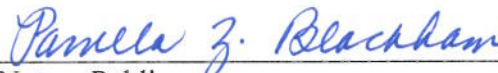
CERTIFICATION

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.

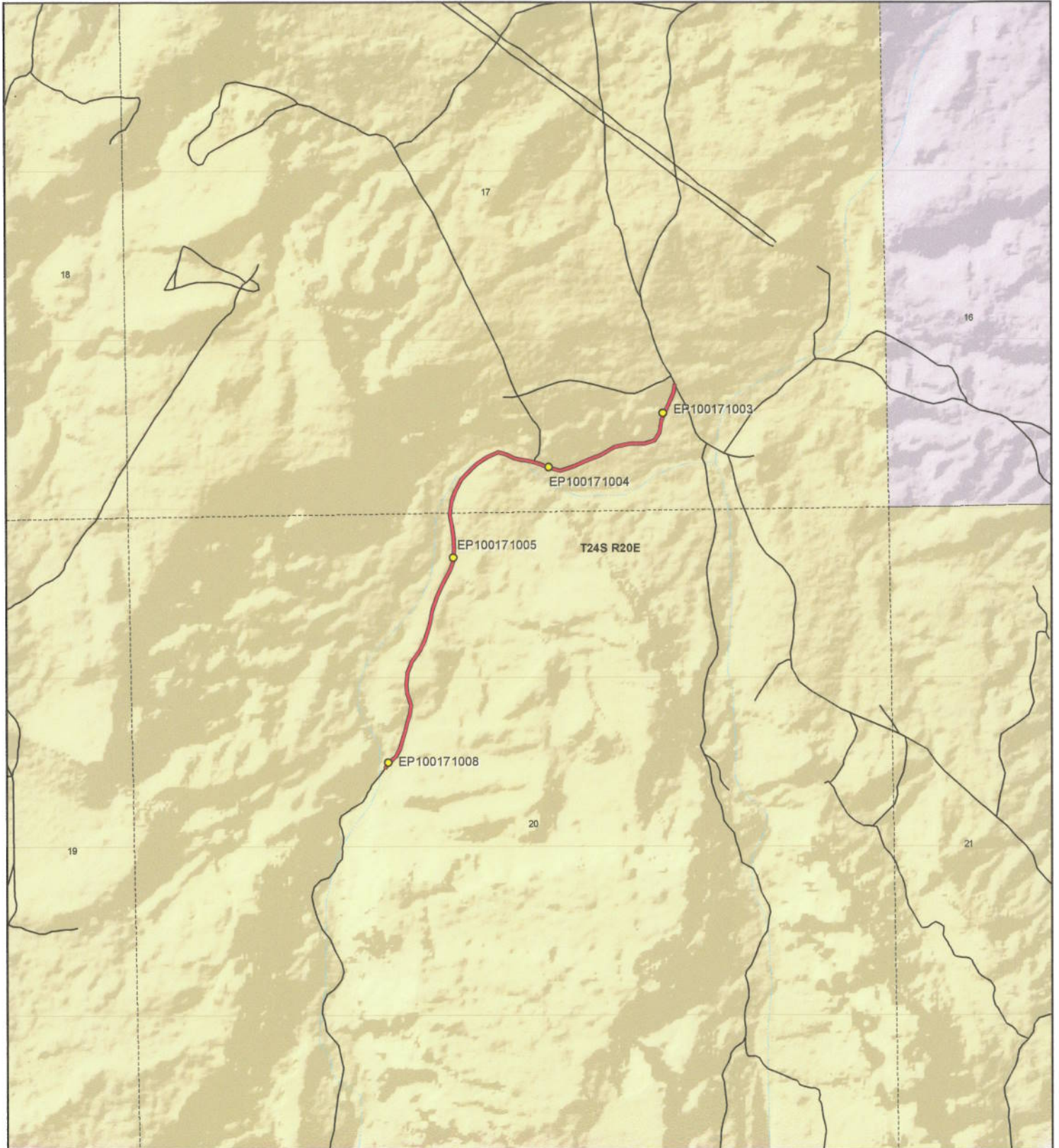
Dated this 23rd day of May, 2008.





Notary Public

Attachment 1



<p>1:10,907 1 inch equals 0.2 miles</p>		<p style="text-align: center;">Mill Canyon Road - Grand County SGID RD_ID RD100171</p> <table border="0"> <tr> <td colspan="2">Land Ownership Categories</td> <td>Transportation Network</td> </tr> <tr> <td>● BLM</td> <td>◆ Wilderness</td> <td>— Mill Canyon Road</td> </tr> <tr> <td>● Private</td> <td>◆ UDWR Wildlife Reserve</td> <td>— Title V: Issued Or Under Consideration By BLM Or County</td> </tr> <tr> <td>● SITLA, State Trust Land</td> <td>◆ DOD, Military</td> <td>— Other Roads</td> </tr> <tr> <td>● USFS, National Forest</td> <td>◆ State Sovereign Land</td> <td>● Photo Event Point</td> </tr> <tr> <td>● State Parks and Recreation</td> <td>◆ National Recreation Area</td> <td>□ Section = 1 Mile</td> </tr> <tr> <td>● Tribal, Indian Reservation</td> <td>◆ USFWS, Natl. Wildlife Refuge</td> <td></td> </tr> <tr> <td>● NPS, National Park</td> <td></td> <td></td> </tr> </table>	Land Ownership Categories		Transportation Network	● BLM	◆ Wilderness	— Mill Canyon Road	● Private	◆ UDWR Wildlife Reserve	— Title V: Issued Or Under Consideration By BLM Or County	● SITLA, State Trust Land	◆ DOD, Military	— Other Roads	● USFS, National Forest	◆ State Sovereign Land	● Photo Event Point	● State Parks and Recreation	◆ National Recreation Area	□ Section = 1 Mile	● 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 May 23, 2008</p>
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Ent 486462 Bk 0731 Pl 0546
731 546

Attachment 2



EP100171004



EP100171008



EP100171003



EP100171005

EP000000000

EP000000000

Ent 486462 Bk 0731 Pg 0547

Mill Canyon Road - Grand County
SGID RD_ID RD100171

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: MILL CANYON ROAD

County: Grand

County Road Number: 00342

State Geographic Information Database (SGID) Road Identification Number: RD100171.

Total Road Length: 0.77 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 42 minutes 39.85 seconds North Latitude and -109 degrees 44 minutes 23.55 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,142,696.5 feet and Y = 6,704,200.0 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 43 minutes 06.01 seconds North Latitude and -109 degrees 43 minutes 57.57 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,144,703.3 feet and Y = 6,706,886.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 24 South Range 20 East, Section(s) 17,20, 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: MILL CANYON ROAD

County: Grand

County Road Number: 00342

State Geographic Information Database (SGID) Road Identification Number: RD100171.

Total Road Length: 0.77 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
RD100171	001	BLM	0.77 Miles	A
		Total Road Length	0.77	_____

* 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

Ent 486462 Bk 0731 Pg 0550

AFFIDAVIT OF RAYMOND M. TIBBETTS

MILL CANYON ROAD

COUNTY ROAD NUMBER 00342

GRAND COUNTY, UTAH

State of Utah)
 : ss.
County of Grand)

RAYMOND M. TIBBETTS, 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 68 years. I was a Grand County Commissioner for six years. I was a Grand County Deputy Sheriff from 1954 to 1956.

2. I have traveled and am familiar with a road in Grand County known as Mill Canyon 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 Mill 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 the mid 1950s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including Grand County road equipment, 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 2007.


4. Throughout the time period from the mid 1950s to 2007, I have used the road myself for hunting, law enforcement, wood gathering, arrow head hunting 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 livestock operations, tourism, rock hounding, prospecting for minerals, biking and traveling in and through the area.

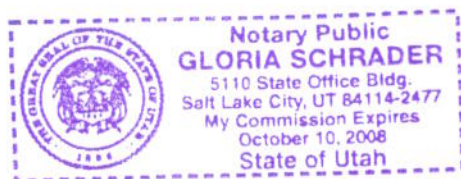
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the mid 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

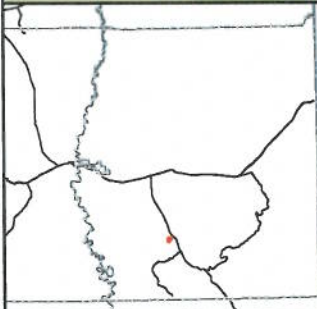
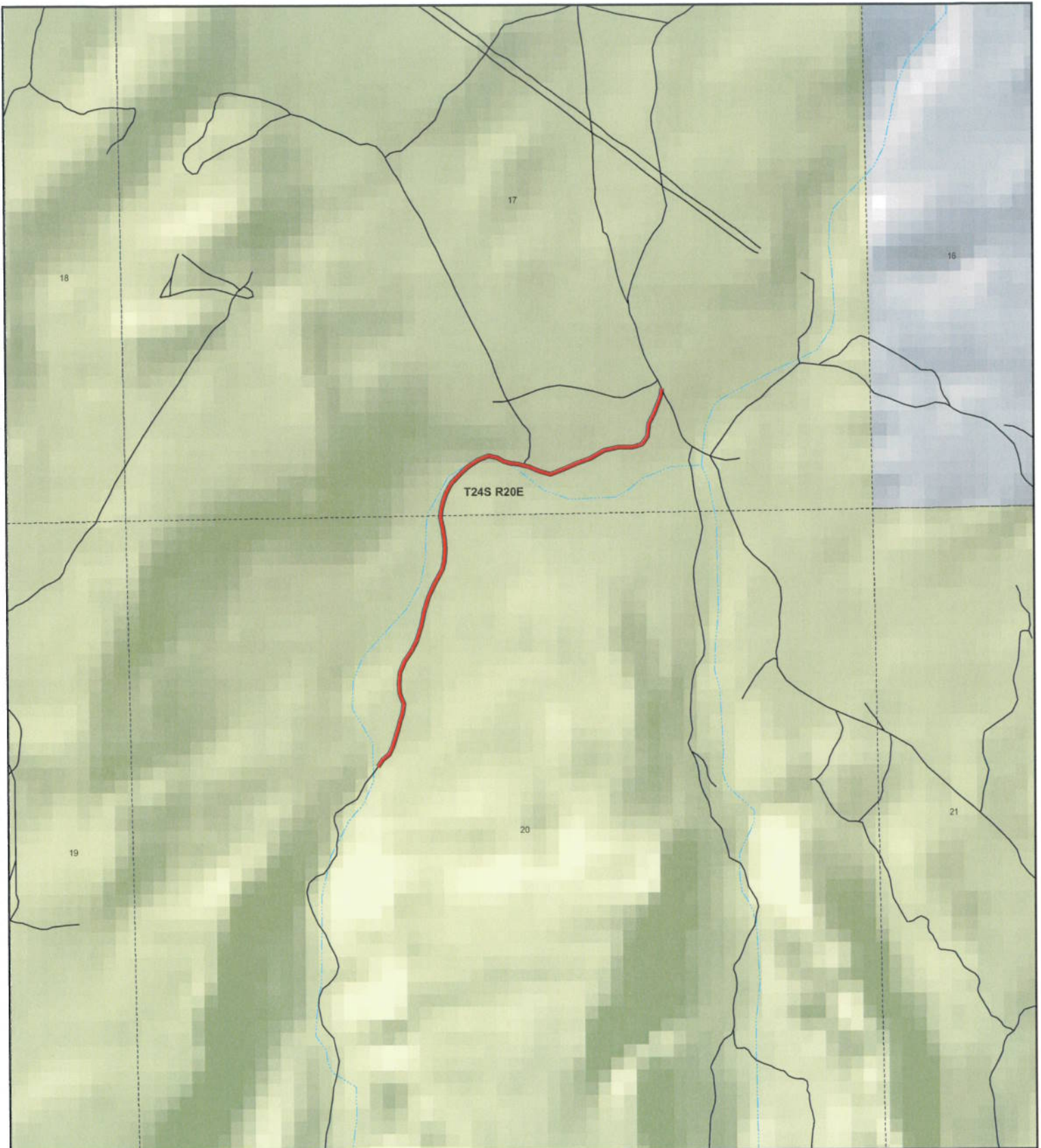
Dated this 1 day of August, 2007.


RAYMOND M. TIBBETTS

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




NOTARY PUBLIC



**Mill Canyon
County Unique - 00342**

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

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

Misc

- City / Town
- ⊙ Municipalities
- ⊞ Section = 1 Mile



1:10,907

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

MILL CANYON ROAD

GRAND COUNTY, UTAH

ROAD NUMBER 00342

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 Mill 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 Mill 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, 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.

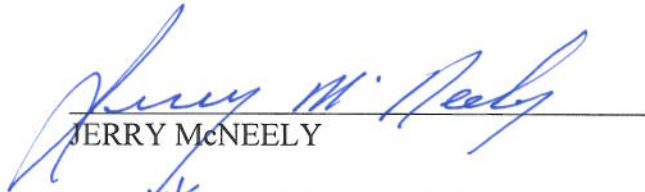
5. Throughout the time period from the early 1960s to 2007, I used the road myself for my employment with a land surveyor, hunting and recreation.

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.

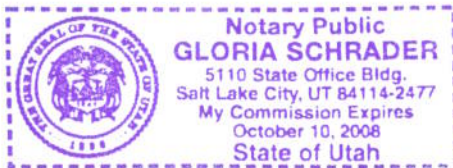
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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.

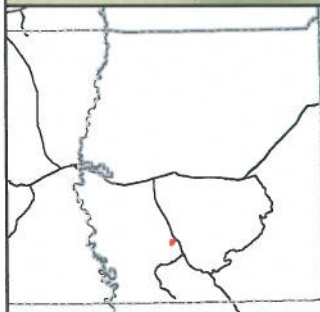
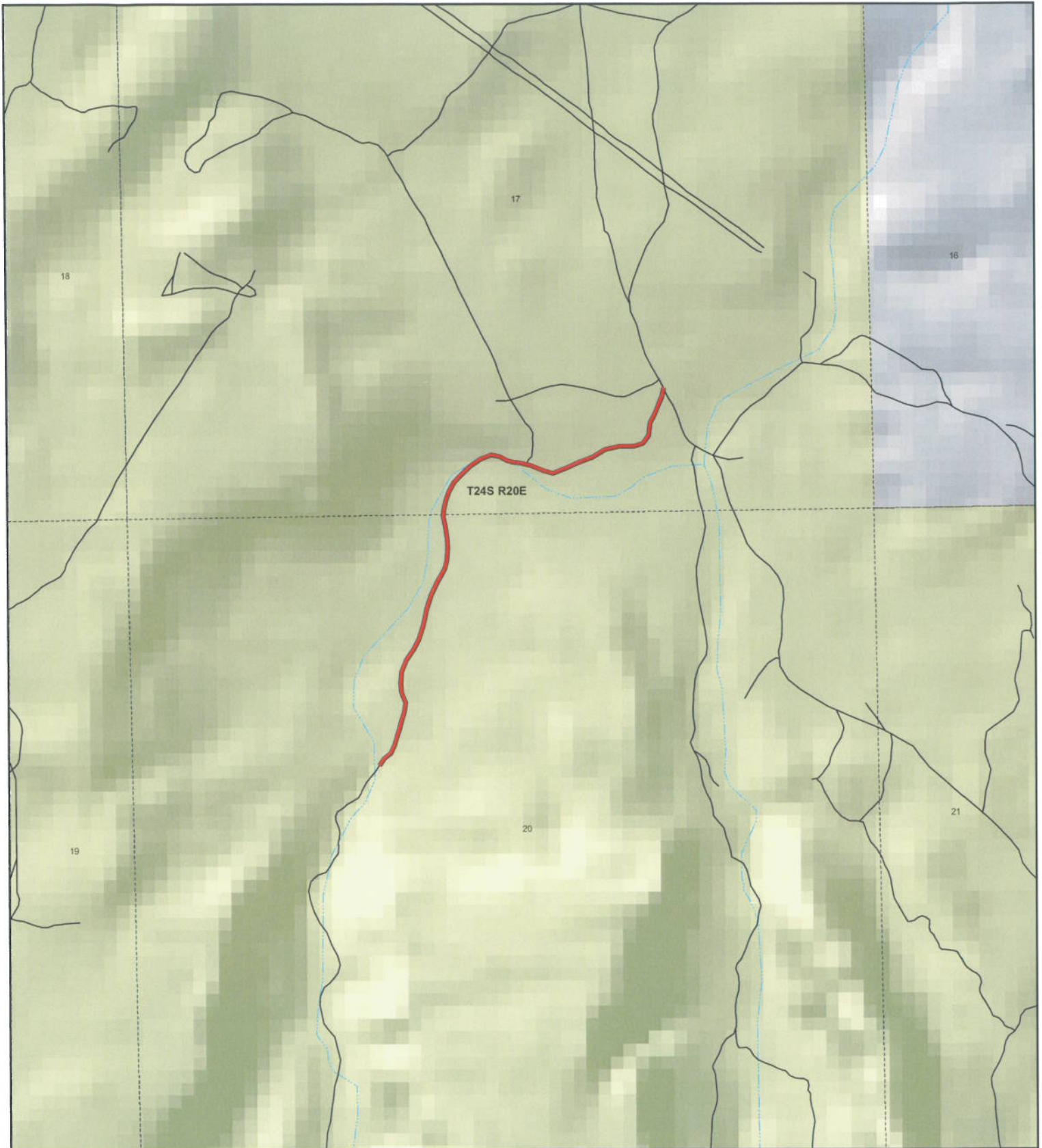
DATED this 1 day of August, 2007.


JERRY McNEELY

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




NOTARY PUBLIC



**Mill Canyon
County Unique - 00342**

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

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

Misc

- City / Town
- Municipalities
- Section = 1 Mile



1:10,907

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: MILL CANYON ROAD

County: Grand

County Road Number: 00342

State Geographic Information Database (SGID) Road Identification Number: RD100171.

Road-Segment Number: 001

Road-Segment Length: 0.77 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 24 South Range 20 East, Section(s) 17,20, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (MILL CANYON 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 42 minutes 39.85 seconds North Latitude and -109 degrees 44 minutes 23.55 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,142,696.5 feet and Y = 6,704,200.0 feet; thence the following courses along the said road center line:

thence North 34 Degrees 19 Minutes 04 Seconds East 59.8 feet
thence North 50 Degrees 21 Minutes 43 Seconds East 57 feet
thence North 27 Degrees 03 Minutes 19 Seconds East 62.8 feet
thence North 15 Degrees 58 Minutes 28 Seconds East 70.1 feet
thence North 16 Degrees 19 Minutes 40 Seconds East 56.5 feet
thence North 11 Degrees 47 Minutes 40 Seconds East 53.7 feet
thence North 18 Degrees 01 Minutes 56 Seconds East 65.7 feet
thence North 08 Degrees 03 Minutes 43 Seconds East 64.7 feet
thence North 20 Degrees 05 Minutes 05 Seconds West 66.3 feet
thence North 19 Degrees 25 Minutes 58 Seconds West 22.6 feet
thence North 12 Degrees 00 Minutes 57 Seconds West 5 feet

thence North 01 Degrees 24 Minutes 56 Seconds West 54.2 feet
 thence North 03 Degrees 49 Minutes 51 Seconds East 79 feet
 thence North 22 Degrees 09 Minutes 21 Seconds East 90.6 feet
 thence North 34 Degrees 03 Minutes 48 Seconds East 91.5 feet
 thence North 25 Degrees 29 Minutes 01 Seconds East 83.9 feet
 thence North 16 Degrees 57 Minutes 31 Seconds East 108.3 feet
 thence North 11 Degrees 20 Minutes 57 Seconds East 102.2 feet
 thence North 17 Degrees 25 Minutes 17 Seconds East 110.3 feet
 thence North 24 Degrees 02 Minutes 29 Seconds East 100.9 feet
 thence North 27 Degrees 19 Minutes 57 Seconds East 76 feet
 thence North 26 Degrees 13 Minutes 32 Seconds East 36.7 feet
 thence North 16 Degrees 11 Minutes 43 Seconds East 54.8 feet
 thence North 03 Degrees 22 Minutes 46 Seconds East 85.5 feet
 thence North 02 Degrees 43 Minutes 53 Seconds West 73.9 feet
 thence North 09 Degrees 00 Minutes 08 Seconds West 91.3 feet
 thence North 12 Degrees 09 Minutes 16 Seconds West 62 feet
 thence North 04 Degrees 36 Minutes 42 Seconds East 17.5 feet
 thence North 04 Degrees 40 Minutes 25 Seconds East 31.9 feet
 thence North 12 Degrees 02 Minutes 18 Seconds East 62.2 feet
 thence North 17 Degrees 24 Minutes 19 Seconds East 74.1 feet
 thence North 27 Degrees 52 Minutes 41 Seconds East 76.4 feet
 thence North 43 Degrees 26 Minutes 30 Seconds East 81.8 feet
 thence North 47 Degrees 26 Minutes 02 Seconds East 80.6 feet
 thence North 55 Degrees 09 Minutes 15 Seconds East 86.9 feet
 thence North 67 Degrees 29 Minutes 14 Seconds East 82.6 feet
 thence South 75 Degrees 57 Minutes 56 Seconds East 59.5 feet
 thence South 61 Degrees 57 Minutes 44 Seconds East 55.2 feet
 thence South 74 Degrees 03 Minutes 06 Seconds East 46.8 feet
 thence South 85 Degrees 22 Minutes 10 Seconds East 37.9 feet
 thence South 80 Degrees 12 Minutes 20 Seconds East 37.3 feet
 thence South 78 Degrees 08 Minutes 35 Seconds East 23.3 feet
 thence South 75 Degrees 18 Minutes 30 Seconds East 31.6 feet
 thence South 68 Degrees 22 Minutes 43 Seconds East 83.4 feet
 thence South 74 Degrees 23 Minutes 38 Seconds East 83.6 feet
 thence North 68 Degrees 48 Minutes 16 Seconds East 96.8 feet
 thence North 65 Degrees 50 Minutes 49 Seconds East 97.5 feet
 thence North 69 Degrees 40 Minutes 39 Seconds East 105.6 feet
 thence North 58 Degrees 19 Minutes 19 Seconds East 113.6 feet
 thence North 78 Degrees 23 Minutes 40 Seconds East 109.2 feet
 thence North 88 Degrees 44 Minutes 05 Seconds East 101.6 feet
 thence North 72 Degrees 33 Minutes 28 Seconds East 67 feet
 thence North 34 Degrees 00 Minutes 51 Seconds East 67.6 feet
 thence North 06 Degrees 07 Minutes 10 Seconds East 87.5 feet
 thence North 25 Degrees 58 Minutes 30 Seconds East 80.5 feet
 thence North 22 Degrees 04 Minutes 36 Seconds East 71 feet
 thence North 21 Degrees 39 Minutes 54 Seconds East 60.2 feet
 thence North 10 Degrees 29 Minutes 01 Seconds East 56.8 feet more or less to **the ending**

point at: 38 degrees 43 minutes 06.01 seconds North Latitude and -109 degrees 43 minutes 57.57 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet

coordinates of X = 2,144,703.3 feet and Y = 6,706,886.7 feet.