

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

**ENTRY NO. 00253773**

06/18/2008 11:40:53 AM B: 0524 P: 1407

2477 Road Acceptance PAGE 1 / 13

CRAIG J. SPERRY, JUAB COUNTY RECORDER

FEE \$ 0.00 BY 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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Juab County as it pertains to the highway located in Juab County known as HOP CREEK ROAD; County Road Number: 3121401; State Geographic Information Database (SGID) Road Identification Number: RD121285. 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 17<sup>th</sup> day of June, 2008.

By the Governor's Designee

  
John Harja

### CERTIFICATION

State of Utah                    )  
                                      : ss  
County of Salt Lake         )

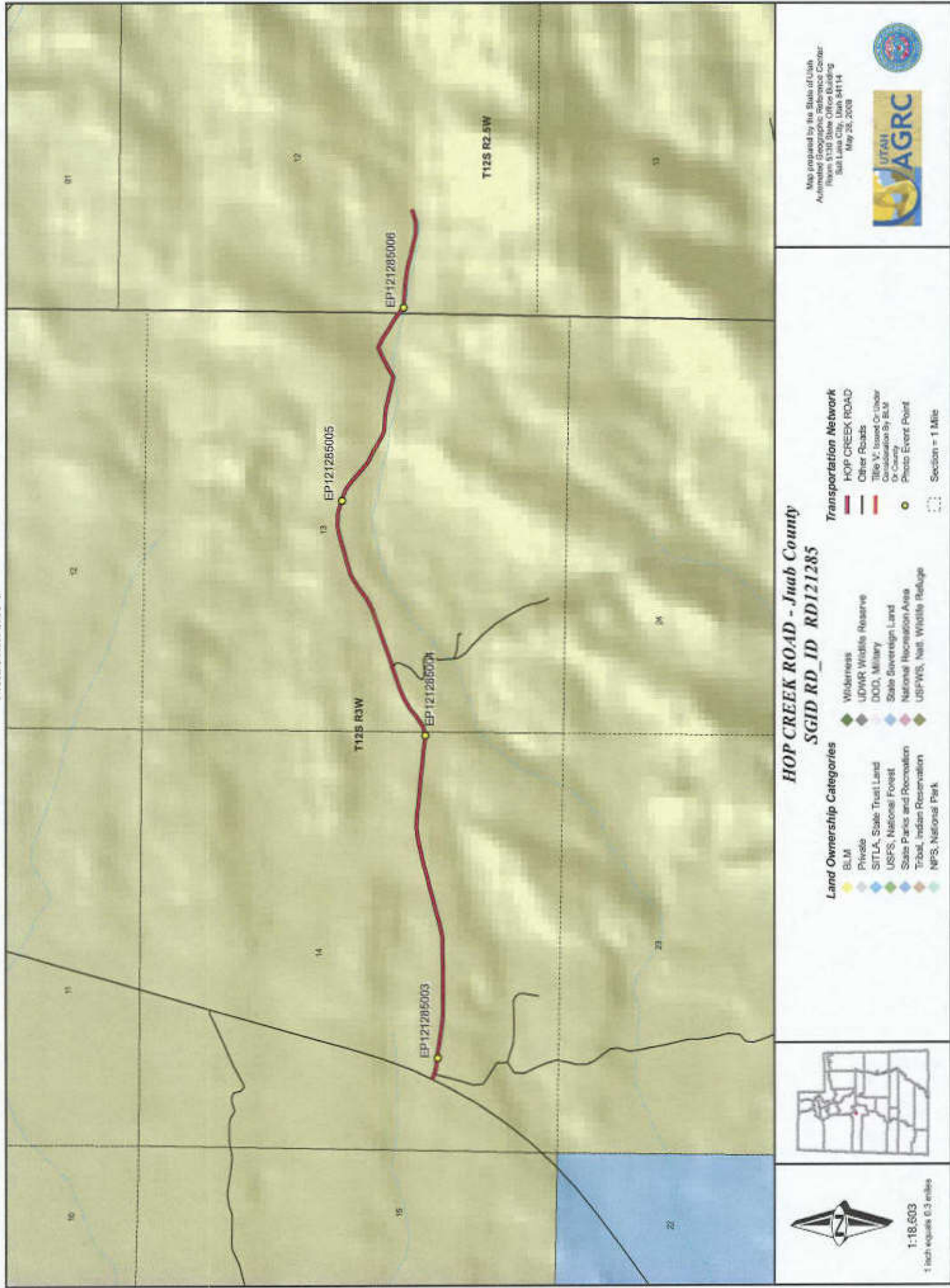
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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

Dated this 17 day of June, 2008.

  
Notary Public







Attachment 2



EP121285003



EP121285005



EP121285006



EP121285004

EP000000000

EP000000000

**HOP CREEK ROAD - Juab County**  
**SGID RD\_ID RD121285**

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
May 28, 2008





### **Attachment 3**

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

**Popular Name: HOP CREEK ROAD**

**County: Juab**

**County Road Number: 3121401**

**State Geographic Information Database (SGID) Road Identification Number: RD121285.**

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

**Beginning at a point** on the road centerline located at 39 degrees 46 minutes 35.53 seconds North Latitude and -112 degrees 09 minutes 14.59 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,456,599.1 feet and Y = 7,088,000.5 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 39 degrees 46 minutes 39.45 seconds North Latitude and -112 degrees 06 minutes 53.35 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,467,628.1 feet and Y = 7,088,318.6 feet based on the US Survey Foot conversion.

This road may traverse:

Township 12 South Range 2.5 West, Section(s) 12, Salt Lake Base & Meridian  
Township 12 South Range 3 West, Section(s) 13,14, 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: HOP CREEK ROAD**

**County: Juab**

**County Road Number: 3121401**

**State Geographic Information Database (SGID) Road Identification Number: RD121285.**

**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<br/>Listed by SGID<br/>Road Identification<br/>Number (RD_ID)</b> | <b>Road-Segment<br/>Numbers</b> | <b>Believed Ownership<br/>Of Servient Estate</b> | <b>Approximate<br/>Segment<br/>Length</b> | <b>See Attached<br/>Appendix</b> |
|--|---------------------------------|--|---|----------------------------------|
| <b>RD121285</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**

**AFFIDAVIT OF ROBERT STEELE**

**HOP CREEK ROAD**

**COUNTY ROAD NUMBER 3121401**

**JUAB COUNTY, UTAH**

State of Utah                    )  
                                      : ss.  
County of Juab                 )

ROBERT STEELE, 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 Juab County for 71 years. I was a Juab County Commissioner from 1999-2006.

2. I have traveled and am familiar with a road in Juab County known as Hop Creek Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1942, it followed the same route as in 2006 when I last observed it. Attached is a Juab County map showing Hop Creek 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 1942 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by various means, including cars, trucks, maintenance vehicles, jeeps and ATV's. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and was used daily in 2006.



4. Throughout the time period from 1942 to 2006, I have used the road myself for hunting, trapping, wood gathering, cedar post cutting, mining, prospecting for minerals 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, rock hounding and government access.

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 early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

7. Prior to 1976, I observed the graded surface of the road.

Dated this 4 day of June, 2007.

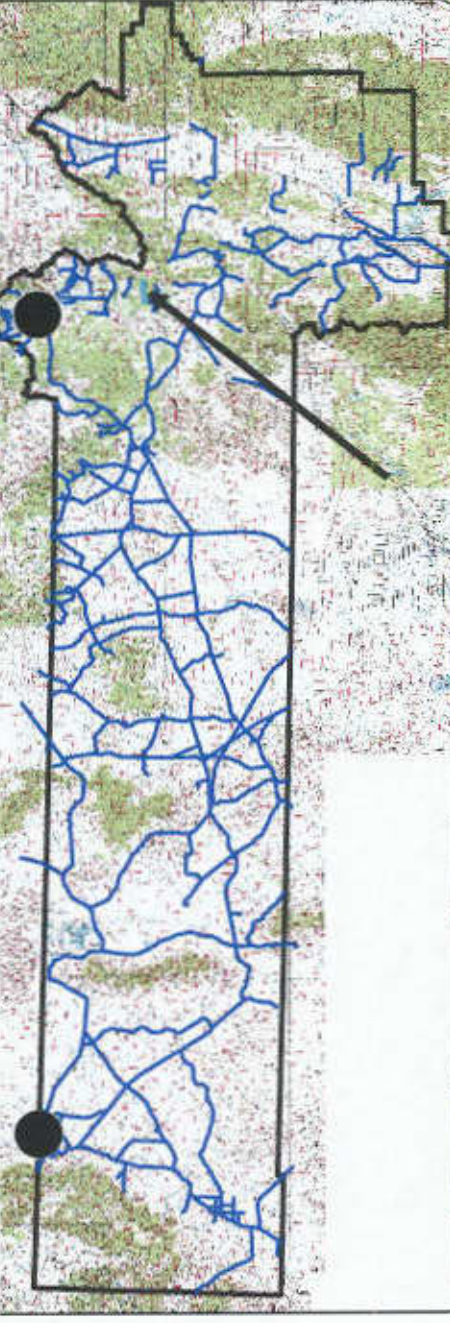
  
ROBERT STEELE

SUBSCRIBED AND SWORN to before me this 4th day of June, 2007.



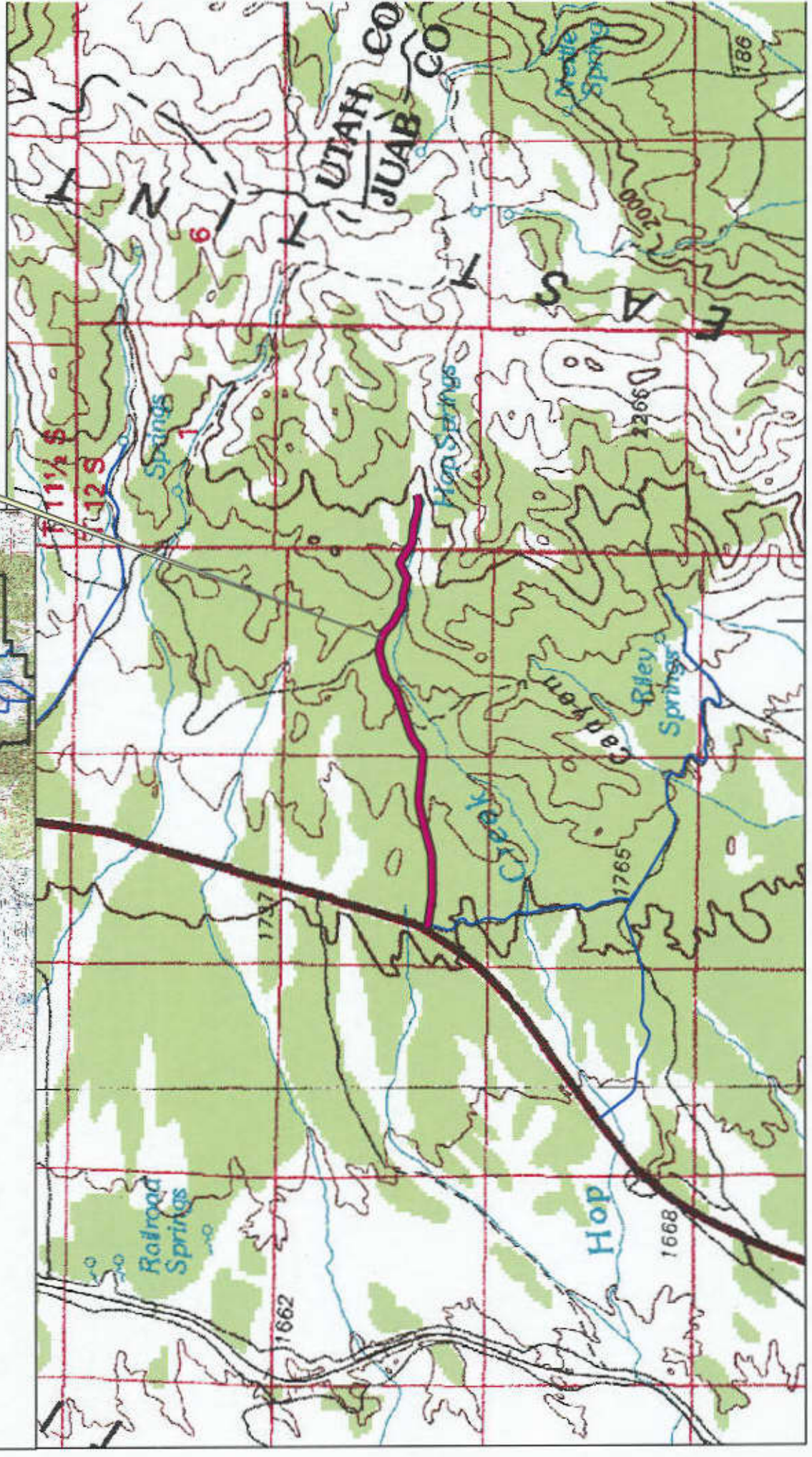
  
NOTARY PUBLIC





Juab County●  
RS2477 Assertions  
June 2006

Hop Creek





**AFFIDAVIT OF RON JONES**

**HOP CREEK ROAD**

**JUAB COUNTY, UTAH**

**ROAD NUMBER 3121401**

State of Utah                     )  
  : ss.  
County of Juab                 )

RON JONES, 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 Nephi, Juab County, Utah. I have lived in Juab County for 85 years. I was an employee of the Juab County Road Department for 38 years from 1947 to 1987 and have participated in maintenance of county B roads during that time.

2. I have traveled and am familiar with a road in Juab County known as Hop Creek Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1930s it followed the same route as in 2007 when I last observed it. Attached is a Juab County map showing Hop Creek 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 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 1930s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by means of cars, trucks, recreational vehicles, and pickup trucks. Throughout this time period, the road as been 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 1930s to 2007, I have used the road myself for county road maintenance and travel in and through the area.

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, rock hounding, tourism and recreation.

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 the I supervised the grading and maintenance and construction activities on the road as a county road employee.

DATED this 4 day of June, 2007.

RON JONES

*Ron Jones*

SUBSCRIBED AND SWORN to before me this 4th day of June, 2007.

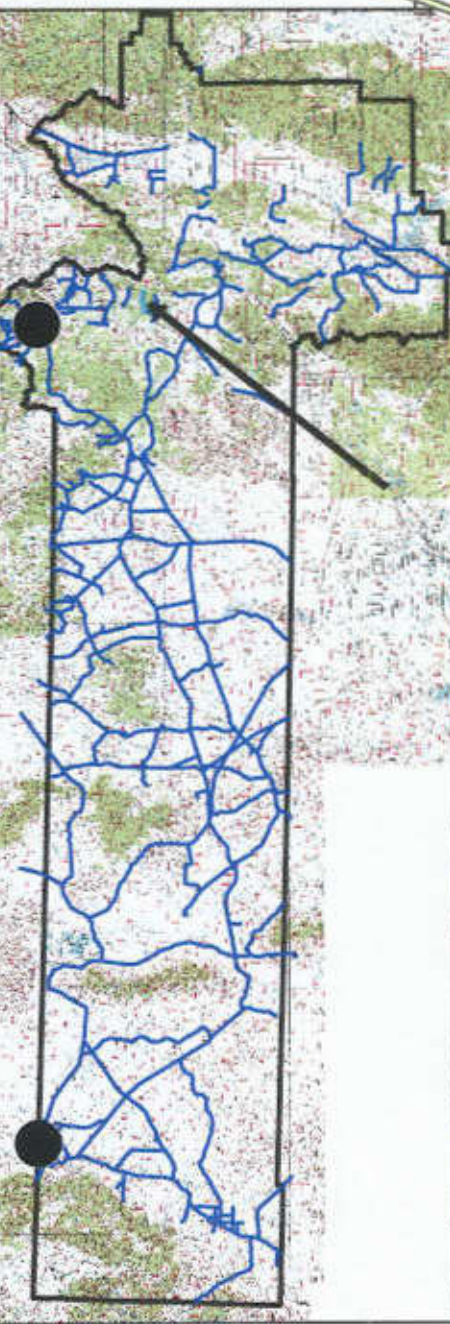


NOTARY PUBLIC

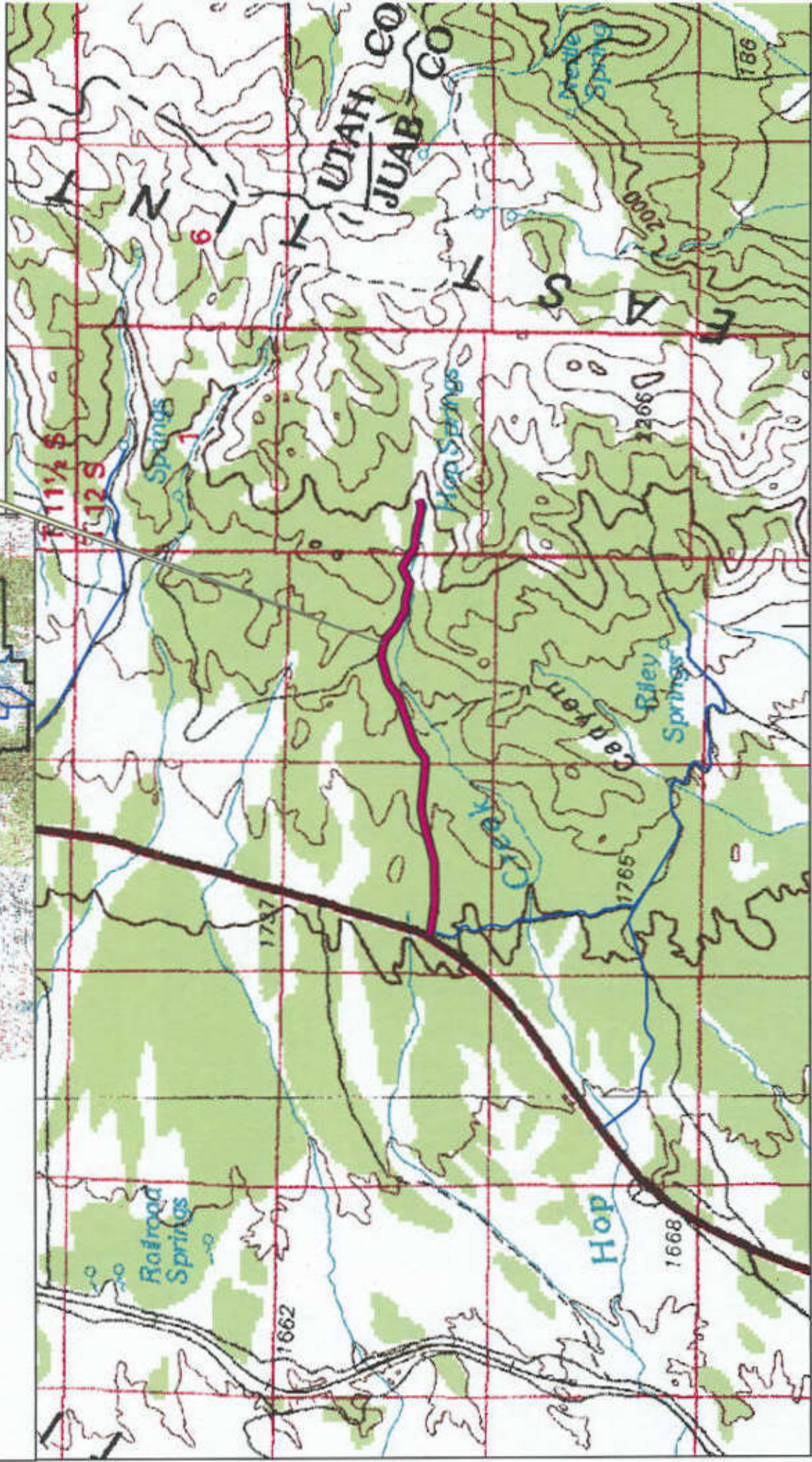
*Gloria Schrader*



Juab County  
RS2477 Assertions  
June 2006



Hop Creek





## Appendix A to Attachment 4

**Popular Name: HOP CREEK ROAD**

**County: Juab**

**County Road Number: 3121401**

**State Geographic Information Database (SGID) Road Identification Number: RD121285.**

**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 12 South Range 2.5 West, Section(s) 12, Salt Lake Base & Meridian

Township 12 South Range 3 West, Section(s) 13,14, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (HOP CREEK 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 46 minutes 35.53 seconds North Latitude and -112 degrees 09 minutes 14.59 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,456,599.1 feet and Y = 7,088,000.5 feet; thence the following courses along the said road center line:

|  |            |
|--|------------|
| thence South 66 Degrees 38 Minutes 44 Seconds East | 72.7 feet  |
| thence South 76 Degrees 23 Minutes 34 Seconds East | 83.2 feet  |
| thence South 84 Degrees 00 Minutes 56 Seconds East | 56.8 feet  |
| thence South 83 Degrees 26 Minutes 15 Seconds East | 38.3 feet  |
| thence South 83 Degrees 44 Minutes 14 Seconds East | 8.6 feet   |
| thence South 81 Degrees 18 Minutes 39 Seconds East | 81.7 feet  |
| thence South 83 Degrees 05 Minutes 50 Seconds East | 120.1 feet |
| thence South 81 Degrees 05 Minutes 28 Seconds East | 145.3 feet |
| thence South 82 Degrees 56 Minutes 00 Seconds East | 142.9 feet |
| thence South 84 Degrees 56 Minutes 08 Seconds East | 125.9 feet |



thence North 87 Degrees 45 Minutes 27 Seconds East 136.9 feet  
thence South 89 Degrees 04 Minutes 36 Seconds East 151.3 feet  
thence North 89 Degrees 03 Minutes 47 Seconds East 152.3 feet  
thence North 88 Degrees 59 Minutes 44 Seconds East 164.7 feet  
thence North 88 Degrees 49 Minutes 02 Seconds East 174.3 feet  
thence North 88 Degrees 16 Minutes 02 Seconds East 173 feet  
thence North 77 Degrees 26 Minutes 06 Seconds East 165.5 feet  
thence North 75 Degrees 30 Minutes 52 Seconds East 175.6 feet  
thence North 75 Degrees 30 Minutes 41 Seconds East 171.6 feet  
thence North 74 Degrees 36 Minutes 27 Seconds East 153.9 feet  
thence North 73 Degrees 26 Minutes 47 Seconds East 143.2 feet  
thence North 76 Degrees 00 Minutes 33 Seconds East 149.9 feet  
thence North 75 Degrees 26 Minutes 16 Seconds East 154.7 feet  
thence North 76 Degrees 16 Minutes 37 Seconds East 158.5 feet  
thence North 83 Degrees 40 Minutes 17 Seconds East 156.7 feet  
thence South 87 Degrees 38 Minutes 22 Seconds East 154.4 feet  
thence South 84 Degrees 09 Minutes 55 Seconds East 156.1 feet  
thence South 84 Degrees 29 Minutes 35 Seconds East 161.6 feet  
thence South 84 Degrees 42 Minutes 33 Seconds East 167.8 feet  
thence South 84 Degrees 43 Minutes 20 Seconds East 164.9 feet  
thence South 84 Degrees 55 Minutes 01 Seconds East 163.8 feet  
thence South 83 Degrees 39 Minutes 47 Seconds East 164.2 feet  
thence North 81 Degrees 33 Minutes 35 Seconds East 85.5 feet  
thence North 81 Degrees 34 Minutes 43 Seconds East 65.7 feet  
thence North 56 Degrees 32 Minutes 08 Seconds East 143.4 feet  
thence North 49 Degrees 56 Minutes 34 Seconds East 141.7 feet  
thence North 59 Degrees 11 Minutes 47 Seconds East 154.6 feet  
thence North 67 Degrees 50 Minutes 04 Seconds East 157 feet  
thence North 70 Degrees 04 Minutes 01 Seconds East 156.4 feet  
thence North 71 Degrees 14 Minutes 44 Seconds East 121.4 feet  
thence North 71 Degrees 25 Minutes 43 Seconds East 32.5 feet  
thence North 70 Degrees 30 Minutes 38 Seconds East 169.9 feet  
thence North 70 Degrees 09 Minutes 12 Seconds East 119.8 feet  
thence North 70 Degrees 06 Minutes 45 Seconds East 147 feet  
thence North 70 Degrees 33 Minutes 44 Seconds East 139.3 feet  
thence North 71 Degrees 00 Minutes 37 Seconds East 151.7 feet  
thence North 61 Degrees 58 Minutes 42 Seconds East 170.1 feet  
thence North 51 Degrees 39 Minutes 58 Seconds East 177.4 feet  
thence North 58 Degrees 21 Minutes 06 Seconds East 167.9 feet  
thence North 71 Degrees 16 Minutes 58 Seconds East 159.1 feet  
thence North 74 Degrees 49 Minutes 27 Seconds East 161.3 feet  
thence North 73 Degrees 26 Minutes 18 Seconds East 165.4 feet  
thence North 76 Degrees 43 Minutes 43 Seconds East 164 feet  
thence South 86 Degrees 42 Minutes 24 Seconds East 161.4 feet  
thence South 74 Degrees 59 Minutes 17 Seconds East 151.4 feet  
thence South 69 Degrees 44 Minutes 08 Seconds East 157.7 feet  
thence South 54 Degrees 28 Minutes 34 Seconds East 150.2 feet  
thence South 48 Degrees 10 Minutes 01 Seconds East 177.5 feet  
thence South 53 Degrees 19 Minutes 33 Seconds East 121.6 feet

thence South 63 Degrees 32 Minutes 26 Seconds East 157.3 feet  
 thence South 60 Degrees 00 Minutes 25 Seconds East 217.8 feet  
 thence South 69 Degrees 35 Minutes 59 Seconds East 80.7 feet  
 thence South 87 Degrees 20 Minutes 57 Seconds East 139.3 feet  
 thence South 85 Degrees 42 Minutes 31 Seconds East 142.9 feet  
 thence South 76 Degrees 02 Minutes 09 Seconds East 405.7 feet  
 thence North 59 Degrees 09 Minutes 35 Seconds East 138.3 feet  
 thence North 63 Degrees 20 Minutes 57 Seconds East 179.8 feet  
 thence North 64 Degrees 46 Minutes 53 Seconds East 106 feet  
 thence South 65 Degrees 46 Minutes 32 Seconds East 124.8 feet  
 thence South 55 Degrees 06 Minutes 56 Seconds East 130.9 feet  
 thence South 60 Degrees 22 Minutes 22 Seconds East 196.5 feet  
 thence South 48 Degrees 37 Minutes 52 Seconds East 59.8 feet  
 thence South 48 Degrees 41 Minutes 55 Seconds East 12.2 feet  
 thence South 64 Degrees 32 Minutes 24 Seconds East 117.7 feet  
 thence South 87 Degrees 30 Minutes 47 Seconds East 100.5 feet  
 thence South 84 Degrees 52 Minutes 15 Seconds East 107.1 feet  
 thence South 86 Degrees 23 Minutes 57 Seconds East 129.6 feet  
 thence South 81 Degrees 04 Minutes 00 Seconds East 132.7 feet  
 thence South 73 Degrees 25 Minutes 15 Seconds East 135.5 feet  
 thence South 76 Degrees 50 Minutes 18 Seconds East 147.8 feet  
 thence South 78 Degrees 32 Minutes 25 Seconds East 141.5 feet  
 thence South 89 Degrees 37 Minutes 55 Seconds East 164.1 feet  
 thence North 73 Degrees 10 Minutes 03 Seconds East 154.7 feet more or less to **the ending**

**point at:** 39 degrees 46 minutes 39.45 seconds North Latitude and -112 degrees 06 minutes 53.35 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,467,628.1 feet and Y = 7,088,318.6 feet.