

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

Ent 106890 Bk 127 Pg 217  
Date: 16-JUN-2008 10:21AM  
Fees: None  
Filed By: RC  
SHANE A. MILLETT, Recorder  
PIUTE COUNTY CORPORATION  
For: GOVERNOR OF THE 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Piute County as it pertains to the highway located in Piute County known as GOLD GULCH ROAD; County Road Number: PCRD11; State Geographic Information Database (SGID) Road Identification Number: RD160011. Total road length is 5.5 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 12<sup>th</sup> day of JUNE, 2008.

By the Governor's Designee

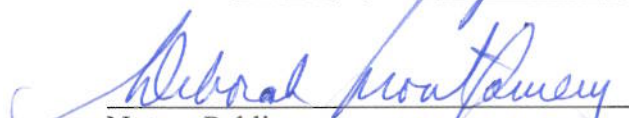
  
\_\_\_\_\_  
John Harja

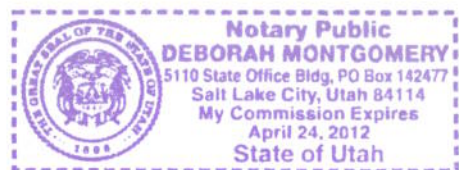
**CERTIFICATION**

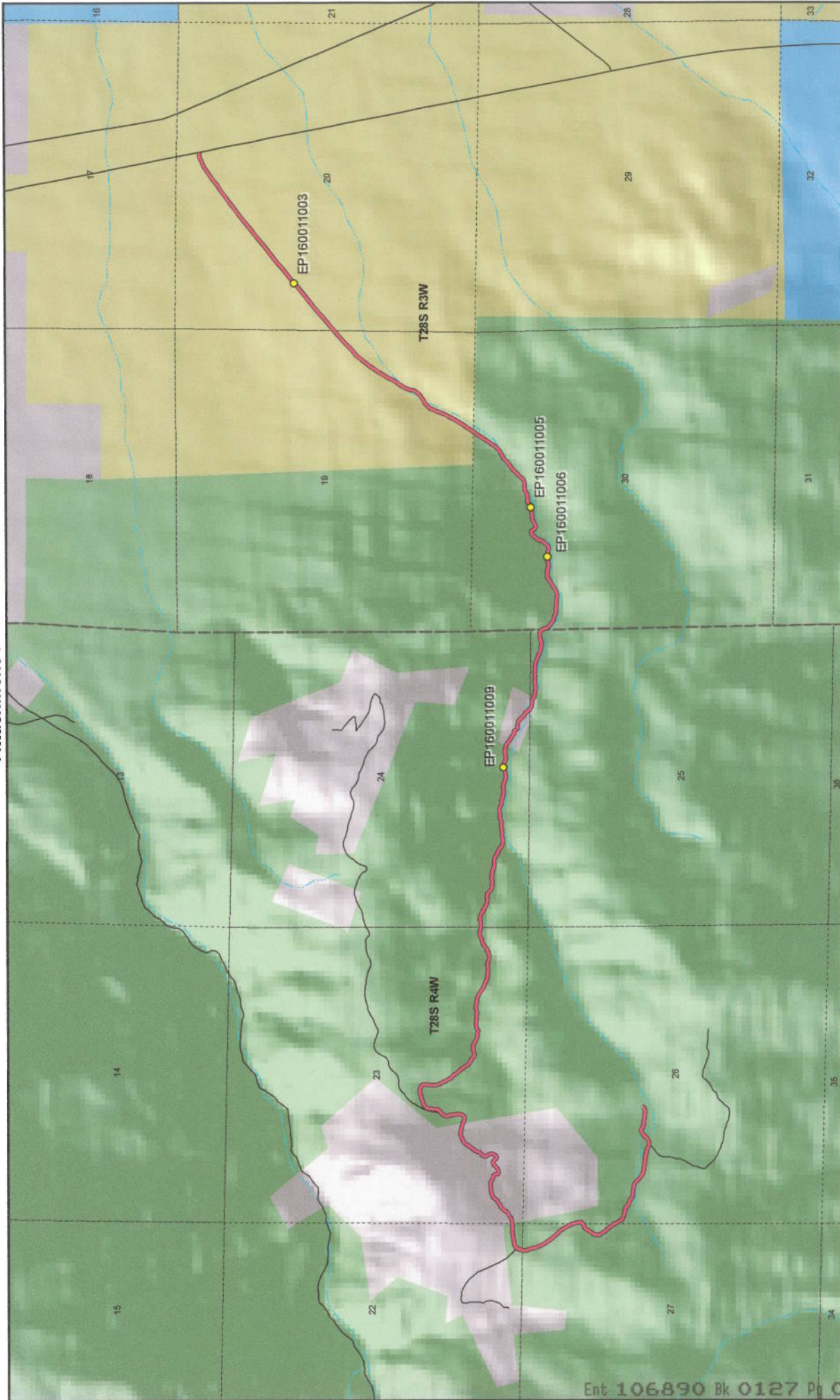
State of Utah                    )  
  : ss  
County of Salt Lake         )

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 12 day of June, 2008.

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

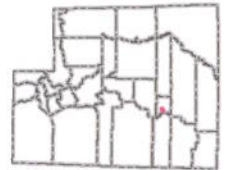




Ent 106890 Bk 0127 Pg 0219



1:28,049  
1 inch equals 0.4 miles



- 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**
- GOLD GULCH ROAD
  - Other Roads
  - Title V, Issued Or Under Consideration By BLM Or County
  - Photo Event Point
  - Section = 1 Mile

**GOLD GULCH ROAD - Piute County**  
**SGID RD\_ID RD160011**

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Jul 13, 2007





EP160011003



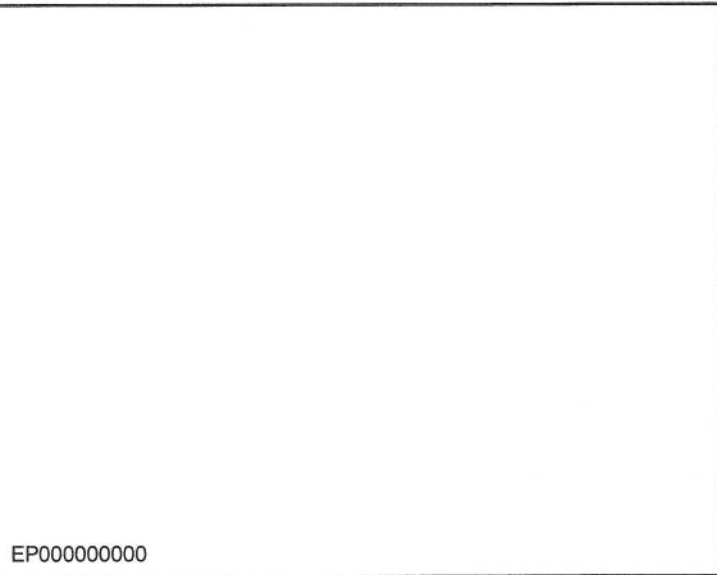
EP160011005



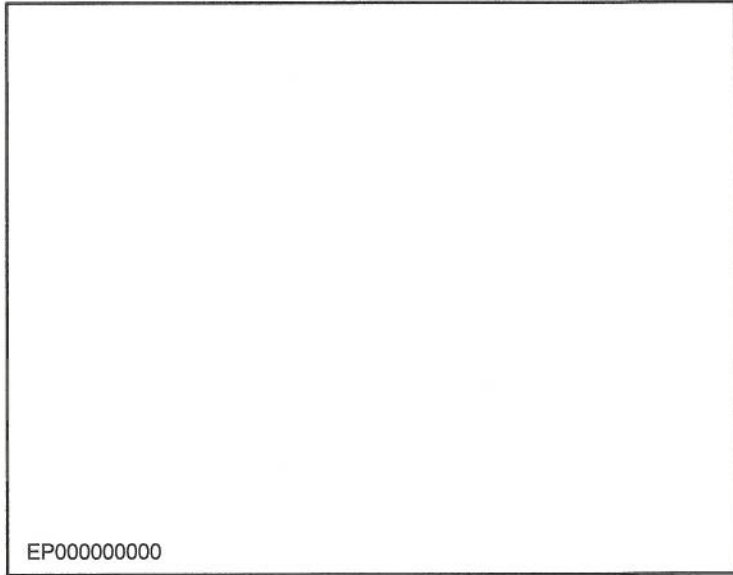
EP160011006



EP160011009



EP000000000



EP000000000

**GOLD GULCH ROAD - Piute County  
SGID RD\_ID RD160011**

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
July 18, 2007



## Attachment 3

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

**Popular Name: GOLD GULCH ROAD**

**County: Piute**

**County Road Number: PCRD11**

**State Geographic Information Database (SGID) Road Identification Number: RD160011.**

**Total Road Length: 5.5 miles more or less.**

**Beginning at a point** on the road centerline located at 38 degrees 20 minutes 45.14 seconds North Latitude and -112 degrees 16 minutes 58.02 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,415,913.6 feet and Y = 10,454,888.3 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 22 minutes 04.09 seconds North Latitude and -112 degrees 13 minutes 28.71 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,432,649.7 feet and Y = 10,462,740.9 feet based on the US Survey Foot conversion.

This road may traverse:

Township 28 South Range 3 West, Section(s) 19,20,30, Salt Lake Base & Meridian

Township 28 South Range 4 West, Section(s) 22,23,24,25,26,27, 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: GOLD GULCH ROAD**

**County: Piute**

**County Road Number: PCRD11**

**State Geographic Information Database (SGID) Road Identification Number: RD160011.**

**Total Road Length: 5.5 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>RD160011</b>	<b>001</b>	<b>FS</b>	<b>0.91 Miles</b>	<b>†(pending)</b>
<b>RD160011</b>	<b>002</b>	<b>PVT</b>	<b>0.47 Miles</b>	<b>(not shown)</b>
<b>RD160011</b>	<b>003</b>	<b>FS</b>	<b>1.55 Miles</b>	<b>†(pending)</b>
<b>RD160011</b>	<b>004</b>	<b>PVT</b>	<b>0.19 Miles</b>	<b>(not shown)</b>
<b>RD160011</b>	<b>005</b>	<b>FS</b>	<b>1.05 Miles</b>	<b>†(pending)</b>
<b>RD160011</b>	<b>006</b>	<b>BLM</b>	<b>1.33 Miles</b>	<b>A</b>
		<b>Total Road Length</b>	<b>5.5</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 CLARK ELDER**

**GOLD GULCH ROAD**

**PIUTE COUNTY, UTAH**

**ROAD NUMBER PCRD11**

State of Utah                    )  
  : ss.  
County of Piute                 )

CLARK ELDER, 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 Piute County, Utah. I have lived in Piute County for most of the last 72 years.

2. I have traveled and am familiar with a road in Piute County known as Gold Gulch Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1950s, it followed the same route as in 2003 when I last observed it. Attached is a Piute County map showing Gold Gulch 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 1950s and continuing through 1976 to 2003. Throughout this time period I have observed travel on the road by various means, including trucks, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used weekly, weather permitting for more than ten continuous years prior to 1976, and was used weekly, weather permitting in 2003.

5. Throughout the time period from the early 1950s to 2003, I have used the road




myself for the following uses: hunting, prospecting for minerals and recreation.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: livestock operations, wood gathering, government access and traveling in and through the area.

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.

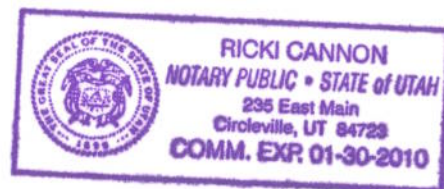
8. Prior to 1976, I observed the graded surface of the road.

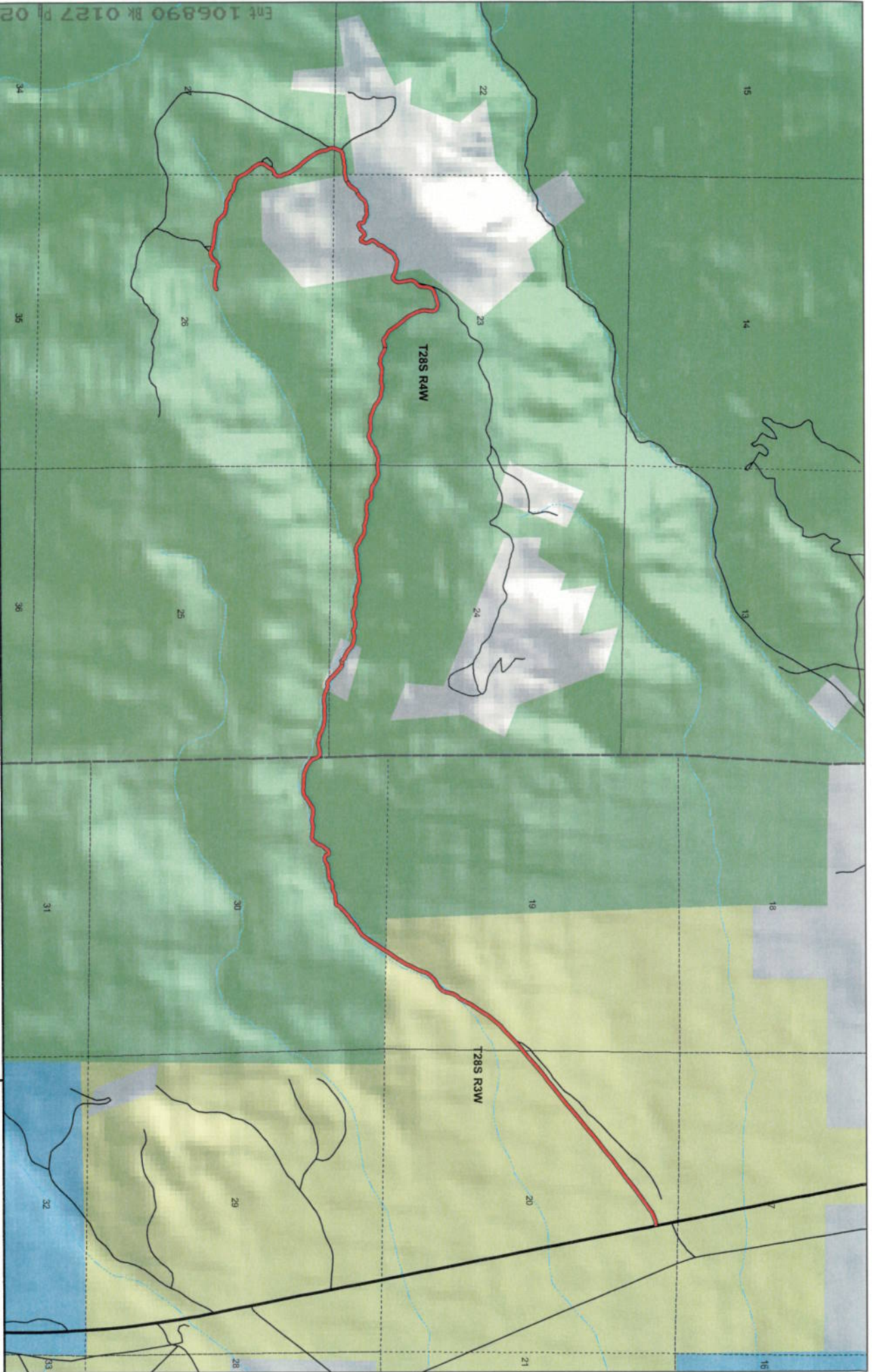
DATED this 11 day of April, 2007.

  
CLARK ELDER

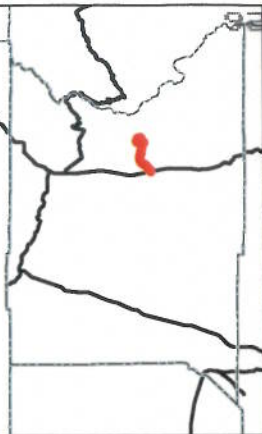
SUBSCRIBED AND SWORN to before me this 11 day of April, 2007.

  
NOTARY PUBLIC





Ent 106890 BK 0127 P 02



### GOLD GULCH ROAD County Unique - PCRDI

- Land Ownership Categories**
- BLM
  - Private
  - SITLA, State Trust Land
  - USFS, National Forest
  - Wildlife Reserve

- Misc**
- City / Town
  - Municipalities
  - Section = 1 Mile

- Transportation Network**
- GOLD GULCH ROAD
  - State / U.S. Highway
  - Local Roads

1:28,049  
1 inch equals 0.4 miles



Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 530 State Office Building  
Salt Lake City, Utah 84114  
Apr 04, 2007



**AFFIDAVIT OF RELL FREDERICK**

**GOLD GULCH ROAD**

**PIUTE COUNTY, UTAH**

**ROAD NUMBER PCRD11**

State of Utah                    )  
  : ss.  
County of Piute                 )

RELL FREDERICK, 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 Piute County, Utah. I have lived in Piute County for 74 years.

2. I have traveled and am familiar with a road in Piute County known as Gold Gulch Road. I am also familiar with the land the road traverses. When I first used and observed the road in late 1950s, it followed the same route as in 2005 when I last observed it. Attached is a Piute County map showing Gold Gulch 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 late 1950s and continuing through 1976 to 2005. Throughout this time period I have observed travel on the road by various means, including trucks, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used weekly, weather permitting for more than ten continuous years prior to 1976, and in 2005 was used weekly, weather permitting.

5. Throughout the time period from the late 1950s to 2005, I have used the road

myself for the following uses: mining, prospecting for minerals, wood gathering, recreation, hunting, logging and traveling in and through the area.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: livestock operations and government access.

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.

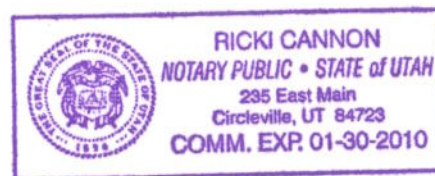
8. Prior to 1976, I observed graders performing maintenance/construction activities on the road.

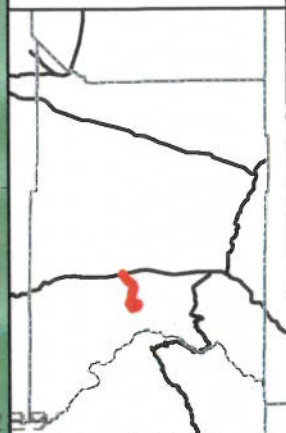
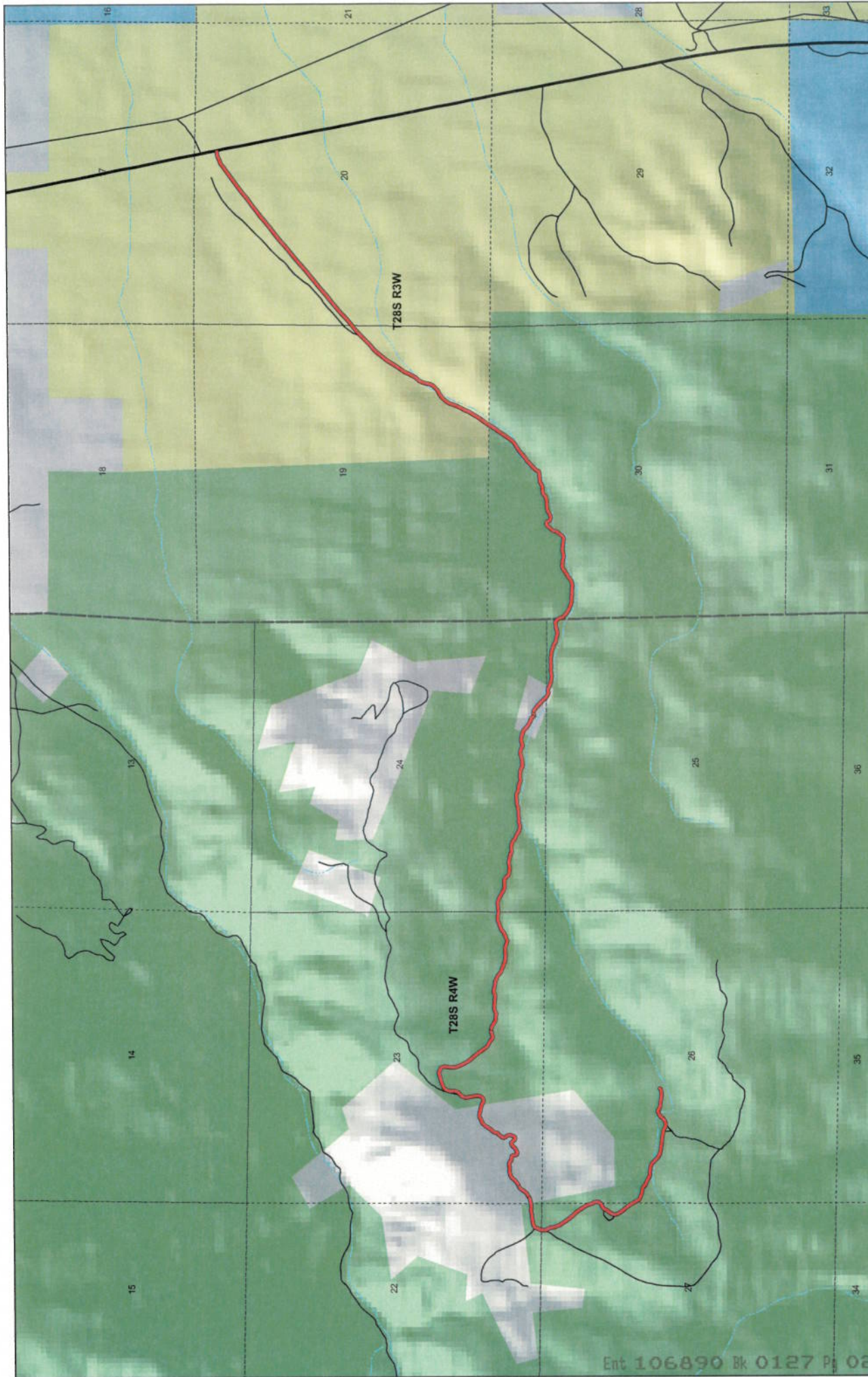
DATED this 11 day of April, 2007.

  
RELL FREDERICK

SUBSCRIBED AND SWORN to before me this 11 day of April, 2007.

  
NOTARY PUBLIC





### GOLD GULCH ROAD County Unique - PCRDII

- Land Ownership Categories**
  - BLM
  - Private
  - SITLA, State Trust Land
  - USFS, National Forest
  - Wildlife Reserve
- Misc**
  - City / Town
  - Municipalities
  - Section = 1 Mile
- Transportation Network**
  - GOLD GULCH ROAD
  - State / U.S. Highway
  - Local Roads



1:28,049  
1 inch equals 0.4 miles



Map prepared by the State of Utah  
Automated Geographic Reference Center  
AGRC  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Apr 04, 2007



## Appendix A to Attachment 4

**Popular Name: GOLD GULCH ROAD**

**County: Piute**

**County Road Number: PCRD11**

**State Geographic Information Database (SGID) Road Identification Number: RD160011.**

**Road-Segment Number: 006**

**Road-Segment Length: 1.33 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 28 South Range 3 West, Section(s) 19,20, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (GOLD GULCH ROAD)-- Segment 006 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 21 minutes 15.94 seconds North Latitude and -112 degrees 14 minutes 29.71 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,427,752.8 feet and Y = 10,457,907.8 feet; thence the following courses along the said road center line:

thence North 26 Degrees 14 Minutes 56 Seconds East	1.5 feet
thence North 32 Degrees 19 Minutes 16 Seconds East	34.7 feet
thence North 36 Degrees 45 Minutes 58 Seconds East	70.8 feet
thence North 36 Degrees 09 Minutes 41 Seconds East	76.7 feet
thence North 31 Degrees 39 Minutes 50 Seconds East	79.3 feet
thence North 32 Degrees 34 Minutes 01 Seconds East	84 feet
thence North 28 Degrees 21 Minutes 58 Seconds East	83.4 feet
thence North 25 Degrees 38 Minutes 52 Seconds East	84 feet
thence North 26 Degrees 02 Minutes 57 Seconds East	84.2 feet
thence North 25 Degrees 09 Minutes 24 Seconds East	84.7 feet
thence North 20 Degrees 16 Minutes 09 Seconds East	74.7 feet

thence North 20 Degrees 25 Minutes 01 Seconds East 62.1 feet  
 thence North 28 Degrees 24 Minutes 47 Seconds East 50.5 feet  
 thence North 41 Degrees 20 Minutes 43 Seconds East 55.8 feet  
 thence North 45 Degrees 18 Minutes 15 Seconds East 64.3 feet  
 thence North 53 Degrees 19 Minutes 24 Seconds East 66.4 feet  
 thence North 62 Degrees 34 Minutes 09 Seconds East 61.2 feet  
 thence North 53 Degrees 33 Minutes 52 Seconds East 60.1 feet  
 thence North 42 Degrees 26 Minutes 31 Seconds East 65.3 feet  
 thence North 27 Degrees 27 Minutes 17 Seconds East 69.7 feet  
 thence North 11 Degrees 46 Minutes 42 Seconds East 70.5 feet  
 thence North 14 Degrees 41 Minutes 00 Seconds East 71 feet  
 thence North 29 Degrees 29 Minutes 34 Seconds East 72.6 feet  
 thence North 41 Degrees 05 Minutes 44 Seconds East 70.4 feet  
 thence North 30 Degrees 57 Minutes 49 Seconds East 71.4 feet  
 thence North 27 Degrees 56 Minutes 00 Seconds East 74.9 feet  
 thence North 26 Degrees 01 Minutes 56 Seconds East 77.6 feet  
 thence North 28 Degrees 37 Minutes 50 Seconds East 84.8 feet  
 thence North 33 Degrees 47 Minutes 53 Seconds East 98.3 feet  
 thence North 33 Degrees 28 Minutes 40 Seconds East 100.3 feet  
 thence North 32 Degrees 09 Minutes 17 Seconds East 94.1 feet  
 thence North 39 Degrees 14 Minutes 12 Seconds East 95.3 feet  
 thence North 37 Degrees 04 Minutes 18 Seconds East 101.6 feet  
 thence North 41 Degrees 40 Minutes 15 Seconds East 106 feet  
 thence North 49 Degrees 30 Minutes 26 Seconds East 110.4 feet  
 thence North 45 Degrees 34 Minutes 44 Seconds East 118.8 feet  
 thence North 45 Degrees 11 Minutes 39 Seconds East 130.2 feet  
 thence North 47 Degrees 46 Minutes 11 Seconds East 133.6 feet  
 thence North 49 Degrees 11 Minutes 25 Seconds East 94.5 feet  
 thence North 49 Degrees 20 Minutes 13 Seconds East 40 feet  
 thence North 49 Degrees 54 Minutes 50 Seconds East 134.9 feet  
 thence North 48 Degrees 59 Minutes 25 Seconds East 132.9 feet  
 thence North 50 Degrees 07 Minutes 43 Seconds East 134.5 feet  
 thence North 49 Degrees 55 Minutes 54 Seconds East 134.5 feet  
 thence North 50 Degrees 27 Minutes 13 Seconds East 133.9 feet  
 thence North 50 Degrees 54 Minutes 53 Seconds East 134.7 feet  
 thence North 51 Degrees 20 Minutes 52 Seconds East 136 feet  
 thence North 50 Degrees 44 Minutes 53 Seconds East 138.4 feet  
 thence North 50 Degrees 57 Minutes 39 Seconds East 140.1 feet  
 thence North 50 Degrees 14 Minutes 31 Seconds East 139 feet  
 thence North 50 Degrees 09 Minutes 21 Seconds East 138.7 feet  
 thence North 51 Degrees 06 Minutes 30 Seconds East 138.9 feet  
 thence North 51 Degrees 15 Minutes 17 Seconds East 139.9 feet  
 thence North 51 Degrees 02 Minutes 41 Seconds East 140.3 feet  
 thence North 51 Degrees 26 Minutes 36 Seconds East 140 feet  
 thence North 51 Degrees 32 Minutes 57 Seconds East 139.8 feet  
 thence North 51 Degrees 08 Minutes 58 Seconds East 140.1 feet  
 thence North 51 Degrees 21 Minutes 55 Seconds East 137.6 feet  
 thence North 52 Degrees 07 Minutes 56 Seconds East 132.5 feet  
 thence North 52 Degrees 48 Minutes 49 Seconds East 131.3 feet

thence North 53 Degrees 04 Minutes 36 Seconds East 128.8 feet  
thence North 52 Degrees 32 Minutes 13 Seconds East 122.3 feet  
thence North 53 Degrees 00 Minutes 33 Seconds East 115.4 feet  
thence North 53 Degrees 01 Minutes 27 Seconds East 107.2 feet  
thence North 52 Degrees 58 Minutes 01 Seconds East 98.3 feet  
thence North 53 Degrees 11 Minutes 18 Seconds East 100.4 feet  
thence North 54 Degrees 24 Minutes 40 Seconds East 98.9 feet  
thence North 54 Degrees 41 Minutes 30 Seconds East 96.1 feet  
thence North 57 Degrees 21 Minutes 12 Seconds East 30.7 feet  
thence North 66 Degrees 45 Minutes 44 Seconds East 187.1 feet  
thence North 85 Degrees 44 Minutes 18 Seconds East 28.6 feet  
thence North 84 Degrees 55 Minutes 12 Seconds East 47.4 feet

more or less to **the ending point at:** 38 degrees 22 minutes 04.09 seconds North Latitude and -112 degrees 13 minutes 28.71 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,432,649.7 feet and Y = 10,462,740.9 feet.