

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

Ent 106902 Bk 127 Pg 373
Date: 16-JUN-2008 11:03AM
Fee: 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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 POLE CANYON ROAD; County Road Number: PCRD32; State Geographic Information Database (SGID) Road Identification Number: RD160032. Total road length is 6.2 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 12th day of JUNE, 2008.

By the Governor's Designee

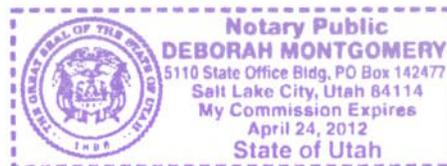
John Harja

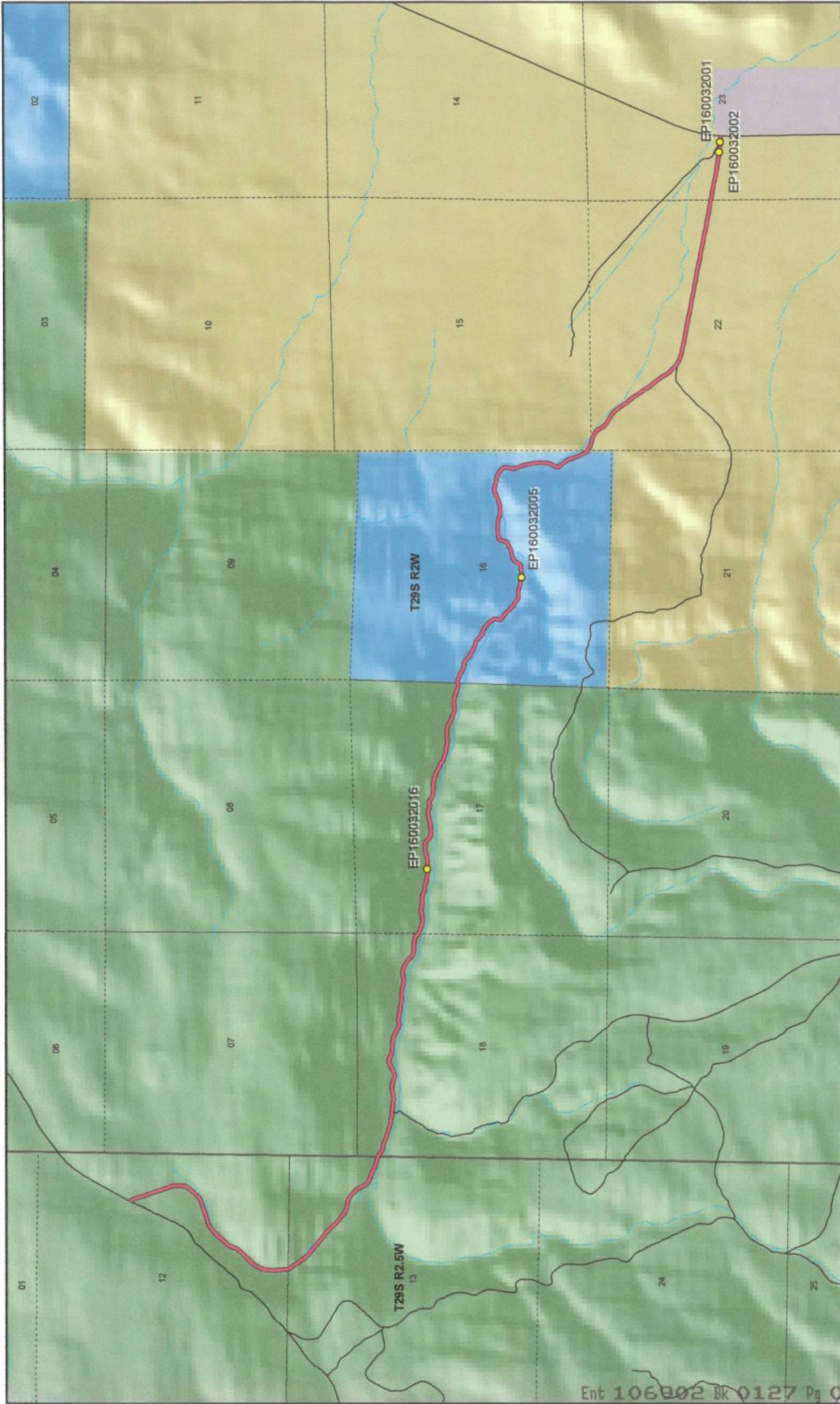
CERTIFICATION

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



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

POLE CANYON ROAD - Piute County SGID RD_ID RD160032

Transportation Network

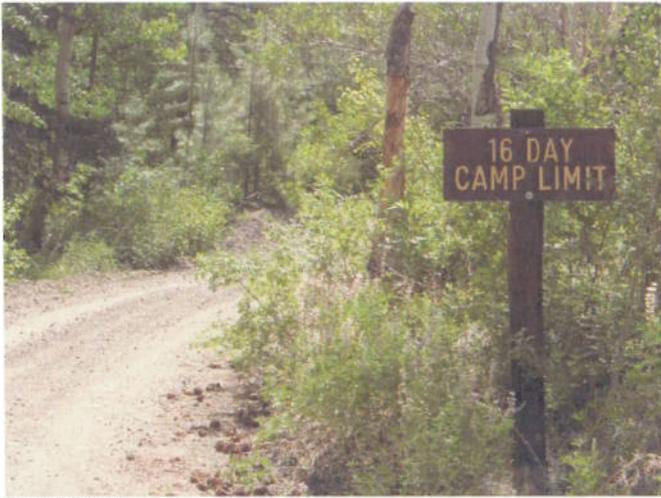
- POLE CANYON ROAD
- Other Roads
- Title V, Issued Or Under Consideration By BLM Or County
- Photo Event Point
- Section = 1 Mile

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

1:33,667
1 inch equals 0.5 miles

Ent 106902 BR 0127 Pg 0375



EP160032016



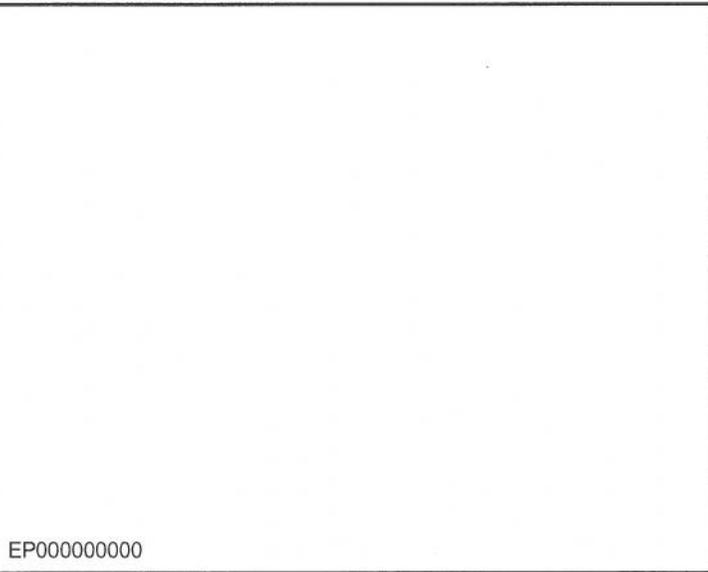
EP160032001



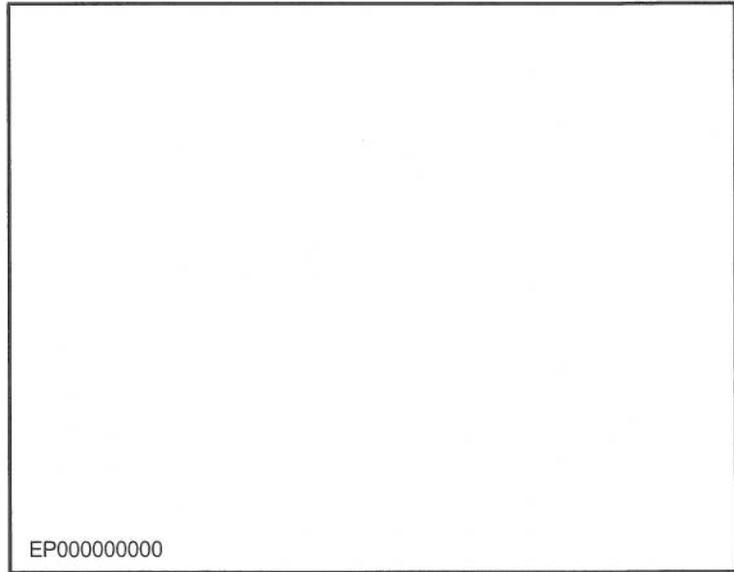
EP160032002



EP160032005



EP000000000



EP000000000

**POLE CANYON ROAD - Piute County
SGID RD_ID RD160032**

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: POLE CANYON ROAD

County: Piute

County Road Number: PCRD32

State Geographic Information Database (SGID) Road Identification Number: RD160032.

Total Road Length: 6.2 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 18 minutes 15.95 seconds North Latitude and -112 degrees 03 minutes 53.97 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,478,284.2 feet and Y = 10,439,347.0 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 16 minutes 15.43 seconds North Latitude and -111 degrees 59 minutes 11.44 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,500,741.6 feet and Y = 10,427,028.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 29 South Range 2.5 West, Section(s) 12,13, Salt Lake Base & Meridian

Township 29 South Range 2 West, Section(s) 15,16,17,18,22,23, Salt Lake Base & Meridian

See Attachment 1 above for a cartographic depiction of the course of this road.

**Attachment 4
Road Centerline Description Cover Page(s)**

Popular Name: POLE CANYON ROAD

County: Piute

County Road Number: PCRD32

State Geographic Information Database (SGID) Road Identification Number: RD160032.

Total Road Length: 6.2 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
RD160032	001	FS	3.38 Miles	†(pending)
RD160032	002	ST	1.37 Miles	(not shown)
RD160032	003	BLM	1.44 Miles	A
		Total Road Length	6.2	—————

* 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 RICHARD TORGERSON

POLE CANYON ROAD

PIUTE COUNTY, UTAH

ROAD NUMBER PCRD32

State of Utah)
 : ss.
County of Piute)

RICHARD TORGERSON, 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 past 69 years.

2. I have traveled and am familiar with a road in Piute County known as Pole Canyon Road. I am also familiar with the land the road traverses. When I first used and observed the road in the mid 1940s, it followed the same route as in 2006 when I last observed it. Attached is a Piute County map showing Pole 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. 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 mid 1940s and continuing through 1976 to 2006. 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 daily, weather permitting for more than ten continuous years prior to 1976, and is presently used daily, weather permitting.

5. Throughout the time period from the mid 1940s to 2006, I have used the road myself for the following uses: hunting 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, fishing and travel 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 late 1800s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

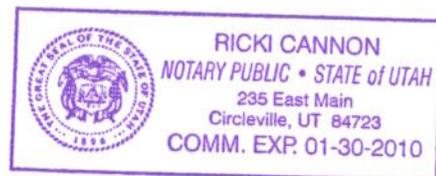
8. Prior to 1976, I observed graded surface of the road.

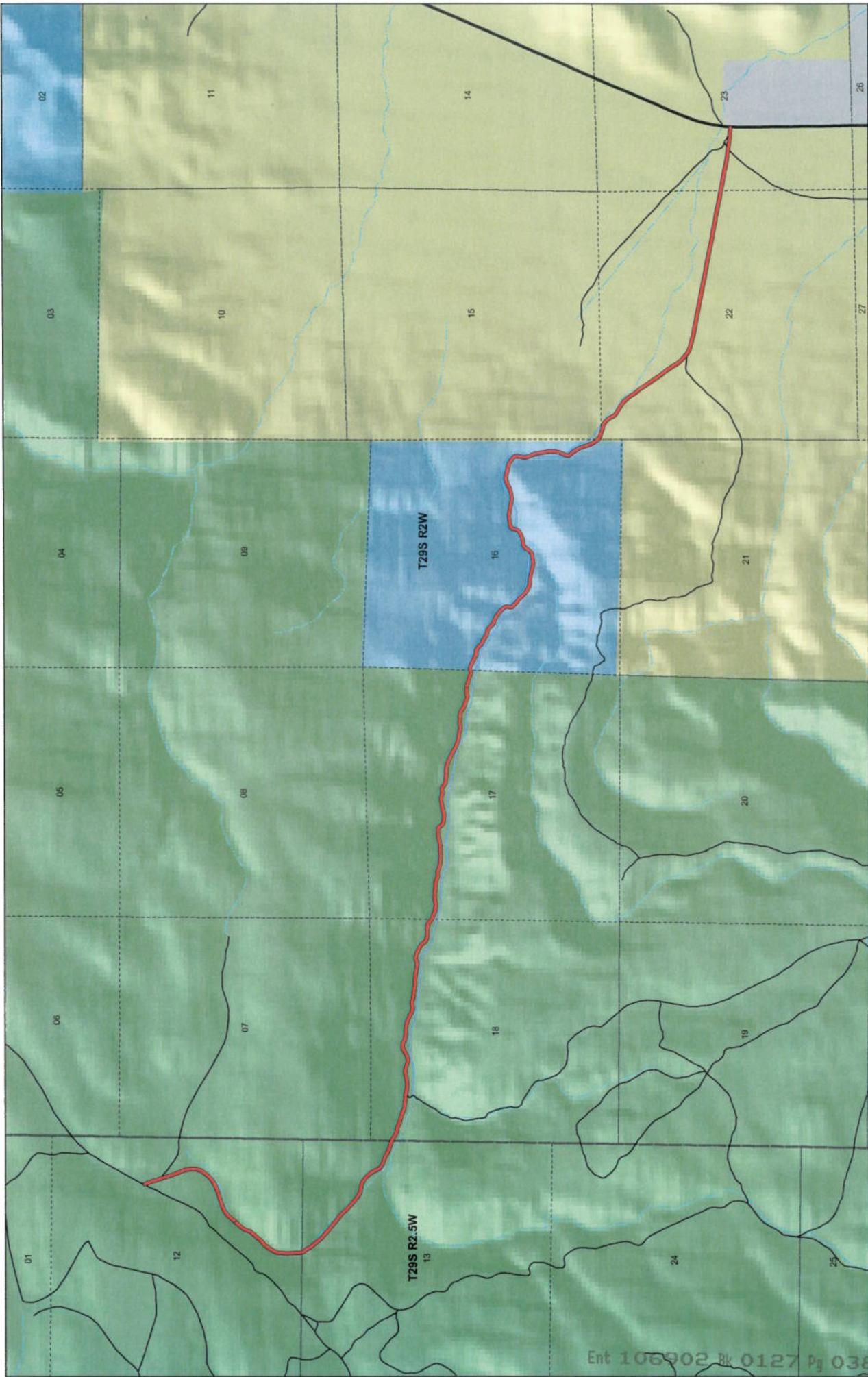
DATED this 11 day of April, 2007.


RICHARD TORGERSON

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


NOTARY PUBLIC






1:33,251
1 inch equals 0.5 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




POLE CANYON ROAD County Unique - PCR32

- | | | |
|---|---|--|
| Land Ownership Categories | Misc | Transportation Network |
| <ul style="list-style-type: none"> BLM Private SITLA, State Trust Land USFS, National Forest Wildlife Reserve | <ul style="list-style-type: none"> City / Town Municipalities Section = 1 Mile | <ul style="list-style-type: none"> POLE CANYON ROAD State / U.S. Highway Local Roads |



AFFIDAVIT OF MAVEN T. BAGLEY

POLE CANYON ROAD

PIUTE COUNTY, UTAH

ROAD NUMBER PCRD32

State of Utah)
 : ss.
County of Piute)

MAVEN T. BAGLEY, 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 76 years.

2. I have traveled and am familiar with a road in Piute County known as Pole Canyon 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 2007 when I last observed it. Attached is a Piute County map showing Pole 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. 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 2007. 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 for more than ten continuous years prior to 1976, and was used weekly in 2007.

5. Throughout the time period from the early 1950s to 2007, I have used the road myself for the following uses: livestock operations, berry picking 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 recreation and logging.

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.

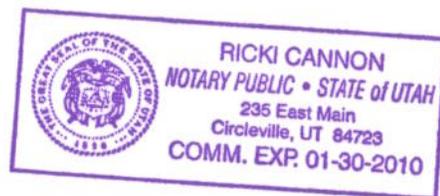
8. Prior to 1976, I observed the graded surface of the road.

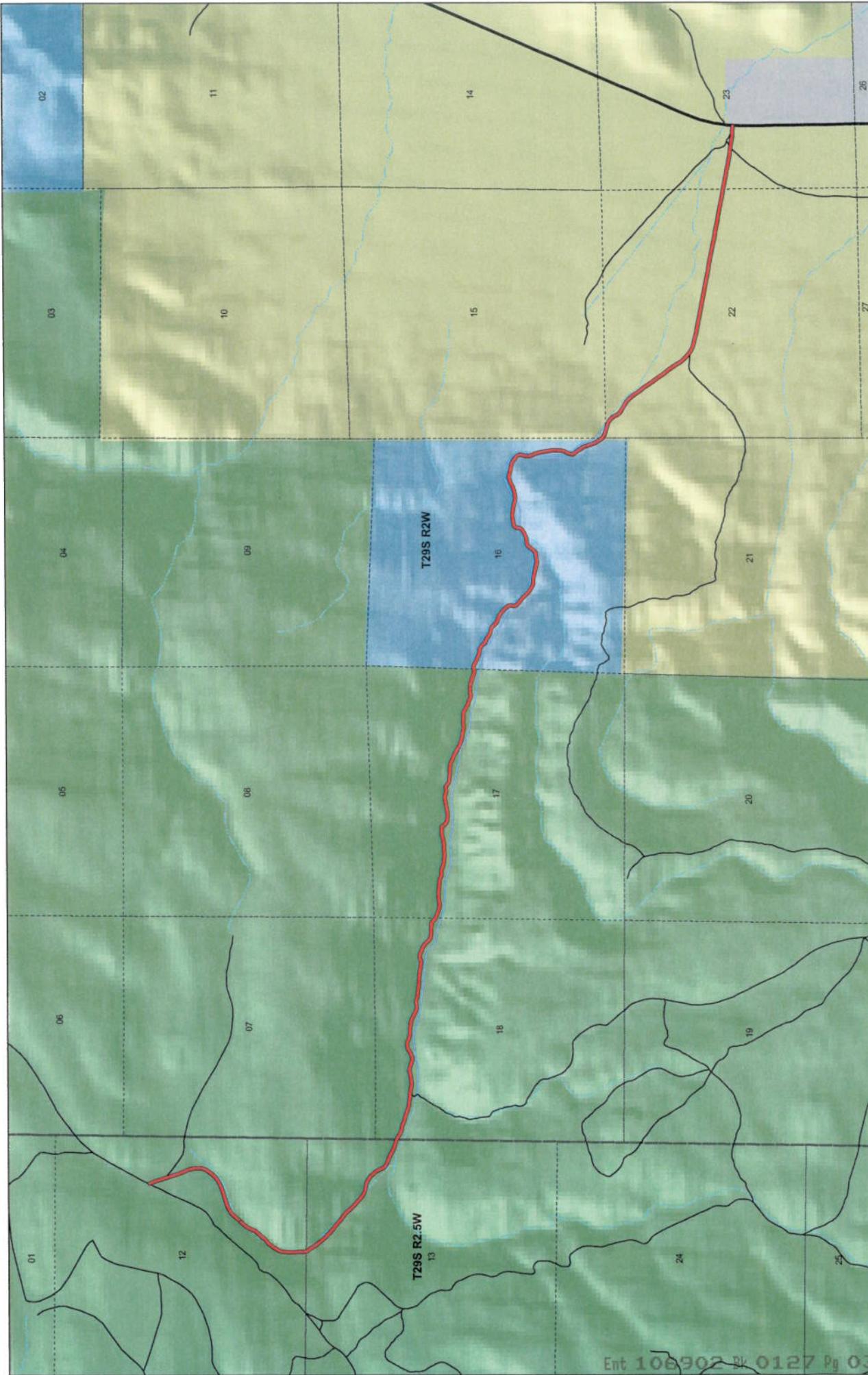
DATED this 11 day of April, 2007.


MAVEN T. BAGLEY

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


NOTARY PUBLIC







 1:33,251

 1 inch equals 0.5 miles



 Map prepared by the State of Utah

 Automated Geographic Reference Center

 Room 5139 State Office Building

 Salt Lake City, Utah 84114

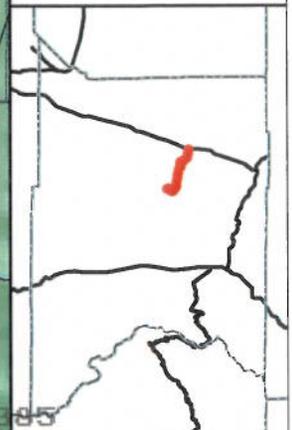
 Apr 04, 2007

POLE CANYON ROAD
County Unique - PCR32

- Transportation Network**
-  POLE CANYON ROAD
 -  State / U.S. Highway
 -  Local Roads

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

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



Appendix A to Attachment 4

Popular Name: POLE CANYON ROAD

County: Piute

County Road Number: PCRD32

State Geographic Information Database (SGID) Road Identification Number: RD160032.

Road-Segment Number: 003

Road-Segment Length: 1.44 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 29 South Range 2 West, Section(s) 15,16,22,23, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (POLE CANYON ROAD)-- Segment 003 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 16 minutes 42.58 seconds North Latitude and -112 degrees 00 minutes 35.29 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,494,069.5 feet and Y = 10,429,810.1 feet; thence the following courses along the said road center line:

thence South 37 Degrees 27 Minutes 35 Seconds East	27.2 feet
thence South 48 Degrees 59 Minutes 15 Seconds East	25.3 feet
thence South 48 Degrees 37 Minutes 27 Seconds East	28.1 feet
thence South 64 Degrees 53 Minutes 27 Seconds East	58.9 feet
thence South 71 Degrees 40 Minutes 55 Seconds East	60.6 feet
thence South 72 Degrees 08 Minutes 06 Seconds East	23.1 feet
thence South 71 Degrees 44 Minutes 02 Seconds East	41.2 feet
thence South 71 Degrees 59 Minutes 01 Seconds East	56.4 feet
thence South 75 Degrees 12 Minutes 43 Seconds East	42.8 feet
thence South 68 Degrees 02 Minutes 57 Seconds East	52.8 feet
thence South 57 Degrees 46 Minutes 08 Seconds East	59.2 feet

thence South 45 Degrees 33 Minutes 25 Seconds East 54.5 feet
 thence South 35 Degrees 00 Minutes 30 Seconds East 46.7 feet
 thence South 31 Degrees 31 Minutes 53 Seconds East 38 feet
 thence South 26 Degrees 52 Minutes 41 Seconds East 19.1 feet
 thence South 35 Degrees 51 Minutes 03 Seconds East 2.8 feet
 thence South 28 Degrees 15 Minutes 51 Seconds East 54.6 feet
 thence South 48 Degrees 43 Minutes 36 Seconds East 66.3 feet
 thence South 58 Degrees 59 Minutes 38 Seconds East 72.6 feet
 thence South 60 Degrees 55 Minutes 44 Seconds East 77.6 feet
 thence South 56 Degrees 49 Minutes 04 Seconds East 80.3 feet
 thence South 49 Degrees 07 Minutes 38 Seconds East 80.2 feet
 thence South 42 Degrees 24 Minutes 08 Seconds East 82.3 feet
 thence South 36 Degrees 38 Minutes 24 Seconds East 83.1 feet
 thence South 34 Degrees 00 Minutes 11 Seconds East 80.5 feet
 thence South 37 Degrees 45 Minutes 36 Seconds East 84.7 feet
 thence South 38 Degrees 04 Minutes 34 Seconds East 88.4 feet
 thence South 37 Degrees 05 Minutes 44 Seconds East 86 feet
 thence South 33 Degrees 41 Minutes 03 Seconds East 81.7 feet
 thence South 34 Degrees 08 Minutes 06 Seconds East 79 feet
 thence South 34 Degrees 16 Minutes 50 Seconds East 75.2 feet
 thence South 35 Degrees 46 Minutes 58 Seconds East 64.5 feet
 thence South 36 Degrees 09 Minutes 02 Seconds East 72.9 feet
 thence South 37 Degrees 16 Minutes 45 Seconds East 78 feet
 thence South 37 Degrees 58 Minutes 55 Seconds East 80 feet
 thence South 37 Degrees 48 Minutes 47 Seconds East 83.6 feet
 thence South 35 Degrees 37 Minutes 00 Seconds East 84 feet
 thence South 33 Degrees 10 Minutes 22 Seconds East 81.7 feet
 thence South 29 Degrees 50 Minutes 41 Seconds East 76.6 feet
 thence South 37 Degrees 25 Minutes 48 Seconds East 76.1 feet
 thence South 47 Degrees 40 Minutes 15 Seconds East 79 feet
 thence South 50 Degrees 34 Minutes 00 Seconds East 81.1 feet
 thence South 53 Degrees 26 Minutes 35 Seconds East 50.9 feet
 thence South 53 Degrees 26 Minutes 35 Seconds East 37.7 feet
 thence South 62 Degrees 22 Minutes 23 Seconds East 91.8 feet
 thence South 74 Degrees 12 Minutes 14 Seconds East 94.6 feet
 thence South 77 Degrees 30 Minutes 31 Seconds East 96.3 feet
 thence South 77 Degrees 23 Minutes 24 Seconds East 98.3 feet
 thence South 78 Degrees 36 Minutes 18 Seconds East 101.9 feet
 thence South 79 Degrees 13 Minutes 09 Seconds East 102.3 feet
 thence South 79 Degrees 35 Minutes 24 Seconds East 100.5 feet
 thence South 79 Degrees 46 Minutes 26 Seconds East 100.5 feet
 thence South 79 Degrees 42 Minutes 18 Seconds East 99.8 feet
 thence South 80 Degrees 10 Minutes 31 Seconds East 100.7 feet
 thence South 79 Degrees 42 Minutes 18 Seconds East 99.8 feet
 thence South 79 Degrees 11 Minutes 24 Seconds East 98.7 feet
 thence South 79 Degrees 17 Minutes 57 Seconds East 99.6 feet
 thence South 79 Degrees 31 Minutes 11 Seconds East 99.9 feet
 thence South 79 Degrees 16 Minutes 03 Seconds East 97.6 feet
 thence South 79 Degrees 39 Minutes 26 Seconds East 95.8 feet

thence South 79 Degrees 52 Minutes 51 Seconds East 92.4 feet
 thence South 79 Degrees 40 Minutes 02 Seconds East 88.8 feet
 thence South 79 Degrees 51 Minutes 34 Seconds East 90.4 feet
 thence South 79 Degrees 37 Minutes 54 Seconds East 93.8 feet
 thence South 78 Degrees 53 Minutes 09 Seconds East 94.4 feet
 thence South 78 Degrees 55 Minutes 31 Seconds East 94.7 feet
 thence South 79 Degrees 37 Minutes 54 Seconds East 93.8 feet
 thence South 79 Degrees 19 Minutes 34 Seconds East 91.3 feet
 thence South 79 Degrees 30 Minutes 31 Seconds East 87.5 feet
 thence South 80 Degrees 02 Minutes 52 Seconds East 84.7 feet
 thence South 79 Degrees 02 Minutes 43 Seconds East 87.3 feet
 thence South 80 Degrees 00 Minutes 29 Seconds East 88.1 feet
 thence South 79 Degrees 30 Minutes 31 Seconds East 87.5 feet
 thence South 79 Degrees 32 Minutes 18 Seconds East 89.5 feet
 thence South 79 Degrees 49 Minutes 17 Seconds East 90.1 feet
 thence South 79 Degrees 58 Minutes 17 Seconds East 91.4 feet
 thence South 79 Degrees 55 Minutes 03 Seconds East 92.8 feet
 thence South 79 Degrees 43 Minutes 05 Seconds East 92.8 feet
 thence South 79 Degrees 41 Minutes 36 Seconds East 90.8 feet
 thence South 79 Degrees 17 Minutes 32 Seconds East 89.3 feet
 thence South 79 Degrees 35 Minutes 59 Seconds East 86.5 feet
 thence South 79 Degrees 21 Minutes 32 Seconds East 20.7 feet
 thence South 79 Degrees 27 Minutes 37 Seconds East 64.5 feet
 thence South 79 Degrees 56 Minutes 48 Seconds East 82.1 feet
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 thence South 79 Degrees 53 Minutes 57 Seconds East 61.7 feet
 thence South 79 Degrees 36 Minutes 59 Seconds East 60.1 feet
 thence South 80 Degrees 21 Minutes 44 Seconds East 57 feet
 thence South 80 Degrees 14 Minutes 49 Seconds East 56.3 feet
 thence South 80 Degrees 19 Minutes 32 Seconds East 53 feet
 thence South 79 Degrees 40 Minutes 12 Seconds East 49.8 feet
 thence South 81 Degrees 06 Minutes 07 Seconds East 49.2 feet
 thence South 81 Degrees 30 Minutes 00 Seconds East 42.8 feet
 thence South 81 Degrees 51 Minutes 06 Seconds East 40.1 feet
 thence South 81 Degrees 36 Minutes 20 Seconds East 36.9 feet
 thence South 81 Degrees 51 Minutes 55 Seconds East 33.5 feet
 thence South 81 Degrees 34 Minutes 00 Seconds East 30.2 feet
 thence South 82 Degrees 27 Minutes 34 Seconds East 28.8 feet
 thence South 83 Degrees 17 Minutes 04 Seconds East 24.1 feet
 thence South 83 Degrees 39 Minutes 30 Seconds East 19.8 feet
 thence South 83 Degrees 11 Minutes 16 Seconds East 13.2 feet
 thence South 76 Degrees 16 Minutes 36 Seconds East 2.7 feet
 thence South 81 Degrees 46 Minutes 56 Seconds East 6.6 feet
 thence South 83 Degrees 36 Minutes 11 Seconds East 22.5 feet
 thence South 81 Degrees 54 Minutes 50 Seconds East 49.4 feet
 thence South 83 Degrees 45 Minutes 37 Seconds East 48.9 feet
 thence South 85 Degrees 16 Minutes 13 Seconds East 44.8 feet

thence South 86 Degrees 56 Minutes 47 Seconds East 33.5 feet
thence South 86 Degrees 29 Minutes 56 Seconds East 4.9 feet
thence South 85 Degrees 17 Minutes 59 Seconds East 18.8 feet
thence South 84 Degrees 24 Minutes 24 Seconds East 9.6 feet
thence South 85 Degrees 17 Minutes 20 Seconds East 30 feet
thence South 88 Degrees 09 Minutes 06 Seconds East 34.8 feet
thence North 84 Degrees 59 Minutes 18 Seconds East 24 feet
thence North 88 Degrees 44 Minutes 52 Seconds East 20 feet more or less to **the ending point**

at: 38 degrees 16 minutes 15.43 seconds North Latitude and -111 degrees 59 minutes 11.44 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,500,741.6 feet and Y = 10,427,028.7 feet.