

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

Ent 106908 Bk 127 Pg 451
Date: 16-JUN-2008 11:27AM
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 BOX CREEK ROAD; County Road Number: PCRD50; State Geographic Information Database (SGID) Road Identification Number: RD160050. Total road length is 8.44 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

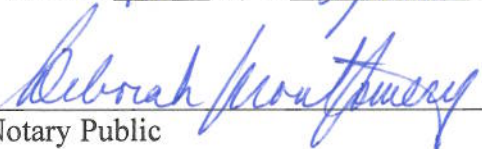
CERTIFICATION

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.

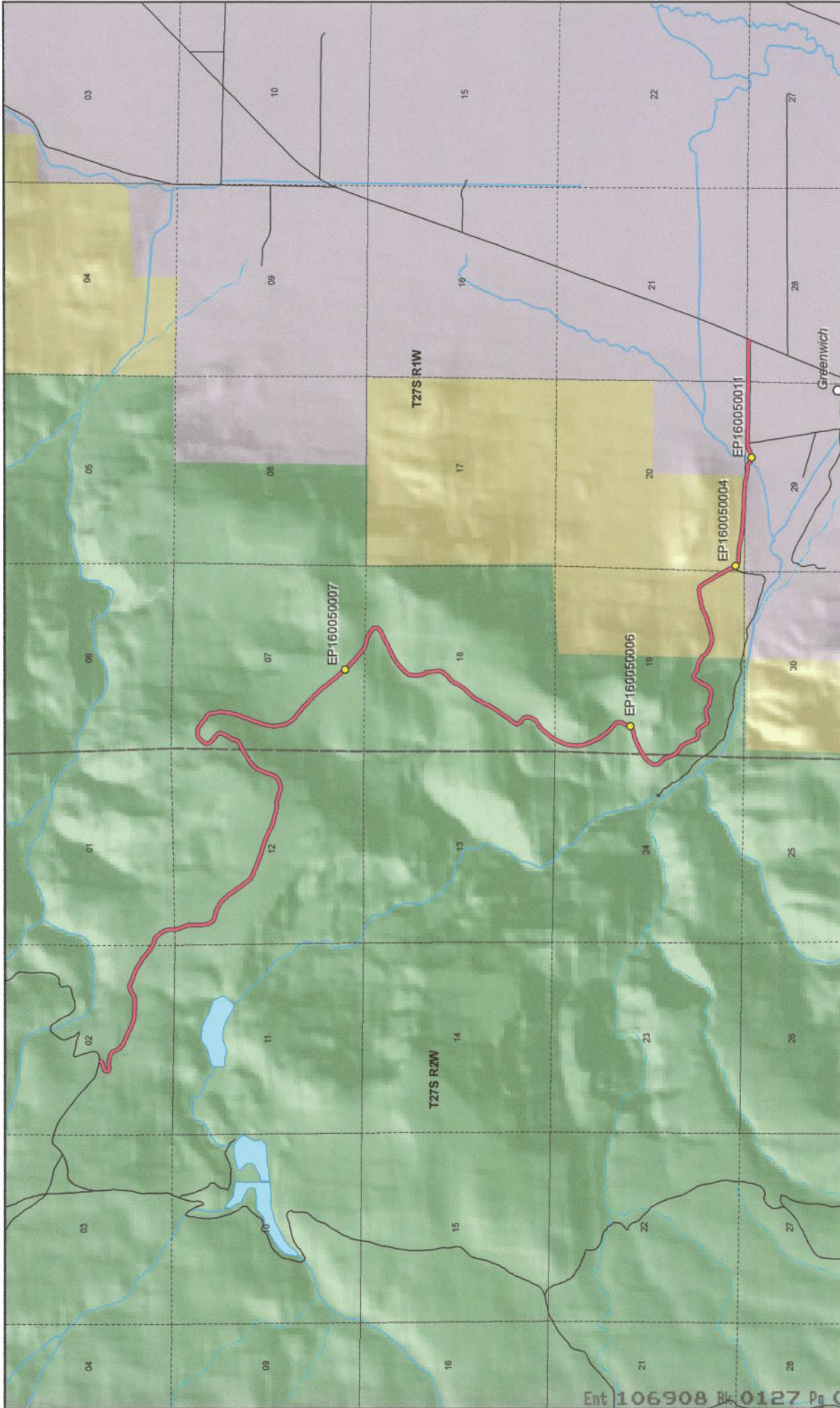
Dated this 12 day of June, 2008.





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

BOX CREEK ROAD - Piute County SGID RD_ID RD160050

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

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

1:44,554
1 inch equals 0.7 miles

Ent 106908 Bk 0127 Pg 0453



EP160050004



EP160050006



EP160050007



EP160050011

EP000000000

EP000000000

BOX CREEK ROAD - Piute County
SGID RD_ID RD160050

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: BOX CREEK ROAD

County: Piute

County Road Number: PCRD50

State Geographic Information Database (SGID) Road Identification Number: RD160050.

Total Road Length: 8.44 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 29 minutes 23.18 seconds North Latitude and -111 degrees 59 minutes 21.48 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,500,357.7 feet and Y = 10,506,723.0 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 26 minutes 26.46 seconds North Latitude and -111 degrees 55 minutes 07.49 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,520,472.8 feet and Y = 10,488,746.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 27 South Range 1 West, Section(s) 7,18,19,20,28,29, Salt Lake Base & Meridian

Township 27 South Range 2 West, Section(s) 1,2,12,24, 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: BOX CREEK ROAD

County: Piute

County Road Number: PCRD50

State Geographic Information Database (SGID) Road Identification Number: RD160050.

Total Road Length: 8.44 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
RD160050	001	FS	6.61 Miles	†(pending)
RD160050	002	BLM	1.1 Miles	A
RD160050	003	PVT	0.73 Miles	(not shown)
		Total Road Length	8.44	_____

* 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

BOX CREEK ROAD

PIUTE COUNTY, UTAH

ROAD NUMBER PCRD50

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 Box Creek Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1940s, it followed the same route as in 2007 when I last observed it. Attached is a Piute County map showing Box 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 1940s 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 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 early 1940s to 2007, I have used the road myself for the following uses: hunting, fishing 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, water access 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.

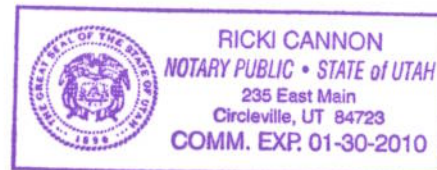
8. Prior to 1976, I observed graders performing maintenance and construction activities on the road.

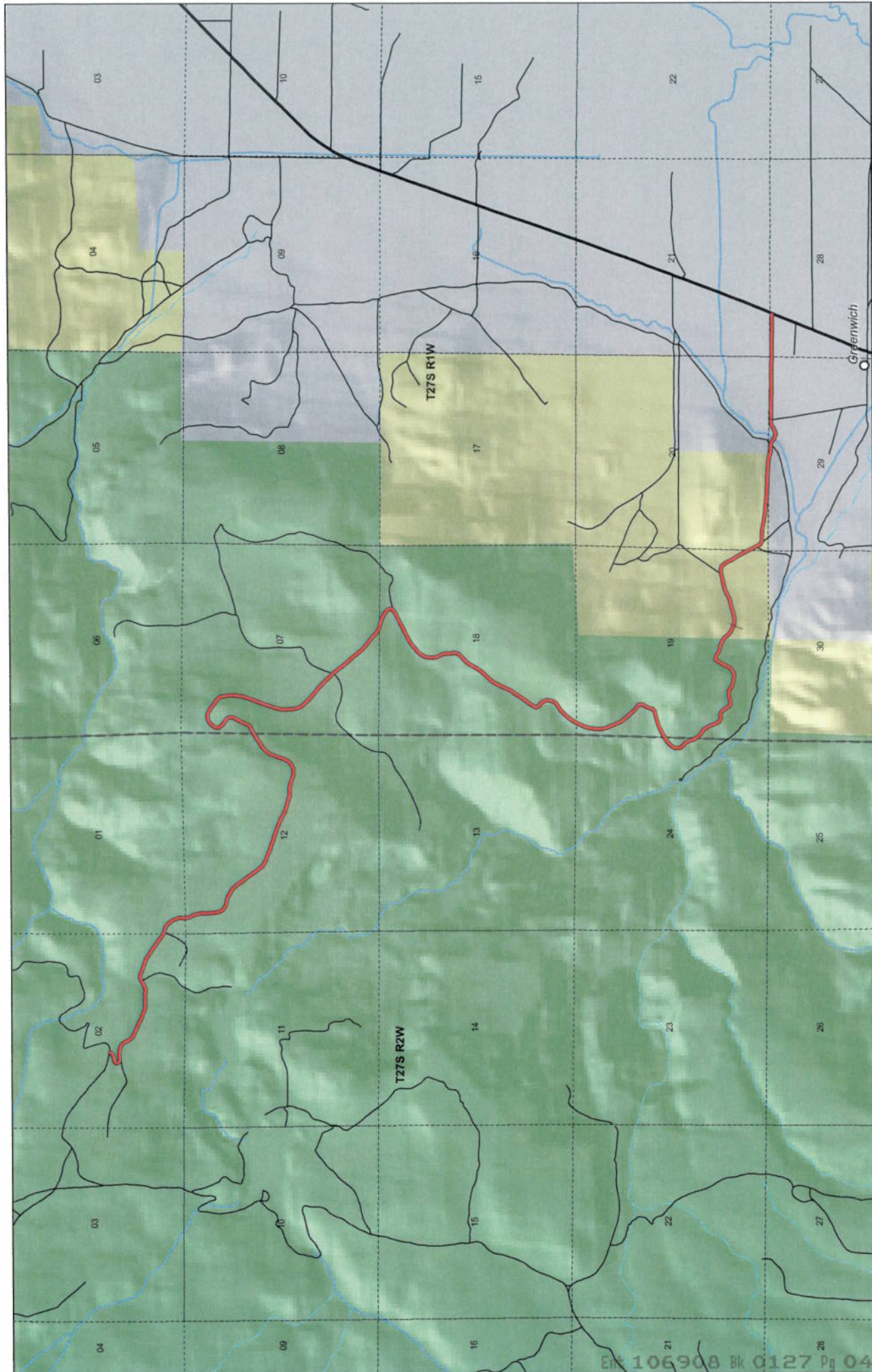
DATED this 11 day of April, 2007.


RICHARD TORGERSON

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


NOTARY PUBLIC





BOX CREEK ROAD
County Unique - PCRD50

Land Ownership Categories

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

Misc

- City / Town
- Municipalities
- Section = 1 Mile

Transportation Network

- BOX CREEK ROAD
- State / U.S. Highway
- Local Roads

1:42,544
 1 inch equals 0.7 miles

Also prepared by the State of Utah
 AGRC
 Automated Geographic Reference Center
 Room 5100 State Office Building
 Salt Lake City, Utah 84114
 Apr 04, 2007



AFFIDAVIT OF MAVEN T. BAGLEY

BOX CREEK ROAD

PIUTE COUNTY, UTAH

ROAD NUMBER PCRD50

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 Box Creek Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1940s, it followed the same route as in 2006 when I last observed it. Attached is a Piute County map showing Box 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 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 was used daily, weather permitting in 2006 .

5. Throughout the time period from the early 1940s to 2006, I have used the road

myself for the following uses: irrigation access, livestock operations, recreation, hunting 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: farming, fishing, clay hauling 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.

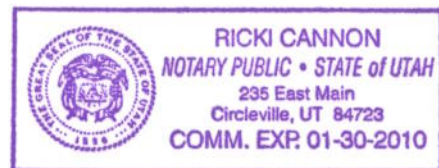
8. Prior to 1976, I observed the graded surface of the road.

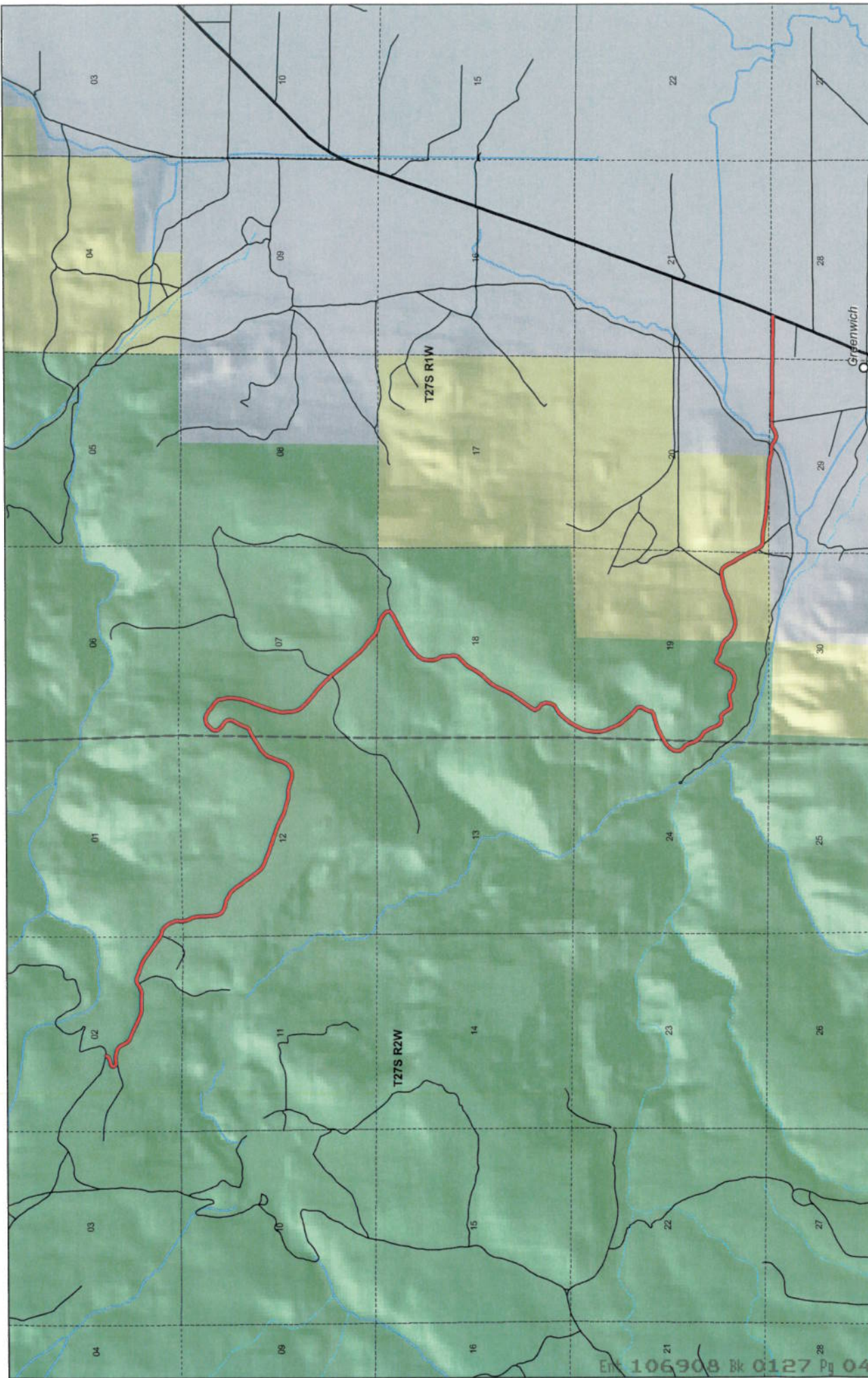
DATED this 11 day of April, 2007.


MAVEN T. BAGLEY

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


NOTARY PUBLIC





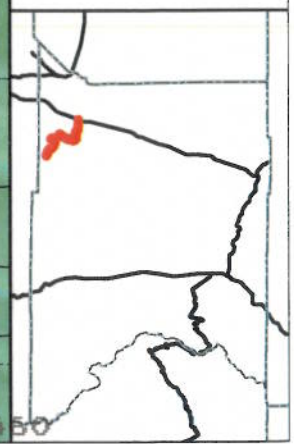

1:42,544
1 inch equals 0.7 miles

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



BOX CREEK ROAD County Unique - PCRD50

- | | | |
|---|---|--|
| 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"> BOX CREEK ROAD State / U.S. Highway Local Roads |



Appendix A to Attachment 4

Popular Name: BOX CREEK ROAD

County: Piute

County Road Number: PCRD50

State Geographic Information Database (SGID) Road Identification Number: RD160050.

Road-Segment Number: 002

Road-Segment Length: 1.1 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 27 South Range 1 West, Section(s) 19,20,29, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (BOX CREEK ROAD)-- Segment 002 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 26 minutes 38.67 seconds North Latitude and -111 degrees 56 minutes 58.58 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,511,639.9 feet and Y = 10,490,022.4 feet; thence the following courses along the said road center line:

thence South 56 Degrees 56 Minutes 13 Seconds East	33.4 feet
thence South 39 Degrees 44 Minutes 52 Seconds East	129.2 feet
thence South 53 Degrees 02 Minutes 20 Seconds East	101.9 feet
thence South 59 Degrees 00 Minutes 18 Seconds East	74.5 feet
thence South 65 Degrees 52 Minutes 15 Seconds East	51.6 feet
thence South 66 Degrees 48 Minutes 59 Seconds East	57.6 feet
thence South 71 Degrees 48 Minutes 11 Seconds East	77.5 feet
thence North 88 Degrees 47 Minutes 40 Seconds East	126.7 feet
thence North 79 Degrees 36 Minutes 38 Seconds East	131.3 feet
thence North 75 Degrees 59 Minutes 29 Seconds East	133.1 feet
thence North 73 Degrees 55 Minutes 49 Seconds East	135.4 feet

thence North 71 Degrees 45 Minutes 53 Seconds East 138.7 feet
 thence North 67 Degrees 14 Minutes 42 Seconds East 136.7 feet
 thence North 64 Degrees 22 Minutes 44 Seconds East 133.6 feet
 thence North 72 Degrees 50 Minutes 19 Seconds East 134.8 feet
 thence North 78 Degrees 43 Minutes 18 Seconds East 127.7 feet
 thence North 76 Degrees 21 Minutes 22 Seconds East 109.6 feet
 thence North 75 Degrees 44 Minutes 05 Seconds East 106.2 feet
 thence North 85 Degrees 53 Minutes 50 Seconds East 94.4 feet
 thence South 70 Degrees 27 Minutes 53 Seconds East 96.7 feet
 thence South 40 Degrees 57 Minutes 12 Seconds East 109.9 feet
 thence South 28 Degrees 34 Minutes 28 Seconds East 124.1 feet
 thence South 29 Degrees 28 Minutes 04 Seconds East 130 feet
 thence South 31 Degrees 42 Minutes 34 Seconds East 127.3 feet
 thence South 31 Degrees 31 Minutes 15 Seconds East 119.7 feet
 thence South 28 Degrees 08 Minutes 48 Seconds East 119.5 feet
 thence South 27 Degrees 59 Minutes 26 Seconds East 106 feet
 thence South 28 Degrees 12 Minutes 43 Seconds East 6.3 feet
 thence South 27 Degrees 33 Minutes 54 Seconds East 98.2 feet
 thence South 26 Degrees 18 Minutes 04 Seconds East 72.7 feet
 thence South 27 Degrees 09 Minutes 19 Seconds East 61.1 feet
 thence South 31 Degrees 50 Minutes 58 Seconds East 16.9 feet
 thence South 31 Degrees 31 Minutes 59 Seconds East 38 feet
 thence South 35 Degrees 10 Minutes 37 Seconds East 71.2 feet
 thence South 59 Degrees 01 Minutes 01 Seconds East 67.6 feet
 thence South 87 Degrees 32 Minutes 40 Seconds East 81.5 feet
 thence South 88 Degrees 50 Minutes 30 Seconds East 114.9 feet
 thence South 84 Degrees 45 Minutes 05 Seconds East 152.3 feet
 thence South 81 Degrees 02 Minutes 07 Seconds East 168.9 feet
 thence South 80 Degrees 20 Minutes 29 Seconds East 157.3 feet
 thence South 82 Degrees 40 Minutes 39 Seconds East 145.7 feet
 thence South 82 Degrees 21 Minutes 53 Seconds East 132.9 feet
 thence South 84 Degrees 30 Minutes 11 Seconds East 129.6 feet
 thence South 85 Degrees 00 Minutes 24 Seconds East 134.8 feet
 thence South 87 Degrees 56 Minutes 06 Seconds East 126.5 feet
 thence South 88 Degrees 20 Minutes 42 Seconds East 124.1 feet
 thence South 87 Degrees 52 Minutes 28 Seconds East 115.6 feet
 thence South 88 Degrees 51 Minutes 35 Seconds East 103.4 feet
 thence South 87 Degrees 47 Minutes 38 Seconds East 104.5 feet
 thence South 87 Degrees 59 Minutes 35 Seconds East 97.2 feet
 thence South 87 Degrees 26 Minutes 28 Seconds East 85.1 feet
 thence South 84 Degrees 21 Minutes 33 Seconds East 91.7 feet
 thence South 86 Degrees 13 Minutes 45 Seconds East 69.1 feet
 thence South 86 Degrees 20 Minutes 32 Seconds East 23.7 feet
 thence South 86 Degrees 13 Minutes 45 Seconds East 82.9 feet
 thence South 80 Degrees 00 Minutes 35 Seconds East 73.4 feet
 thence South 71 Degrees 14 Minutes 22 Seconds East 74.3 feet
 thence South 77 Degrees 19 Minutes 12 Seconds East 4.4 feet more or less to **the ending point**

at: 38 degrees 26 minutes 26.77 seconds North Latitude and -111 degrees 55 minutes 55.45 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet

coordinates of X = 1,516,657.6 feet and Y = 10,488,795.6 feet.