

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

Ent 106947 Bk 128 Pg 157
Date: 16-JUN-2008 2:29PM
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 EAST PIUTE ACCESS ROAD; County Road Number: PCRD116; State Geographic Information Database (SGID) Road Identification Number: RD160116. Total road length is 0.8 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



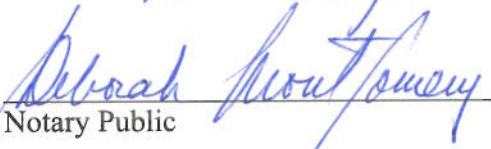
John Harja

CERTIFICATION

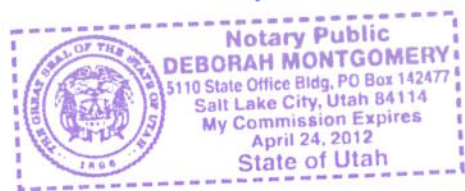
State of Utah)
 : ss
County of Salt Lake)

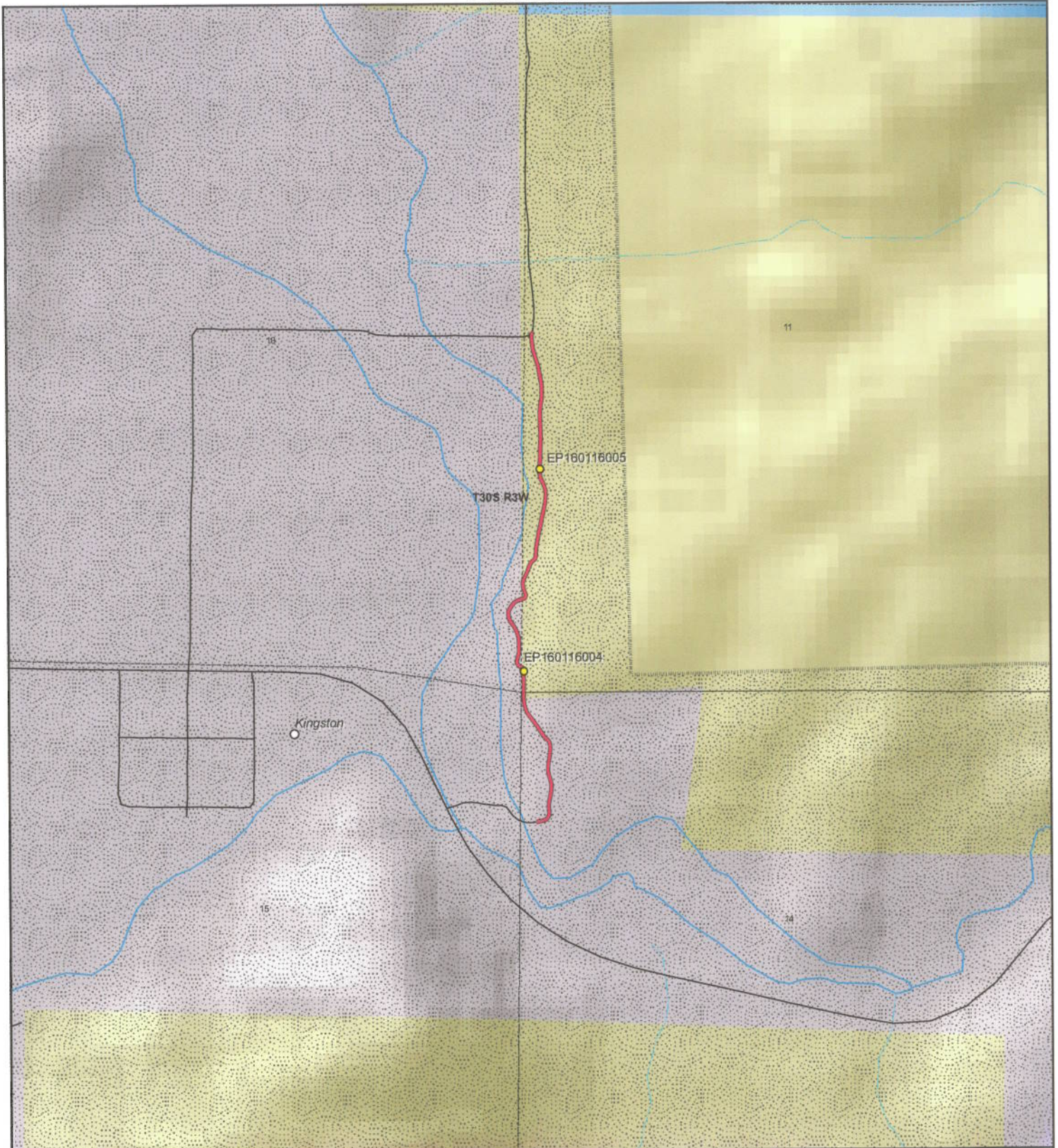
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to 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





1:12,491
1 inch equals 0.2 miles



EAST PIUTE ACCESS ROAD - Piute County
SGID RD_ID RD160116

Land Ownership Categories		Transportation Network	
BLM	Wilderness	EAST PIUTE ACCESS ROAD	Title V: Issued Or Under Consideration By BLM Or County
Private	UDWR Wildlife Reserve	Other Roads	Photo Event Point
SITLA, State Trust Land	DOD, Military	Section = 1 Mile	
USFS, National Forest	State Sovereign Land		
State Parks and Recreation	National Recreation Area		
Tribal, Indian Reservation	USFWS, Natl. Wildlife Refuge		
NPS, National Park			

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
Jun 09, 2008

Attachment 2



EP160116005



EP160116004

EP000000000

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EAST PIUTE ACCESS ROAD - Piute County
SGID RD_ID RD160116



Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
June 10, 2008



Attachment 3

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

Popular Name: EAST PIUTE ACCESS ROAD

County: Piute

County Road Number: PCRD116

State Geographic Information Database (SGID) Road Identification Number: RD160116.

Total Road Length: 0.8 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 12 minutes 18.07 seconds North Latitude and -112 degrees 10 minutes 39.36 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,445,707.6 feet and Y = 10,403,359.1 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 12 minutes 56.72 seconds North Latitude and -112 degrees 10 minutes 40.19 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,445,669.8 feet and Y = 10,407,269.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 30 South Range 3 West, Section(s) 10,11,14, 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: EAST PIUTE ACCESS ROAD

County: Piute

County Road Number: PCRD116

State Geographic Information Database (SGID) Road Identification Number: RD160116.

Total Road Length: 0.8 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
RD160116	001	PVT	0.21 Miles	(not shown)
RD160116	002	BLM	0.05 Miles	A
RD160116	003	PVT	0.12 Miles	(not shown)
RD160116	004	BLM	0.42 Miles	B
		Total Road Length	0.8	_____

* 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 ARTHOR W. NIELSEN

EAST PIUTE ACCESS ROAD

PIUTE COUNTY, UTAH

ROAD NUMBER PCRD116

State of Utah)
 : ss.
County of Piute)

ARTHOR W. NIELSEN, 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 73 years. I was employed as the Road Supervisor for the Piute County Road Department from 1983 to 2000.

2. I have traveled and am familiar with a road in Piute County known as East Piute Access 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 2008 when I last observed it. Attached is a Piute County map showing East Piute Access 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 2008. 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 daily in 2008.

5. Throughout the time period from the early 1950s to the present, I have used the road myself for the following uses: rock hounding, fishing, travel in and through the area, 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, government access and tourism.

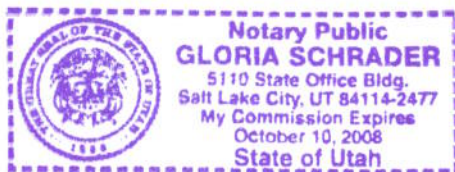
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

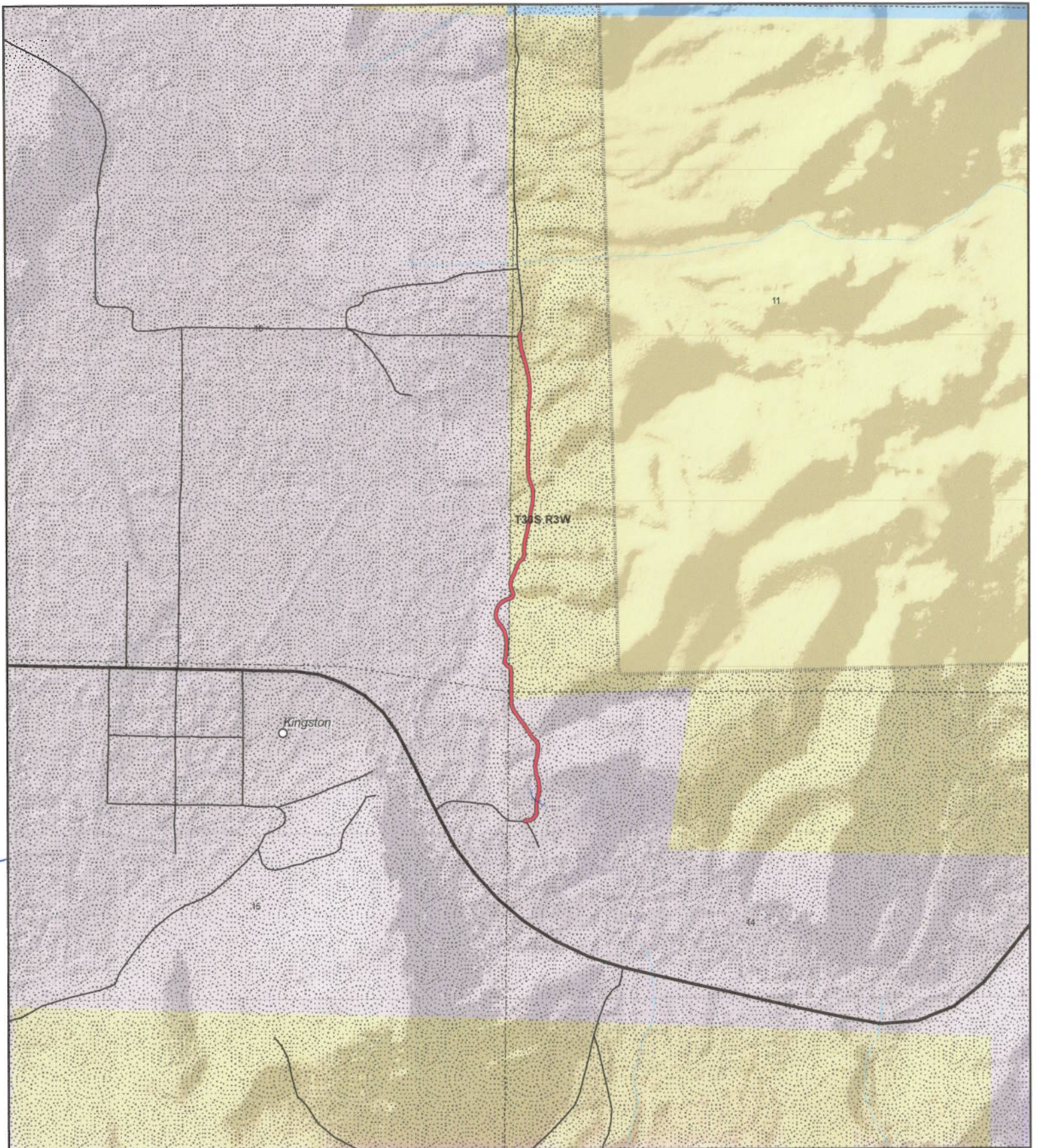
DATED this 20 day of May, 2008.


ARTHOR W. NIELSEN

SUBSCRIBED AND SWORN to before me this 20th day of May, 2008.




NOTARY PUBLIC



**Piute County
EAST PIUTE ACCESS ROAD
County Unique - PCRD116**

Land Ownership Categories

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

Transportation Network

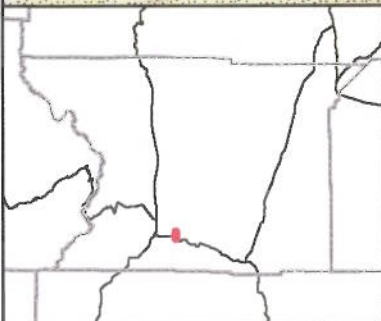
- EAST PIUTE ACCESS ROAD
- State / U. S. Highway
- Local Roads

Misc

- City / Town
- Municipalities



1:12,318
1 inch equals 0.2 miles



Map prepared by the State of Utah
AGRC
Room 5130 State Office Building
Salt Lake City, Utah 84114
May 07, 2008



Section 1166 47 Bk 0128 1166

AFFIDAVIT OF AFTON BLOOD
EAST PIUTE ACCESS ROAD
PIUTE COUNTY, UTAH
ROAD NUMBER PCRD116

State of Utah)
 : ss.
County of Piute)

AFTON BLOOD, 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 81 years.
2. I have traveled and am familiar with a road in Piute County known as East Piute Access Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1940s, it followed the same route as in the early 1990s when I last observed it. Attached is a Piute County map showing East Piute Access 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 1940s and continuing through 1976 to the early 1990s. 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 the early 1990s.
5. Throughout the time period from the late 1940s to the early 1990s, I have used the

road myself for the following uses: fishing, hunting, livestock operations, recreation 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: prospecting for minerals, government access and tourism.

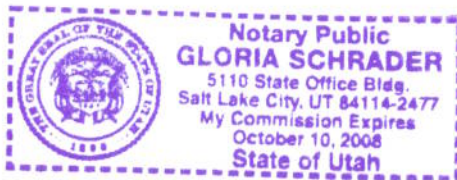
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

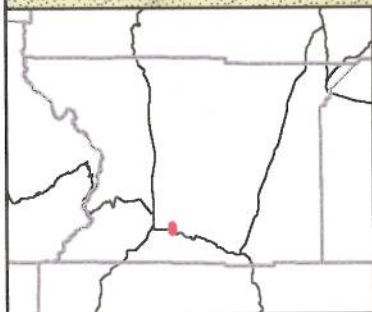
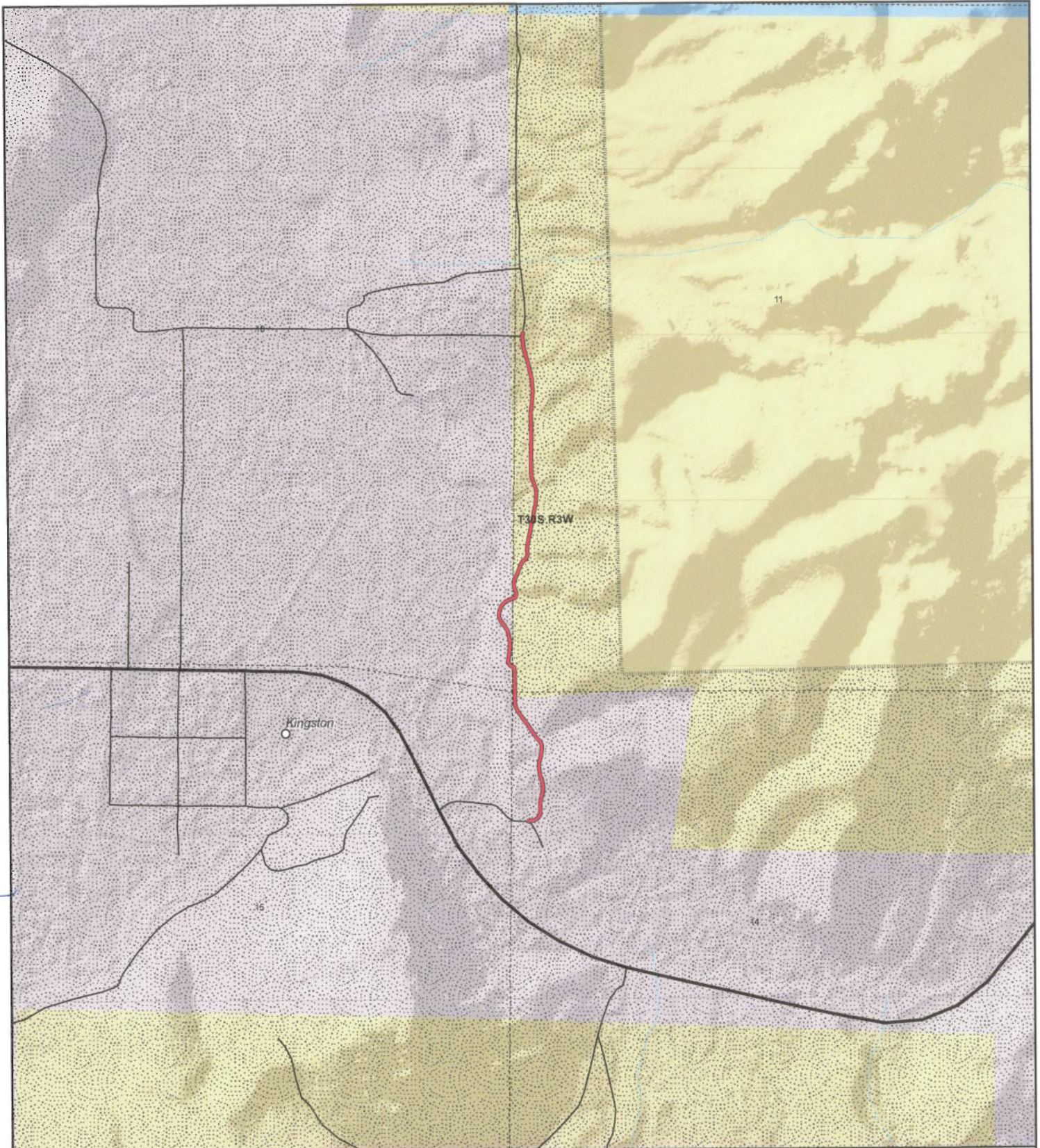
DATED this 19 day of May, 2008.


AFTON BLOOD

SUBSCRIBED AND SWORN to before me this 19th day of May, 2008.




NOTARY PUBLIC






Piute County
EAST PIUTE ACCESS ROAD
County Unique - PCRD116




Land Ownership Categories

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

Transportation Network

-  EAST PIUTE ACCESS ROAD
-  State / U.S. Highway
-  Local Roads

Misc

-  City / Town
-  Municipalities
-  Section = 1 Mile



1:12,318
 1 inch equals 0.2 miles



Map prepared by the State of Utah
 AGRC
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 May 07, 2006



Appendix A to Attachment 4

Popular Name: EAST PIUTE ACCESS ROAD

County: Piute

County Road Number: PCRD116

State Geographic Information Database (SGID) Road Identification Number: RD160116.

Road-Segment Number: 002

Road-Segment Length: 0.05 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 30 South Range 3 West, Section(s) 11,14, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (EAST PIUTE ACCESS 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 12 minutes 27.77 seconds North Latitude and -112 degrees 10 minutes 40.74 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,445,604.5 feet and Y = 10,404,341.7 feet; thence the following courses along the said road center line:

thence North 00 Degrees 18 Minutes 47 Seconds West 1.6 feet

thence North 00 Degrees 18 Minutes 47 Seconds West 46.6 feet

thence North 00 Degrees 18 Minutes 47 Seconds West 2.6 feet

thence North 00 Degrees 48 Minutes 09 Seconds East 50.5 feet

thence North 00 Degrees 18 Minutes 47 Seconds West 48.9 feet

thence North 01 Degrees 11 Minutes 40 Seconds West 42.7 feet

thence North 03 Degrees 51 Minutes 25 Seconds East 31.6 feet

thence North 19 Degrees 47 Minutes 57 Seconds West 22.6 feet

thence North 62 Degrees 57 Minutes 48 Seconds West 10.7 feet more or less to **the ending**

point at: 38 degrees 12 minutes 30.25 seconds North Latitude and -112 degrees 10 minutes 40.96 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet

coordinates of X = 1,445,588.6 feet and Y = 10,404,592.4 feet.

Appendix B to Attachment 4

Popular Name: EAST PIUTE ACCESS ROAD

County: Piute

County Road Number: PCRD116

State Geographic Information Database (SGID) Road Identification Number: RD160116.

Road-Segment Number: 004

Road-Segment Length: 0.42 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 30 South Range 3 West, Section(s) 11, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (EAST PIUTE ACCESS ROAD)-- Segment 004 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 12 minutes 35.64 seconds North Latitude and -112 degrees 10 minutes 41.05 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,445,586.0 feet and Y = 10,405,138.1 feet; thence the following courses along the said road center line:

thence North 68 Degrees 38 Minutes 57 Seconds East 4.6 feet
thence North 68 Degrees 56 Minutes 26 Seconds East 23.2 feet
thence North 21 Degrees 21 Minutes 09 Seconds East 25.8 feet
thence North 19 Degrees 50 Minutes 59 Seconds West 32.4 feet
thence North 20 Degrees 17 Minutes 47 Seconds West 30.7 feet
thence North 11 Degrees 37 Minutes 23 Seconds West 26.8 feet
thence North 08 Degrees 55 Minutes 58 Seconds East 28.6 feet
thence North 25 Degrees 58 Minutes 53 Seconds East 31.1 feet
thence North 25 Degrees 39 Minutes 39 Seconds East 42.7 feet
thence North 19 Degrees 47 Minutes 34 Seconds East 39.1 feet
thence North 27 Degrees 11 Minutes 27 Seconds East 44.8 feet

thence North 45 Degrees 58 Minutes 26 Seconds East 41.3 feet
 thence North 21 Degrees 41 Minutes 52 Seconds East 33.3 feet
 thence North 01 Degrees 45 Minutes 26 Seconds West 39.1 feet
 thence North 04 Degrees 31 Minutes 23 Seconds East 42.8 feet
 thence North 11 Degrees 12 Minutes 50 Seconds East 50.9 feet
 thence North 09 Degrees 52 Minutes 14 Seconds East 55.7 feet
 thence North 12 Degrees 59 Minutes 06 Seconds East 55.6 feet
 thence North 11 Degrees 28 Minutes 08 Seconds East 54.6 feet
 thence North 11 Degrees 21 Minutes 55 Seconds East 60 feet
 thence North 11 Degrees 32 Minutes 36 Seconds East 60.7 feet
 thence North 04 Degrees 00 Minutes 32 Seconds East 56.6 feet
 thence North 00 Degrees 44 Minutes 27 Seconds East 53.5 feet
 thence North 23 Degrees 16 Minutes 17 Seconds West 51.3 feet
 thence North 22 Degrees 39 Minutes 14 Seconds West 51.8 feet
 thence North 05 Degrees 37 Minutes 06 Seconds West 46.1 feet
 thence North 01 Degrees 02 Minutes 35 Seconds West 51.5 feet
 thence North 00 Degrees 56 Minutes 19 Seconds East 60.1 feet
 thence North 01 Degrees 35 Minutes 44 Seconds East 69 feet
 thence North 02 Degrees 12 Minutes 32 Seconds East 74.6 feet
 thence North 00 Degrees 18 Minutes 48 Seconds West 76.5 feet
 thence North 03 Degrees 35 Minutes 27 Seconds West 74.6 feet
 thence North 00 Degrees 13 Minutes 46 Seconds East 69.2 feet
 thence North 05 Degrees 00 Minutes 53 Seconds East 63.6 feet
 thence North 07 Degrees 51 Minutes 53 Seconds East 55.4 feet
 thence North 01 Degrees 27 Minutes 55 Seconds East 52.9 feet
 thence North 02 Degrees 01 Minutes 41 Seconds West 54.8 feet
 thence North 07 Degrees 57 Minutes 13 Seconds West 54.3 feet
 thence North 11 Degrees 41 Minutes 41 Seconds West 51.6 feet
 thence North 13 Degrees 15 Minutes 05 Seconds West 49.8 feet
 thence North 15 Degrees 48 Minutes 57 Seconds West 46.7 feet
 thence North 16 Degrees 02 Minutes 43 Seconds West 48.4 feet
 thence North 14 Degrees 11 Minutes 13 Seconds West 56.1 feet
 thence North 09 Degrees 46 Minutes 32 Seconds West 49.9 feet
 thence North 03 Degrees 33 Minutes 11 Seconds West 34.8 feet
 thence North 04 Degrees 27 Minutes 00 Seconds East 23.7 feet
 thence North 00 Degrees 18 Minutes 48 Seconds West 10.5 feet more or less to **the ending**

point at: 38 degrees 12 minutes 56.72 seconds North Latitude and -112 degrees 10 minutes 40.19 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 foot coordinates of X = 1,445,669.8 feet and Y = 10,407,269.7 feet.