

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

Ent 103166 Bk 894 Pg 365-377
Date: 29-MAY-2008 3:58PM
Fee: None
Filed By: LCJ
LOUISE JONES, Recorder
SAN JUAN COUNTY CORPORATION
For: GOVERNOR 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 San Juan County as it pertains to the highway located in San Juan County known as WATER TREATMENT PLANT ROAD; County Road Number: B159; State Geographic Information Database (SGID) Road Identification Number: RD190113. Total road length is 0.83 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 22nd day of May, 2008.

By the Governor's Designee



John Harja

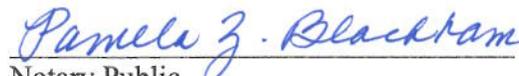
CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

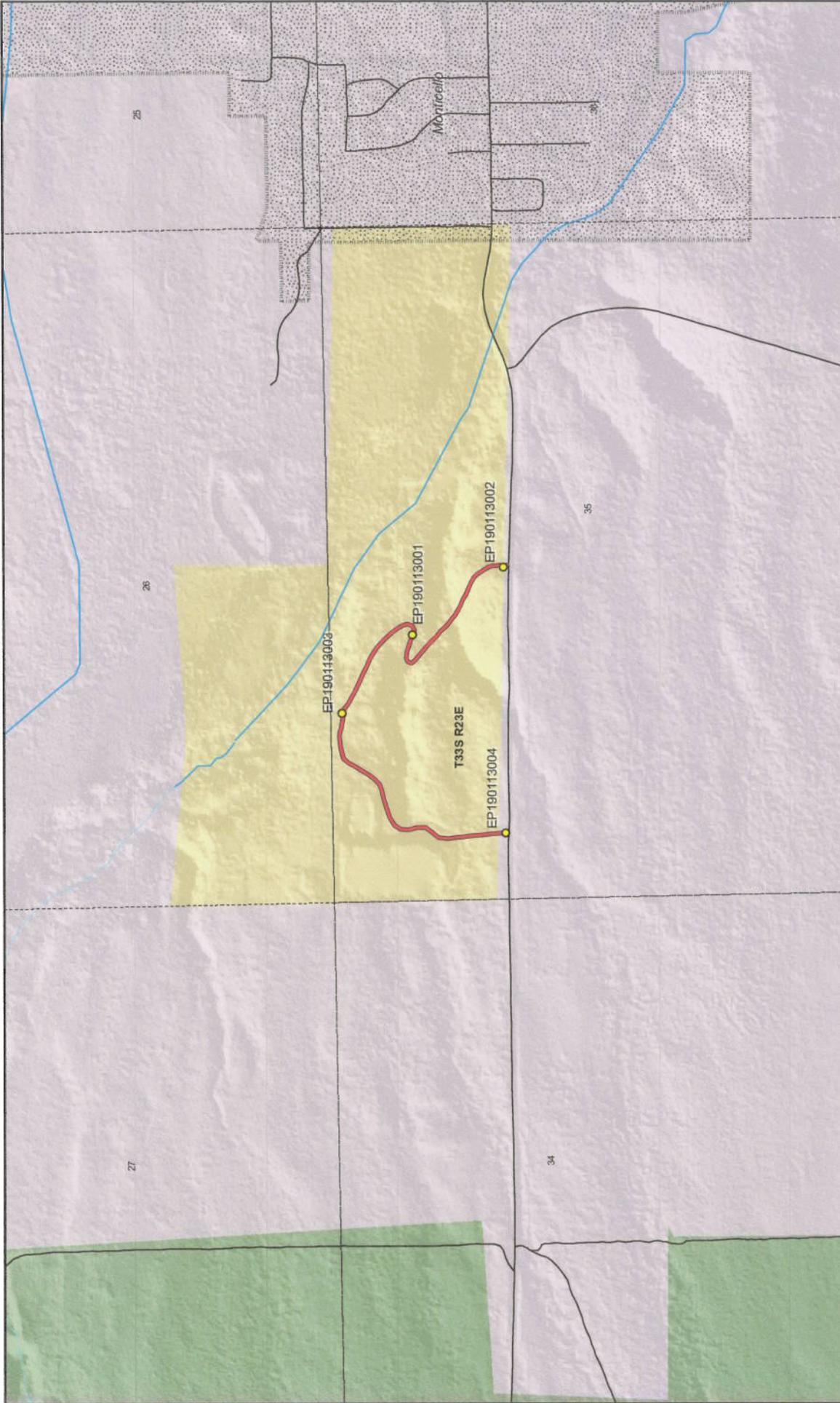
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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

Dated this 22nd day of May, 2008.





Notary Public



Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
Apr 02, 2008



WATER TREATMENT PLANT ROAD - San Juan County
SGID RD_ID RD190113

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- Tribal, Indian Reservation
- NPS, National Park

Transportation Network

- WATER TREATMENT PLANT ROAD
- Other Roads
- Title V: Issued Or Under Consideration By BLM Or County
- Photo Event Point
- Section = 1 Mile

Wilderness

- UDWR, Wildlife Reserve
- DOD, Military
- State Sovereign Land
- National Recreation Area
- USFWS, Natl. Wildlife Refuge

Scale:
1:12,516
1 inch equals 0.2 miles



Attachment 1

Attachment 2



EP190113001



EP190113002



EP190113003



EP190113004

EP000000000

EP000000000

WATER TREATMENT PLANT ROAD - San Juan County
SGID RD_ID RD190113



Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
April 11, 2008



Attachment 3

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

Popular Name: WATER TREATMENT PLANT ROAD

County: San Juan

County Road Number: B159

State Geographic Information Database (SGID) Road Identification Number: RD190113.

Total Road Length: 0.83 miles more or less.

Beginning at a point on the road centerline located at 37 degrees 52 minutes 08.86 seconds North Latitude and -109 degrees 22 minutes 017.7 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,254,755.3 feet and Y = 10,287,330.8 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 52 minutes 08.48 seconds North Latitude and -109 degrees 21 minutes 51.65 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,256,844.1 feet and Y = 10,287,340.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 33 South Range 23 East, Section(s) 35, 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: WATER TREATMENT PLANT ROAD

County: San Juan

County Road Number: B159

State Geographic Information Database (SGID) Road Identification Number: RD190113.

Total Road Length: 0.83 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
RD190113	001	PVT	0.02 Miles	(not shown)
RD190113	002	BLM	0.81 Miles	A
RD190113	003	PVT	0.01 Miles	(not shown)
		Total Road Length	0.83	_____

* 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 J. WHITNEY REDD
WATER TREATMENT PLANT ROAD
SAN JUAN COUNTY, UTAH
COUNTY ROAD NUMBER B159

State of Utah)
 : ss
County of San Juan)

J. Whitney Redd, 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 San Juan County, Utah. I have lived in San Juan County for 71 years.

2. I have traveled and am familiar with a road in San Juan County known as Water Treatment Plant Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1950's, it followed the same route as in 2005, when I last observed it. Attached is a San Juan County map showing Water Treatment Plant 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 identifies this road according to the road number described 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 1950's and continuing through 1976 to 2005. Throughout this time period I have observed travel on the road by various means, including: jeep, automobile, pickup, heavy truck, ATV, motorcycle, maintenance vehicle and

bicycle. Throughout this time period, the road was used daily, for more than 10 continuous years prior to 1976, and was used daily in 2005.

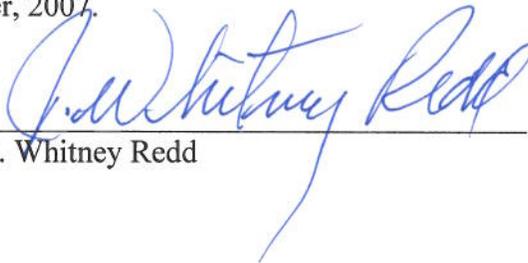
5. Throughout the time period from the early 1950's to 2005, I have used the road myself for the following uses: sightseeing and recreation.

6. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus the following uses: power plant access, water treatment plant access, 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 1930's and continuing through 1976 to the present, for the uses described in the previous paragraphs.

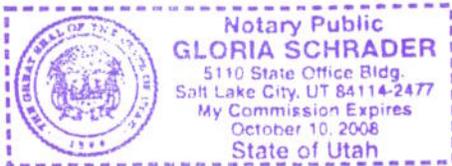
8. I observed the graded surface prior to 1976.

Dated this 18 day of September, 2007.



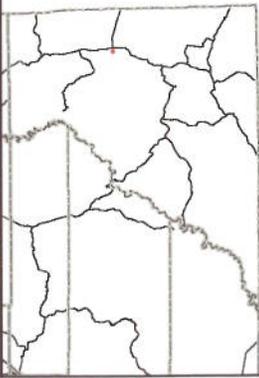
J. Whitney Redd

SUBSCRIBED AND SWORN TO before me this 18th day of September, 2007.





Notary Public



WATER TREATMENT PLANT
County Unique - B159

- Land Ownership Categories**
- BLM
 - National Recreation Area
 - SITLA, State Trust Land
 - USFS, National Forest
 - National Parks & Monuments (NPS)
- Misc**
- Private
 - Wilderness
 - State Park
 - Tribal Lands
- City / Town Municipalities**
- Section = 1 Mile
- Transportation Network**
- WATER TREATMENT PLANT
 - State / U.S. Highway
 - Local Roads



1:11,941
 1 inch equals 0.2 miles
 Jul 25, 2007

AFFIDAVIT OF TED C. BRONSON
WATER TREATMENT PLANT ROAD
SAN JUAN COUNTY, UTAH
COUNTY ROAD NUMBER B159

State of Utah)
 :SS
County of San Juan)

Ted C. Bronson, 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 San Juan County, Utah. I have lived in San Juan County 81 years. I worked as a grader operator for the San Juan County Road Department during the years 1961 through 1987.

2. I have traveled and am familiar with a road in San Juan County known as Water Treatment Plant Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1950s, it followed the same route as in the late 1980s when I last observed it. Attached is a San Juan County map showing Water Treatment Plant 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 identifies this road according to the road number described 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 the late 1980s. Throughout this time period I have observed travel on the road by various

means, including horses, maintenance vehicles, cars and trucks. Throughout this time period, the road has been used daily.

5. Throughout the time period from the late 1950's to the late 1980's, I have used the road myself for the following uses: county road maintenance.

6. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus the following uses: water treatment 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 sometime before the late 1930's and continuing through 1976 to the present, for the uses described in the previous paragraphs.

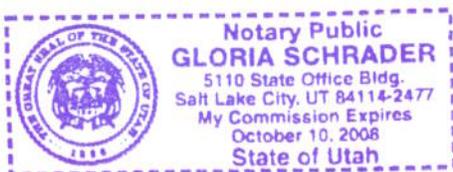
8. I personally graded the road from 1974 to the early 1980's as well as observed the following evidence of construction and maintenance performed on the road prior to 1976: road berms, cuts and fills, constructed dugways and culverts from at least as early as the late 50's.

Dated this 17 day of September, 2007.



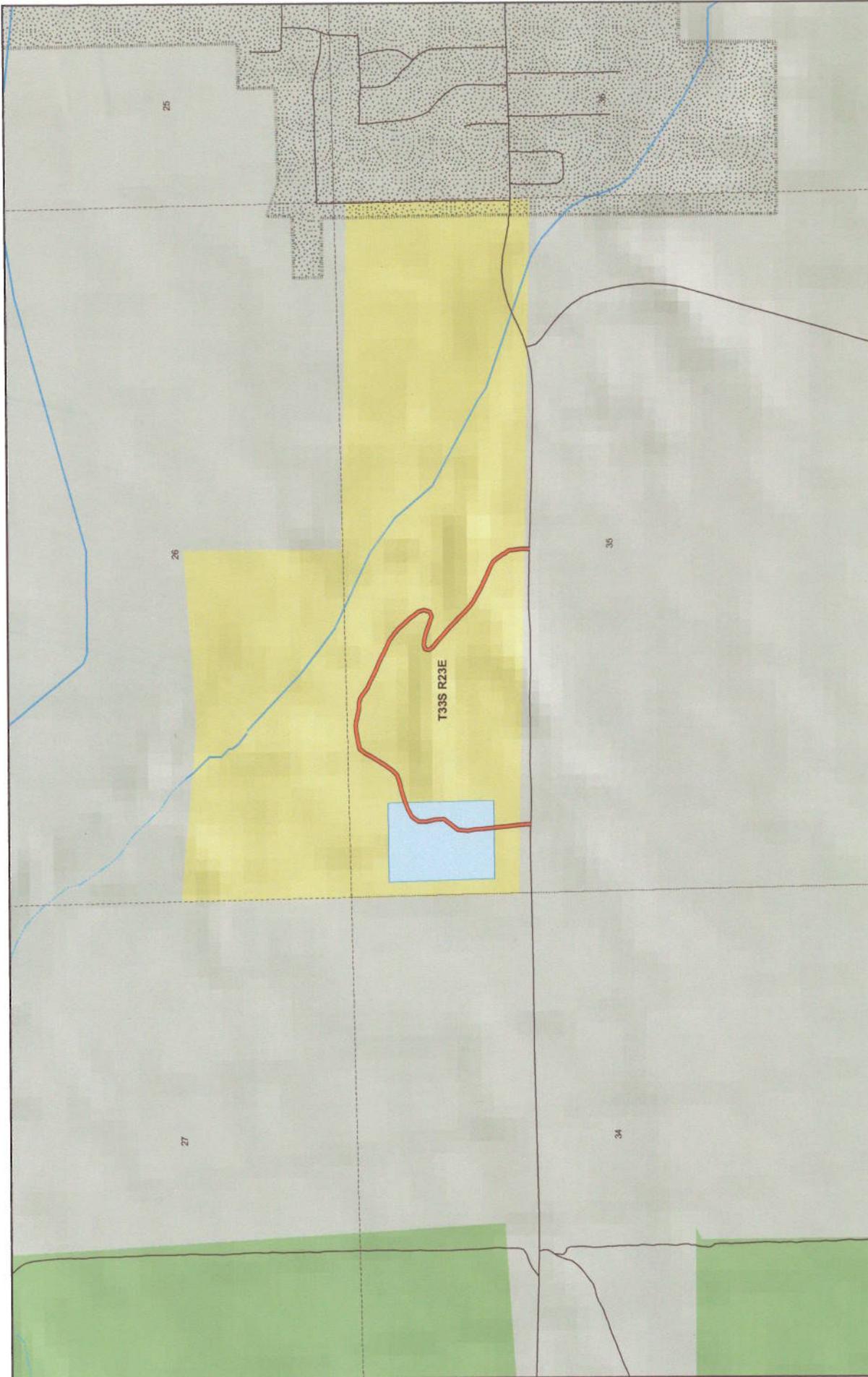
Ted C. Bronson

SUBSCRIBED AND SWORN TO before me this 17th day of September, 2007.





Notary Public



1:11,941
1 inch equals 0.2 miles
Jul 25, 2007

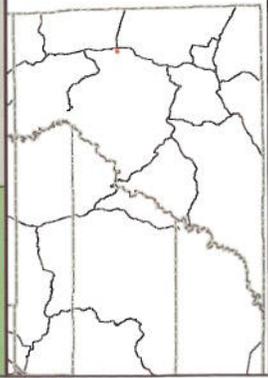
WATER TREATMENT PLANT County Unique - B159

Transportation Network
 WATER TREATMENT PLANT
 State / U.S. Highway
 Local Roads

Misc
 City / Town
 Municipalities
 Section = 1 Mile

Land Ownership Categories
 Private
 Wilderness
 State Park
 Tribal Lands

Land Ownership Categories
 BLM
 National Recreation Area
 SITLA, State Trust Land
 USFS, National Forest
 National Parks & Monuments (NPS)



Appendix A to Attachment 4

Popular Name: WATER TREATMENT PLANT ROAD

County: San Juan

County Road Number: B159

State Geographic Information Database (SGID) Road Identification Number: RD190113.

Road-Segment Number: 002

Road-Segment Length: 0.81 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 33 South Range 23 East, Section(s) 35, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (WATER TREATMENT PLANT 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 37 degrees 52 minutes 09.69 seconds North Latitude and -109 degrees 22 minutes 17.75 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,254,749.3 feet and Y = 10,287,414.1 feet; thence the following courses along the said road center line:

thence North 05 Degrees 37 Minutes 37 Seconds West 53.1 feet
thence North 05 Degrees 27 Minutes 07 Seconds West 73.1 feet
thence North 06 Degrees 05 Minutes 23 Seconds West 74.9 feet
thence North 05 Degrees 50 Minutes 58 Seconds West 67.9 feet
thence North 06 Degrees 15 Minutes 50 Seconds West 60 feet
thence North 08 Degrees 11 Minutes 45 Seconds West 66.9 feet
thence North 05 Degrees 58 Minutes 41 Seconds East 72 feet
thence North 39 Degrees 25 Minutes 50 Seconds East 68.3 feet
thence North 35 Degrees 09 Minutes 56 Seconds East 64.5 feet
thence North 00 Degrees 52 Minutes 48 Seconds West 65.3 feet
thence North 15 Degrees 10 Minutes 47 Seconds West 65.2 feet

thence North 00 Degrees 35 Minutes 27 Seconds East 63 feet
 thence North 34 Degrees 39 Minutes 45 Seconds East 61.3 feet
 thence North 60 Degrees 46 Minutes 32 Seconds East 67.9 feet
 thence North 69 Degrees 01 Minutes 16 Seconds East 74.3 feet
 thence North 73 Degrees 22 Minutes 34 Seconds East 75.9 feet
 thence North 78 Degrees 52 Minutes 22 Seconds East 68.1 feet
 thence North 67 Degrees 57 Minutes 32 Seconds East 54 feet
 thence North 45 Degrees 12 Minutes 43 Seconds East 51.5 feet
 thence North 35 Degrees 21 Minutes 04 Seconds East 55.7 feet
 thence North 33 Degrees 00 Minutes 23 Seconds East 55 feet
 thence North 31 Degrees 16 Minutes 37 Seconds East 47 feet
 thence North 30 Degrees 09 Minutes 40 Seconds East 38.8 feet
 thence North 28 Degrees 24 Minutes 06 Seconds East 47.1 feet
 thence North 41 Degrees 16 Minutes 02 Seconds East 50.4 feet
 thence North 74 Degrees 40 Minutes 07 Seconds East 50.6 feet
 thence North 79 Degrees 41 Minutes 16 Seconds East 45.3 feet
 thence North 80 Degrees 14 Minutes 00 Seconds East 41.9 feet
 thence North 84 Degrees 32 Minutes 37 Seconds East 40.2 feet
 thence South 81 Degrees 06 Minutes 27 Seconds East 34.9 feet
 thence South 75 Degrees 31 Minutes 17 Seconds East 24.4 feet
 thence South 74 Degrees 21 Minutes 31 Seconds East 4.8 feet
 thence South 82 Degrees 15 Minutes 18 Seconds East 32.8 feet
 thence South 72 Degrees 39 Minutes 14 Seconds East 15.2 feet
 thence South 80 Degrees 15 Minutes 17 Seconds East 26.3 feet
 thence South 88 Degrees 47 Minutes 48 Seconds East 37.4 feet
 thence South 75 Degrees 36 Minutes 24 Seconds East 41.4 feet
 thence South 54 Degrees 08 Minutes 45 Seconds East 42.3 feet
 thence South 58 Degrees 17 Minutes 55 Seconds East 49.5 feet
 thence South 62 Degrees 57 Minutes 53 Seconds East 54.3 feet
 thence South 64 Degrees 02 Minutes 43 Seconds East 54.9 feet
 thence South 66 Degrees 08 Minutes 15 Seconds East 56.1 feet
 thence South 66 Degrees 22 Minutes 23 Seconds East 60.7 feet
 thence South 64 Degrees 41 Minutes 05 Seconds East 62.2 feet
 thence South 65 Degrees 35 Minutes 45 Seconds East 58.9 feet
 thence South 62 Degrees 27 Minutes 45 Seconds East 52.7 feet
 thence South 55 Degrees 24 Minutes 06 Seconds East 51.6 feet
 thence South 50 Degrees 11 Minutes 21 Seconds East 54.5 feet
 thence South 43 Degrees 56 Minutes 24 Seconds East 58.5 feet
 thence South 42 Degrees 14 Minutes 30 Seconds East 56.5 feet
 thence South 38 Degrees 08 Minutes 47 Seconds East 50.3 feet
 thence South 34 Degrees 07 Minutes 07 Seconds East 41.9 feet
 thence South 15 Degrees 56 Minutes 47 Seconds East 42.6 feet
 thence South 19 Degrees 13 Minutes 56 Seconds West 43.2 feet
 thence South 67 Degrees 42 Minutes 48 Seconds West 38.6 feet
 thence North 72 Degrees 04 Minutes 44 Seconds West 28.3 feet
 thence North 62 Degrees 39 Minutes 29 Seconds West 7.8 feet
 thence North 73 Degrees 30 Minutes 21 Seconds West 18.2 feet
 thence North 70 Degrees 06 Minutes 15 Seconds West 37.1 feet
 thence North 71 Degrees 06 Minutes 31 Seconds West 46.9 feet

thence North 77 Degrees 36 Minutes 16 Seconds West 47.8 feet
 thence North 83 Degrees 27 Minutes 41 Seconds West 41.3 feet
 thence South 69 Degrees 30 Minutes 05 Seconds West 30.4 feet
 thence South 14 Degrees 18 Minutes 59 Seconds West 31.2 feet
 thence South 37 Degrees 36 Minutes 29 Seconds East 34.7 feet
 thence South 51 Degrees 55 Minutes 19 Seconds East 42.3 feet
 thence South 49 Degrees 36 Minutes 31 Seconds East 43.3 feet
 thence South 49 Degrees 26 Minutes 19 Seconds East 38.6 feet
 thence South 49 Degrees 42 Minutes 10 Seconds East 33.3 feet
 thence South 46 Degrees 28 Minutes 24 Seconds East 45.5 feet
 thence South 46 Degrees 07 Minutes 35 Seconds East 48.5 feet
 thence South 48 Degrees 15 Minutes 18 Seconds East 45.1 feet
 thence South 47 Degrees 14 Minutes 05 Seconds East 41.3 feet
 thence South 46 Degrees 16 Minutes 30 Seconds East 41.1 feet
 thence South 46 Degrees 40 Minutes 05 Seconds East 39 feet
 thence South 52 Degrees 25 Minutes 45 Seconds East 41.2 feet
 thence South 59 Degrees 59 Minutes 14 Seconds East 44.9 feet
 thence South 62 Degrees 52 Minutes 16 Seconds East 48.4 feet
 thence South 65 Degrees 14 Minutes 32 Seconds East 50.3 feet
 thence South 62 Degrees 10 Minutes 11 Seconds East 53.6 feet
 thence South 66 Degrees 51 Minutes 06 Seconds East 48.6 feet
 thence South 65 Degrees 51 Minutes 37 Seconds East 47.6 feet
 thence South 62 Degrees 03 Minutes 35 Seconds East 45.1 feet
 thence South 44 Degrees 16 Minutes 30 Seconds East 38.8 feet
 thence South 34 Degrees 57 Minutes 20 Seconds East 27.1 feet
 thence South 32 Degrees 29 Minutes 59 Seconds East 20.9 feet
 thence South 31 Degrees 37 Minutes 58 Seconds East 26.5 feet
 thence South 35 Degrees 06 Minutes 29 Seconds East 32.8 feet
 thence South 11 Degrees 23 Minutes 12 Seconds East 32.4 feet
 thence South 06 Degrees 34 Minutes 53 Seconds East 33 feet
 thence South 03 Degrees 37 Minutes 19 Seconds East 22.7 feet
 thence South 01 Degrees 48 Minutes 42 Seconds East 24.9 feet
 thence South 02 Degrees 21 Minutes 51 Seconds East 4.6 feet more or less to **the ending point**

at: 37 degrees 52 minutes 08.88 seconds North Latitude and -109 degrees 21 minutes 51.62 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,256,845.3 feet and Y = 10,287,380.7 feet.