

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

Ent 251338 Bk 429 Pg 440
Date: 09-MAY-2008 1:23PM
Fee: None
Filed By: CT
LES BARKER, Recorder
GARFIELD 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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Garfield County as it pertains to the highway located in Garfield County known as BUTCH CASSIDY BYPASS; County Road Number: 0032; State Geographic Information Database (SGID) Road Identification Number: RD090011. Total road length is 0.76 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 23rd day of April, 2008.

By the Governor's Designee


John Harja


CERTIFICATION

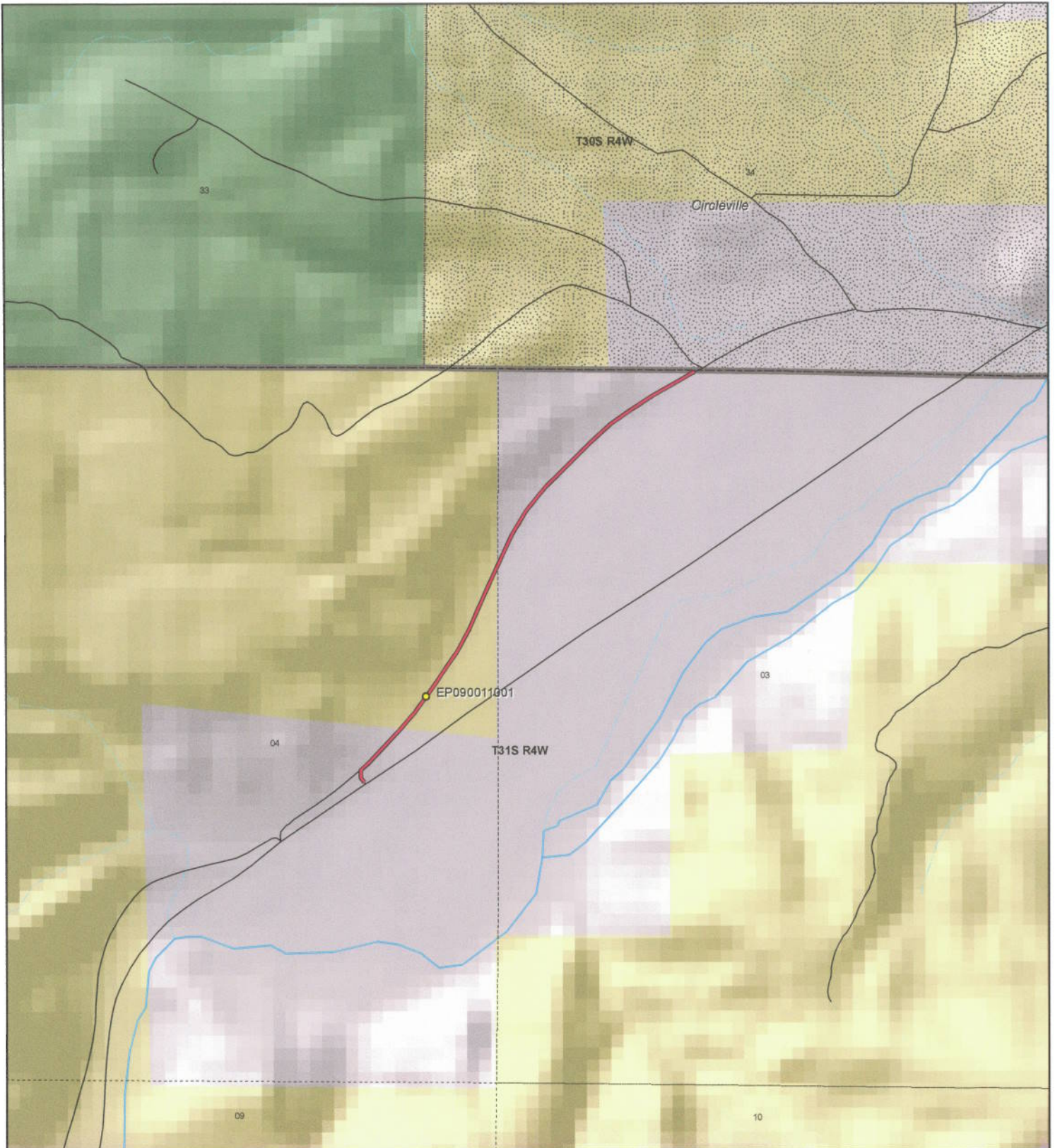
State of Utah)
 : ss
County of Salt Lake)

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 23rd day of April, 2008.




Notary Public



<p>1:11,600 1 inch equals 0.2 miles</p>	<p align="center">BUTCH CASSIDY BYPASS - Garfield County SGID RD_ID RD090011</p> <table border="0"> <tr> <td data-bbox="430 1785 673 1971"> Land Ownership Categories <ul style="list-style-type: none"> ● BLM ● Private ● SITLA, State Trust Land ● USFS, National Forest ● State Parks and Recreation ● Tribal, Indian Reservation ● NPS, National Park </td> <td data-bbox="673 1785 917 1971"> <ul style="list-style-type: none"> ◆ Wilderness ◆ UDWR Wildlife Reserve ◆ DOD, Military ◆ State Sovereign Land ◆ National Recreation Area ◆ USFWS, Natl. Wildlife Refuge </td> <td data-bbox="917 1785 1209 1971"> Transportation Network <ul style="list-style-type: none"> — BUTCH CASSIDY BYPASS — Title V: Issued Or Under Consideration By BLM Or County — Other Roads ● Photo Event Point Section = 1 Mile </td> </tr> </table>	Land Ownership Categories <ul style="list-style-type: none"> ● BLM ● Private ● SITLA, State Trust Land ● USFS, National Forest ● State Parks and Recreation ● Tribal, Indian Reservation ● NPS, National Park 	<ul style="list-style-type: none"> ◆ Wilderness ◆ UDWR Wildlife Reserve ◆ DOD, Military ◆ State Sovereign Land ◆ National Recreation Area ◆ USFWS, Natl. Wildlife Refuge 	Transportation Network <ul style="list-style-type: none"> — BUTCH CASSIDY BYPASS — Title V: Issued Or Under Consideration By BLM Or County — Other Roads ● Photo Event Point Section = 1 Mile 	<p>Map prepared by the State of Utah Automated Geographic Reference Center Room 5130 State Office Building Salt Lake City, Utah 84114 Feb 27, 2008</p> <div style="display: flex; justify-content: space-around;">   </div>
Land Ownership Categories <ul style="list-style-type: none"> ● BLM ● Private ● SITLA, State Trust Land ● USFS, National Forest ● State Parks and Recreation ● Tribal, Indian Reservation ● NPS, National Park 	<ul style="list-style-type: none"> ◆ Wilderness ◆ UDWR Wildlife Reserve ◆ DOD, Military ◆ State Sovereign Land ◆ National Recreation Area ◆ USFWS, Natl. Wildlife Refuge 	Transportation Network <ul style="list-style-type: none"> — BUTCH CASSIDY BYPASS — Title V: Issued Or Under Consideration By BLM Or County — Other Roads ● Photo Event Point Section = 1 Mile 			



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BUTCH CASSIDY BYPASS - Garfield County
SGID RD_ID RD090011

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 February 29, 2008



Attachment 3

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

Popular Name: BUTCH CASSIDY BYPASS

County: Garfield

County Road Number: 0032

State Geographic Information Database (SGID) Road Identification Number: RD090011.

Total Road Length: 0.76 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 08 minutes 28.86 seconds North Latitude and -112 degrees 18 minutes 31.47 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,407,824.2 feet and Y = 10,380,473.4 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 08 minutes 59.27 seconds North Latitude and -112 degrees 18 minutes 01.27 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,410,263.7 feet and Y = 10,383,528.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 31 South Range 4 West, Section(s) 3,4, 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: BUTCH CASSIDY BYPASS

County: Garfield

County Road Number: 0032

State Geographic Information Database (SGID) Road Identification Number: RD090011.

Total Road Length: 0.76 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
RD090011	001	PVT	0.1 Miles	(not shown)
RD090011	002	BLM	0.26 Miles	A
RD090011	003	PVT	0.4 Miles	(not shown)
		Total Road Length	0.76	_____

* 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 KERRY BRUCE FULLMER

BUTCH CASSIDY BYPASS ROAD

COUNTY ROAD NUMBER 0032

GARFIELD COUNTY, UTAH

State of Utah)
 : ss.
County of Garfield)

KERRY BRUCE FULLMER, 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 have lived in Garfield County for 30 years.

2. I have traveled and am familiar with a road in Garfield County named by the county as Butch Cassidy Bypass Road. I know the road as an agricultural road and access to the gravel pit south of Circleville. I am also familiar with the land the road traverses. When I first used and observed the road in 1955, it followed the same route as in 2006 when I last observed it. Attached is a Garfield County map showing Butch Cassidy Bypass 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. The County also identifies this road according to the road number listed above.

3. 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 1955 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by various means, including cars, trucks, maintenance vehicles, jeeps and ATV's. Throughout this

time period, the road has been used daily for more than ten continuous years prior to 1976, and was used daily in 2006.

4. Throughout the time period from 1955 to 2006, I have used the road myself for hunting, farming, livestock operations, tourism, recreation, ATV riding and traveling in and through the area.

5. 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 rock hounding, hiking and government access.

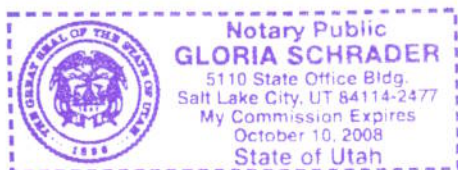
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

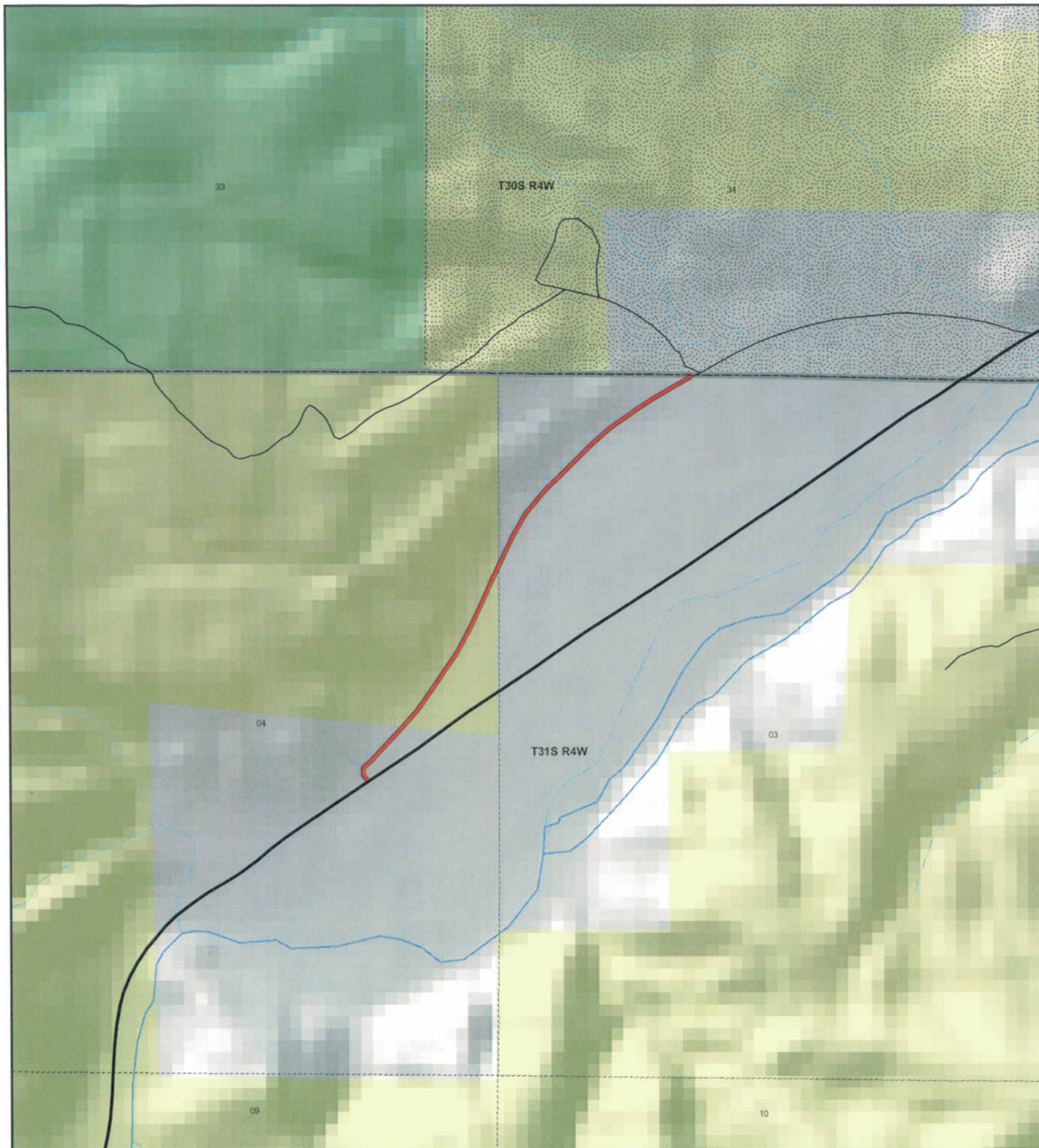
Dated this 12 day of July, 2007.


KERRY BRUCE FULLMER

SUBSCRIBED AND SWORN to before me this 12th day of July, 2007.




NOTARY PUBLIC



BUTCH CASSIDY BYPASS County Unique - 0032

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- Wildlife Reserve
- National Park/Monument (NPS)
- National Rec. Area
- Wilderness
- State Park

Transportation Network

- BUTCH CASSIDY BYPASS
- State / U.S. Highway
- Local Roads

Misc

- City / Town
- Municipalities
- Section = 1 Mile
- Monument Boundary



1:11,600

1 inch equals 0.2 miles



Map prepared by the State of Utah
AGRC
Room 5130 State Office Building
Salt Lake City, Utah 84114
Jul 05, 2007



Appendix A to Attachment 4

Popular Name: BUTCH CASSIDY BYPASS

County: Garfield

County Road Number: 0032

State Geographic Information Database (SGID) Road Identification Number: RD090011.

Road-Segment Number: 002

Road-Segment Length: 0.26 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 31 South Range 4 West, Section(s) 4, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (BUTCH CASSIDY BYPASS)-- 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 08 minutes 32.88 seconds North Latitude and -112 degrees 18 minutes 28.16 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,408,092.8 feet and Y = 10,380,877.9 feet; thence the following courses along the said road center line:

thence North 40 Degrees 44 Minutes 47 Seconds East 159.3 feet

thence North 35 Degrees 10 Minutes 53 Seconds East 202.3 feet

thence North 34 Degrees 10 Minutes 50 Seconds East 194.7 feet

thence North 33 Degrees 44 Minutes 46 Seconds East 127.1 feet

thence North 29 Degrees 49 Minutes 07 Seconds East 54.3 feet

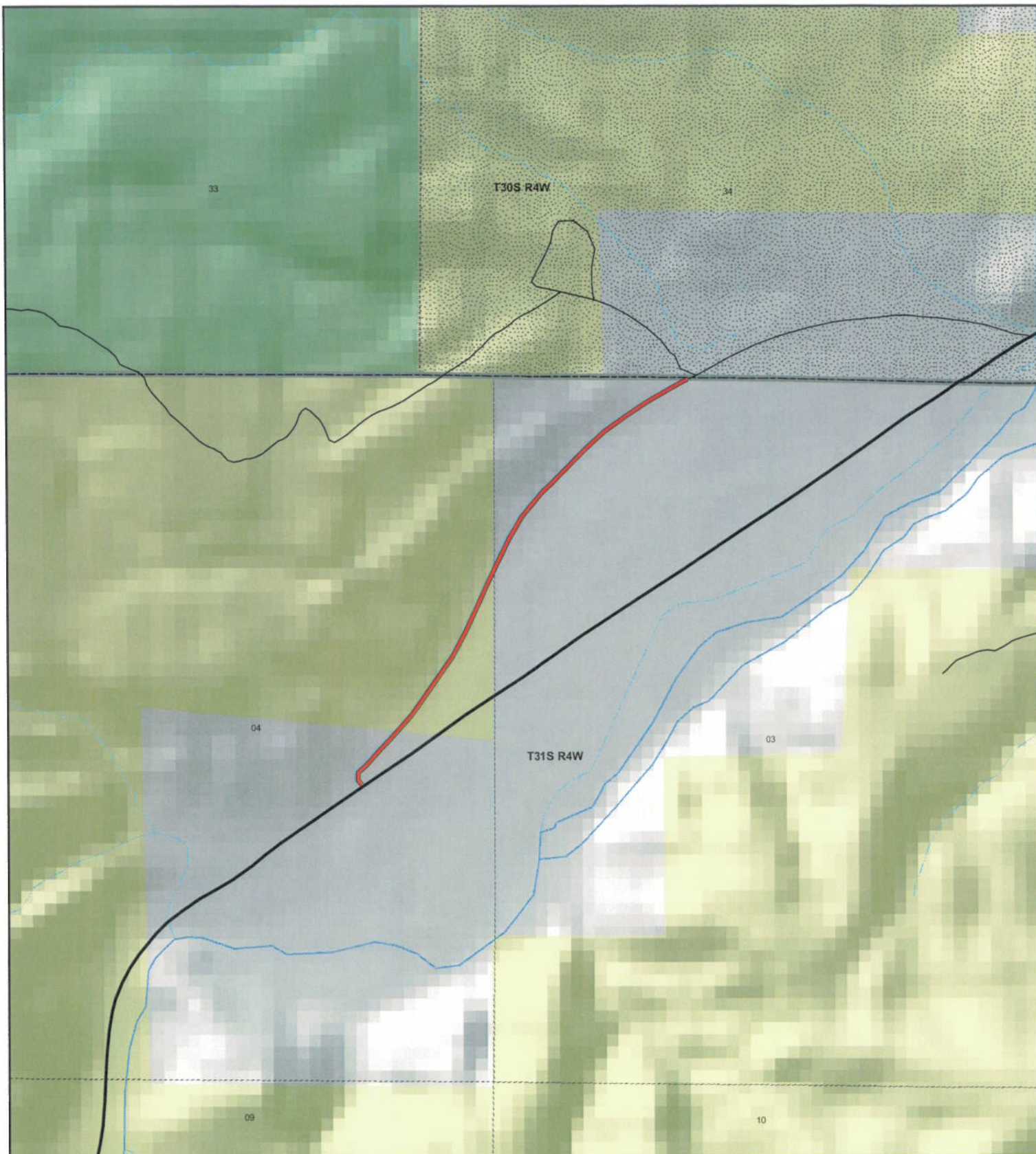
thence North 28 Degrees 16 Minutes 40 Seconds East 153.6 feet

thence North 24 Degrees 02 Minutes 58 Seconds East 190.9 feet

thence North 24 Degrees 02 Minutes 52 Seconds East 187 feet

thence North 25 Degrees 32 Minutes 16 Seconds East 121.8 feet more or less to **the ending point at:** 38 degrees 08 minutes 044.7 seconds North Latitude and -112 degrees 18 minutes 19.44 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet

coordinates of X = 1,408,799.5 feet and Y = 10,382,068.0 feet.



BUTCH CASSIDY BYPASS County Unique - 0032

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- USFS, National Forest
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Transportation Network

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- State / U.S. Highway
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Misc

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Map prepared by the State of Utah
AGRC
Room 5130 State Office Building
Salt Lake City, Utah 84114
Jul 05, 2007

