

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

Ent 251344 Bk 429 Pg 515
Date: 09-MAY-2008 1:37PM
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 ROCKY FORD ROAD; County Road Number: 0044; State Geographic Information Database (SGID) Road Identification Number: RD090017. Total road length is 1.26 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 24th day of April, 2008.

By the Governor's Designee



John Harja


CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

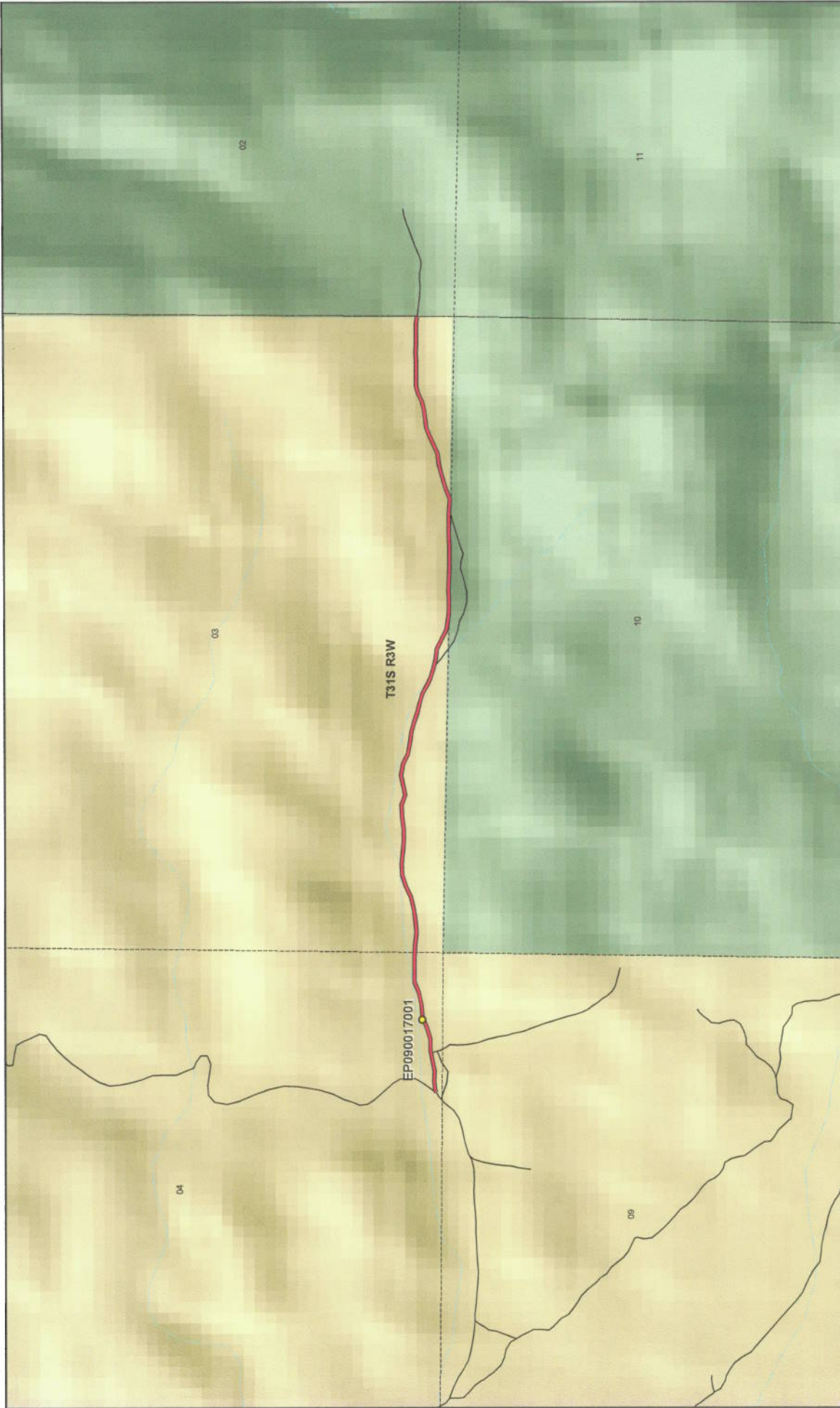
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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


Dated this 24th day of April, 2008.



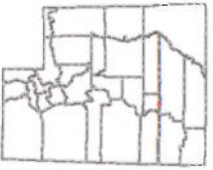


Notary Public






1:13,374
1 inch equals 0.2 miles



ROCKY FORD ROAD - Garfield County

SGID RD_ID RD090017

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
Feb 26, 2008



<p>Land Ownership Categories</p> <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 	<p>Transportation Network</p> <ul style="list-style-type: none"> ROCKY FORD ROAD Other Roads Title V, Issued Or Under Consideration By BLM Or County Photo Event Point 	<p>Wilderness</p> <ul style="list-style-type: none"> JDWR Wildlife Reserve DOD, Military State Sovereign Land National Recreation Area USFWS, Natl. Wildlife Refuge
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Section = 1 Mile



EP090017001

EP000000000

EP000000000

EP000000000

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EP000000000

ROCKY FORD ROAD - Garfield County
SGID RD_ID RD090017

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: ROCKY FORD ROAD

County: Garfield

County Road Number: 0044

State Geographic Information Database (SGID) Road Identification Number: RD090017.

Total Road Length: 1.26 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 08 minutes 19.15 seconds North Latitude and -112 degrees 11 minutes 49.26 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,439,948.4 feet and Y = 10,379,233.3 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 08 minutes 21.47 seconds North Latitude and -112 degrees 10 minutes 028.5 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,446,402.1 feet and Y = 10,379,420.4 feet based on the US Survey Foot conversion.

This road may traverse:

Township 31 South Range 3 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: ROCKY FORD ROAD

County: Garfield

County Road Number: 0044

State Geographic Information Database (SGID) Road Identification Number: RD090017.

Total Road Length: 1.26 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
RD090017	001	BLM	0.76 Miles	A
RD090017	002	FS	0.14 Miles	†(pending)
RD090017	003	BLM	0.03 Miles	B
RD090017	004	FS	0.03 Miles	†(pending)
RD090017	005	BLM	0.29 Miles	C
		Total Road Length	1.26	_____

* 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

ROCKY FORD ROAD

COUNTY ROAD NUMBER 0044

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 Rocky Ford Road. I know the road as the road that ran past Rex's Pond southeast of Circleville. I am also familiar with the land the road traverses. When I first used and observed the road in approximately 1955, it followed the same route as in 2007 when I last observed it. Attached is a Garfield County map showing Rocky Ford 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 approximately 1955 and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including trucks, maintenance vehicles, jeeps and ATV's. Throughout

this time period, the road has been used weekly, weather permitting, for more than ten continuous years prior to 1976, and was used weekly, weather permitting, in 2007.

4. Throughout the time period from approximately 1955 to 2007, I have used the road myself for hunting, 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 livestock operations, farming, rock hounding 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.

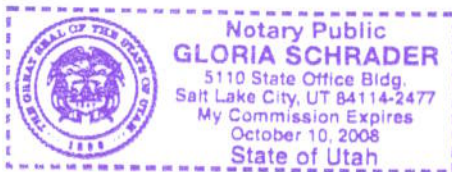
7. Prior to 1976, I observed the graded surface of the road.

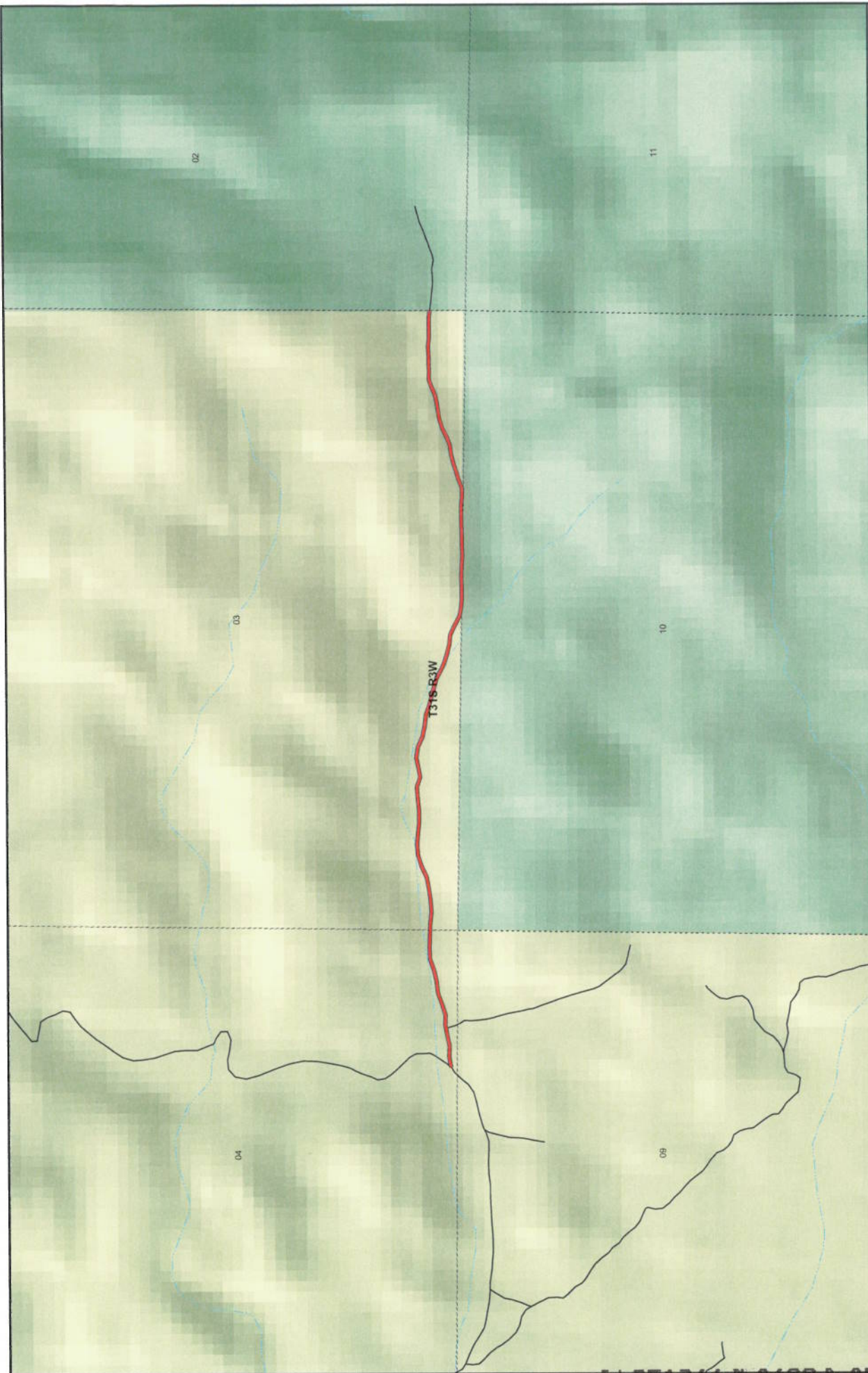

Dated this 12 day of July, 2007.


KERRY BRUCE FULLMER

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


NOTARY PUBLIC




1:13,374
1 inch equals 0.2 miles

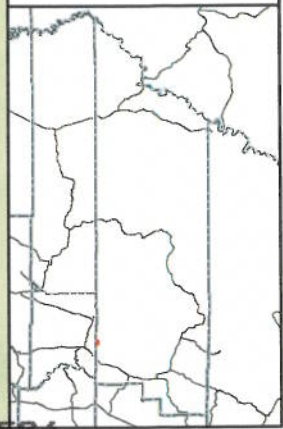
Map prepared by the State of Utah
Automated Geographic Reference Center
AGRC

Room 5130 State Office Building
Salt Lake City, Utah 84114
Jul 01, 2009

ROCKY FORD RD County Unique - 0044

<p>Land Ownership Categories</p> <ul style="list-style-type: none"> ■ BLM ■ Private ■ SITLA, State Trust Land ■ USFS, National Forest ■ National Park/Monument (NPS) 	<p>Misc</p> <ul style="list-style-type: none"> ○ Wildlife Reserve ○ National Rec. Area ○ Wilderness ○ State Park 	<p>City / Town</p> <ul style="list-style-type: none"> ○ Municipalities ○ Section = 1 Mile ○ Monument Boundary 	<p>Transportation Network</p> <ul style="list-style-type: none"> — ROCKY FORD RD — State / U.S. Highway — Local Roads
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Appendix A to Attachment 4

Popular Name: ROCKY FORD ROAD

County: Garfield

County Road Number: 0044

State Geographic Information Database (SGID) Road Identification Number: RD090017.

Road-Segment Number: 001

Road-Segment Length: 0.76 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 3 West, Section(s) 3,4, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (ROCKY FORD ROAD)-- Segment 001 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 19.15 seconds North Latitude and -112 degrees 11 minutes 49.26 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,439,948.4 feet and Y = 10,379,233.3 feet; thence the following courses along the said road center line:

thence North 59 Degrees 18 Minutes 31 Seconds East	11 feet
thence North 72 Degrees 59 Minutes 18 Seconds East	10.3 feet
thence North 80 Degrees 05 Minutes 26 Seconds East	68.9 feet
thence South 87 Degrees 38 Minutes 40 Seconds East	91.7 feet
thence North 77 Degrees 30 Minutes 58 Seconds East	85.6 feet
thence North 78 Degrees 32 Minutes 41 Seconds East	66.2 feet
thence North 78 Degrees 39 Minutes 51 Seconds East	25.7 feet
thence South 88 Degrees 36 Minutes 54 Seconds East	88.6 feet
thence North 71 Degrees 22 Minutes 40 Seconds East	95.1 feet
thence North 68 Degrees 26 Minutes 47 Seconds East	106 feet
thence North 84 Degrees 56 Minutes 23 Seconds East	99.1 feet

thence North 75 Degrees 49 Minutes 53 Seconds East 101.4 feet
 thence North 69 Degrees 24 Minutes 18 Seconds East 96.6 feet
 thence North 88 Degrees 21 Minutes 51 Seconds East 99.5 feet
 thence South 89 Degrees 25 Minutes 01 Seconds East 105 feet
 thence South 88 Degrees 20 Minutes 58 Seconds East 41.4 feet
 thence South 88 Degrees 20 Minutes 58 Seconds East 64 feet
 thence South 82 Degrees 43 Minutes 03 Seconds East 99.3 feet
 thence North 85 Degrees 46 Minutes 10 Seconds East 96 feet
 thence North 80 Degrees 22 Minutes 51 Seconds East 99.4 feet
 thence North 77 Degrees 58 Minutes 22 Seconds East 100.2 feet
 thence North 65 Degrees 22 Minutes 40 Seconds East 104.4 feet
 thence North 71 Degrees 39 Minutes 57 Seconds East 100.8 feet
 thence North 84 Degrees 59 Minutes 30 Seconds East 92.2 feet
 thence South 84 Degrees 11 Minutes 20 Seconds East 86.1 feet
 thence South 83 Degrees 55 Minutes 50 Seconds East 100.4 feet
 thence North 89 Degrees 52 Minutes 30 Seconds East 100.4 feet
 thence North 82 Degrees 14 Minutes 00 Seconds East 106.2 feet
 thence North 87 Degrees 03 Minutes 03 Seconds East 99.9 feet
 thence South 71 Degrees 11 Minutes 13 Seconds East 86.1 feet
 thence North 79 Degrees 48 Minutes 43 Seconds East 82.3 feet
 thence North 77 Degrees 27 Minutes 33 Seconds East 88.3 feet
 thence South 81 Degrees 06 Minutes 42 Seconds East 94.4 feet
 thence South 64 Degrees 06 Minutes 12 Seconds East 94.4 feet
 thence South 78 Degrees 41 Minutes 03 Seconds East 92.8 feet
 thence South 83 Degrees 18 Minutes 39 Seconds East 94.2 feet
 thence South 73 Degrees 39 Minutes 28 Seconds East 80.2 feet
 thence South 72 Degrees 23 Minutes 03 Seconds East 82.1 feet
 thence South 76 Degrees 02 Minutes 16 Seconds East 95.8 feet
 thence South 72 Degrees 40 Minutes 22 Seconds East 74.7 feet
 thence South 59 Degrees 46 Minutes 38 Seconds East 82.7 feet
 thence South 67 Degrees 56 Minutes 54 Seconds East 62.1 feet
 thence South 70 Degrees 11 Minutes 58 Seconds East 74.4 feet
 thence South 77 Degrees 20 Minutes 56 Seconds East 89.2 feet
 thence South 85 Degrees 15 Minutes 46 Seconds East 82 feet
 thence South 64 Degrees 23 Minutes 23 Seconds East 91.6 feet
 thence South 60 Degrees 45 Minutes 16 Seconds East 87.1 feet
 thence South 80 Degrees 13 Minutes 54 Seconds East 45.6 feet more or less to **the ending**

point at: 38 degrees 08 minutes 18.69 seconds North Latitude and -112 degrees 11 minutes 00.53 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,443,841.4 feet and Y = 10,379,157.6 feet.

Appendix B to Attachment 4

Popular Name: ROCKY FORD ROAD

County: Garfield

County Road Number: 0044

State Geographic Information Database (SGID) Road Identification Number: RD090017.

Road-Segment Number: 003

Road-Segment Length: 0.03 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 3 West, Section(s) 3, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (ROCKY FORD 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 08 minutes 18.66 seconds North Latitude and -112 degrees 10 minutes 51.18 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,444,587.8 feet and Y = 10,379,149.3 feet; thence the following courses along the said road center line:

thence South 89 Degrees 24 Minutes 48 Seconds East 83.7 feet

thence South 89 Degrees 34 Minutes 05 Seconds East 75.8 feet more or less to **the ending point at:** 38 degrees 08 minutes 18.66 seconds North Latitude and -112 degrees 10 minutes 49.19 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,444,747.3 feet and Y = 10,379,147.9 feet.

Appendix C to Attachment 4

Popular Name: ROCKY FORD ROAD

County: Garfield

County Road Number: 0044

State Geographic Information Database (SGID) Road Identification Number: RD090017.

Road-Segment Number: 005

Road-Segment Length: 0.29 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 3 West, Section(s) 3, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (ROCKY FORD ROAD)-- Segment 005 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 18.64 seconds North Latitude and -112 degrees 10 minutes 47.26 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,444,901.5 feet and Y = 10,379,145.2 feet; thence the following courses along the said road center line:

thence North 68 Degrees 25 Minutes 29 Seconds East	69.4 feet
thence North 71 Degrees 42 Minutes 23 Seconds East	78.7 feet
thence North 71 Degrees 34 Minutes 45 Seconds East	72.9 feet
thence North 77 Degrees 27 Minutes 16 Seconds East	75.9 feet
thence North 81 Degrees 37 Minutes 21 Seconds East	81.9 feet
thence North 67 Degrees 45 Minutes 19 Seconds East	80 feet
thence North 62 Degrees 14 Minutes 22 Seconds East	76.2 feet
thence North 71 Degrees 01 Minutes 37 Seconds East	79 feet
thence North 81 Degrees 40 Minutes 01 Seconds East	72.9 feet
thence North 80 Degrees 35 Minutes 51 Seconds East	74.8 feet
thence North 76 Degrees 48 Minutes 46 Seconds East	70.7 feet

thence North 65 Degrees 56 Minutes 18 Seconds East 71.7 feet
thence North 70 Degrees 14 Minutes 52 Seconds East 65.1 feet
thence South 88 Degrees 57 Minutes 16 Seconds East 69.3 feet
thence North 88 Degrees 37 Minutes 54 Seconds East 71.2 feet
thence North 89 Degrees 56 Minutes 53 Seconds East 72.2 feet
thence North 86 Degrees 31 Minutes 21 Seconds East 71.3 feet
thence South 86 Degrees 43 Minutes 06 Seconds East 68.1 feet
thence South 89 Degrees 12 Minutes 22 Seconds East 85 feet
thence South 89 Degrees 38 Minutes 17 Seconds East 83.7 feet
thence South 83 Degrees 01 Minutes 49 Seconds East 59.5 feet more or less to **the ending**

point at: 38 degrees 08 minutes 21.47 seconds North Latitude and -112 degrees 10 minutes 028.5 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,446,402.1 feet and Y = 10,379,420.4 feet.