

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

Ent 251353 Bk 429 Pg 623
Date: 09-MAY-2008 1:56PM
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 PANGUITCH AIRPORT ROAD; County Road Number: 0125; State Geographic Information Database (SGID) Road Identification Number: RD090027. Total road length is 2.72 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)

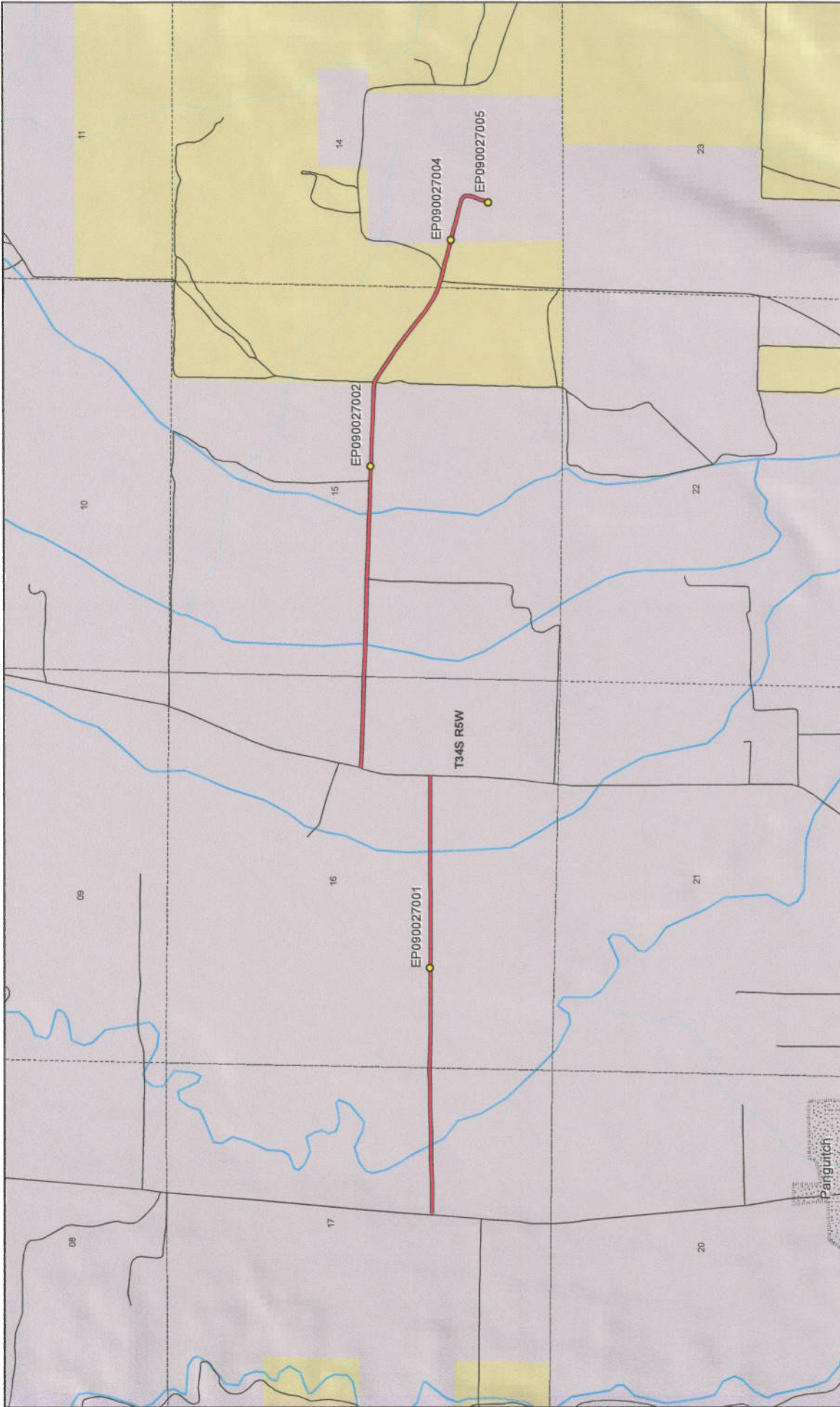
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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



Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
Feb 27, 2008

PANGUITCH AIRPORT ROAD - Garfield County SGID RD_ID RD090027

Land Ownership Categories	Transportation Network
<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"> PANGUITCH AIRPORT ROAD Other Roads Title V, Issued Or Under Consideration By BLM Or County Photo Event Point

Section = 1 Mile

<ul style="list-style-type: none"> Wilderness UDWR Wildlife Reserve DOD, Military State Sovereign Land National Recreation Area USFWS, Natl. Wildlife Refuge
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1:21,775
1 inch equals 0.3 miles

Attachment 2



EP090027001



EP090027002



EP090027004



EP090027005

EP000000000

EP000000000

PANGUITCH AIRPORT ROAD - Garfield County
SGID RD_ID RD090027



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: PANGUITCH AIRPORT ROAD

County: Garfield

County Road Number: 0125

State Geographic Information Database (SGID) Road Identification Number: RD090027.

Total Road Length: 2.72 miles more or less.

Beginning at a point on the road centerline located at 37 degrees 51 minutes 05.09 seconds North Latitude and -112 degrees 26 minutes 20.59 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,369,288.6 feet and Y = 10,275,250.3 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 50 minutes 59.56 seconds North Latitude and -112 degrees 23 minutes 029.4 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,383,012.6 feet and Y = 10,274,556.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 34 South Range 5 West, Section(s) 14,15,16,17, 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: PANGUITCH AIRPORT ROAD

County: Garfield

County Road Number: 0125

State Geographic Information Database (SGID) Road Identification Number: RD090027.

Total Road Length: 2.72 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
RD090027	001	PVT	1.12 Miles	(not shown)
RD090027	002	PVT	0.99 Miles	(not shown)
RD090027	003	BLM	0.42 Miles	A
RD090027	004	PVT	0.19 Miles	(not shown)
		Total Road Length	2.72	_____

* 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 ROBERT P. VEATER

PANGUITCH AIRPORT ROAD

COUNTY ROAD NUMBER 0125

GARFIELD COUNTY, UTAH

State of Utah)
 : ss.
County of Garfield)

ROBERT P. VEATER, 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 46 years.

2. I have traveled and am familiar with a road in Garfield County known as Panguitch Airport Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1963, it followed the same route as in 2007 when I last observed it. Attached is a Garfield County map showing Panguitch Airport 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 1963 and continuing through 1976 to 2007. 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 2007.

4. Throughout the time period from 1963 to 2007, I have used the road myself for hunting, trapping, sight seeing, 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, wood gathering, recreation, biking, rock hounding, hiking and government access.

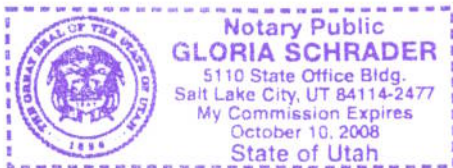
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

7. Prior to 1976, I observed the graded surface of the road. The road is now paved.

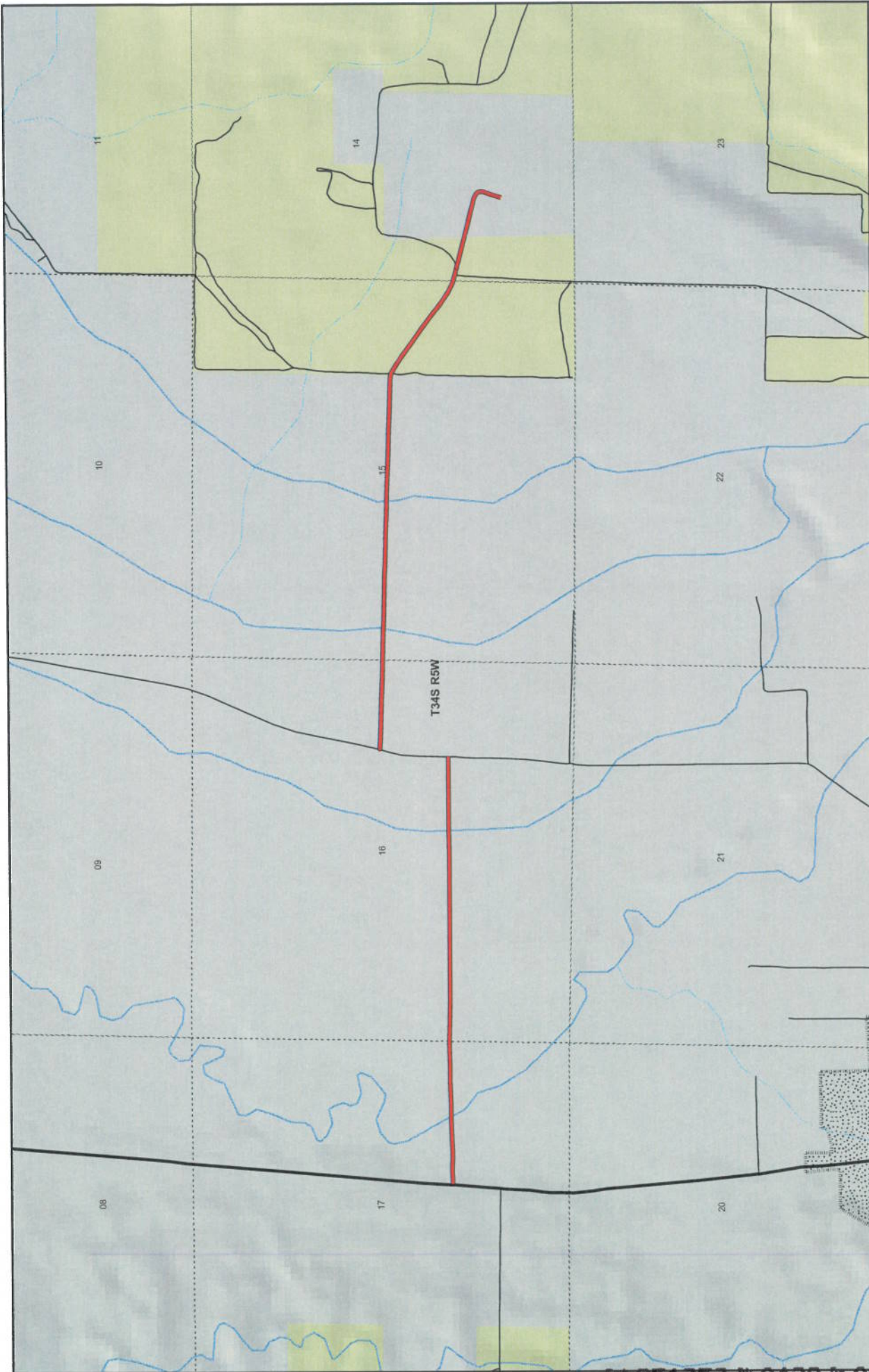
Dated this 12 day of July, 2007.


Robert P. Veater
ROBERT P. VEATER

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




Gloria Schrader
NOTARY PUBLIC





 1:21,775

 1 inch equals 0.3 miles



 Map prepared by the State of Utah

 Division of Geographic Reference Center












 Room 6130 State Office Building

 Salt Lake City, Utah 84114

 July 14, 2007

PANGUITCH AIRPORT RD

County Unique - 0125

Land Ownership Categories  BLM  Private  SITLA, State Trust Land  USFS, National Forest  National Park/Monument (NPS)	Misc  City / Town  Municipalities  Section = 1 Mile  Monument Boundary	Transportation Network  PANGUITCH AIRPORT RD  State / U.S. Highway  Local Roads
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AFFIDAVIT OF ALLEN WAYNE MILLER

PANGUITCH AIRPORT ROAD

COUNTY ROAD NUMBER 0125

GARFIELD COUNTY, UTAH

State of Utah)
 : ss.
County of Garfield)

ALLEN WAYNE MILLER, 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 58 years. I have worked for Garfield County Search and Rescue and Panguitch City Fire Department for at least 30 years.

2. I have traveled and am familiar with a road in Garfield County known as Panguitch Airport Road. 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 2007 when I last observed it. Attached is a Garfield County map showing Panguitch Airport 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 2007. Throughout this time period I have observed travel on the road by various means, including cars, trucks, ambulances, 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 2007.

4. Throughout the time period from 1955 to 2007, I have used the road myself for hunting, recreation, wash hunting, search and rescue 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 farming, livestock operations 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 1940s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

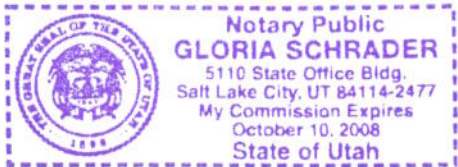
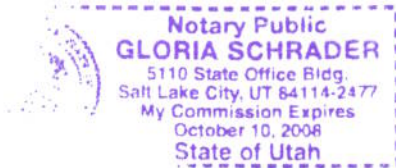
7. Prior to 1976, I observed the graded surface of the road.

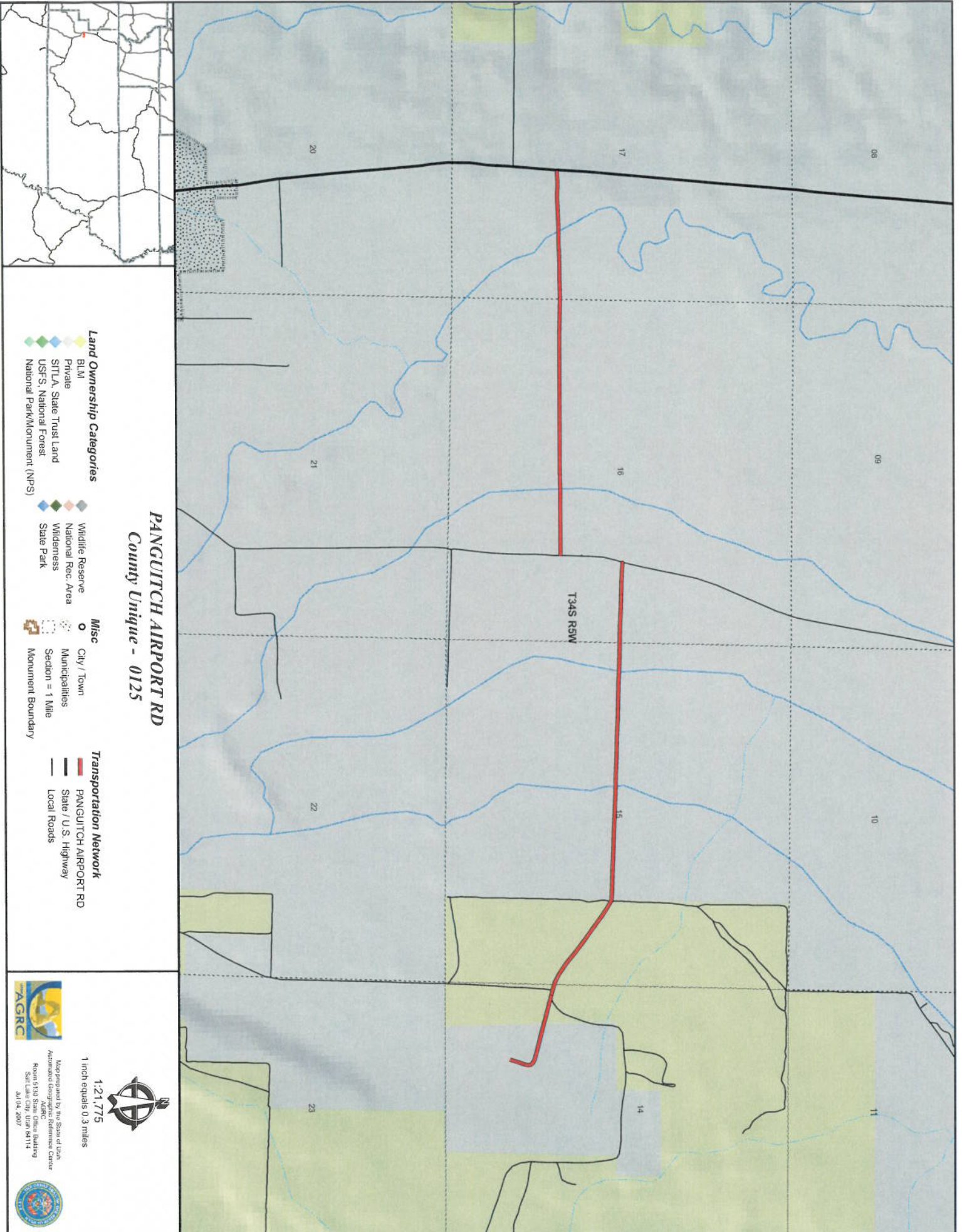
Dated this 9th day of July, 2007.


ALLEN WAYNE MILLER

SUBSCRIBED AND SWORN to before me this 9th day of July, 2007.


NOTARY PUBLIC





PANGUITCH AIRPORT RD
County Unique - 0125

- Land Ownership Categories**
- BLM
 - Private
 - SITLA, State Trust Land
 - USFS, National Forest
 - National Park/Monument (NPS)
- Misc**
- City / Town
 - Municipalities
 - Section = 1 Mile
 - Monument Boundary
- Transportation Network**
- PANGUITCH AIRPORT RD
 - State / U.S. Highway
 - Local Roads
- Wildlife Reserve**
- National Rec Area
 - Wilderness
 - State Park



1:21,775
 1 inch equals 0.3 miles



Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 4500, State Office Building
 Salt Lake City, Utah 84114
 Jul 14, 2007



Appendix A to Attachment 4

Popular Name: PANGUITCH AIRPORT ROAD

County: Garfield

County Road Number: 0125

State Geographic Information Database (SGID) Road Identification Number: RD090027.

Road-Segment Number: 003

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 34 South Range 5 West, Section(s) 14,15, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (PANGUITCH AIRPORT 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 37 degrees 51 minutes 14.62 seconds North Latitude and -112 degrees 24 minutes 00.44 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,380,537.3 feet and Y = 10,276,103.6 feet; thence the following courses along the said road center line:

thence South 80 Degrees 00 Minutes 11 Seconds East	15.1 feet
thence South 80 Degrees 10 Minutes 59 Seconds East	9.3 feet
thence South 73 Degrees 26 Minutes 57 Seconds East	11.3 feet
thence South 59 Degrees 08 Minutes 04 Seconds East	107.8 feet
thence South 56 Degrees 42 Minutes 34 Seconds East	170.2 feet
thence South 54 Degrees 21 Minutes 43 Seconds East	219.7 feet
thence South 54 Degrees 15 Minutes 22 Seconds East	229.7 feet
thence South 52 Degrees 41 Minutes 37 Seconds East	227.4 feet
thence South 52 Degrees 33 Minutes 08 Seconds East	220.8 feet
thence South 56 Degrees 06 Minutes 40 Seconds East	195.6 feet
thence South 63 Degrees 47 Minutes 54 Seconds East	150.7 feet

thence South 73 Degrees 19 Minutes 02 Seconds East 22 feet
thence South 73 Degrees 19 Minutes 00 Seconds East 76.8 feet
thence South 74 Degrees 05 Minutes 15 Seconds East 18.8 feet
thence South 74 Degrees 34 Minutes 32 Seconds East 24.2 feet
thence South 77 Degrees 17 Minutes 26 Seconds East 62.6 feet
thence South 69 Degrees 22 Minutes 59 Seconds East 11.9 feet
thence South 77 Degrees 35 Minutes 00 Seconds East 20.9 feet
thence South 76 Degrees 28 Minutes 44 Seconds East 22 feet
thence South 75 Degrees 04 Minutes 46 Seconds East 61.2 feet
thence South 75 Degrees 25 Minutes 55 Seconds East 43.5 feet
thence South 76 Degrees 10 Minutes 47 Seconds East 49.7 feet
thence South 75 Degrees 43 Minutes 43 Seconds East 75.6 feet
thence South 75 Degrees 40 Minutes 10 Seconds East 45.4 feet
thence South 77 Degrees 46 Minutes 44 Seconds East 12.1 feet
thence South 75 Degrees 53 Minutes 13 Seconds East 105.8 feet more or less to **the ending**

point at: 37 degrees 51 minutes 04.62 seconds North Latitude and -112 degrees 23 minutes 36.38 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,382,456.9 feet and Y = 10,275,073.2 feet.