

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

Ent 251372 Bk 429 Pg 870
Date: 09-MAY-2008 2:39PM
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 HANCOCK SPRING ROAD; County Road Number: 0212B; State Geographic Information Database (SGID) Road Identification Number: RD090046. Total road length is 0.67 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

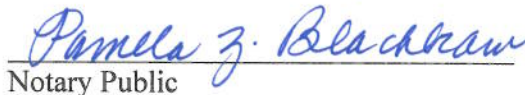
CERTIFICATION

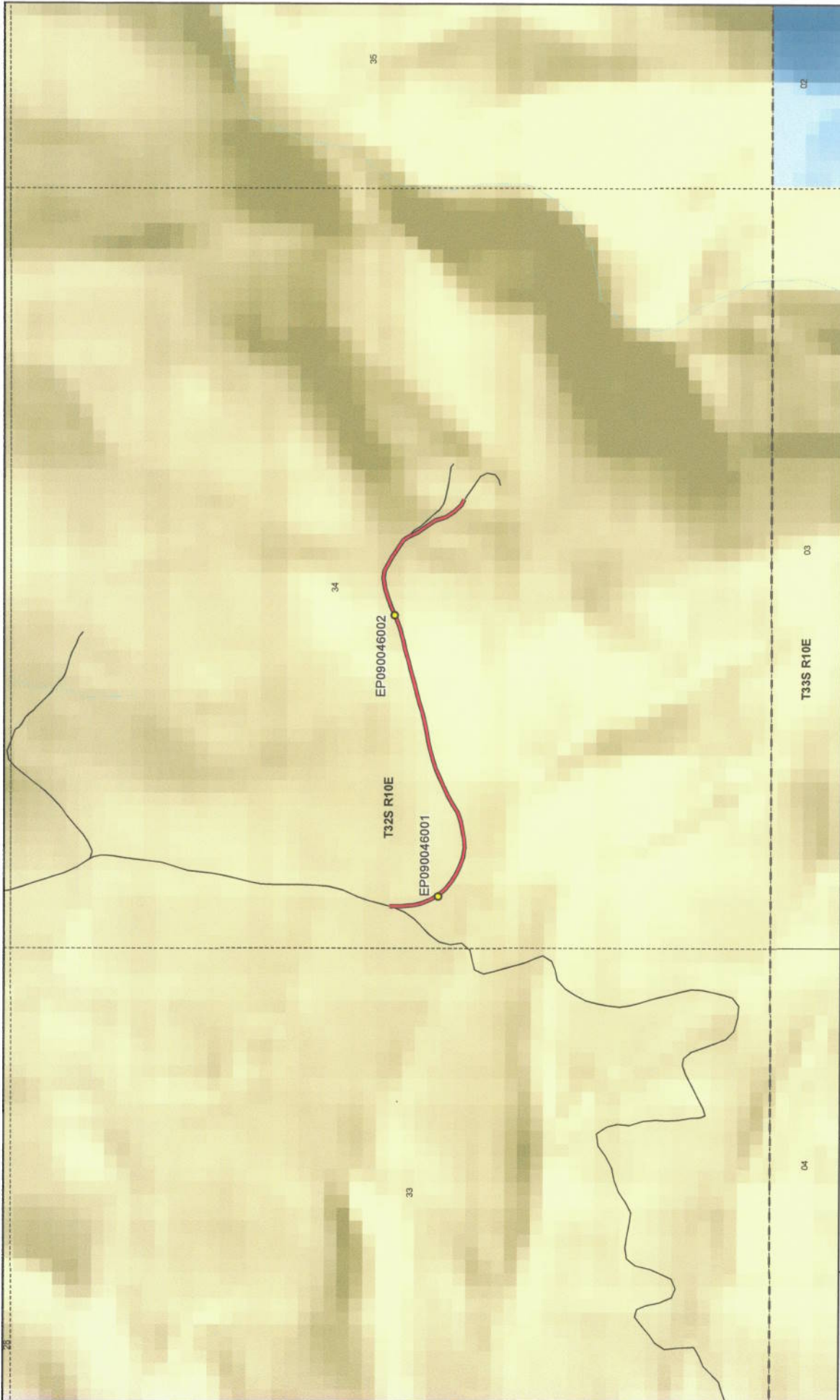
State of Utah)
 : ss
County of Salt Lake)

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



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

HANCOCK SPRING ROAD - Garfield County

SGID RD_ID RD0900046

Land Ownership Categories

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

Transportation Network

- HANCOCK SPRING ROAD
- Other Roads
- Title V, Issued Or Under Consideration By BLM Or County
- Photo Event Point

Wilderness

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

Section = 1 Mile

Attachment 2



EP090046001



EP090046002

EP000000000

EP000000000

EP000000000

EP000000000

HANCOCK SPRING ROAD - Garfield County
SGID RD_ID RD090046

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: HANCOCK SPRING ROAD

County: Garfield

County Road Number: 0212B

State Geographic Information Database (SGID) Road Identification Number: RD090046.

Total Road Length: 0.67 miles more or less.

Beginning at a point on the road centerline located at 37 degrees 58 minutes 47.59 seconds North Latitude and -110 degrees 48 minutes 11.47 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,841,257.6 feet and Y = 10,321,419.3 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 58 minutes 42.48 seconds North Latitude and -110 degrees 47 minutes 36.29 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,844,078.2 feet and Y = 10,320,923.6 feet based on the US Survey Foot conversion.

This road may traverse:

Township 32 South Range 10 East, Section(s) 34, 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: HANCOCK SPRING ROAD

County: Garfield

County Road Number: 0212B

State Geographic Information Database (SGID) Road Identification Number: RD090046.

Total Road Length: 0.67 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
RD090046	001	BLM	0.67 Miles	A
		Total Road Length	0.67	_____

* 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 ARNOLD ALVEY

HANCOCK SPRING ROAD

GARFIELD COUNTY, UTAH

ROAD NUMBER 0212B

State of Utah)
 : ss.
County of Garfield)

ARNOLD ALVEY, 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 Escalante, Garfield County, Utah. I was born and raised in Garfield County and have lived in the county for 78 years. I worked for the Garfield County Roads Department seasonally during the 1950s.

2. I have traveled and am familiar with a road in Garfield County known as Hancock Spring 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 1987 when I last observed it. Attached is a Garfield County map showing Hancock Spring 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. 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 1987. Throughout this time period I have observed travel on the road by means of cars, trucks, pickup trucks and ATVs. Throughout this time period, the road has been used daily, weather permitting, for more than ten continuous years prior to 1976, and was so used in 1987.


5. Throughout the time period from the early 1950s to 1987, I have used the road myself for livestock operations, county road maintenance, hunting, oil and gas exploration, recreation and travel in and through the area.

6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph plus, sightseeing, seismograph work and prospecting for minerals.

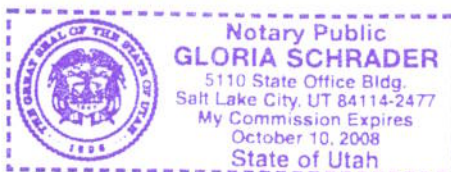
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I participated in county road maintenance work on the road and observed graders and county road maintenance equipment performing maintenance and construction activities on the road.

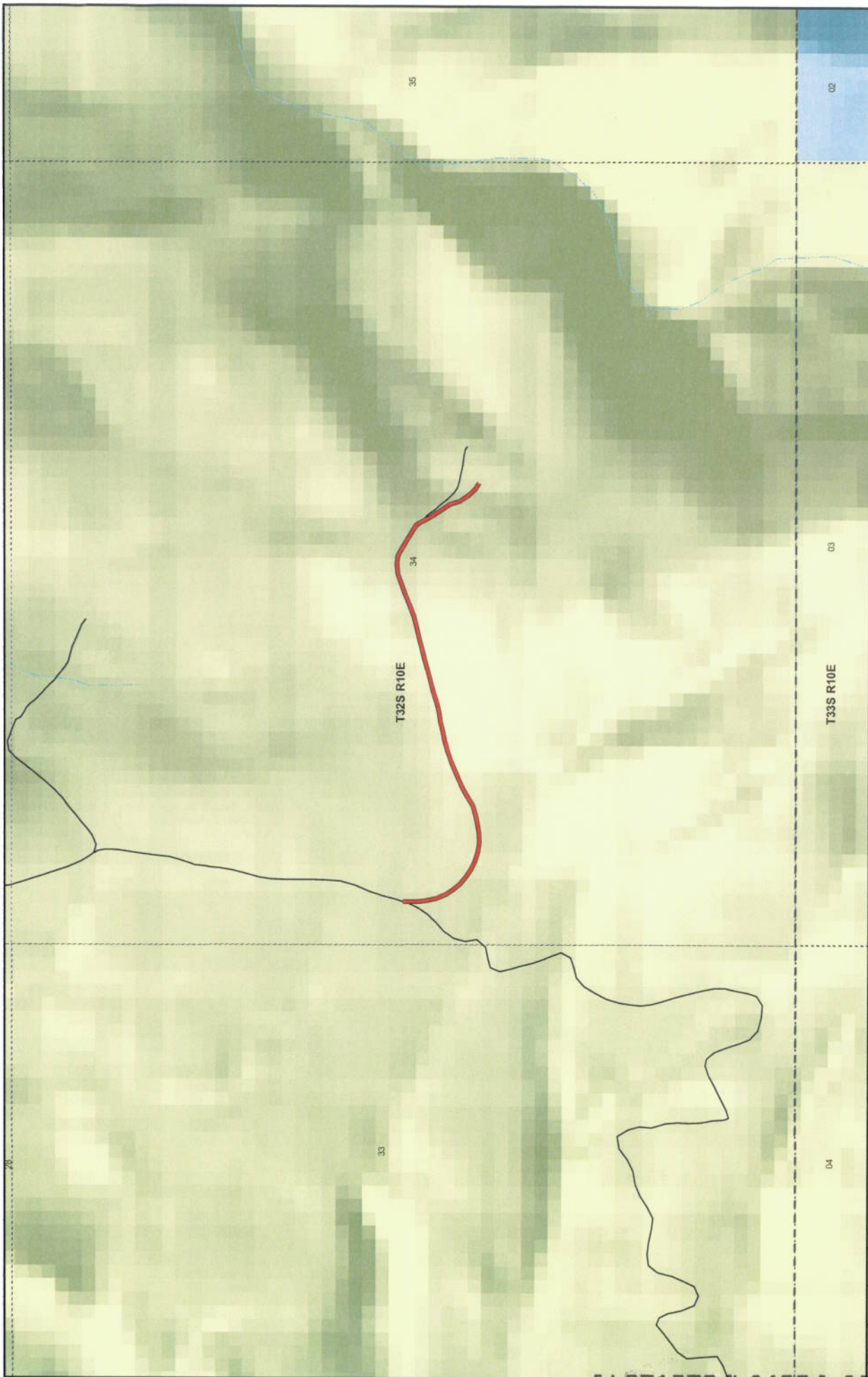
DATED this 11 day of July, 2007.


ARNOLD ALVEY

SUBSCRIBED AND SWORN to before me this 11th day of July, 2007.




NOTARY PUBLIC




1:10,546
1 inch equals 0.2 miles



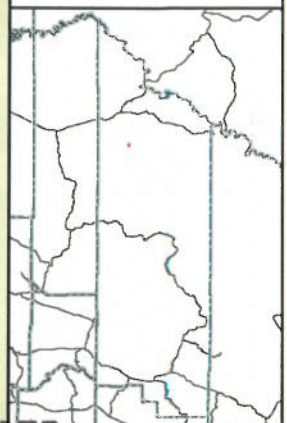
Map prepared by the State of Utah, Automated Geographic Reference Center, Room 5130 State Office Building, Salt Lake City, Utah 84114, Jul 19, 2007



HANCOCK SPRING RD

County Unique - 0212B

Land Ownership Categories BLM Private SITLA, State Trust Land USFS, National Forest National Park/Monument (NPS)	Misc Wildlife Reserve National Rec. Area Wilderness State Park	City / Town Municipalities Section = 1 Mile Monument Boundary	Transportation Network HANCOCK SPRING RD State / U.S. Highway Local Roads
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Appendix A to Attachment 4

Popular Name: HANCOCK SPRING ROAD

County: Garfield

County Road Number: 0212B

State Geographic Information Database (SGID) Road Identification Number: RD090046.

Road-Segment Number: 001

Road-Segment Length: 0.67 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 32 South Range 10 East, Section(s) 34, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (HANCOCK SPRING 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 37 degrees 58 minutes 47.59 seconds North Latitude and -110 degrees 48 minutes 11.47 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,841,257.6 feet and Y = 10,321,419.3 feet; thence the following courses along the said road center line:

thence South 00 Degrees 45 Minutes 18 Seconds West 17.7 feet
thence South 00 Degrees 18 Minutes 20 Seconds East 65.3 feet
thence South 03 Degrees 35 Minutes 22 Seconds East 40.1 feet
thence South 07 Degrees 13 Minutes 45 Seconds East 46.3 feet
thence South 14 Degrees 15 Minutes 57 Seconds East 59.9 feet
thence South 23 Degrees 41 Minutes 27 Seconds East 66.2 feet
thence South 31 Degrees 31 Minutes 27 Seconds East 63.3 feet
thence South 40 Degrees 09 Minutes 00 Seconds East 62 feet
thence South 50 Degrees 21 Minutes 15 Seconds East 65.9 feet
thence South 59 Degrees 13 Minutes 50 Seconds East 57.9 feet
thence South 64 Degrees 25 Minutes 51 Seconds East 60.9 feet

thence South 71 Degrees 52 Minutes 15 Seconds East 63.3 feet
 thence South 81 Degrees 04 Minutes 46 Seconds East 65.5 feet
 thence North 86 Degrees 42 Minutes 45 Seconds East 63.1 feet
 thence North 79 Degrees 23 Minutes 21 Seconds East 58.7 feet
 thence North 77 Degrees 50 Minutes 14 Seconds East 60.7 feet
 thence North 72 Degrees 01 Minutes 15 Seconds East 70.3 feet
 thence North 58 Degrees 30 Minutes 11 Seconds East 71 feet
 thence North 61 Degrees 30 Minutes 24 Seconds East 67.4 feet
 thence North 64 Degrees 35 Minutes 41 Seconds East 68.9 feet
 thence North 66 Degrees 25 Minutes 06 Seconds East 64 feet
 thence North 66 Degrees 36 Minutes 32 Seconds East 65.3 feet
 thence North 70 Degrees 34 Minutes 15 Seconds East 69.1 feet
 thence North 74 Degrees 32 Minutes 04 Seconds East 69 feet
 thence North 76 Degrees 13 Minutes 15 Seconds East 64.8 feet
 thence North 77 Degrees 19 Minutes 12 Seconds East 65.9 feet
 thence North 79 Degrees 35 Minutes 20 Seconds East 67.3 feet
 thence North 75 Degrees 56 Minutes 00 Seconds East 66.2 feet
 thence North 72 Degrees 40 Minutes 06 Seconds East 71.7 feet
 thence North 74 Degrees 52 Minutes 29 Seconds East 75.7 feet
 thence North 74 Degrees 26 Minutes 20 Seconds East 74.8 feet
 thence North 74 Degrees 30 Minutes 06 Seconds East 78.9 feet
 thence North 75 Degrees 15 Minutes 13 Seconds East 79 feet
 thence North 73 Degrees 49 Minutes 05 Seconds East 74.4 feet
 thence North 76 Degrees 32 Minutes 35 Seconds East 72.1 feet
 thence North 75 Degrees 13 Minutes 26 Seconds East 73.6 feet
 thence North 68 Degrees 27 Minutes 24 Seconds East 74.3 feet
 thence North 67 Degrees 19 Minutes 36 Seconds East 80.2 feet
 thence North 69 Degrees 23 Minutes 47 Seconds East 76.6 feet
 thence North 70 Degrees 56 Minutes 40 Seconds East 75.6 feet
 thence North 83 Degrees 03 Minutes 42 Seconds East 71 feet
 thence South 81 Degrees 01 Minutes 59 Seconds East 48.9 feet
 thence South 68 Degrees 17 Minutes 40 Seconds East 16.6 feet
 thence South 63 Degrees 07 Minutes 28 Seconds East 13.7 feet
 thence South 59 Degrees 58 Minutes 02 Seconds East 82.5 feet
 thence South 58 Degrees 02 Minutes 16 Seconds East 106.4 feet
 thence South 52 Degrees 32 Minutes 33 Seconds East 29.5 feet
 thence South 35 Degrees 43 Minutes 22 Seconds East 36.2 feet
 thence South 26 Degrees 45 Minutes 36 Seconds East 75.9 feet
 thence South 33 Degrees 22 Minutes 52 Seconds East 76.4 feet
 thence South 33 Degrees 43 Minutes 05 Seconds East 75.1 feet
 thence South 18 Degrees 49 Minutes 18 Seconds East 73.4 feet
 thence South 34 Degrees 08 Minutes 54 Seconds East 68.4 feet
 thence South 42 Degrees 13 Minutes 42 Seconds East 64.8 feet
 thence South 61 Degrees 07 Minutes 46 Seconds East 45.1 feet more or less to **the ending**

point at: 37 degrees 58 minutes 42.48 seconds North Latitude and -110 degrees 47 minutes 36.29 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,844,078.2 feet and Y = 10,320,923.6 feet.