

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

Ent 251380 Bk 430 Pg 50
Date: 09-MAY-2008 4:03PM
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 FLINT TRAIL ROAD; County Road Number: 0230B; State Geographic Information Database (SGID) Road Identification Number: RD090055. Total road length is 42.99 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



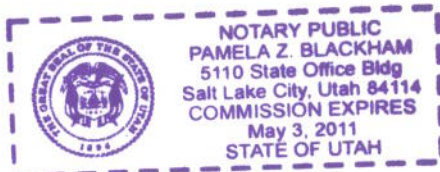
John Harja


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.

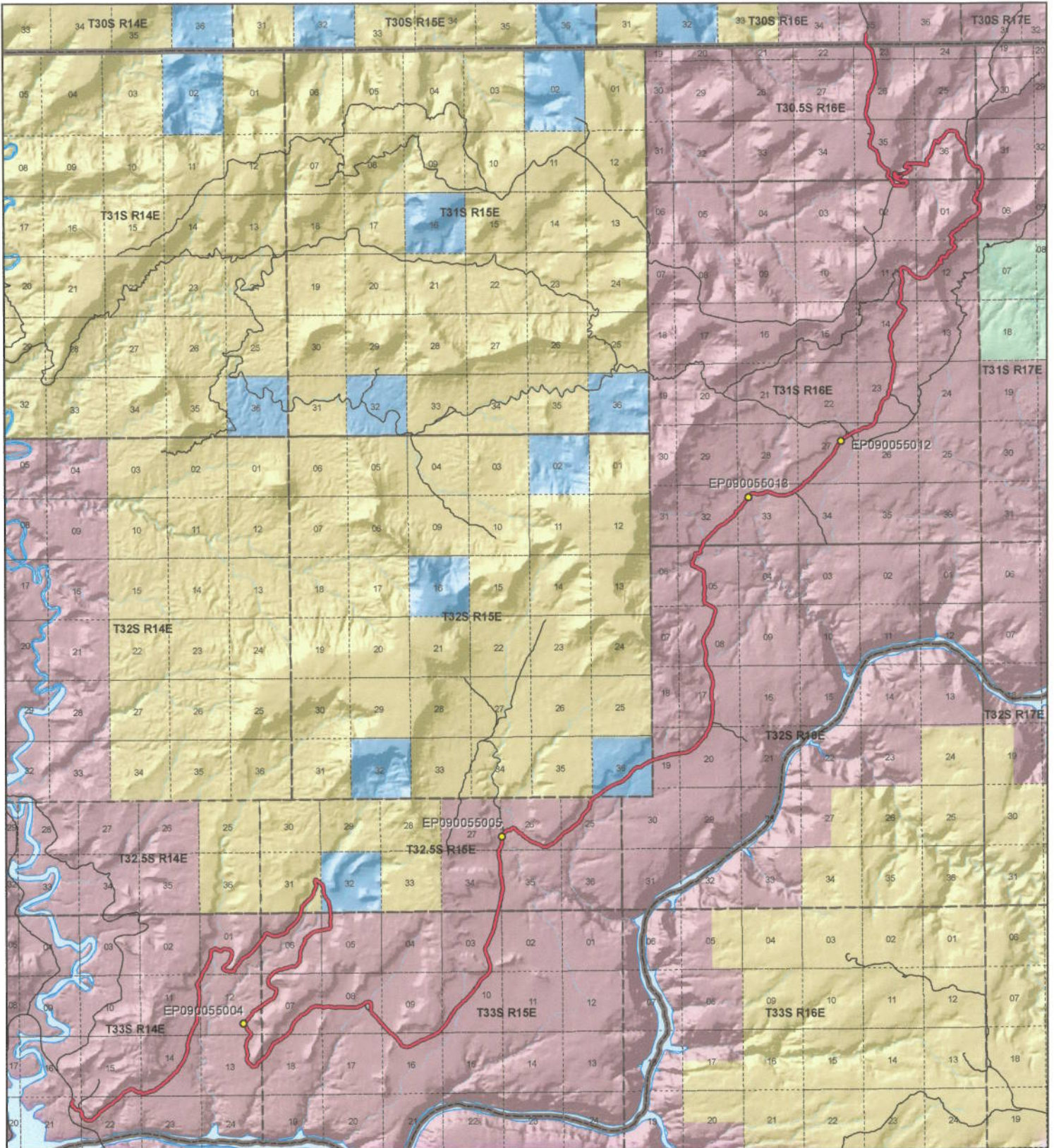
Dated this 24th day of April, 2008.





Notary Public

Attachment 1



1:135,866
1 inch equals 2.1 miles



FLINT TRAIL ROAD - Garfield County
SGID RD_ID RD090055

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- Tribal, Indian Reservation
- NPS, National Park
- Wilderness
- UDWR Wildlife Reserve
- DOD, Military
- State Sovereign Land
- National Recreation Area
- USFWS, Natl. Wildlife Refuge

Transportation Network

- FLINT TRAIL ROAD
- Title V, Issued Or Under Consideration By BLM Or County
- Other Roads
- Photo Event Point
- Section = 1 Mile

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
Feb 28, 2008



Attachment 2



EP090055004

4.3.2001



EP090055005

4.3.2001



EP090055012

4.3.2001



EP090055013

4.3.2001

EP000000000

EP000000000

FLINT TRAIL ROAD - Garfield County
SGID RD_ID RD090055

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: FLINT TRAIL ROAD

County: Garfield

County Road Number: 0230B

State Geographic Information Database (SGID) Road Identification Number: RD090055.

Total Road Length: 42.99 miles more or less.

Beginning at a point on the road centerline located at 37 degrees 54 minutes 04.19 seconds North Latitude and -110 degrees 22 minutes 44.39 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,963,859.0 feet and Y = 10,293,943.4 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 09 minutes 6 seconds North Latitude and -110 degrees 08 minutes 06.21 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,032,907.0 feet and Y = 10,386,089.3 feet based on the US Survey Foot conversion.

This road may traverse:

Township 30.5 South Range 16 East, Section(s) 23,26,35,36, Salt Lake Base & Meridian

Township 30.5 South Range 17 East, Section(s) 31, Salt Lake Base & Meridian

Township 31 South Range 16 East, Section(s) 1,2,11,12,14,23,26,27,32,33,34, Salt Lake Base & Meridian

Township 31 South Range 17 East, Section(s) 6, Salt Lake Base & Meridian

Township 32.5 South Range 15 East, Section(s) 25,26,27,31,32,34,35, Salt Lake Base & Meridian

Township 32 South Range 15 East, Section(s) 36, Salt Lake Base & Meridian

Township 32 South Range 16 East, Section(s) 5,8,17,19,20, Salt Lake Base & Meridian

Township 33 South Range 14 East, Section(s) 1,11,12,13,14,15,21,22, Salt Lake Base & Meridian

Township 33 South Range 15 East, Section(s) 3,5,6,7,8,9,10,16,18, 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: FLINT TRAIL ROAD

County: Garfield

County Road Number: 0230B

State Geographic Information Database (SGID) Road Identification Number: RD090055.

Total Road Length: 42.99 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
RD090055	001	NPS	7.01 Miles	(not shown)
RD090055	002	BLM	0.75 Miles	A
RD090055	003	ST	0.52 Miles	(not shown)
RD090055	004	NPS	13.36 Miles	(not shown)
RD090055	005	ST	1.18 Miles	(not shown)
RD090055	006	NPS	20.17 Miles	(not shown)
		Total Road Length	42.99	_____

* 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 FREELAND ALVEY

FLINT TRAIL ROAD

GARFIELD COUNTY, UTAH

ROAD NUMBER 0230B

State of Utah)
 : ss.
County of Garfield)

FREELAND 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 74 years. I worked for the Garfield County Roads Department for twelve years from the early 1950s to the mid 1960s.

2. I have traveled and am familiar with a road in Garfield County known as Flint Trail 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 the mid 1960s when I last observed it. Attached is a Garfield County map showing Flint Trail 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 the mid 1960s. Throughout this time period I observed travel on the road by means of cars, trucks, pickup trucks. During this time period, the road was used daily, weather permitting, for more than ten continuous years prior to 1976.

5. Throughout the time period from the early 1950s to the mid 1960s, I used the road myself for county road maintenance 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 livestock operations, hunting, recreation, sightseeing, prospecting for minerals and oil and gas exploration.

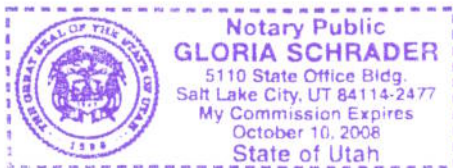
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I personally graded and performed maintenance and construction work on the road.

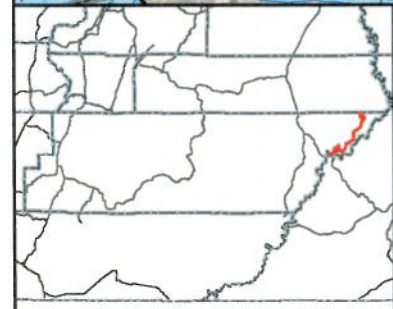
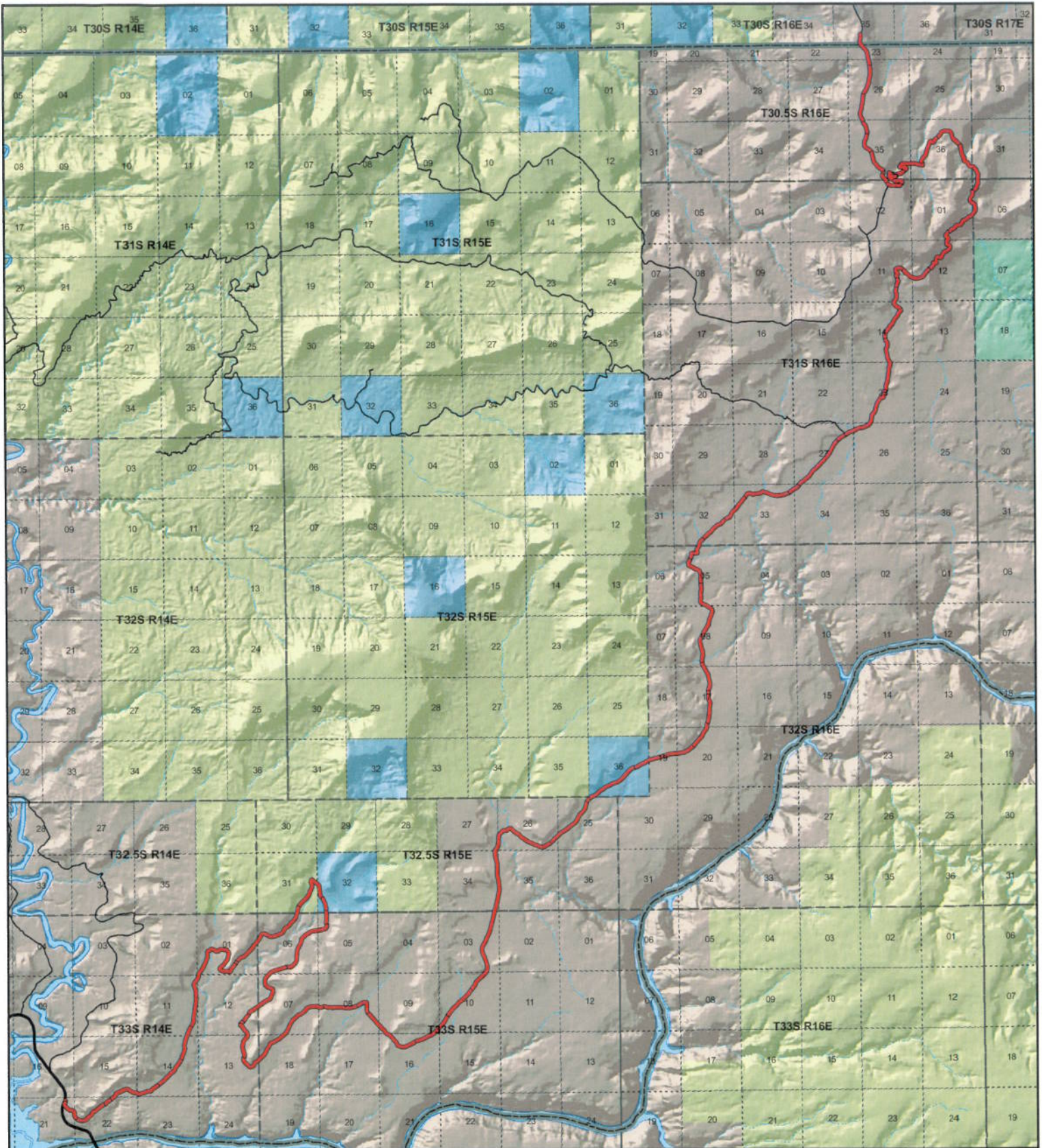
DATED this 11 day of July, 2007.


FREELAND ALVEY

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




NOTARY PUBLIC



FLINT TRAIL RD
County Unique - 0230B

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

- FLINT TRAIL RD
- State / U.S. Highway
- Local Roads

Misc

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



1:134,067
 1 inch equals 2.1 miles



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



Ent 251380 Bl 0430 Pj 0059

Appendix A to Attachment 4

Popular Name: FLINT TRAIL ROAD

County: Garfield

County Road Number: 0230B

State Geographic Information Database (SGID) Road Identification Number: RD090055.

Road-Segment Number: 002

Road-Segment Length: 0.75 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 32.5 South Range 15 East, Section(s) 31,32, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (FLINT TRAIL 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 56 minutes 043.3 seconds North Latitude and -110 degrees 18 minutes 33.23 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,983,782.6 feet and Y = 10,310,284.8 feet; thence the following courses along the said road center line:

thence North 14 Degrees 08 Minutes 49 Seconds East 3.3 feet
thence North 17 Degrees 05 Minutes 00 Seconds East 130.7 feet
thence North 12 Degrees 48 Minutes 22 Seconds East 133.1 feet
thence North 07 Degrees 20 Minutes 21 Seconds East 125.8 feet
thence North 00 Degrees 18 Minutes 17 Seconds West 87 feet
thence North 06 Degrees 56 Minutes 54 Seconds East 18.2 feet
thence North 17 Degrees 19 Minutes 03 Seconds East 29.3 feet
thence North 45 Degrees 34 Minutes 35 Seconds East 75.4 feet
thence North 52 Degrees 43 Minutes 36 Seconds East 76.4 feet
thence North 34 Degrees 46 Minutes 35 Seconds East 86.2 feet
thence North 31 Degrees 39 Minutes 33 Seconds East 96.7 feet

thence North 36 Degrees 57 Minutes 41 Seconds East 94.8 feet
 thence North 41 Degrees 19 Minutes 43 Seconds East 98.8 feet
 thence North 40 Degrees 42 Minutes 15 Seconds East 100 feet
 thence North 48 Degrees 03 Minutes 42 Seconds East 98.8 feet
 thence North 51 Degrees 50 Minutes 12 Seconds East 98.9 feet
 thence North 46 Degrees 47 Minutes 32 Seconds East 82.4 feet
 thence North 44 Degrees 41 Minutes 42 Seconds East 87.3 feet
 thence North 39 Degrees 57 Minutes 04 Seconds East 112.2 feet
 thence North 38 Degrees 37 Minutes 03 Seconds East 111.8 feet
 thence North 37 Degrees 26 Minutes 15 Seconds East 112.1 feet
 thence North 31 Degrees 26 Minutes 50 Seconds East 102.3 feet
 thence North 21 Degrees 29 Minutes 47 Seconds East 109.6 feet
 thence North 16 Degrees 09 Minutes 31 Seconds East 114.6 feet
 thence North 07 Degrees 13 Minutes 22 Seconds East 92.7 feet
 thence North 25 Degrees 26 Minutes 09 Seconds East 102 feet
 thence North 28 Degrees 17 Minutes 33 Seconds East 115.9 feet
 thence North 28 Degrees 56 Minutes 38 Seconds East 122.2 feet
 thence North 18 Degrees 14 Minutes 09 Seconds East 112.5 feet
 thence North 06 Degrees 29 Minutes 44 Seconds West 97.4 feet
 thence North 21 Degrees 36 Minutes 37 Seconds West 105.7 feet
 thence North 24 Degrees 54 Minutes 55 Seconds West 111.9 feet
 thence North 15 Degrees 49 Minutes 43 Seconds West 92 feet
 thence North 10 Degrees 32 Minutes 08 Seconds East 78.5 feet
 thence North 18 Degrees 07 Minutes 48 Seconds East 77.8 feet
 thence North 50 Degrees 36 Minutes 05 Seconds East 54.1 feet
 thence North 79 Degrees 10 Minutes 03 Seconds East 37.7 feet
 thence South 76 Degrees 48 Minutes 32 Seconds East 42.2 feet
 thence South 41 Degrees 27 Minutes 38 Seconds East 58.8 feet
 thence South 34 Degrees 15 Minutes 30 Seconds East 59.3 feet
 thence South 53 Degrees 07 Minutes 12 Seconds East 59.7 feet
 thence South 61 Degrees 06 Minutes 51 Seconds East 67.3 feet
 thence South 57 Degrees 42 Minutes 07 Seconds East 76.7 feet
 thence South 50 Degrees 43 Minutes 31 Seconds East 63.9 feet
 thence South 53 Degrees 11 Minutes 39 Seconds East 62.6 feet
 thence South 54 Degrees 00 Minutes 59 Seconds East 48.5 feet
 thence South 54 Degrees 00 Minutes 50 Seconds East 9.7 feet
 thence South 53 Degrees 58 Minutes 45 Seconds East 6.7 feet more or less to **the ending point**

at: 37 degrees 57 minutes 08.29 seconds North Latitude and -110 degrees 18 minutes 11.07 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,985,525.2 feet and Y = 10,312,835.1 feet.