

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

00165871
 B: 486 P: 871 Fee \$0.00
 Connie Hansen, Millard Recorder
 05/14/2008 11:49:43 AM By UT STATE GOVERNOR Page 1 of 13



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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Millard County as it pertains to the highway located in Millard County known as Kulo Valley Road; County Road Number: MC6043; State Geographic Information Database (SGID) Road Identification Number: RD143733. Total road length is 3.11 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.



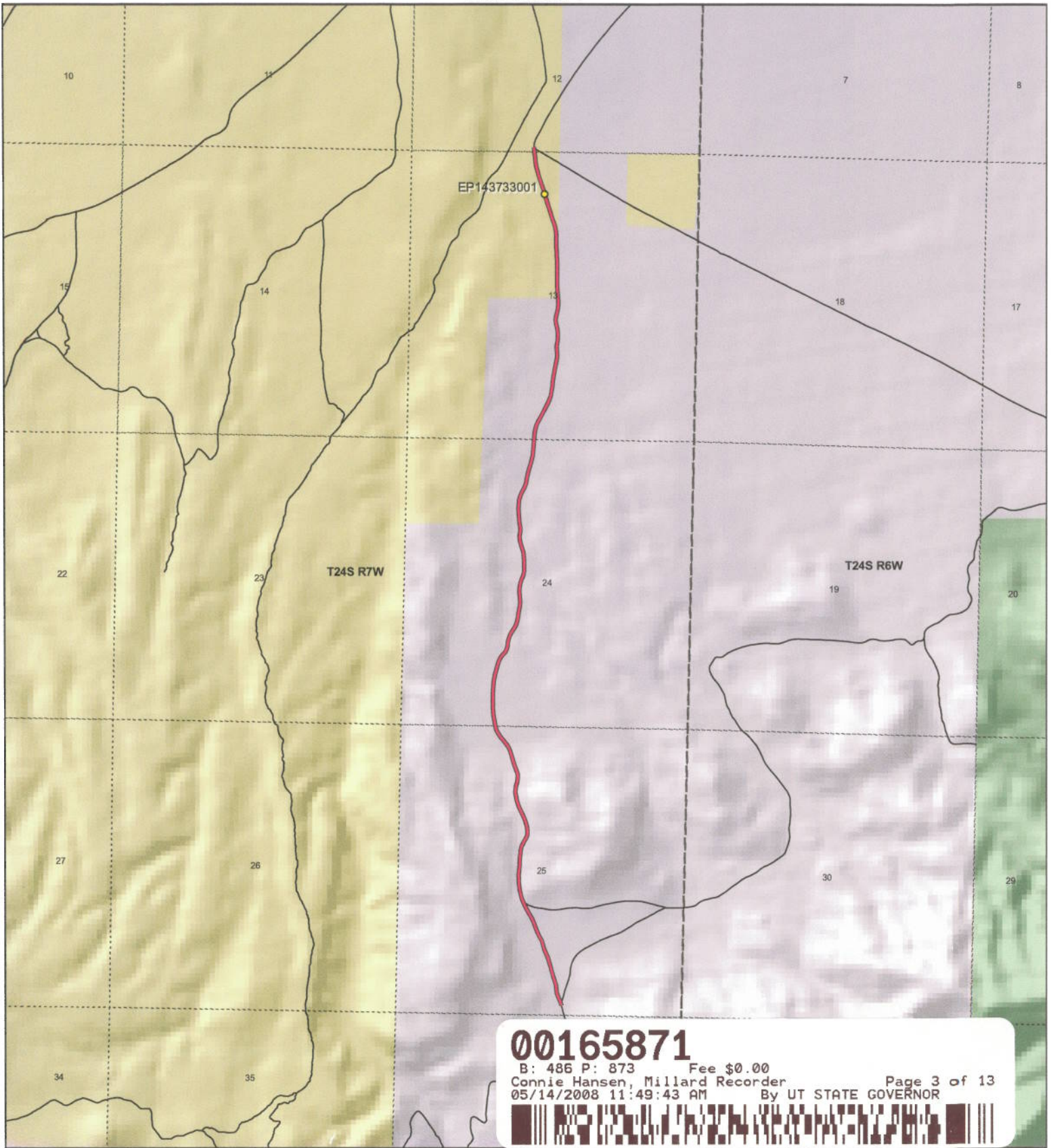


Notary Public

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1:28,594
 1 inch equals 0.5 miles

Kulo Valley Road - Millard County
SGID RD_ID RD143733

Land Ownership Categories		Transportation Network
BLM	Wilderness	Kulo Valley Road
Private	UDWR Wildlife Reserve	Title V: Issued Or Under Consideration By BLM Or County
SITLA, State Trust Land	DOD, Military	Other Roads
USFS, National Forest	State Sovereign Land	Photo Event Point
State Parks and Recreation	National Recreation Area	Section = 1 Mile
Tribal, Indian Reservation	USFWS, Natl. Wildlife Refuge	
NPS, National Park		

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Nov 26, 2006

Attachment 2



EP143733001

EP000000000

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Kulo Valley Road - Millard County
SGID RD_ID RD143733



Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
November 24, 2006



Attachment 3

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

Popular Name: Kulo Valley Road

County: Millard

County Road Number: MC6043

State Geographic Information Database (SGID) Road Identification Number: RD143733.

Total Road Length: 3.11 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 41 minutes 012.2 seconds North Latitude and -112 degrees 35 minutes 17.68 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,329,748.5 feet and Y = 6,692,280.0 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 43 minutes 47.65 seconds North Latitude and -112 degrees 35 minutes 27.66 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,329,149.0 feet and Y = 6,708,015.6 feet based on the US Survey Foot conversion.

This road may traverse:

Township 24 South Range 7 West, Section(s) 12,13,24,25, 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: Kulo Valley Road

County: Millard

County Road Number: MC6043

State Geographic Information Database (SGID) Road Identification Number: RD143733.

Total Road Length: 3.11 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
RD143733	001	PVT	2.64 Miles	(not shown)
RD143733	002	BLM	0.47 Miles	A
		Total Road Length	3.11	_____

* 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.

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Attachment 5

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**AFFIDAVIT OF JOHN LARSEN
KULO VALLEY ROAD
MILLARD COUNTY, UTAH
ROAD NUMBER MC6043**

State of Utah)
 : ss
County of Millard)

JOHN LARSEN, 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 Millard County, Utah. I have lived in Millard County for forty-six years. I have been an employee of the Millard County Road Department since June 1980 to present and have participated in maintenance of the road during that time.

2. I have traveled and am familiar with a road in Millard County known as the Kulo Valley Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960s, it followed the same route as in 2006 when I last observed it. Attached is a Millard County map showing Kulo Valley 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. I am informed that 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 1960s and continuing through 1976 to the present. Throughout this time period I have observed travel on the road by various means, including cars, trucks, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used weekly for more than ten continuous years prior to 1976, and is presently used weekly.

5. Throughout the time period from the early 1960s to the present, I have used the

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road myself for the following uses: hunting, camping, gathering fire wood, and recreation.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: Mining, prospecting for minerals, livestock operations, farming, trapping, tourism, government access, picnicking, hiking and sightseeing.

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 1900 and continuing through 1976 to the present, for the uses described in the previous paragraphs.

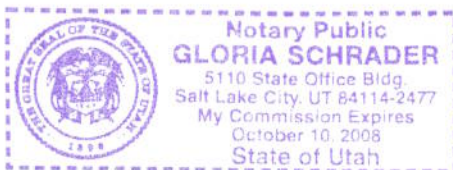
8. Prior to 1976, I observed the graded surface of the road and have personally graded the road since 1980.

DATED this 4 day of December, 2006.



JOHN LARSEN

SUBSCRIBED AND SWORN to before me this 4th day of December, 2006.





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ROAD = MC6043
KULO VALLEY ROAD

White
Flat

Dog

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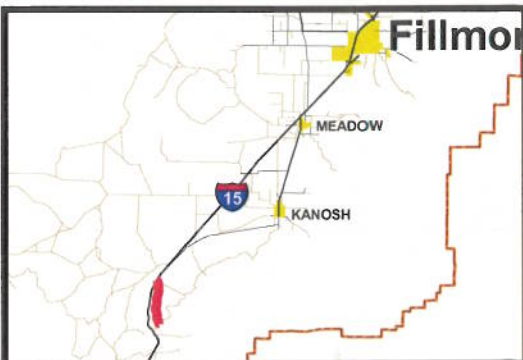
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MILLARD COUNTY

B Class Road of Interest

- Interstate
- County Border
- Township & Range Line
- Highway Major
- River
- Forest Service Lands
- Highway Minor
- Cities / Towns
- BLM Lands
- Lakes
- State Trust Lands
- Private Lands
- B Class Road
- Lakes - Intermittent
- Unimproved Road



**AFFIDAVIT OF DEAN LARSEN
KULO VALLEY ROAD
MILLARD COUNTY, UTAH
ROAD NUMBER MC6043**

State of Utah)
 : ss.
County of Millard)

DEAN LARSEN, 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 Holden, Millard County, Utah. I have lived in Millard County for forty-six years.

2. I have traveled and am familiar with a road in Millard County known as the Kulo Valley Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960s, it followed the same route as in 2004 when I last observed it. Attached is a Millard County map showing Kulo Valley 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. I am informed that 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 1960s and continuing through 1976 to 2004. Throughout this time period I have observed travel on the road by various means, including cars, trucks, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used weekly for more than ten continuous years prior to 1976, and was so used through 2004.

5. Throughout the time period from the early 1960s to the present, I have used the road myself for the following uses: hunting, camping, gathering fire wood, and recreation.

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6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: Mining, prospecting for minerals, livestock operations, farming, trapping, tourism, government access, picnicking, hiking and sightseeing.

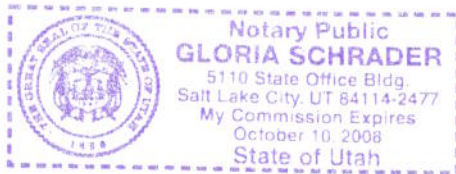
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1900 and continuing through 1976 to the present, for the uses described in the previous paragraphs.


8. I observed the following evidence of maintenance/construction activities on the road prior to 1976: I have personally observed the graded surface of the road.

DATED this 4 day of December, 2006.


DEAN LARSEN

SUBSCRIBED AND SWORN to before me this 4th day of December, 2006.




NOTARY PUBLIC

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Cennie Hansen, Millard Recorder
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ROAD = MC6043
KULO VALLEY ROAD

White
Flat

Dog

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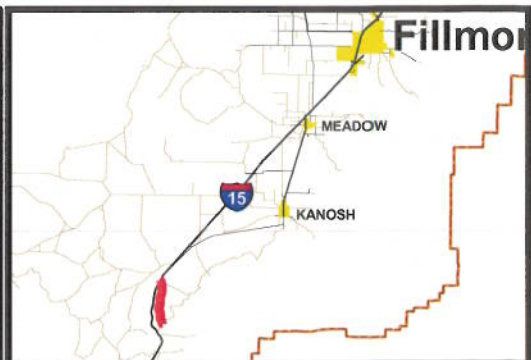
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MILLARD COUNTY

— B Class Road of Interest

- Interstate
- Highway Major
- Highway Minor
- B Class Road
- Unimproved Road
- County Border
- River
- Cities / Towns
- Lakes
- Lakes - Intermittent
- Township & Range Line
- Forest Service Lands
- BLM Lands
- State Trust Lands
- Private Lands



Appendix A to Attachment 4

Popular Name: Kulo Valley Road

County: Millard

County Road Number: MC6043

State Geographic Information Database (SGID) Road Identification Number: RD143733.

Road-Segment Number: 002

Road-Segment Length: 0.47 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 24 South Range 7 West, Section(s) 12,13, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Kulo Valley 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 38 degrees 43 minutes 24.01 seconds North Latitude and -112 degrees 35 minutes 21.72 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,329,590.7 feet and Y = 6,705,618.7 feet; thence the following courses along the said road center line:

thence North 01 Degrees 42 Minutes 39 Seconds West 79.8 feet
thence North 00 Degrees 47 Minutes 10 Seconds West 76.8 feet
thence North 00 Degrees 25 Minutes 32 Seconds East 78.1 feet
thence North 00 Degrees 31 Minutes 29 Seconds West 82.4 feet
thence North 02 Degrees 21 Minutes 30 Seconds West 82.1 feet
thence North 02 Degrees 53 Minutes 56 Seconds West 79.5 feet
thence North 02 Degrees 40 Minutes 21 Seconds West 79.2 feet
thence North 01 Degrees 32 Minutes 11 Seconds West 75.8 feet
thence North 01 Degrees 02 Minutes 38 Seconds West 75.5 feet
thence North 01 Degrees 33 Minutes 50 Seconds West 74.2 feet
thence North 03 Degrees 36 Minutes 12 Seconds West 74 feet
thence North 11 Degrees 21 Minutes 41 Seconds West 75.2 feet

thence North 17 Degrees 11 Minutes 31 Seconds West 73.4 feet
thence North 19 Degrees 28 Minutes 32 Seconds West 71.9 feet
thence North 18 Degrees 54 Minutes 05 Seconds West 69.9 feet
thence North 18 Degrees 43 Minutes 53 Seconds West 69.5 feet
thence North 17 Degrees 57 Minutes 30 Seconds West 69.2 feet
thence North 16 Degrees 59 Minutes 45 Seconds West 65.1 feet
thence North 16 Degrees 21 Minutes 38 Seconds West 65.2 feet
thence North 19 Degrees 44 Minutes 12 Seconds West 59.2 feet
thence North 16 Degrees 51 Minutes 13 Seconds West 50.7 feet
thence North 13 Degrees 47 Minutes 32 Seconds West 33.7 feet
thence North 12 Degrees 23 Minutes 29 Seconds West 4.7 feet
thence North 14 Degrees 52 Minutes 46 Seconds West 41.7 feet
thence North 18 Degrees 36 Minutes 18 Seconds West 94 feet
thence North 21 Degrees 05 Minutes 34 Seconds West 100.7 feet
thence North 19 Degrees 25 Minutes 23 Seconds West 103.2 feet
thence North 16 Degrees 19 Minutes 01 Seconds West 103.5 feet
thence North 13 Degrees 31 Minutes 35 Seconds West 101.8 feet
thence North 08 Degrees 43 Minutes 25 Seconds West 98.5 feet
thence North 07 Degrees 39 Minutes 20 Seconds West 89.7 feet
thence North 06 Degrees 19 Minutes 20 Seconds West 59.4 feet
thence North 06 Degrees 22 Minutes 08 Seconds West 15.5 feet
thence North 05 Degrees 58 Minutes 33 Seconds West 59.7 feet
thence North 07 Degrees 41 Minutes 46 Seconds West 25.5 feet more or less to **the ending**

point at: 38 degrees 43 minutes 47.65 seconds North Latitude and -112 degrees 35 minutes 27.66 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,329,149.0 feet and Y = 6,708,015.6 feet.