

Ent 103043 Bk 892 Pg 740 - 752
Date: 29-MAY-2008 9:25AM
Fee: None
Filed By: LCJ
LOUISE JONES, Recorder
SAN JUAN COUNTY CORPORATION
For: GOVERNOR STATE OF UTAH

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

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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 San Juan County as it pertains to the highway located in San Juan County known as COPPER MILL ROAD; County Road Number: B115; State Geographic Information Database (SGID) Road Identification Number: RD190030. Total road length is 4.95 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 22nd day of May, 2008.

By the Governor's Designee

John Harja
John Harja

CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

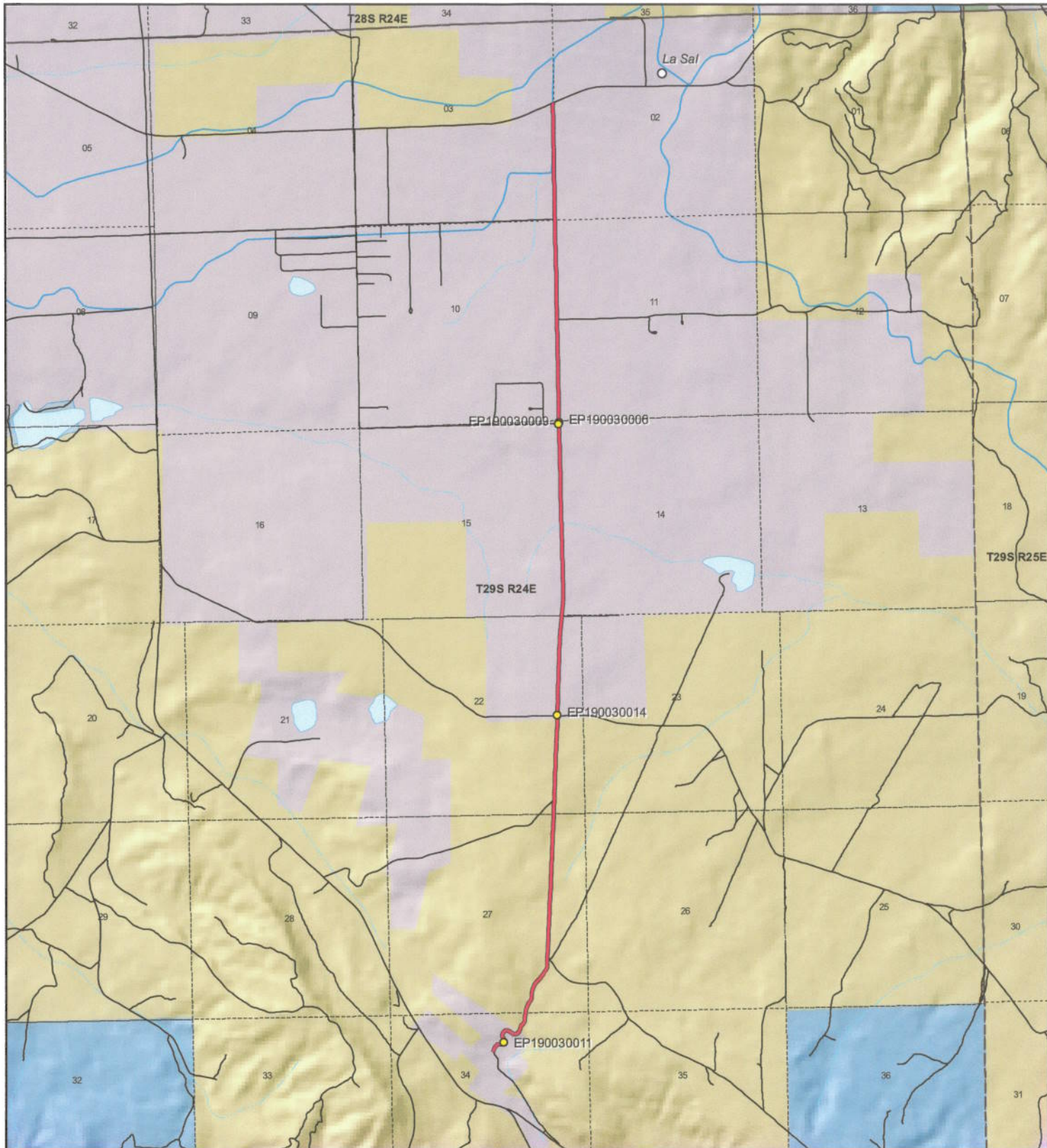
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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

Dated this 22nd day of May, 2008.



Pamela Z. Blackham
Notary Public

Attachment 1



1:41,576
1 inch equals 0.7 miles



COPPER MILL ROAD - San Juan County
SGID RD_ID RD190030

Land Ownership Categories

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

Ent 103045 Bk 0892 Pg 0742
 Date PERM MAY-2008 9:25 AM
 Filed By: LCT
 COPIES, Recorder
 SAN JUAN COUNTY CORPORATION
 For: GOVERNOR STATE OF UTAH

Section = 1 Mile

Map prepared by the State of Utah
Automated Geographic Reference Center
Floor 7950 Office Building
Salt Lake City, Utah 84114
August 14, 2008

Attachment 2



EP190030006



EP190030009



EP190030011



EP190030014

EP000000000

EP000000000

COPPER MILL ROAD - San Juan County
SGID RD_ID RD190030

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
April 11, 2008



Attachment 3

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

Popular Name: COPPER MILL ROAD

County: San Juan

County Road Number: B115

State Geographic Information Database (SGID) Road Identification Number: RD190030.

Total Road Length: 4.95 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 14 minutes 31.33 seconds North Latitude and -109 degrees 15 minutes 49.06 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,282,662.3 feet and Y = 10,423,814.4 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 18 minutes 40.52 seconds North Latitude and -109 degrees 15 minutes 23.26 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,284,115.4 feet and Y = 10,449,064.5 feet based on the US Survey Foot conversion.

This road may traverse:

Township 29 South Range 24 East, Section(s) 3,10,14,15,22,27,34, 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: COPPER MILL ROAD

County: San Juan

County Road Number: B115

State Geographic Information Database (SGID) Road Identification Number: RD190030.

Total Road Length: 4.95 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
RD190030	001	PVT	0.22 Miles	(not shown)
RD190030	002	BLM	1.62 Miles	A
RD190030	003	PVT	3.11 Miles	(not shown)
		Total Road Length	4.95	_____

* 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 LEWIS DALE FULLER

COPPER MILL ROAD

SAN JUAN COUNTY, UTAH

COUNTY ROAD NUMBER B115

State of Utah)
 : ss
County of San Juan)

Lewis Dale Fuller, 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 San Juan County, Utah. I have lived in San Juan County since 1932. I either supervised or personally graded the roads in San Juan County from 1960 to 1993.

2. I have traveled and am familiar with a road in San Juan County known as Copper Mill Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1950, it followed the same route as in 2007, when I last observed it. Attached is a San Juan County map showing Copper Mill 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 identifies this road according to the road number described 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 1950 and continuing through 1976 to the 2007. Throughout this time period I have observed travel on the road by various means, including

pickup trucks, horses, jeeps, motorcycles, ATV's, road maintenance vehicles and seismograph vehicles. Throughout this time period, the road has been used daily.

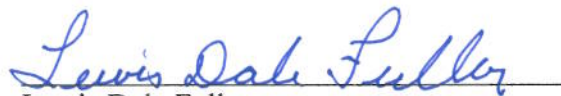
5. Throughout the time period from 1950 to 2007, I have used the road myself for the following uses: traveling in and through the area, ATV recreation and county road maintenance.

6. 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 the following uses: farming, livestock operations.

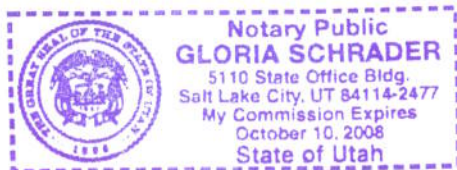
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1930s and continuing through 1976 to the present, for the uses described in the previous paragraphs.


8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: I personally graded the road. The road is now paved.

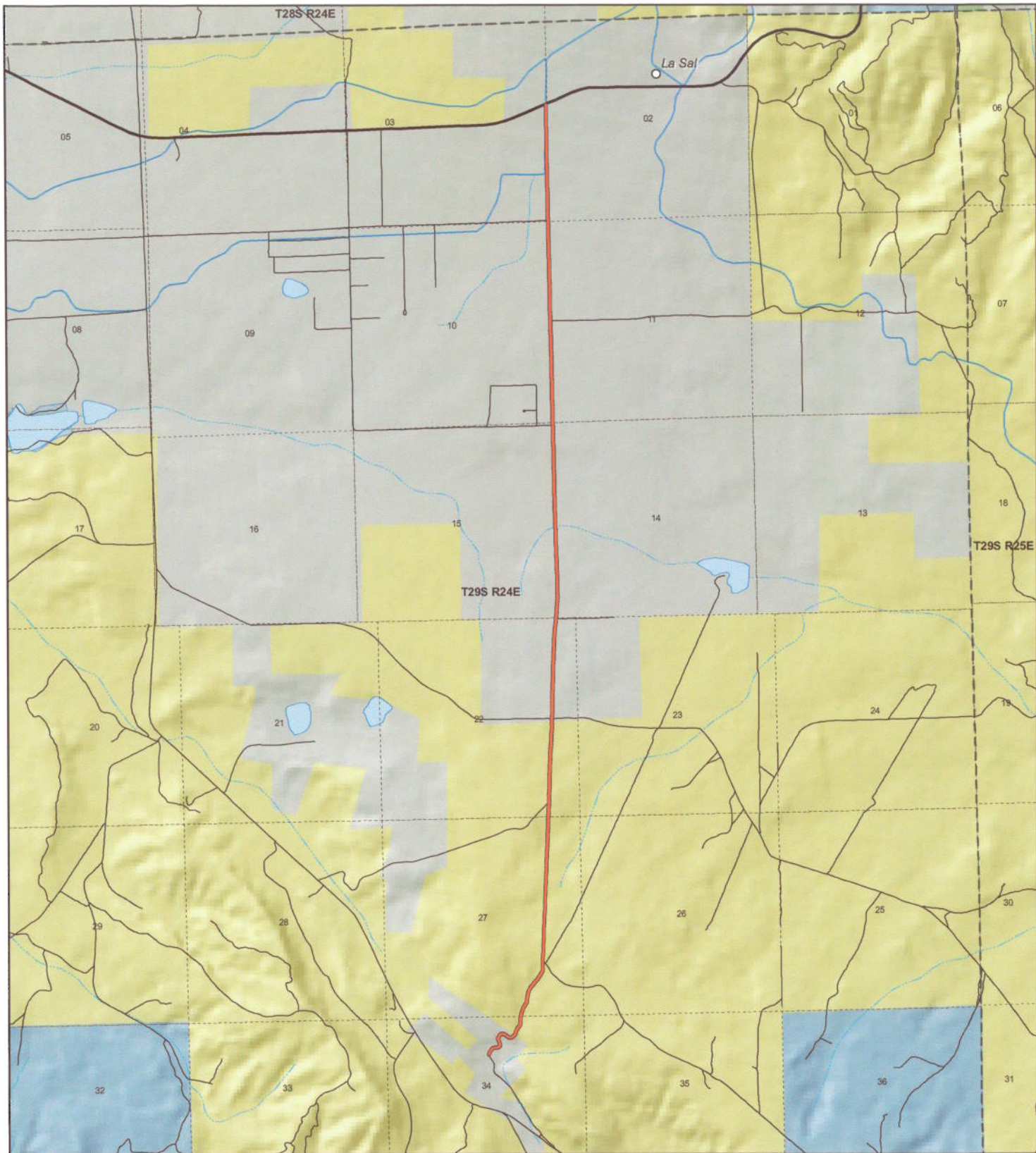
Dated this 17 day of September, 2007.


Lewis Dale Fuller

SUBSCRIBED AND SWORN TO before me this 17th day of September, 2007.




Notary Public



COPPER MILL
County Unique - B115

Land Ownership Categories

- ◆ BLM
- ◆ US Forest Service
- ◆ Private
- ◆ State Lands
- ◆ National Parks & Monuments (NPS)
- ◆ Wilderness
- ◆ National Recreation Area
- ◆ State Parks
- ◆ Tribal Lands

Transportation Network

- COPPER MILL
- State / U.S. Highway
- Local Roads

Misc

- City / Town
- Municipalities
- Section = 1 Mile



1:40,874

1 inch equals 0.6 miles
 Jul 26, 2007

AFFIDAVIT OF CHARLES HARDISON REDD

COPPER MILL ROAD

SAN JUAN COUNTY, UTAH

COUNTY ROAD NUMBER B115

State of Utah)
 : ss
County of San Juan)

Charles Hardison Redd, 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 San Juan County, Utah. I have lived in San Juan County for 70 years.

2. I have traveled and am familiar with a road in San Juan County known as Copper Mill Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1945, it followed the same route as in 2007, when I last observed it. Attached is a San Juan County map showing Copper Mill 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 identifies this road according to the road number described 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 1945 and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including: automobile, pickup, horse, ore truck, oil equipment, jeep, wagon, ATV and sheep wagon.

Throughout this time period, the road has been used daily for more than 10 continuous years prior to 1976, and is presently used daily.


5. Throughout the time period from 1945 to 2007, I have used the road myself for the following uses: landing a plane, traveling in and through the area and farming.

6. 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 the following uses: oil and gas equipment, prospecting, livestock operations, school bus route, wood gathering and government access.

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.

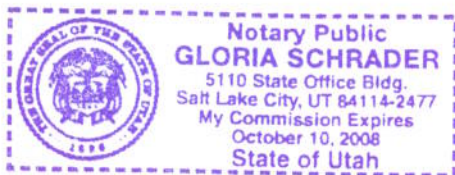
8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: gravel, bladed surfaces, ditches, cattle guard, culverts, signs and road maintenance equipment.

Dated this 17th day of September, 2007.



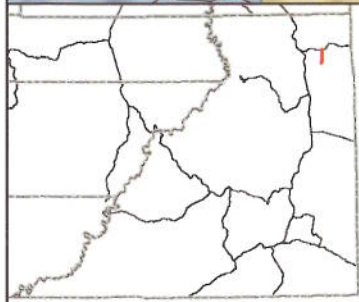
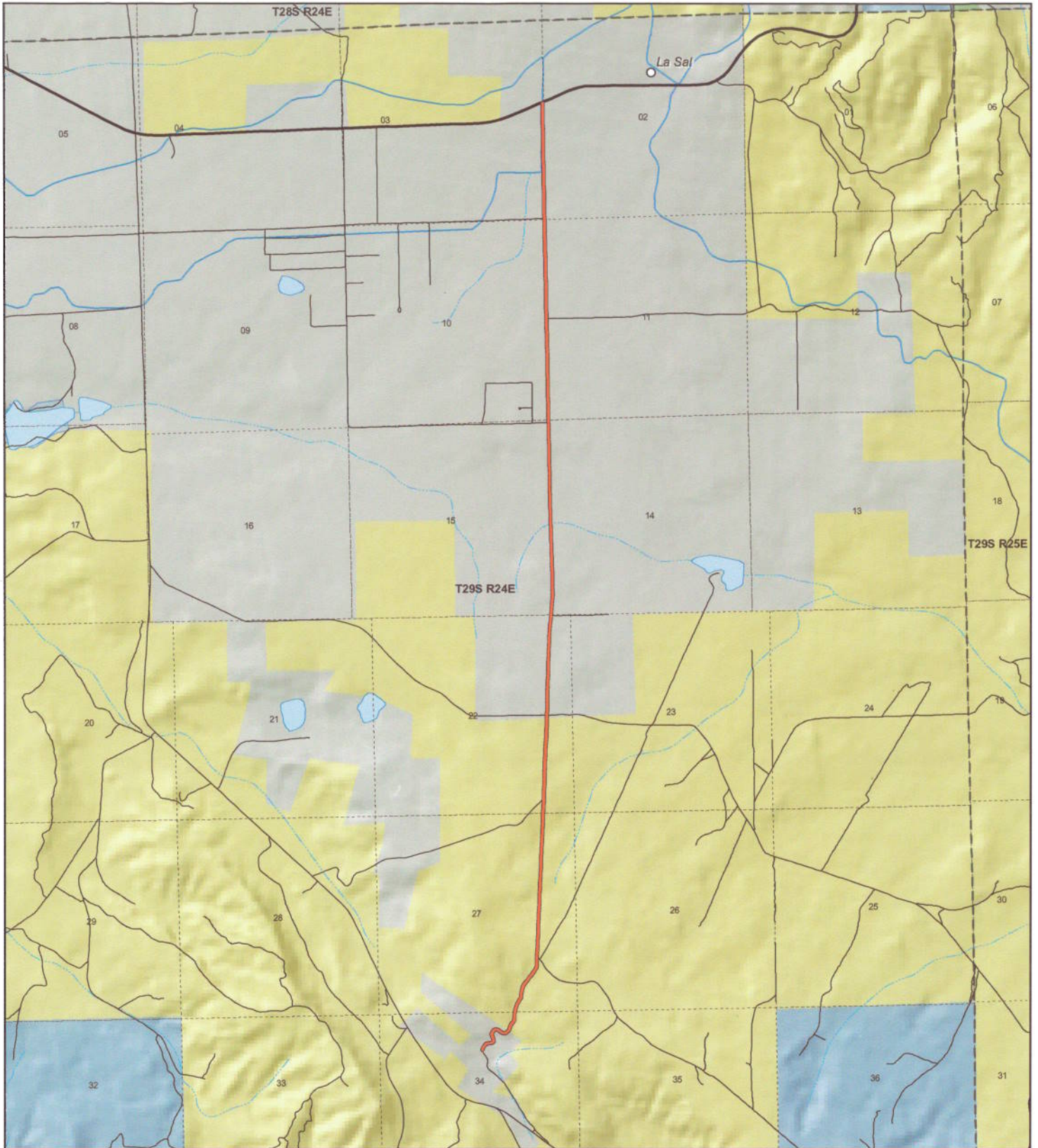
Charles Hardison Redd

SUBSCRIBED AND SWORN TO before me this 17th day of September, 2007.





Notary Public



COPPER MILL
County Unique - B115

Land Ownership Categories

- BLM
- US Forest Service
- Private
- State Lands
- National Parks & Monuments (NPS)
- Wilderness
- National Recreation Area
- State Parks
- Tribal Lands

Transportation Network

- COPPER MILL
- State / U.S. Highway
- Local Roads

Misc

- City / Town
- Municipalities
- Section = 1 Mile



1:40,874
 1 inch equals 0.6 miles
 Jul 26, 2007

Appendix A to Attachment 4

Popular Name: COPPER MILL ROAD

County: San Juan

County Road Number: B115

State Geographic Information Database (SGID) Road Identification Number: RD190030.

Road-Segment Number: 002

Road-Segment Length: 1.62 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 29 South Range 24 East, Section(s) 22,27,34, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (COPPER MILL 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 14 minutes 36.42 seconds North Latitude and -109 degrees 15 minutes 40.56 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,283,327.5 feet and Y = 10,424,345.1 feet; thence the following courses along the said road center line:

thence North 42 Degrees 21 Minutes 38 Seconds East 4 feet
thence North 29 Degrees 55 Minutes 49 Seconds East 43.7 feet
thence North 19 Degrees 16 Minutes 07 Seconds East 42.1 feet
thence North 13 Degrees 38 Minutes 11 Seconds East 43.6 feet
thence North 28 Degrees 45 Minutes 34 Seconds East 54.1 feet
thence North 38 Degrees 28 Minutes 44 Seconds East 51.3 feet
thence North 41 Degrees 32 Minutes 27 Seconds East 46.2 feet
thence North 25 Degrees 50 Minutes 09 Seconds East 38.7 feet
thence North 13 Degrees 14 Minutes 26 Seconds East 18.2 feet
thence North 13 Degrees 44 Minutes 28 Seconds East 2.7 feet
thence North 07 Degrees 50 Minutes 05 Seconds East 13.9 feet

thence North 00 Degrees 17 Minutes 42 Seconds West 35.8 feet
 thence North 01 Degrees 22 Minutes 23 Seconds East 33.8 feet
 thence North 06 Degrees 45 Minutes 45 Seconds East 34.7 feet
 thence North 05 Degrees 22 Minutes 06 Seconds East 39.9 feet
 thence North 07 Degrees 26 Minutes 58 Seconds East 41.4 feet
 thence North 10 Degrees 23 Minutes 23 Seconds East 1.8 feet
 thence North 10 Degrees 39 Minutes 20 Seconds East 38 feet
 thence North 16 Degrees 32 Minutes 55 Seconds East 37.4 feet
 thence North 16 Degrees 19 Minutes 32 Seconds East 45.9 feet
 thence North 15 Degrees 20 Minutes 49 Seconds East 59.6 feet
 thence North 20 Degrees 04 Minutes 52 Seconds East 61.3 feet
 thence North 28 Degrees 45 Minutes 34 Seconds East 54.1 feet
 thence North 38 Degrees 24 Minutes 57 Seconds East 57.2 feet
 thence North 28 Degrees 43 Minutes 47 Seconds East 61.5 feet
 thence North 05 Degrees 50 Minutes 31 Seconds East 61.4 feet
 thence North 05 Degrees 46 Minutes 58 Seconds East 71.3 feet
 thence North 08 Degrees 49 Minutes 51 Seconds East 82.7 feet
 thence North 13 Degrees 21 Minutes 30 Seconds East 83.4 feet
 thence North 25 Degrees 58 Minutes 26 Seconds East 85.3 feet
 thence North 38 Degrees 47 Minutes 16 Seconds East 83.3 feet
 thence North 40 Degrees 58 Minutes 09 Seconds East 67.7 feet
 thence North 37 Degrees 16 Minutes 24 Seconds East 59.2 feet
 thence North 38 Degrees 31 Minutes 41 Seconds East 53.9 feet
 thence North 40 Degrees 30 Minutes 26 Seconds East 50.7 feet
 thence North 35 Degrees 50 Minutes 25 Seconds East 51.2 feet
 thence North 35 Degrees 21 Minutes 07 Seconds East 40 feet
 thence North 33 Degrees 23 Minutes 42 Seconds East 23.7 feet
 thence North 35 Degrees 27 Minutes 31 Seconds East 20.2 feet
 thence North 35 Degrees 00 Minutes 58 Seconds East 19.3 feet
 thence North 31 Degrees 55 Minutes 17 Seconds East 28.3 feet
 thence North 28 Degrees 32 Minutes 09 Seconds East 40.8 feet
 thence North 17 Degrees 31 Minutes 25 Seconds East 9.7 feet
 thence North 14 Degrees 38 Minutes 11 Seconds East 20.4 feet
 thence North 07 Degrees 59 Minutes 26 Seconds East 34.2 feet
 thence North 04 Degrees 25 Minutes 58 Seconds East 43.8 feet
 thence North 00 Degrees 03 Minutes 39 Seconds East 52.8 feet
 thence North 00 Degrees 29 Minutes 04 Seconds East 48.2 feet
 thence North 01 Degrees 37 Minutes 38 Seconds West 42.3 feet
 thence North 02 Degrees 11 Minutes 40 Seconds East 30.2 feet
 thence North 01 Degrees 59 Minutes 44 Seconds East 16.4 feet
 thence North 00 Degrees 17 Minutes 42 Seconds West 9.8 feet
 thence North 01 Degrees 28 Minutes 02 Seconds East 21.3 feet
 thence North 02 Degrees 52 Minutes 36 Seconds East 130.5 feet
 thence North 02 Degrees 59 Minutes 27 Seconds East 137.4 feet
 thence North 01 Degrees 53 Minutes 11 Seconds East 137.9 feet
 thence North 02 Degrees 22 Minutes 49 Seconds East 140.6 feet
 thence North 01 Degrees 25 Minutes 57 Seconds East 141.5 feet
 thence North 01 Degrees 55 Minutes 58 Seconds East 143.5 feet
 thence North 02 Degrees 02 Minutes 51 Seconds East 144.5 feet

thence North 02 Degrees 17 Minutes 42 Seconds East 137.9 feet
 thence North 03 Degrees 19 Minutes 23 Seconds East 140.4 feet
 thence North 02 Degrees 01 Minutes 42 Seconds East 137.6 feet
 thence North 02 Degrees 07 Minutes 28 Seconds East 139.9 feet
 thence North 01 Degrees 41 Minutes 54 Seconds East 141.5 feet
 thence North 02 Degrees 31 Minutes 38 Seconds East 139.9 feet
 thence North 02 Degrees 06 Minutes 10 Seconds East 133.3 feet
 thence North 01 Degrees 57 Minutes 42 Seconds East 133.3 feet
 thence North 01 Degrees 54 Minutes 48 Seconds East 127.7 feet
 thence North 02 Degrees 01 Minutes 50 Seconds East 129.4 feet
 thence North 01 Degrees 53 Minutes 27 Seconds East 129 feet
 thence North 01 Degrees 35 Minutes 41 Seconds East 129.3 feet
 thence North 02 Degrees 09 Minutes 03 Seconds East 130.7 feet
 thence North 02 Degrees 44 Minutes 26 Seconds East 130.1 feet
 thence North 01 Degrees 33 Minutes 59 Seconds East 131.3 feet
 thence North 02 Degrees 12 Minutes 04 Seconds East 128.1 feet
 thence North 02 Degrees 43 Minutes 31 Seconds East 130.8 feet
 thence North 01 Degrees 55 Minutes 45 Seconds East 135.3 feet
 thence North 01 Degrees 50 Minutes 46 Seconds East 140.5 feet
 thence North 02 Degrees 17 Minutes 43 Seconds East 137.9 feet
 thence North 01 Degrees 27 Minutes 47 Seconds East 127.3 feet
 thence North 04 Degrees 06 Minutes 14 Seconds East 0.4 feet
 thence North 02 Degrees 15 Minutes 25 Seconds East 117.9 feet
 thence North 02 Degrees 21 Minutes 50 Seconds East 106.1 feet
 thence North 02 Degrees 09 Minutes 56 Seconds East 84.1 feet
 thence North 01 Degrees 47 Minutes 16 Seconds East 54.2 feet
 thence North 03 Degrees 47 Minutes 27 Seconds East 18.4 feet
 thence North 03 Degrees 23 Minutes 47 Seconds East 10.2 feet
 thence North 00 Degrees 17 Minutes 41 Seconds West 20.7 feet
 thence North 00 Degrees 17 Minutes 41 Seconds West 2 feet
 thence North 01 Degrees 24 Minutes 08 Seconds East 44.3 feet
 thence North 00 Degrees 38 Minutes 16 Seconds East 141.1 feet
 thence North 01 Degrees 43 Minutes 46 Seconds East 157.9 feet
 thence North 00 Degrees 58 Minutes 23 Seconds East 163.1 feet
 thence North 02 Degrees 02 Minutes 33 Seconds East 160.9 feet
 thence North 02 Degrees 17 Minutes 30 Seconds East 160 feet
 thence North 01 Degrees 22 Minutes 08 Seconds East 158.2 feet
 thence North 01 Degrees 42 Minutes 01 Seconds East 160.2 feet
 thence North 02 Degrees 15 Minutes 56 Seconds East 161.6 feet
 thence North 02 Degrees 17 Minutes 11 Seconds East 160.3 feet
 thence North 02 Degrees 15 Minutes 49 Seconds East 154.4 feet
 thence North 02 Degrees 51 Minutes 01 Seconds East 149.5 feet
 thence North 02 Degrees 17 Minutes 21 Seconds East 138.3 feet
 thence North 02 Degrees 15 Minutes 51 Seconds East 117.6 feet
 thence North 01 Degrees 49 Minutes 35 Seconds East 88.7 feet
 thence North 01 Degrees 30 Minutes 25 Seconds West 6.2 feet more or less to **the ending point**

at: 38 degrees 15 minutes 58.48 seconds North Latitude and -109 degrees 15 minutes 25.73 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,284,311.0 feet and Y = 10,432,672.2 feet.