

Ent 103260 Bk 895 Pg 610-622
Date: 30-MAY-2008 10:24AM
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 LAKE CANYON POINT ROAD; County Road Number: B382; State Geographic Information Database (SGID) Road Identification Number: RD190413. Total road length is 1.29 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

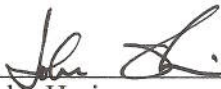
Internet at <http://recorded2477roads.utah.gov>.

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



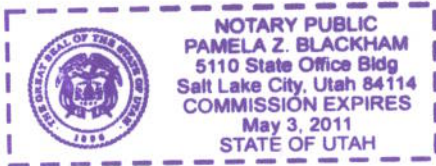
John Harja


CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

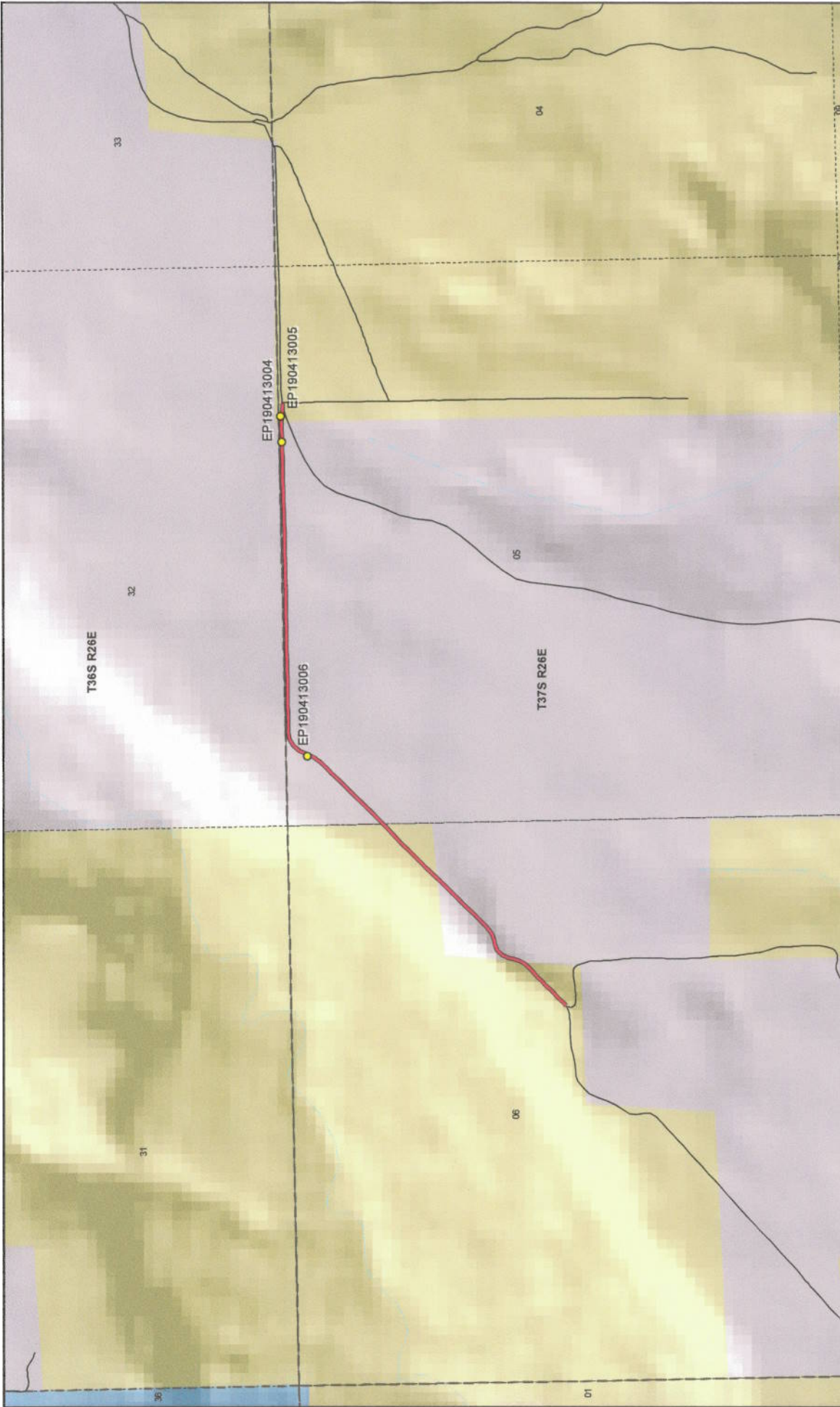
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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





Notary Public



1:15,098
1 inch equals 0.2 miles

LAKE CANYON POINT ROAD - San Juan County

SGID RD_ID RD190413

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5730 State Office Building
Salt Lake City, Utah 84114
Apr 07, 2008

<p>Land Ownership Categories</p> <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 	<p>Transportation Network</p> <ul style="list-style-type: none"> LAKE CANYON POINT ROAD Other Roads Title V: Issued Or Under Consideration By BLM Or County Photo Event Point <p>Section = 1 Mile</p>
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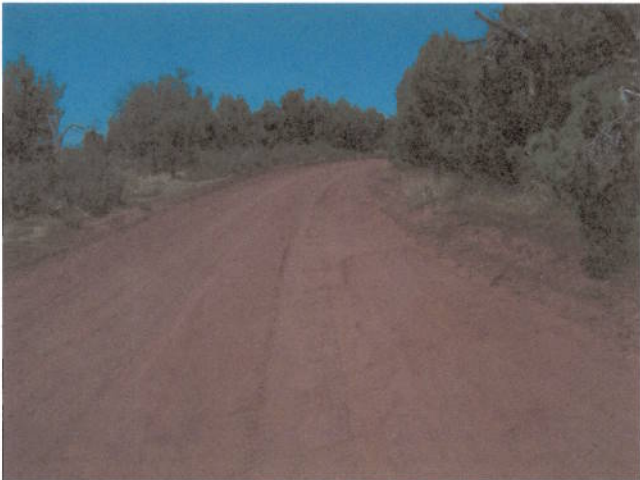
Attachment 2



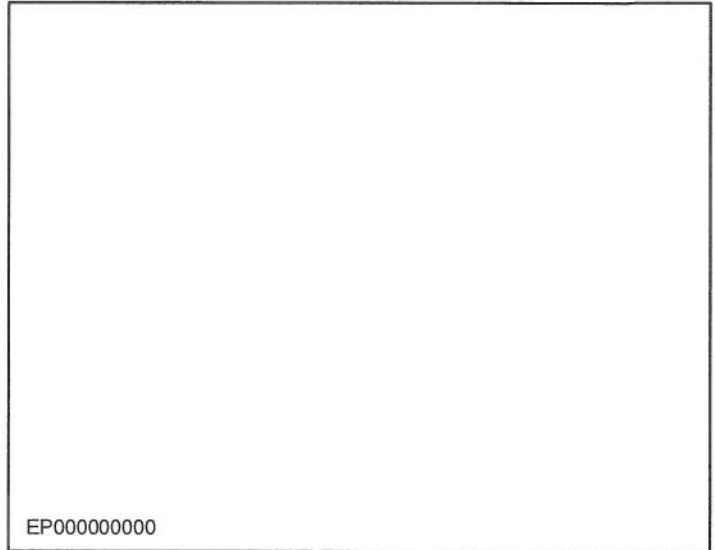
EP190413004



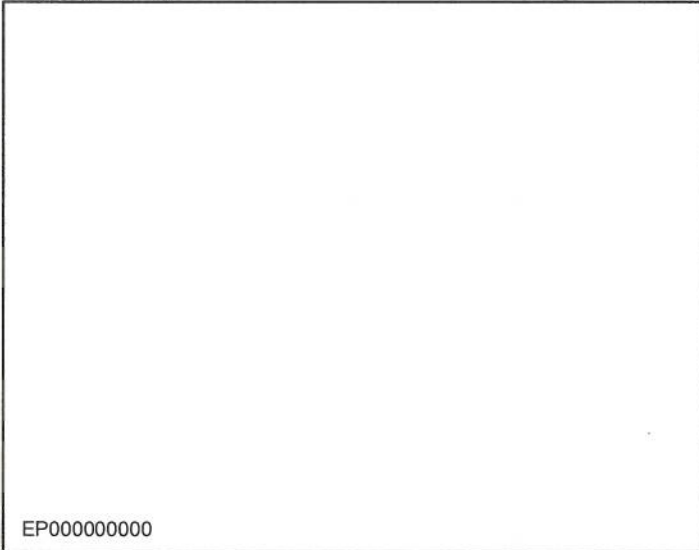
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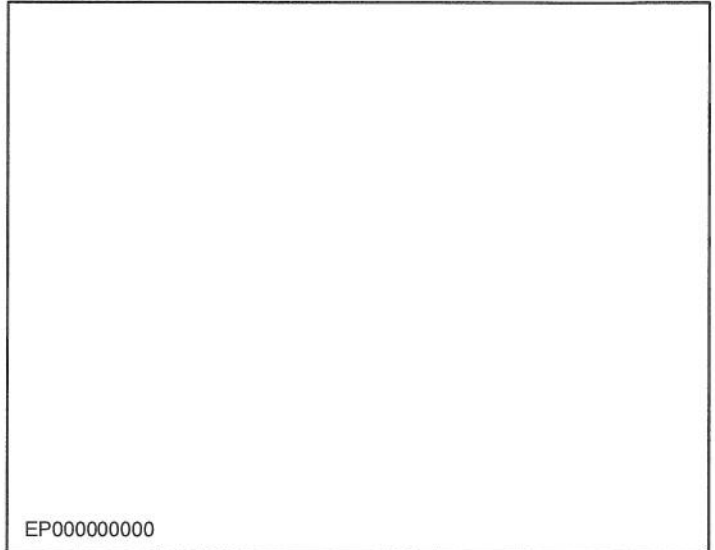
EP190413006



EP000000000



EP000000000



EP000000000

LAKE CANYON POINT ROAD - San Juan County
SGID RD_ID RD190413

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: LAKE CANYON POINT ROAD

County: San Juan

County Road Number: B382

State Geographic Information Database (SGID) Road Identification Number: RD190413.

Total Road Length: 1.29 miles more or less.

Beginning at a point on the road centerline located at 37 degrees 35 minutes 57.58 seconds North Latitude and -109 degrees 06 minutes 05.43 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,335,211.9 feet and Y = 10,191,008.7 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 36 minutes 22.83 seconds North Latitude and -109 degrees 04 minutes 05.4 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,340,860.1 feet and Y = 10,193,708.3 feet based on the US Survey Foot conversion.

This road may traverse:

Township 37 South Range 26 East, Section(s) 5,6, 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: LAKE CANYON POINT ROAD

County: San Juan

County Road Number: B382

State Geographic Information Database (SGID) Road Identification Number: RD190413.

Total Road Length: 1.29 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
RD190413	001	BLM	0.11 Miles	A
RD190413	002	PVT	0.22 Miles	(not shown)
RD190413	003	BLM	0.14 Miles	B
RD190413	004	PVT	0.8 Miles	(not shown)
RD190413	005	BLM	0.03 Miles	C
		Total Road Length	1.29	_____

* 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 ALBERT E. STEELE

LAKE CANYON POINT ROAD

SAN JUAN COUNTY, UTAH

COUNTY ROAD NUMBER B382

State of Utah)
 : ss
County of San Juan)

Albert E. Steele, 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 60 years.

2. I have traveled and am familiar with a road in San Juan County known as Lake Canyon Point Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1960, it followed the same route as in 2002, when I last observed it. Attached is a San Juan County map showing Lake Canyon Point 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 1960 and continuing through 1976 to 2002. Throughout this time period I have observed travel on the road by various means, including: pickup, automobile, other truck, jeep and oil equipment. Throughout this time period, the road was used daily for more than 10 continuous years prior to 1976 and was used daily in 2002.

5. Throughout the time period from 1960 to 2002, I have used the road myself for the following uses: predator control and recreation.

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: livestock operations, wood gathering, hunting, mineral prospecting, oil and gas exploration, and traveling in and through the area.

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 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

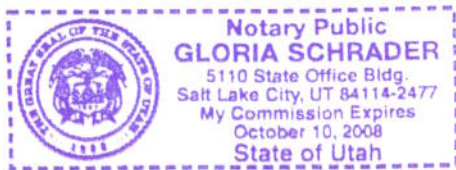
8. I observed the graded surface prior to 1976.

Dated this 18th day of September, 2007.

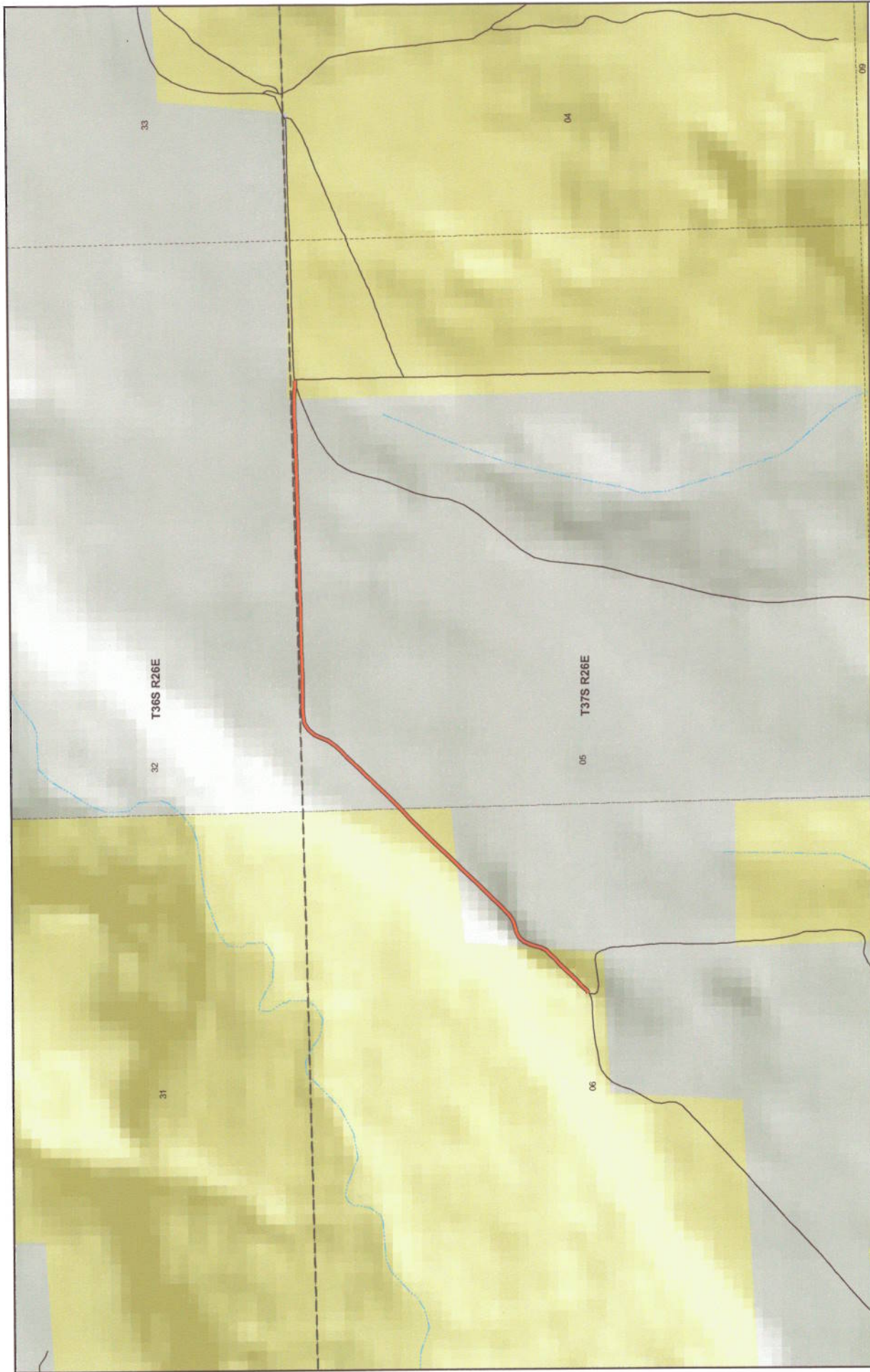


Albert E. Steele

SUBSCRIBED AND SWORN TO before me this 18th day of September, 2007.



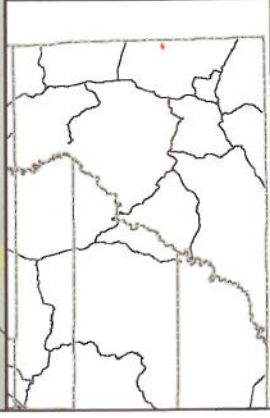
Notary Public




1:14,401
1 inch equals 0.2 miles
JUL 26, 2007

LAKE CANYON POINT County Unique - B382

<p>Land Ownership Categories</p> <ul style="list-style-type: none"> BLM National Recreation Area SITLA, State Trust Land USFS, National Forest National Parks & Monuments (NPS) 	<p>Misc</p> <ul style="list-style-type: none"> City / Town Municipalities Section = 1 Mile 	<p>Transportation Network</p> <ul style="list-style-type: none"> LAKE CANYON POINT State / U.S. Highway Local Roads
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AFFIDAVIT OF LYNN L. ADAMS

LAKE CANYON POINT ROAD

SAN JUAN COUNTY, UTAH

COUNTY ROAD NUMBER B382

State of Utah)
 : ss
County of San Juan)

Lynn L. Adams, 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 82 years. I worked for the San Juan County Roads Department from 1961 to 1987.

2. I have traveled and am familiar with a road in San Juan County known as Lake Canyon Point 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 2004, when I last observed it. Attached is a San Juan County map showing Lake Canyon Point 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 the early 1950s and continuing through 1976 to 2004. Throughout this time period I have observed travel on the road by various means, including: car, truck, pickup, motorcycle, and ATV. Throughout this time period, the road has

been used daily, weather permitting, for more than 10 continuous years prior to 1976 and was used daily, weather permitting, in 2004.

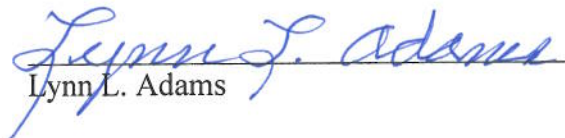
5. Throughout the time period from the early 1950s to 2004, I have used the road myself for the following uses: maintenance services and livestock operations.

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: hunting, ranching, mineral prospecting, wood gathering, and oil and gas exploration.

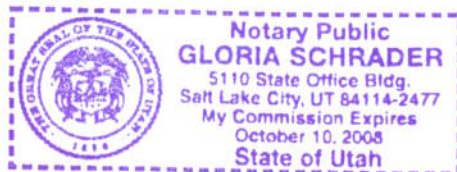
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed graders performing maintenance activities on the road prior to 1976.

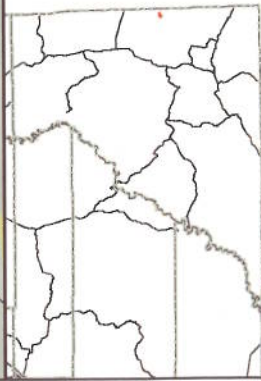
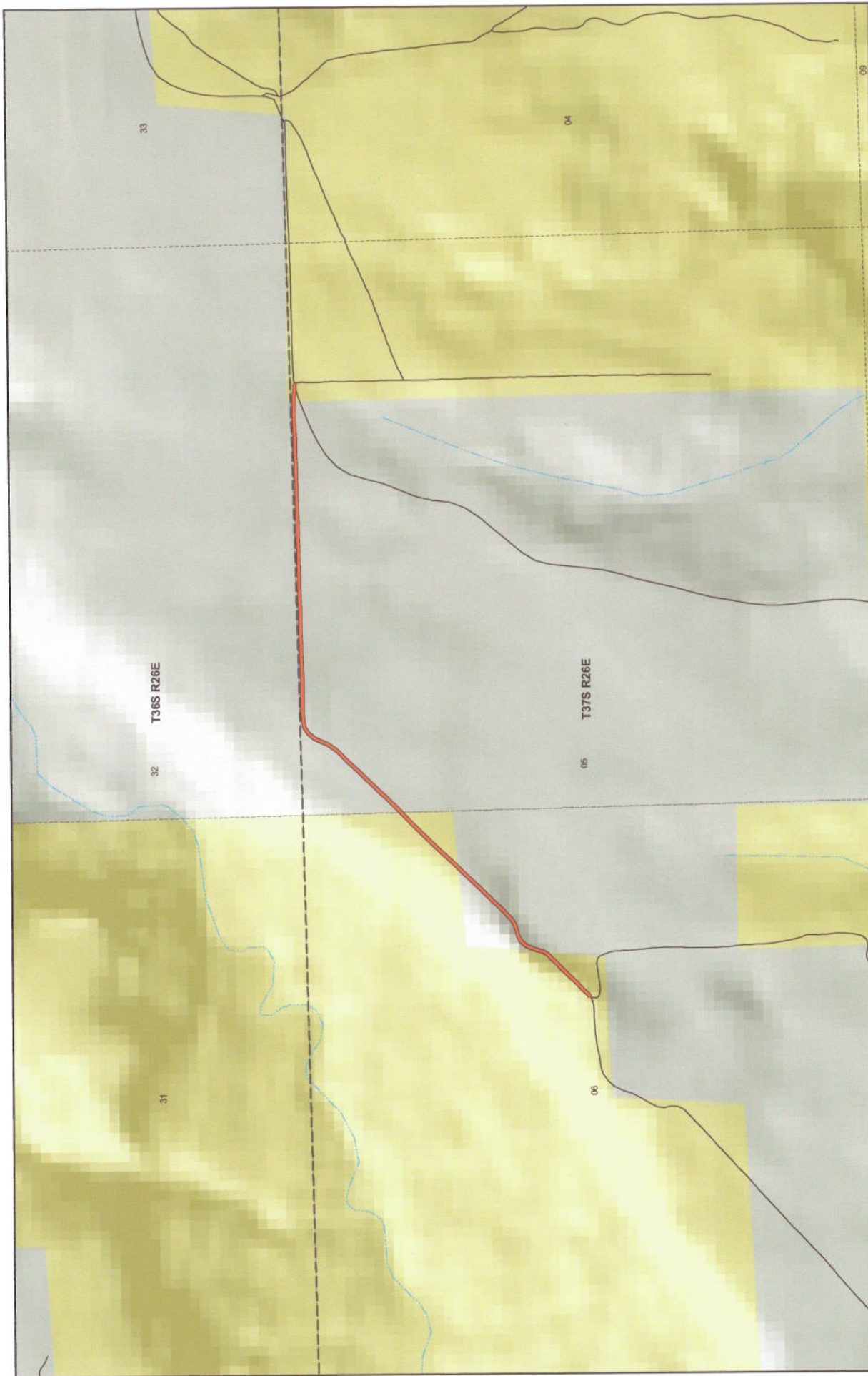
Dated this 18 day of September, 2007.


Lynn L. Adams

SUBSCRIBED AND SWORN TO before me this 18th day of September, 2007.




Notary Public



LAKE CANYON POINT
County Unique - B382

Transportation Network
 LAKE CANYON POINT
 State / U.S. Highway
 Local Roads

Misc
 City / Town
 Municipalities
 Section = 1 Mile

Land Ownership Categories
 BLM
 National Recreation Area
 SITLA, State Trust Land
 USFS, National Forest
 National Parks & Monuments (NPS)



1:14,401
 1 inch equals 0.2 miles
 Jul 26, 2007

Appendix A to Attachment 4

Popular Name: LAKE CANYON POINT ROAD

County: San Juan

County Road Number: B382

State Geographic Information Database (SGID) Road Identification Number: RD190413.

Road-Segment Number: 001

Road-Segment Length: 0.11 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 37 South Range 26 East, Section(s) 6, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (LAKE CANYON POINT 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 35 minutes 57.58 seconds North Latitude and -109 degrees 06 minutes 05.43 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,335,211.9 feet and Y = 10,191,008.7 feet; thence the following courses along the said road center line:

thence North 51 Degrees 01 Minutes 45 Seconds East	6.3 feet
thence North 47 Degrees 33 Minutes 05 Seconds East	18.6 feet
thence North 44 Degrees 14 Minutes 03 Seconds East	58.5 feet
thence North 45 Degrees 04 Minutes 15 Seconds East	69.6 feet
thence North 45 Degrees 28 Minutes 26 Seconds East	67.7 feet
thence North 43 Degrees 41 Minutes 33 Seconds East	53.4 feet
thence North 43 Degrees 41 Minutes 02 Seconds East	52.9 feet
thence North 46 Degrees 29 Minutes 35 Seconds East	59 feet
thence North 44 Degrees 41 Minutes 20 Seconds East	57.1 feet
thence North 44 Degrees 41 Minutes 20 Seconds East	46.9 feet
thence North 43 Degrees 33 Minutes 24 Seconds East	58.7 feet

thence North 30 Degrees 47 Minutes 02 Seconds East 41.8 feet more or less to **the ending point at:** 37 degrees 36 minutes 01.68 seconds North Latitude and -109 degrees 06 minutes 00.23 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,335,619.9 feet and Y = 10,191,433.5 feet.

Appendix B to Attachment 4

Popular Name: LAKE CANYON POINT ROAD

County: San Juan

County Road Number: B382

State Geographic Information Database (SGID) Road Identification Number: RD190413.

Road-Segment Number: 003

Road-Segment Length: 0.14 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 37 South Range 26 East, Section(s) 6, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (LAKE CANYON POINT 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 36 minutes 09.31 seconds North Latitude and -109 degrees 05 minutes 50.28 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,336,399.8 feet and Y = 10,192,226.1 feet; thence the following courses along the said road center line:

thence North 43 Degrees 52 Minutes 03 Seconds East 48.5 feet

thence North 43 Degrees 19 Minutes 41 Seconds East 107.4 feet

thence North 43 Degrees 42 Minutes 05 Seconds East 107.7 feet

thence North 44 Degrees 04 Minutes 13 Seconds East 107.4 feet

thence North 44 Degrees 18 Minutes 52 Seconds East 106.5 feet

thence North 45 Degrees 21 Minutes 36 Seconds East 99.1 feet

thence North 46 Degrees 02 Minutes 07 Seconds East 88.9 feet

thence North 46 Degrees 05 Minutes 37 Seconds East 52.1 feet more or less to **the ending**

point at: 37 degrees 36 minutes 14.25 seconds North Latitude and -109 degrees 05 minutes 43.87 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,336,902.6 feet and Y = 10,192,737.8 feet.

Appendix C to Attachment 4

Popular Name: LAKE CANYON POINT ROAD

County: San Juan

County Road Number: B382

State Geographic Information Database (SGID) Road Identification Number: RD190413.

Road-Segment Number: 005

Road-Segment Length: 0.03 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 37 South Range 26 East, Section(s) 5, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (LAKE CANYON POINT ROAD)-- Segment 005 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 36 minutes 22.94 seconds North Latitude and -109 degrees 04 minutes 56.51 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,340,690.3 feet and Y = 10,193,715.2 feet; thence the following courses along the said road center line:

thence South 88 Degrees 59 Minutes 53 Seconds East 24.4 feet

thence South 85 Degrees 44 Minutes 12 Seconds East 8.2 feet

thence South 84 Degrees 44 Minutes 18 Seconds East 13.5 feet

thence South 84 Degrees 01 Minutes 25 Seconds East 38.9 feet

thence South 82 Degrees 35 Minutes 20 Seconds East 19.5 feet

thence North 89 Degrees 41 Minutes 21 Seconds East 36.7 feet

thence North 86 Degrees 26 Minutes 14 Seconds East 28.9 feet more or less to **the ending**

point at: 37 degrees 36 minutes 22.83 seconds North Latitude and -109 degrees 04 minutes 054.4 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,340,860.1 feet and Y = 10,193,708.3 feet.