

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

DOC # 20080019331

Right of Way Page 1 of 15
Russell Shirts Washington County Recorder
05/12/2008 09:13:30 AM Fee \$ 0.00
By GOVERNOR OF 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Washington County as it pertains to the highway located in Washington County known as SAPHIRE WELL ROAD; County Road Number: 0259; State Geographic Information Database (SGID) Road Identification Number: RD270259. Total road length is 0.81 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

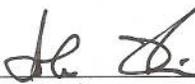
Internet at <http://recorded2477roads.utah.gov>.

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



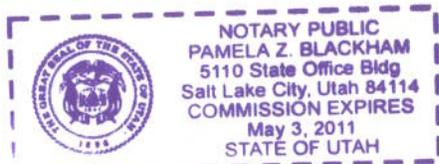
John Harja

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.

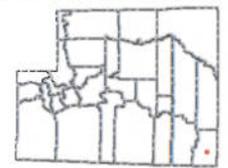




Notary Public



1:12,277
1 inch equals 0.2 miles



SAPHIRE WELL ROAD - Washington County
SGID RD_ID RD270259

- Land Ownership Categories**
- BLM
 - Private
 - SITLA, State Trust Land
 - USFS, National Forest
 - State Parks and Recreation
 - Tribal, Indian Reservation
 - NPS, National Park
- Transportation Network**
- SAPHIRE WELL ROAD
 - Other Roads
 - Title V, Issued Or Under Consideration By BLM Or County
 - 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 12, 2008



Attachment 2



EP270259001

EP000000000

EP000000000

EP000000000

EP000000000

EP000000000

SAPHIRE WELL ROAD - Washington County
SGID RD_ID RD270259



Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
February 14, 2008



Attachment 3

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

Popular Name: SAPHIRE WELL ROAD

County: Washington

County Road Number: 0259

State Geographic Information Database (SGID) Road Identification Number: RD270259.

Total Road Length: 0.81 miles more or less.

Beginning at a point on the road centerline located at 37 degrees 15 minutes 12.45 seconds North Latitude and -113 degrees 36 minutes 41.41 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,025,897.8 feet and Y = 10,063,099.7 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 15 minutes 15.17 seconds North Latitude and -113 degrees 36 minutes 02.68 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,029,035.1 feet and Y = 10,063,304.1 feet based on the US Survey Foot conversion.

This road may traverse:

Township 41 South Range 16 West, Section(s) 1,2, 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: SAPHIRE WELL ROAD

County: Washington

County Road Number: 0259

State Geographic Information Database (SGID) Road Identification Number: RD270259.

Total Road Length: 0.81 miles more or less.

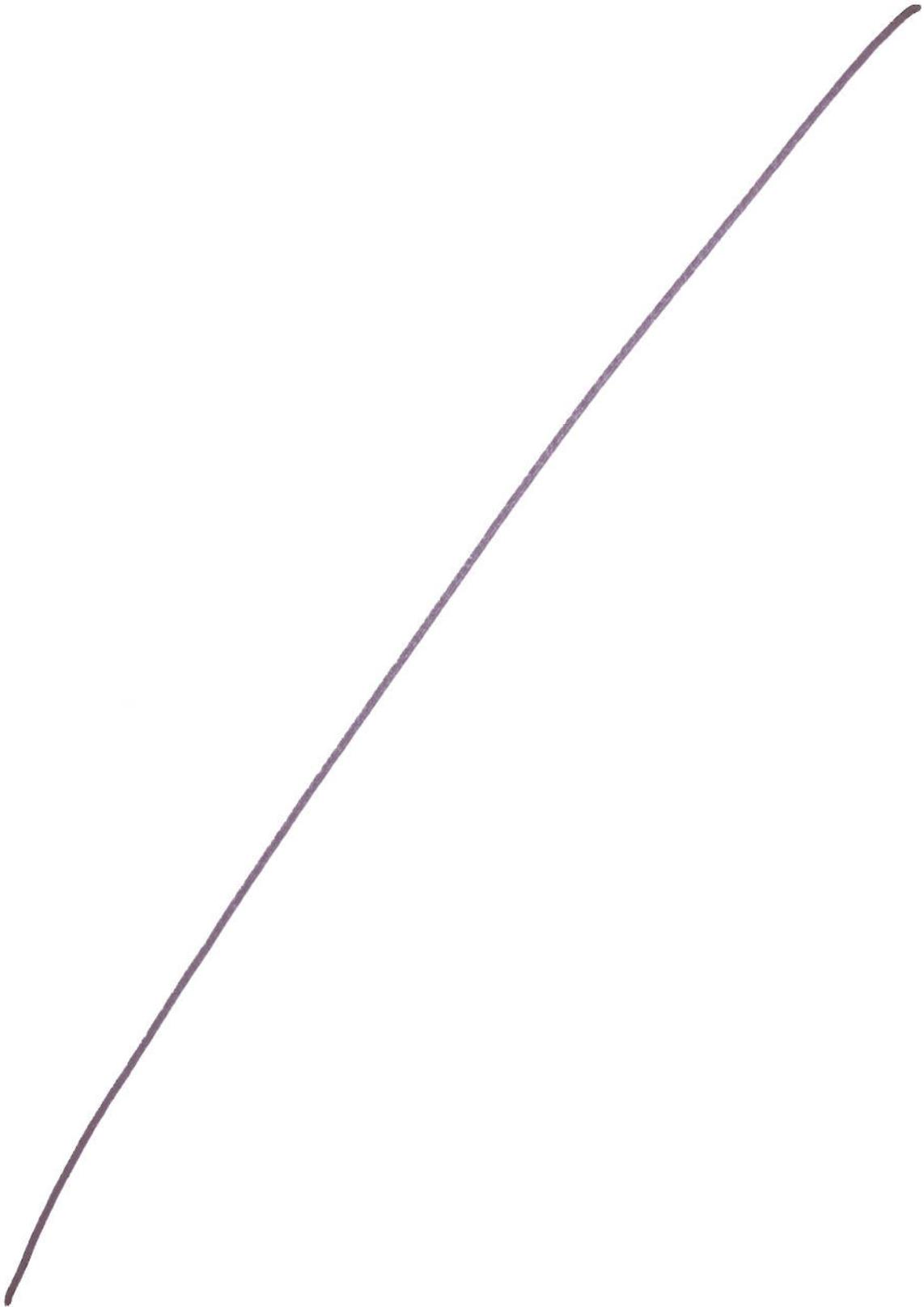
Centerline Descriptions Of Road-Segments That Cross Over Federally Owned Land, Derived From Global Positioning System Data And Cross-checked against USGS Digital Orthophoto Quadrangles Compiled By The Utah Automated Geographic Reference Center And Entered Into The State Geographic Information Database (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
RD270259	001	PVT	0.7 Miles	(not shown)
RD270259	002	BLM	0.11 Miles	A
		Total Road Length	0.81	_____

* 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



Attachment5

to the present. Throughout this time period I have observed travel on the road by trucks, jeeps, stock trucks, ATVs, and other motor vehicles. Throughout this time period, the road has been used at least weekly, weather permitting, for more than ten continuous years prior to 1976, and it is presently used on at least a weekly basis, as the weather permits.

4. Throughout the time period from 1970 to the present, I have used the road myself for livestock operations, recreation, wood gathering, hunting, and government access for my job, including search and rescue operations.

5. Throughout the time period described in the previous paragraphs, I observed vehicles using the road at various times for the uses described in the previous paragraphs, plus prospecting; trapping; government access; and recreation, such as camping, picnicking, hiking, sight seeing, and traveling in and through the general areas.

6. 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 1950 and continuing through 1976 to the present, for the uses described in the previous paragraphs.

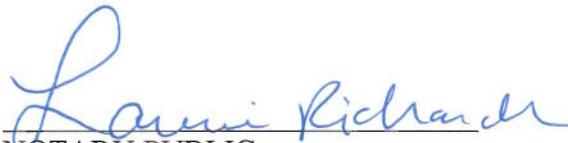
7. Prior to 1976, I occasionally observed county graders on the road. I personally observed and have been involved in calling Washington County road crews to the road due to floods and inclement weather. I observed general repairs and/or maintenance and construction of the road by Washington County. I observed cattle guards, berms, culverts, graded and raised surfaces, cuts and fills and flood repair work, as necessary.

DATED this 01 of May, 2007

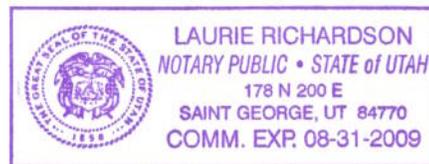


KEVIN BROOKS

SUBSCRIBED AND SWORN to before me this 15th day of
May, 2007.



NOTARY PUBLIC

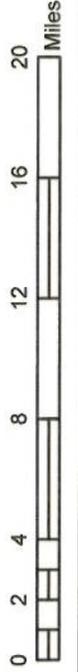
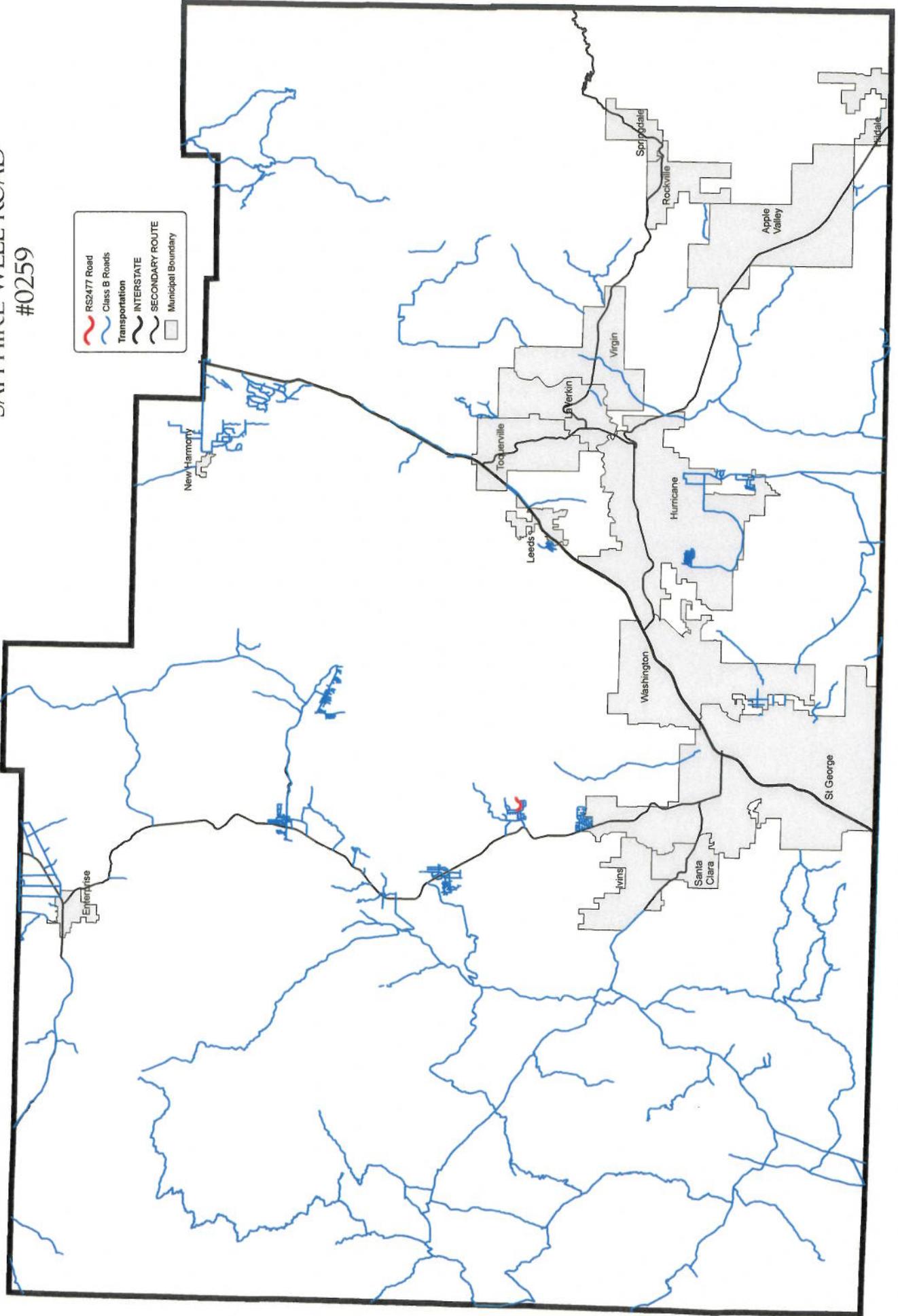


WASHINGTON COUNTY

SAPPHIRE WELL ROAD

#0259

- RS2477 Road
- Class B Roads
- Transportation
- INTERSTATE
- SECONDARY ROUTE
- Municipal Boundary



3. 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 1960, and continuing through 1976 to the present. Throughout this time period I have observed travel on the road by trucks, jeeps, stock trucks and other motor vehicles. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and it is presently used on a daily basis, weather permitting.

4. Throughout the time period from 1960 to the present, I have used the road myself for hunting, camping, hiking, sight seeing, wood gathering, government access for my job, and trapping.

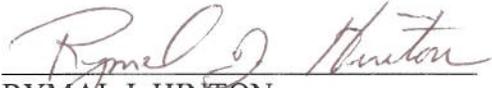
5. Throughout the time period described in the previous paragraphs, I observed vehicles using the road at various times for the uses described in the previous paragraphs, plus livestock operations, commerce, mining and prospecting, recreation and tourism, and travel in and through the general areas.

6. 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 as early as 1900, when pioneers traveled the road, and continuing through 1976 to the present, for the uses described in the previous paragraphs.

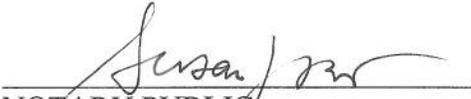
7. Prior to 1976, I occasionally observed graders and road crews from Washington County on the road. I observed general repairs and maintenance of the road.

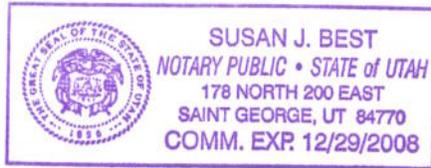
I observed cattle guards, berms, cuts and fills, grader marks, culverts, flood repair work, and gated areas, where necessary.

DATED this 12 of April, 2007.


RYMAL J. HINTON

SUBSCRIBED AND SWORN to before me this 12 day of April, 2007.


NOTARY PUBLIC

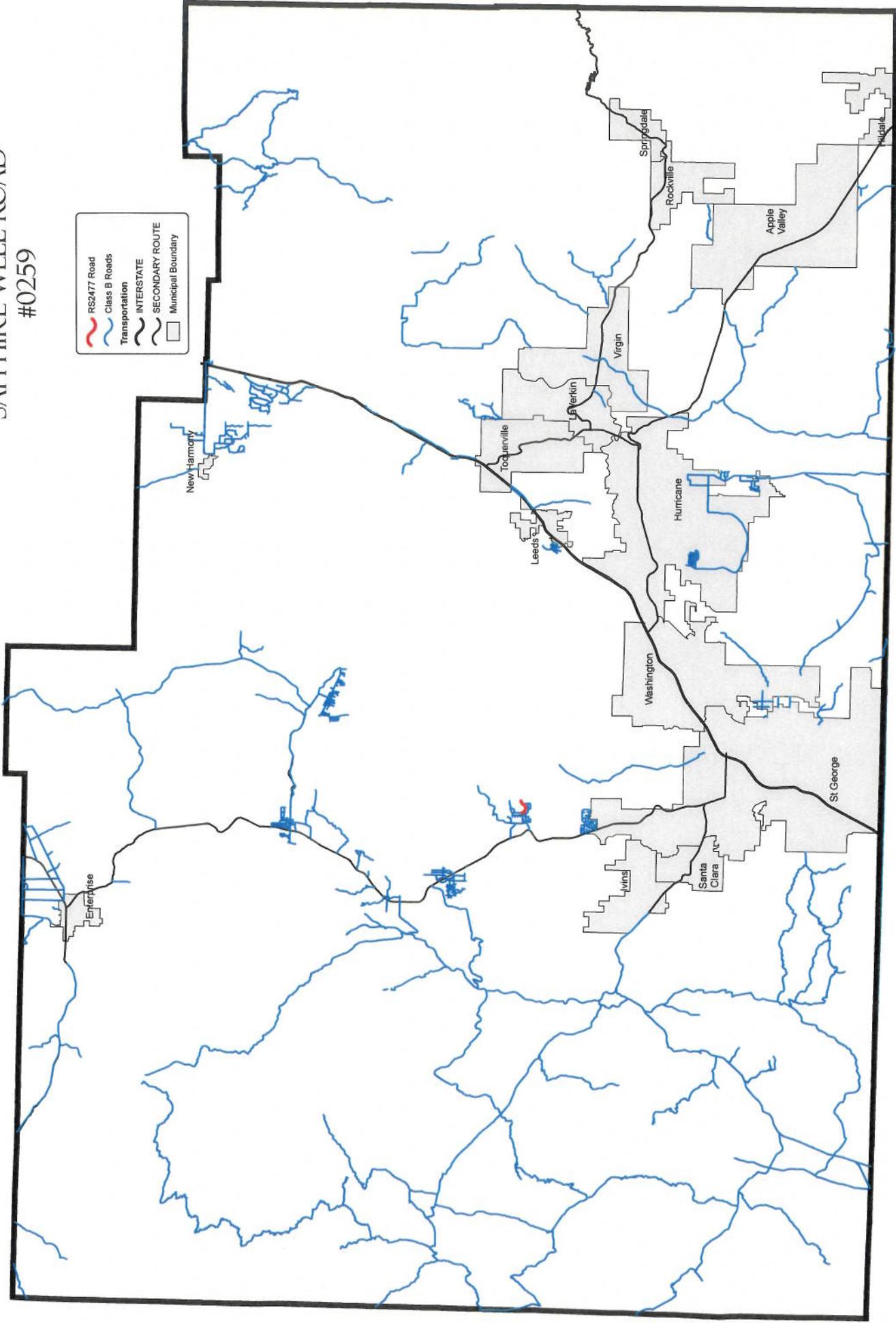


WASHINGTON COUNTY

SAPPHIRE WELL ROAD

#0259

RS2477 Road
Class B Roads
Transportation
INTERSTATE
SECONDARY ROUTE
Municipal Boundary



Appendix A to Attachment 4

Popular Name: SAPHIRE WELL ROAD

County: Washington

County Road Number: 0259

State Geographic Information Database (SGID) Road Identification Number: RD270259.

Road-Segment Number: 002

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 41 South Range 16 West, Section(s) 1, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (SAPHIRE WELL 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 15 minutes 13.07 seconds North Latitude and -113 degrees 36 minutes 08.66 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,028,546.7 feet and Y = 10,063,101.8 feet; thence the following courses along the said road center line:

thence North 50 Degrees 47 Minutes 03 Seconds East	15.2 feet
thence North 52 Degrees 23 Minutes 11 Seconds East	33 feet
thence North 53 Degrees 10 Minutes 01 Seconds East	34.7 feet
thence North 54 Degrees 10 Minutes 27 Seconds East	36.7 feet
thence North 54 Degrees 50 Minutes 59 Seconds East	35.6 feet
thence North 54 Degrees 17 Minutes 42 Seconds East	36.2 feet
thence North 52 Degrees 02 Minutes 18 Seconds East	32.7 feet
thence North 47 Degrees 59 Minutes 34 Seconds East	36.5 feet
thence North 47 Degrees 33 Minutes 15 Seconds East	32.7 feet
thence North 51 Degrees 31 Minutes 35 Seconds East	37.1 feet
thence North 60 Degrees 36 Minutes 26 Seconds East	36.4 feet

thence North 87 Degrees 19 Minutes 33 Seconds East 31.5 feet
thence South 74 Degrees 31 Minutes 14 Seconds East 29 feet
thence South 74 Degrees 38 Minutes 44 Seconds East 34.1 feet
thence South 62 Degrees 25 Minutes 15 Seconds East 32.3 feet
thence South 45 Degrees 59 Minutes 42 Seconds East 18.8 feet
thence North 89 Degrees 42 Minutes 43 Seconds East 20.3 feet
thence North 63 Degrees 48 Minutes 19 Seconds East 25.5 feet
thence North 56 Degrees 16 Minutes 19 Seconds East 20.8 feet
thence North 51 Degrees 03 Minutes 08 Seconds East 2.1 feet

more or less to **the ending point**
at: 37 degrees 15 minutes 15.17 seconds North Latitude and -113 degrees 36 minutes 02.68 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,029,035.1 feet and Y = 10,063,304.1 feet.