

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

DOC # 20080019353

Right of Way Page 1 of 15
Russell Shirts Washington County Recorder
05/12/2008 09:23:59 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 LOWER PITS ROAD; County Road Number: 0642; State Geographic Information Database (SGID) Road Identification Number: RD270642. Total road length is 0.92 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

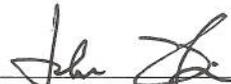
Internet at <http://recorded2477roads.utah.gov>.

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



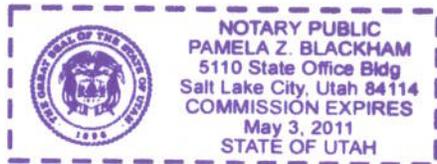
John Harja

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.

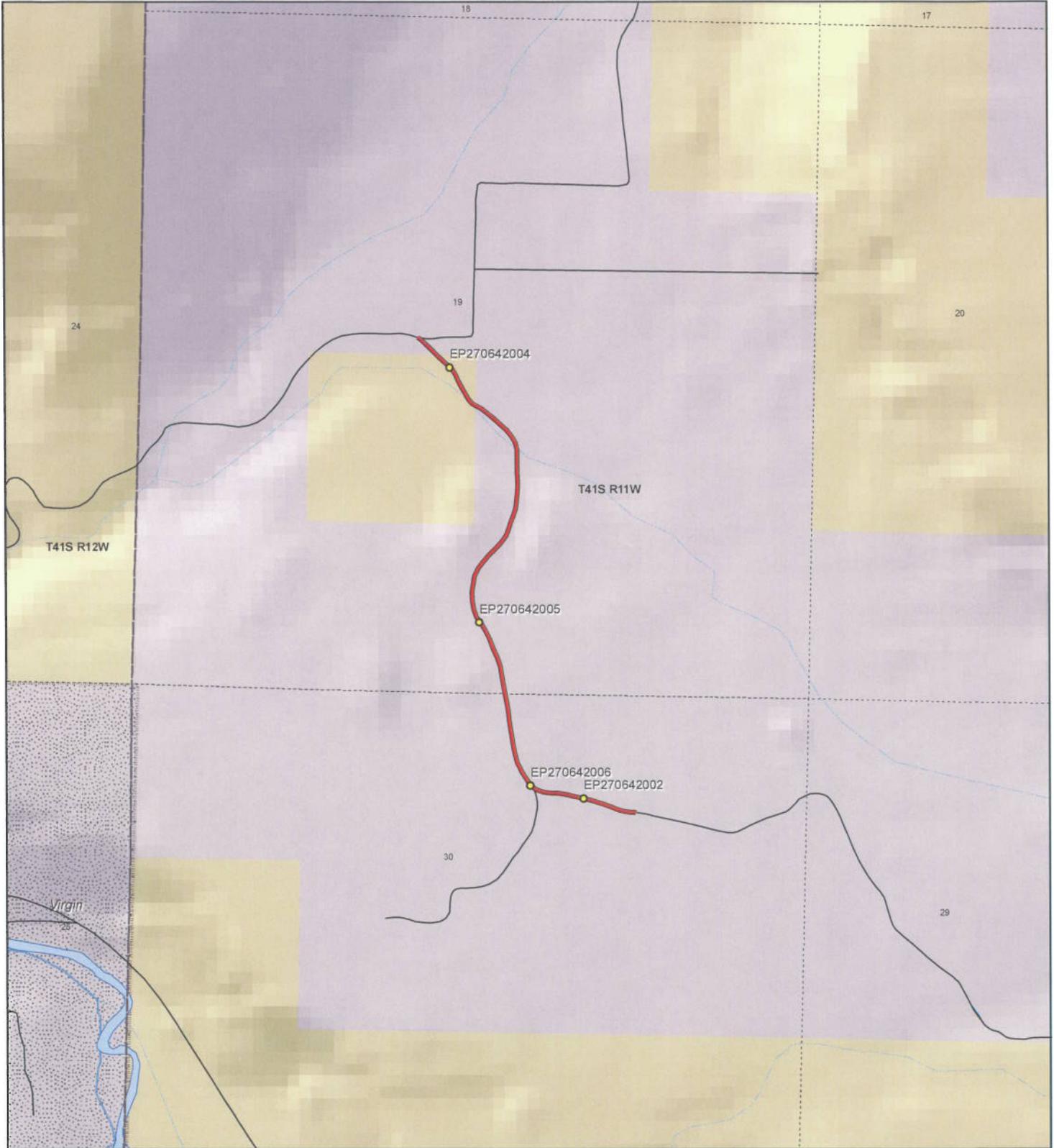
Dated this 23rd day of April, 2008.





Notary Public

Attachment 1



<p>1:12,199 1 inch equals 0.2 miles</p>		<p align="center">LOWER PITS ROAD - Washington County SGID RD_ID RD270642</p> <table border="0"> <tr> <td colspan="2">Land Ownership Categories</td> <td>Transportation Network</td> </tr> <tr> <td>● BLM</td> <td>◆ Wilderness</td> <td>— LOWER PITS ROAD</td> </tr> <tr> <td>● Private</td> <td>◆ UDWR Wildlife Reserve</td> <td>— Title V: Issued Or Under Consideration By BLM Or County</td> </tr> <tr> <td>● SITLA, State Trust Land</td> <td>◆ DOD, Military</td> <td>— Other Roads</td> </tr> <tr> <td>● USFS, National Forest</td> <td>◆ State Sovereign Land</td> <td>● Photo Event Point</td> </tr> <tr> <td>● State Parks and Recreation</td> <td>◆ National Recreation Area</td> <td>□ Section = 1 Mile</td> </tr> <tr> <td>● Tribal, Indian Reservation</td> <td>◆ USFWS, Natl. Wildlife Refuge</td> <td></td> </tr> <tr> <td>● NPS, National Park</td> <td></td> <td></td> </tr> </table>	Land Ownership Categories		Transportation Network	● BLM	◆ Wilderness	— LOWER PITS 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			<p>Map prepared by the State of Utah Automated Geographic Reference Center Room 5130 State Office Building Salt Lake City, Utah 84114 Feb 13, 2008</p>
Land Ownership Categories		Transportation Network																									
● BLM	◆ Wilderness	— LOWER PITS 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																											

Attachment 2



EP270642002



EP270642004



EP270642005



EP270642006

EP000000000

EP000000000

LOWER PITS ROAD - Washington County
SGID RD_ID RD270642



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: LOWER PITS ROAD

County: Washington

County Road Number: 0642

State Geographic Information Database (SGID) Road Identification Number: RD270642.

Total Road Length: 0.92 miles more or less.

Beginning at a point on the road centerline located at 37 degrees 11 minutes 50.11 seconds North Latitude and -113 degrees 07 minutes 55.52 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,165,050.2 feet and Y = 10,039,844.2 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 12 minutes 26.41 seconds North Latitude and -113 degrees 08 minutes 17.37 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,163,346.8 feet and Y = 10,043,546.1 feet based on the US Survey Foot conversion.

This road may traverse:

Township 41 South Range 11 West, Section(s) 19,30, 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: LOWER PITS ROAD

County: Washington

County Road Number: 0642

State Geographic Information Database (SGID) Road Identification Number: RD270642.

Total Road Length: 0.92 miles more or less.

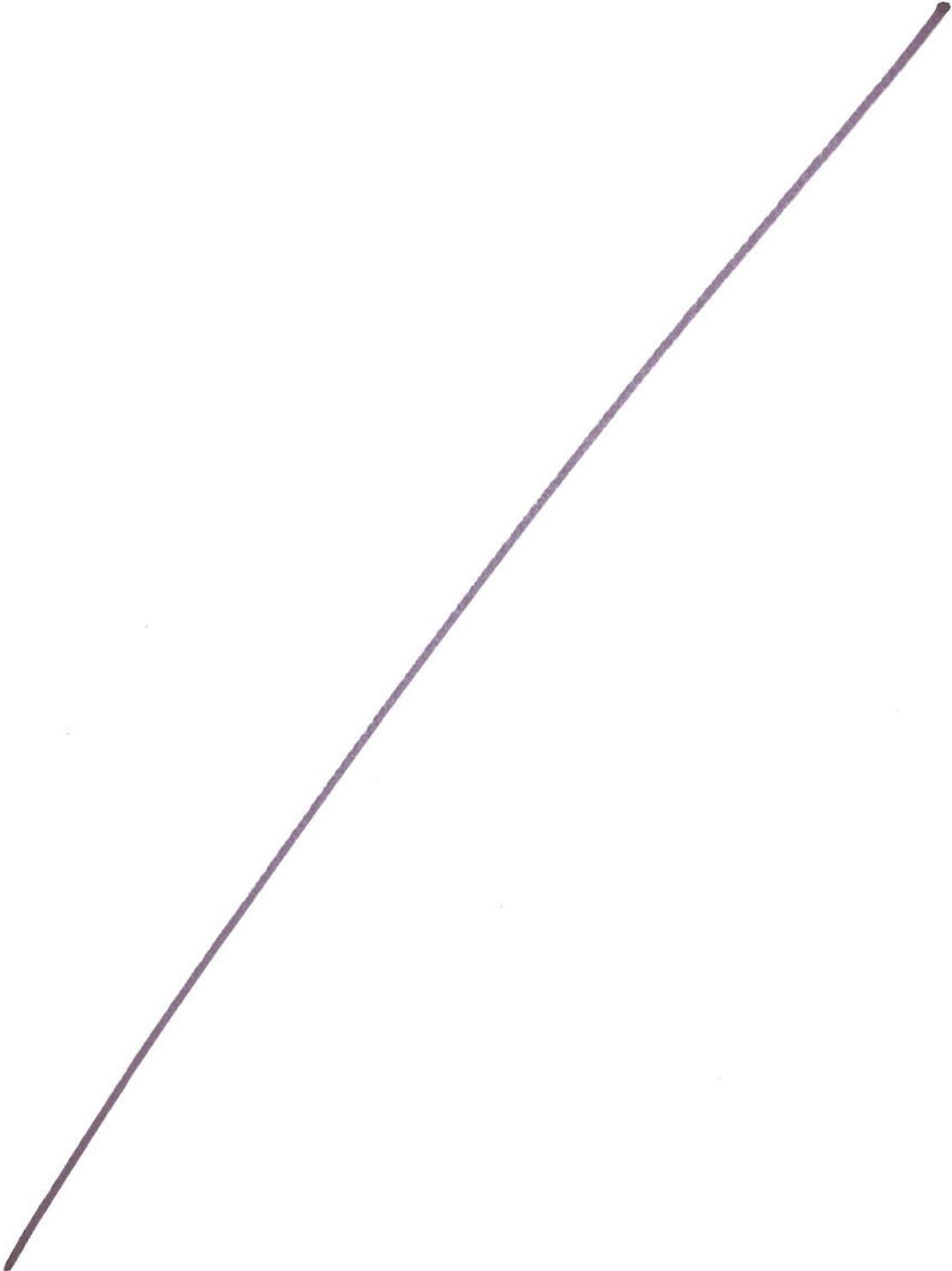
Centerline Descriptions Of Road-Segments That Cross Over Federally Owned Land, Derived From Global Positioning System Data And Cross-checked against USGS Digital Orthophoto Quadrangles Compiled By The Utah Automated Geographic Reference Center And Entered Into The State Geographic Information Database (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
RD270642	001	PVT	0.16 Miles	(not shown)
RD270642	002	PVT	0.63 Miles	(not shown)
RD270642	003	BLM	0.1 Miles	A
RD270642	004	PVT	0.04 Miles	(not shown)
		Total Road Length	0.92	—————

* 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



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.

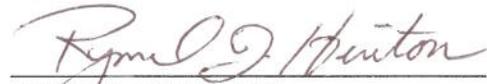
5. Throughout the time period described in the previous paragraphs, I observed vehicles using the road at various times for the uses described in the previous paragraphs, plus livestock operations, commerce, mining and prospecting, recreation and tourism, and travel in and through the general areas.

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.

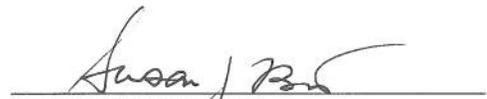
I observed cattle guards, berms, cuts and fills, grader marks, culverts, flood repair work, and gated areas, where necessary.

DATED this 12 of April, 2007.


RYMAL J. HINTON

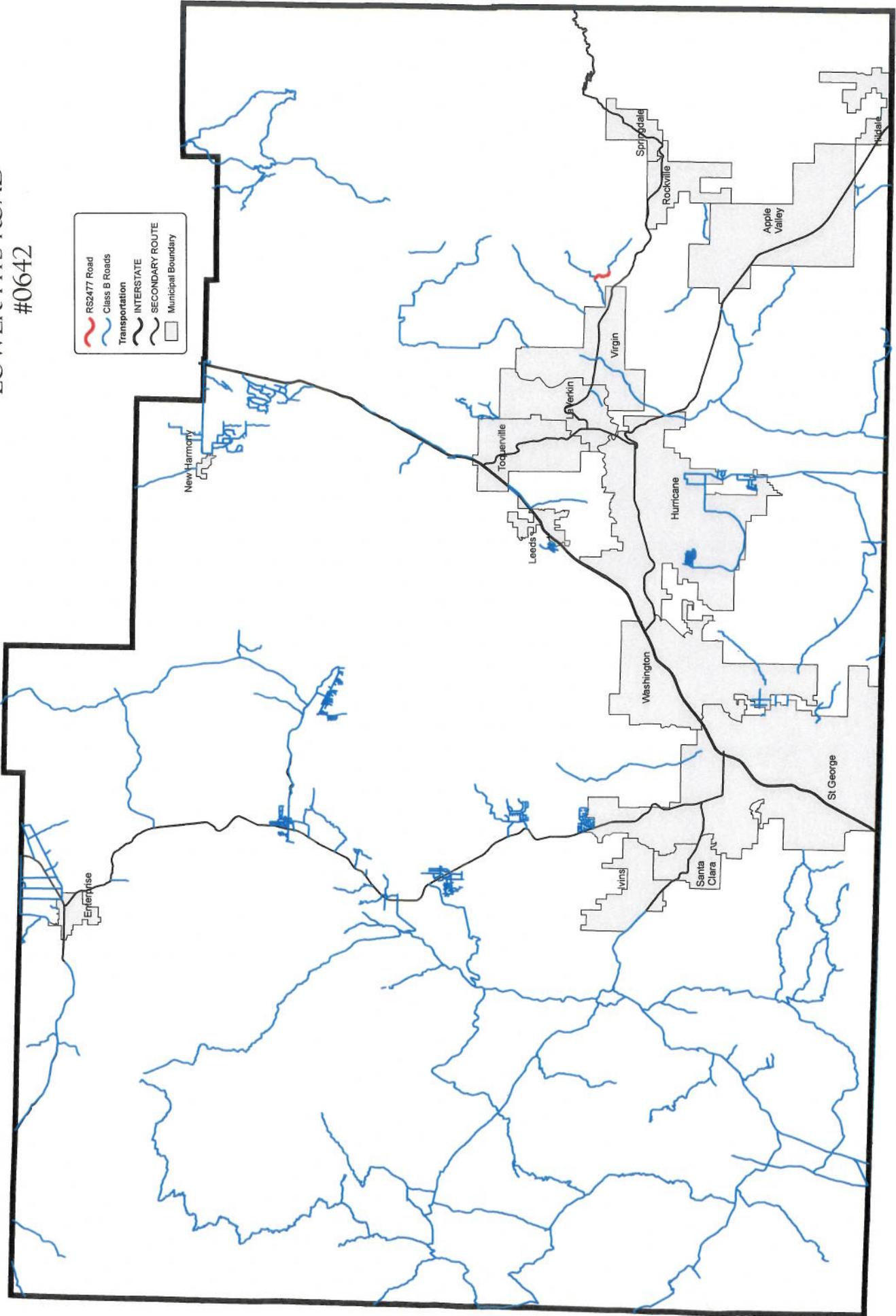
SUBSCRIBED AND SWORN to before me this 12 day of April, 2007.




NOTARY PUBLIC

WASHINGTON COUNTY LOWER PITS ROAD #0642

- 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 1964, and continuing through 1976 to 2006.

Throughout this time period I have observed travel on the road by private pickup trucks, jeeps, stock trucks, motorcycles, and other motor vehicles. Through out this time period, the road has been used daily for more than ten continuous years prior to 1976, and it is presently used daily.

4. Throughout the time period from 1964 to 2006, I have used the road myself, occasionally, weather permitting, for wood gathering, sight seeing and hunting.

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

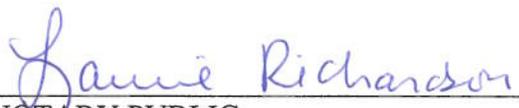
6. It is also my understanding that it is the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased since the early pioneer settlers arrived, and continuing through 1976 to 2006, for the uses described in the previous paragraphs.

7. Prior to 1976, I observed general repairs, maintenance and/or construction activities of the road by Washington County. I observed parked graders, cattle guards, berms, gravel, culverts, graded and raised surfaces, cuts and fills, grader marks, and flood and repair work on the road on an as-needed-basis. I occasionally observed Washington County graders on the road.

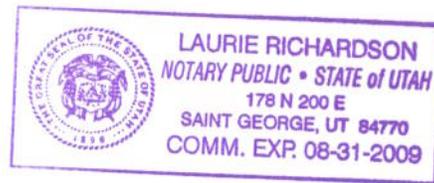
DATED this 2nd of March, 2007


GEORGE EDWARD WRIGHT

SUBSCRIBED AND SWORN to before me this 2nd day of March, 2007.

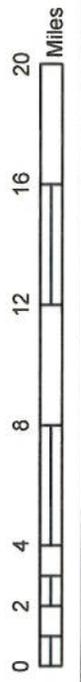
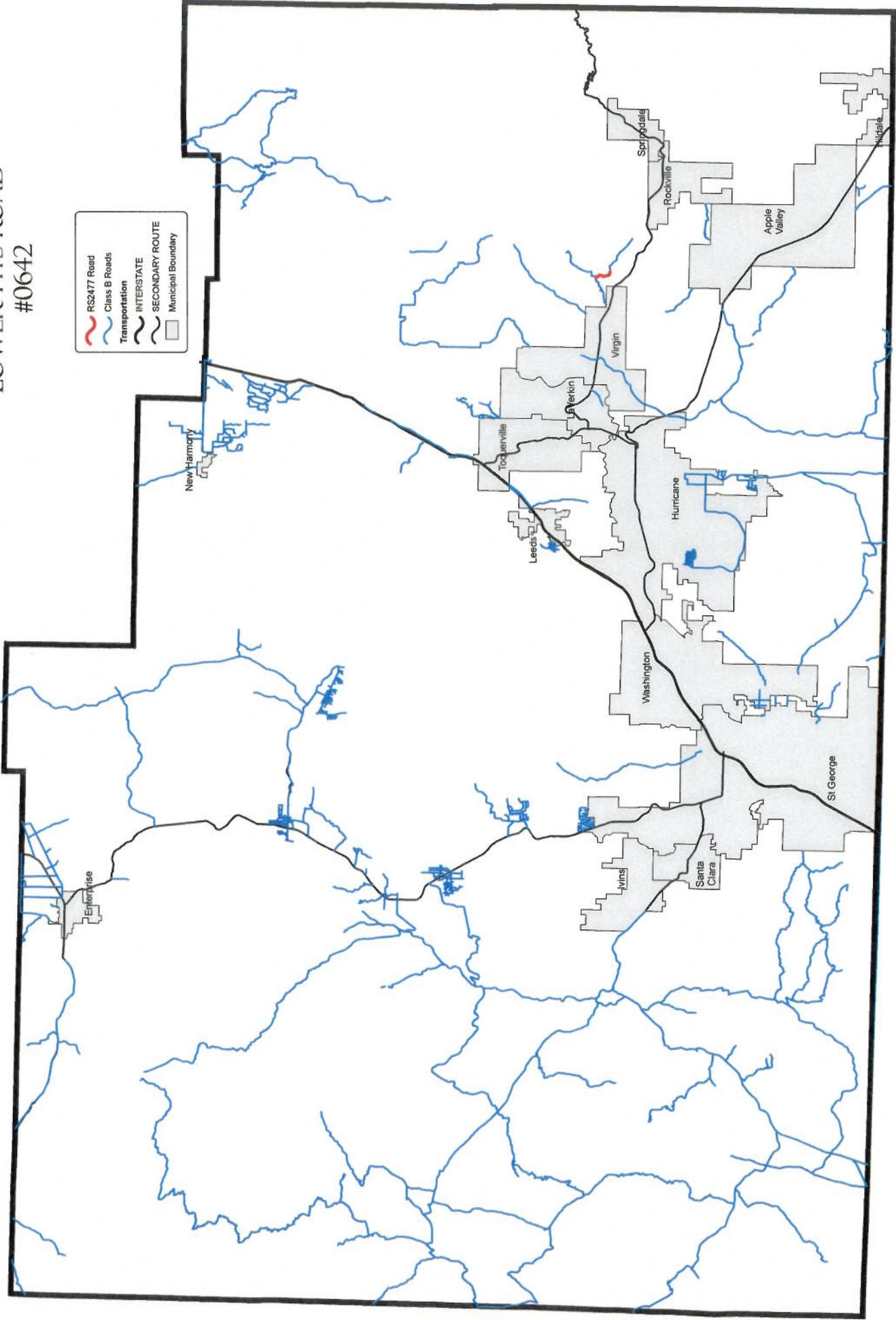

NOTARY PUBLIC

END OF DOCUMENT



WASHINGTON COUNTY LOWER PITS ROAD #0642

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



Appendix A to Attachment 4

Popular Name: LOWER PITS ROAD

County: Washington

County Road Number: 0642

State Geographic Information Database (SGID) Road Identification Number: RD270642.

Road-Segment Number: 003

Road-Segment Length: 0.1 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 11 West, Section(s) 19, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (LOWER PITS 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 12 minutes 21.29 seconds North Latitude and -113 degrees 08 minutes 11.69 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,163,797.3 feet and Y = 10,043,020.2 feet; thence the following courses along the said road center line:

thence North 61 Degrees 59 Minutes 19 Seconds West 24.2 feet
thence North 40 Degrees 53 Minutes 27 Seconds West 45.4 feet
thence North 27 Degrees 41 Minutes 49 Seconds West 49.9 feet
thence North 30 Degrees 58 Minutes 18 Seconds West 57.2 feet
thence North 28 Degrees 11 Minutes 12 Seconds West 63.1 feet
thence North 23 Degrees 46 Minutes 25 Seconds West 51.9 feet
thence North 28 Degrees 56 Minutes 29 Seconds West 36.3 feet
thence North 42 Degrees 03 Minutes 54 Seconds West 33 feet
thence North 51 Degrees 06 Minutes 57 Seconds West 57.1 feet
thence North 48 Degrees 20 Minutes 42 Seconds West 65.3 feet
thence North 44 Degrees 49 Minutes 12 Seconds West 27.7 feet more or less to **the ending**

point at: 37 degrees 12 minutes 25.16 seconds North Latitude and -113 degrees 08 minutes 15.57 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,163,490.5 feet and Y = 10,043,417.3 feet.