

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

DOC # 20080019356

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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 OLD HIGHWAY 59; County Road Number: 0776; State Geographic Information Database (SGID) Road Identification Number: RD270776. Total road length is 7.58 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



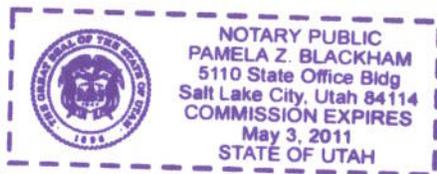
John Harja

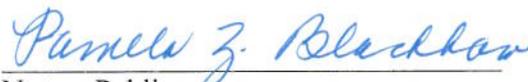
CERTIFICATION

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.

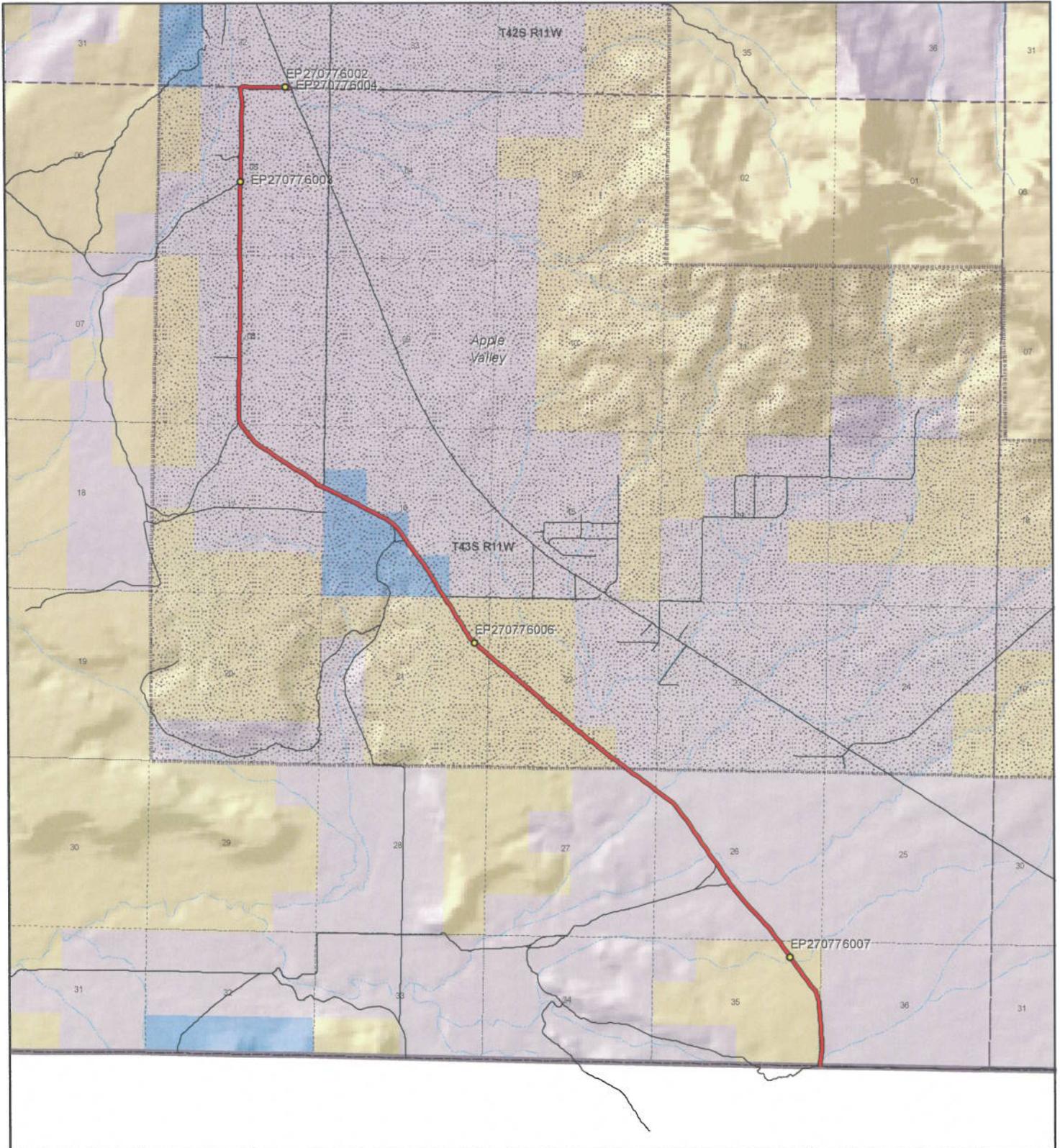
Dated this 23rd day of April, 2008.





Notary Public

Attachment 1



 <p>1:48,985 1 inch equals 0.8 miles</p>		<p style="text-align: center;">OLD HIGHWAY 59 - Washington County SGID RD_ID RD270776</p> <table border="0"> <tr> <td colspan="2">Land Ownership Categories</td> <td colspan="2">Transportation Network</td> </tr> <tr> <td> BLM</td> <td> Wilderness</td> <td> OLD HIGHWAY 59</td> <td> Photo Event Point</td> </tr> <tr> <td> Private</td> <td> UDWR Wildlife Reserve</td> <td> Title V: Issued Or Under Consideration By BLM Or County</td> <td> Other Roads</td> </tr> <tr> <td> SITLA, State Trust Land</td> <td> DOD, Military</td> <td> Other Roads</td> <td> Section = 1 Mile</td> </tr> <tr> <td> USFS, National Forest</td> <td> State Sovereign Land</td> <td></td> <td></td> </tr> <tr> <td> State Parks and Recreation</td> <td> National Recreation Area</td> <td></td> <td></td> </tr> <tr> <td> Tribal, Indian Reservation</td> <td> USFWS, Natl. Wildlife Refuge</td> <td></td> <td></td> </tr> <tr> <td> NPS, National Park</td> <td></td> <td></td> <td></td> </tr> </table>	Land Ownership Categories		Transportation Network		BLM	Wilderness	OLD HIGHWAY 59	Photo Event Point	Private	UDWR Wildlife Reserve	Title V: Issued Or Under Consideration By BLM Or County	Other Roads	SITLA, State Trust Land	DOD, Military	Other Roads	Section = 1 Mile	USFS, National Forest	State Sovereign Land			State Parks and Recreation	National Recreation Area			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 15, 2008</p> 
Land Ownership Categories		Transportation Network																																	
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Attachment 2



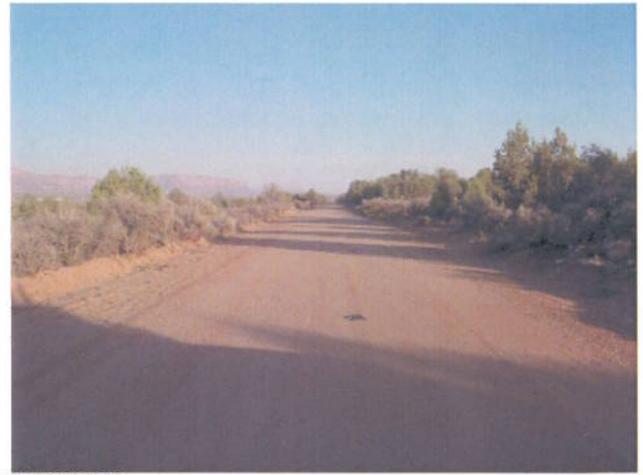
EP270776002



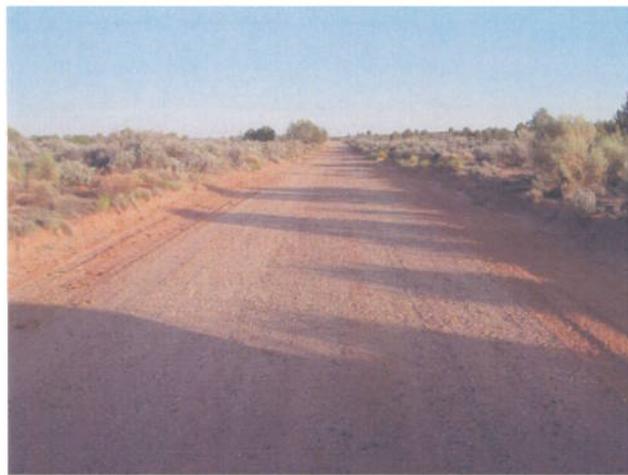
EP270776003



EP270776004



EP270776006



EP270776007

EP000000000

OLD HIGHWAY 59 - Washington County
SGID RD_ID RD270776



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: OLD HIGHWAY 59

County: Washington

County Road Number: 0776

State Geographic Information Database (SGID) Road Identification Number: RD270776.

Total Road Length: 7.58 miles more or less.

Beginning at a point on the road centerline located at 37 degrees 00 minutes 0.3 seconds North Latitude and -113 degrees 03 minutes 08.04 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,187,115.1 feet and Y = 9,967,666.7 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 04 minutes 59.65 seconds North Latitude and -113 degrees 06 minutes 38.85 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,170,538.1 feet and Y = 9,998,228.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 42 South Range 11 West, Section(s) 32, Salt Lake Base & Meridian

Township 43 South Range 11 West, Section(s) 5,8,16,17,21,22,26,27,35,36, 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: OLD HIGHWAY 59

County: Washington

County Road Number: 0776

State Geographic Information Database (SGID) Road Identification Number: RD270776.

Total Road Length: 7.58 miles more or less.

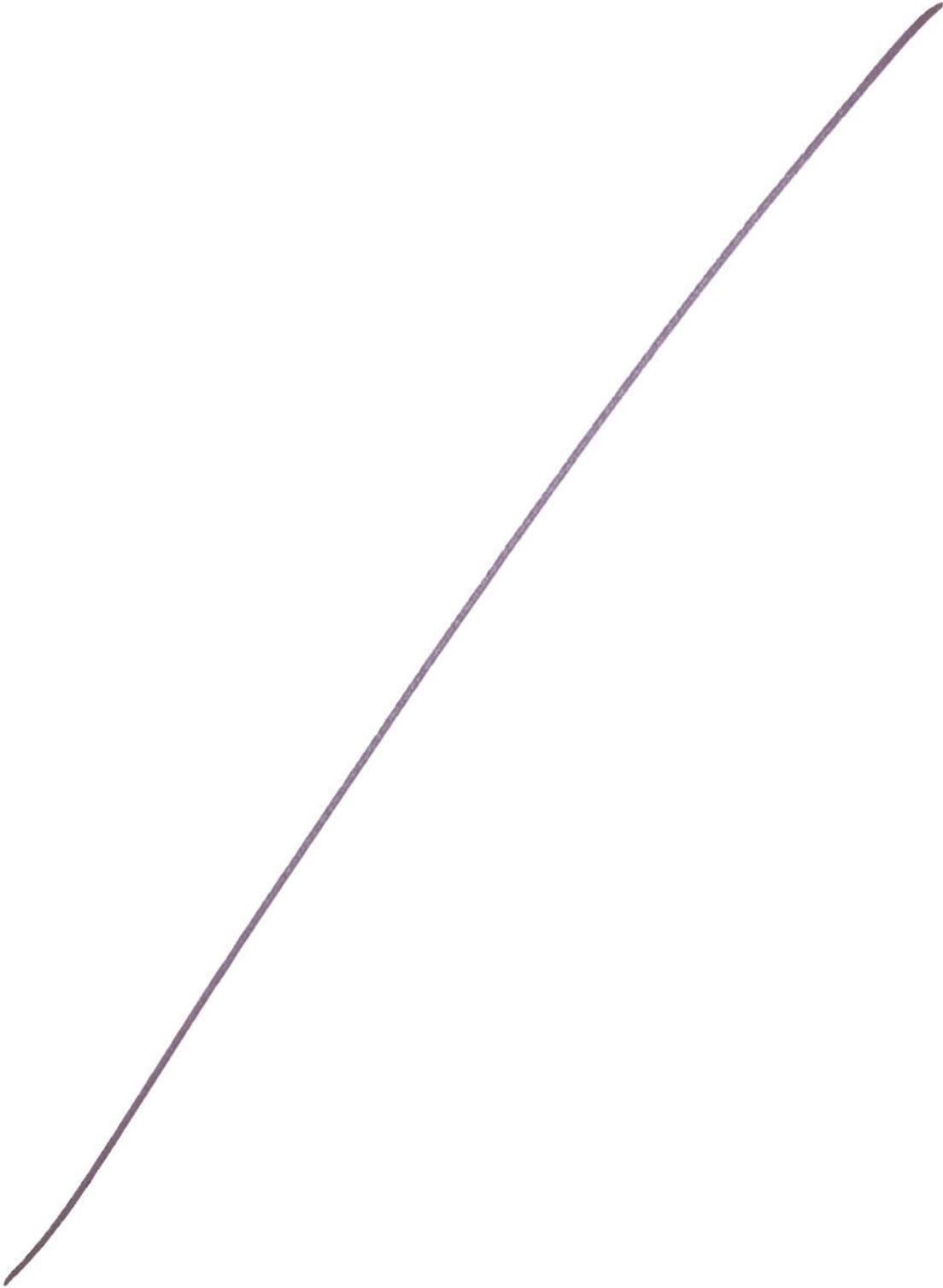
Centerline Descriptions Of Road-Segments That Cross Over Federally Owned Land, Derived From Global Positioning System Data And Cross-checked against USGS Digital Orthophoto Quadrangles Compiled By The Utah Automated Geographic Reference Center And Entered Into The State Geographic Information Database (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
RD270776	001	PVT	0.31 Miles	(not shown)
RD270776	002	BLM	0.51 Miles	A
RD270776	003	PVT	1.46 Miles	(not shown)
RD270776	004	BLM	1.41 Miles	B
RD270776	005	ST	0.3 Miles	(not shown)
RD270776	006	PVT	0.09 Miles	(not shown)
RD270776	007	ST	0.29 Miles	(not shown)
RD270776	008	PVT	0.03 Miles	(not shown)
RD270776	009	ST	0.28 Miles	(not shown)
RD270776	010	PVT	2.89 Miles	(not shown)
		Total Road Length	7.58	_____

* 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.

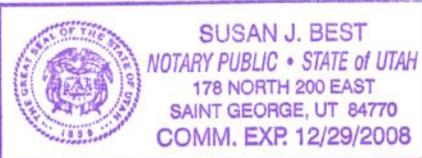
7. Prior to 1976, I occasionally observed graders and road crews from Washington County on the road. I observed general repairs and maintenance of the road. I observed cattle

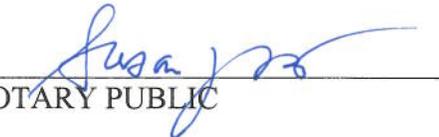
I observed cattle guards, berms, cuts and fills, grader marks, culverts, flood repair work, and gated areas, where necessary.

DATED this 25 of June, 2007.


RYMAL J. HINTON

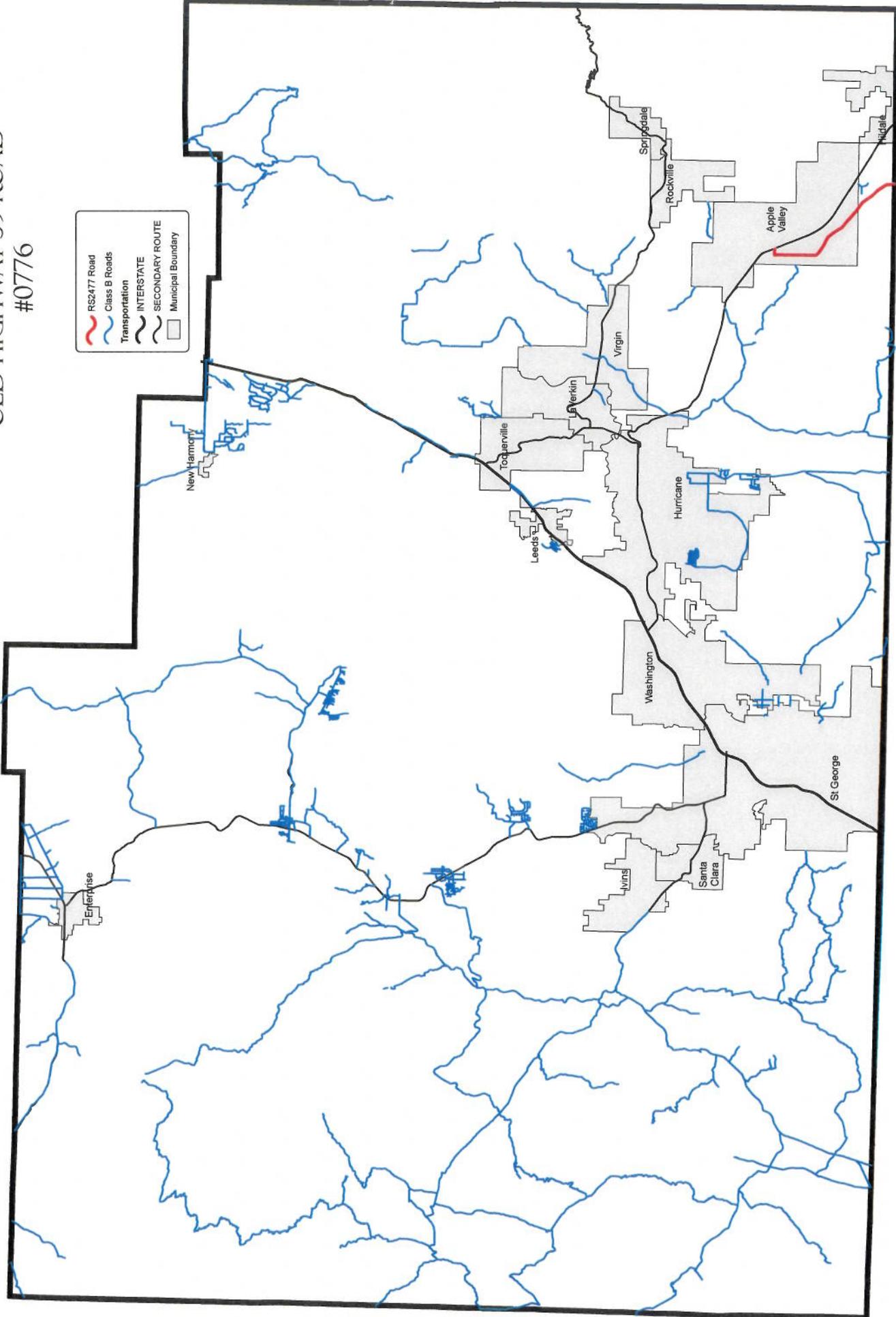
SUBSCRIBED AND SWORN to before me this 25 day of June, 2007.


SUSAN J. BEST
NOTARY PUBLIC • STATE of UTAH
178 NORTH 200 EAST
SAINT GEORGE, UT 84770
COMM. EXP. 12/29/2008


NOTARY PUBLIC

WASHINGTON COUNTY OLD HIGHWAY 59 ROAD #0776

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.

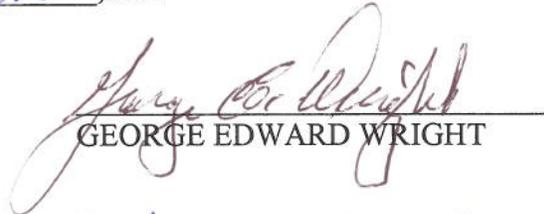
4. Throughout the time period from 1964 to 2006, I have used the road myself, occasionally, weather permitting, for wood gathering, sight seeing and hunting.

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.

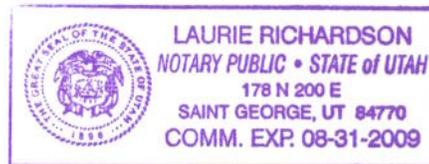
DATED this 2nd of March, 2007


GEORGE EDWARD WRIGHT

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

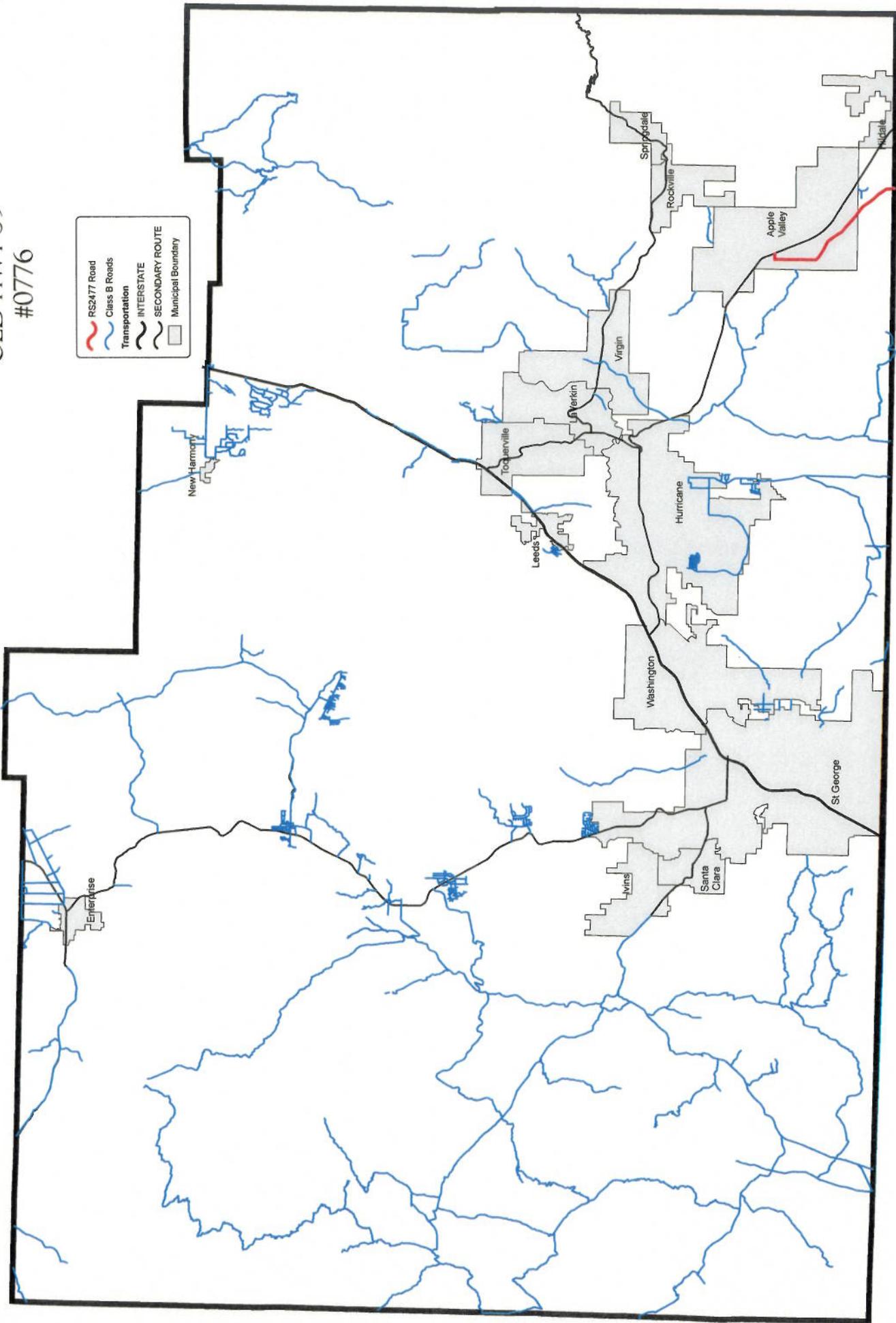

NOTARY PUBLIC

END OF DOCUMENT



WASHINGTON COUNTY OLD HWY 59 #0776

RS2477 Road
Class B Roads
Transportation
INTERSTATE
SECONDARY ROUTE
Municipal Boundary



Appendix A to Attachment 4

Popular Name: OLD HIGHWAY 59

County: Washington

County Road Number: 0776

State Geographic Information Database (SGID) Road Identification Number: RD270776.

Road-Segment Number: 002

Road-Segment Length: 0.51 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 43 South Range 11 West, Section(s) 26,35, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (OLD HIGHWAY 59)-- 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 00 minutes 16.57 seconds North Latitude and -113 degrees 03 minutes 08.37 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,187,116.4 feet and Y = 9,969,312.5 feet; thence the following courses along the said road center line:

thence North 04 Degrees 02 Minutes 16 Seconds West 158.8 feet
thence North 05 Degrees 18 Minutes 54 Seconds West 187.1 feet
thence North 12 Degrees 38 Minutes 44 Seconds West 182.4 feet
thence North 23 Degrees 53 Minutes 49 Seconds West 190.9 feet
thence North 38 Degrees 31 Minutes 54 Seconds West 199.3 feet
thence North 37 Degrees 01 Minutes 37 Seconds West 206.8 feet
thence North 36 Degrees 43 Minutes 15 Seconds West 199.4 feet
thence North 36 Degrees 28 Minutes 07 Seconds West 202.8 feet
thence North 35 Degrees 38 Minutes 40 Seconds West 209.2 feet
thence North 35 Degrees 17 Minutes 29 Seconds West 102.9 feet
thence North 35 Degrees 41 Minutes 29 Seconds West 33.4 feet

thence North 35 Degrees 37 Minutes 28 Seconds West 110.6 feet

thence North 35 Degrees 43 Minutes 25 Seconds West 155 feet

thence North 35 Degrees 53 Minutes 01 Seconds West 177.5 feet

thence North 36 Degrees 22 Minutes 04 Seconds West 148.2 feet

thence North 36 Degrees 33 Minutes 36 Seconds West 139.2 feet

thence North 35 Degrees 59 Minutes 07 Seconds West 69.4 feet

thence North 35 Degrees 59 Minutes 27 Seconds West 2.8 feet more or less to **the ending point**

at: 37 degrees 00 minutes 38.81 seconds North Latitude and -113 degrees 03 minutes 24.95 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,185,809.1 feet and Y = 9,971,583.9 feet.

Appendix B to Attachment 4

Popular Name: OLD HIGHWAY 59

County: Washington

County Road Number: 0776

State Geographic Information Database (SGID) Road Identification Number: RD270776.

Road-Segment Number: 004

Road-Segment Length: 1.41 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 43 South Range 11 West, Section(s) 16,21,22, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (OLD HIGHWAY 59)-- Segment 004 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 01 minutes 33.73 seconds North Latitude and -113 degrees 04 minutes 029.8 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,180,642.4 feet and Y = 9,977,225.4 feet; thence the following courses along the said road center line:

thence North 53 Degrees 35 Minutes 35 Seconds West 150 feet
thence North 52 Degrees 08 Minutes 59 Seconds West 190.2 feet
thence North 51 Degrees 43 Minutes 18 Seconds West 182.1 feet
thence North 50 Degrees 18 Minutes 55 Seconds West 161.4 feet
thence North 50 Degrees 21 Minutes 15 Seconds West 173.3 feet
thence North 49 Degrees 57 Minutes 42 Seconds West 190.6 feet
thence North 49 Degrees 29 Minutes 46 Seconds West 195.9 feet
thence North 50 Degrees 16 Minutes 48 Seconds West 181.2 feet
thence North 50 Degrees 14 Minutes 14 Seconds West 99.4 feet
thence North 49 Degrees 49 Minutes 21 Seconds West 29.3 feet
thence North 52 Degrees 02 Minutes 48 Seconds West 104.4 feet

thence North 49 Degrees 44 Minutes 20 Seconds West 110.5 feet
thence North 49 Degrees 17 Minutes 39 Seconds West 99.5 feet
thence North 49 Degrees 25 Minutes 34 Seconds West 118.9 feet
thence North 50 Degrees 38 Minutes 16 Seconds West 151.7 feet
thence North 49 Degrees 55 Minutes 41 Seconds West 183.4 feet
thence North 49 Degrees 45 Minutes 14 Seconds West 202.4 feet
thence North 49 Degrees 24 Minutes 22 Seconds West 213.1 feet
thence North 49 Degrees 19 Minutes 54 Seconds West 220.2 feet
thence North 48 Degrees 54 Minutes 54 Seconds West 230.8 feet
thence North 49 Degrees 33 Minutes 10 Seconds West 233.8 feet
thence North 50 Degrees 16 Minutes 51 Seconds West 242.4 feet
thence North 50 Degrees 11 Minutes 55 Seconds West 257.3 feet
thence North 50 Degrees 05 Minutes 13 Seconds West 257.7 feet
thence North 50 Degrees 01 Minutes 53 Seconds West 257.9 feet
thence North 49 Degrees 37 Minutes 16 Seconds West 260.8 feet
thence North 49 Degrees 53 Minutes 26 Seconds West 265.8 feet
thence North 49 Degrees 56 Minutes 48 Seconds West 129.5 feet
thence North 49 Degrees 56 Minutes 48 Seconds West 141.7 feet
thence North 50 Degrees 13 Minutes 53 Seconds West 271.7 feet
thence North 49 Degrees 13 Minutes 11 Seconds West 219.8 feet
thence North 41 Degrees 20 Minutes 13 Seconds West 171.9 feet
thence North 34 Degrees 09 Minutes 48 Seconds West 166 feet
thence North 33 Degrees 02 Minutes 25 Seconds West 55.8 feet
thence North 30 Degrees 36 Minutes 31 Seconds West 80.6 feet
thence North 31 Degrees 22 Minutes 21 Seconds West 130.3 feet
thence North 31 Degrees 55 Minutes 51 Seconds West 160.7 feet
thence North 32 Degrees 52 Minutes 34 Seconds West 180.3 feet
thence North 32 Degrees 05 Minutes 20 Seconds West 188 feet
thence North 32 Degrees 46 Minutes 40 Seconds West 200.3 feet
thence North 32 Degrees 46 Minutes 35 Seconds West 213.2 feet
thence North 32 Degrees 08 Minutes 37 Seconds West 133.2 feet
thence North 32 Degrees 08 Minutes 36 Seconds West 18.1 feet more or less to **the ending**

point at: 37 degrees 02 minutes 23.13 seconds North Latitude and -113 degrees 05 minutes 36.56 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,175,315.1 feet and Y = 9,982,313.6 feet.