

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

Ent 147044 Bk 209 Pg 599
Date: 08-MAY-2008 T:14PM
Fee: None
Filed By: CB
COLLEEN BRINKERHOFF, Recorder
WAYNE COUNTY
For: 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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Wayne County as it pertains to the highway located in Wayne County known as FOOTHILL DRIVE; County Road Number: 56a; State Geographic Information Database (SGID) Road Identification Number: RD280330. Total road length is 1.62 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

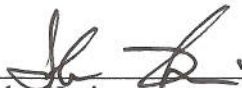
Internet at <http://recorded2477roads.utah.gov>.

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 6th day of MAY, 2008.

By the Governor's Designee



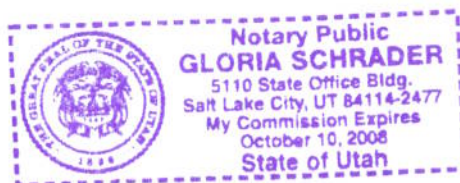
John Harja

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.

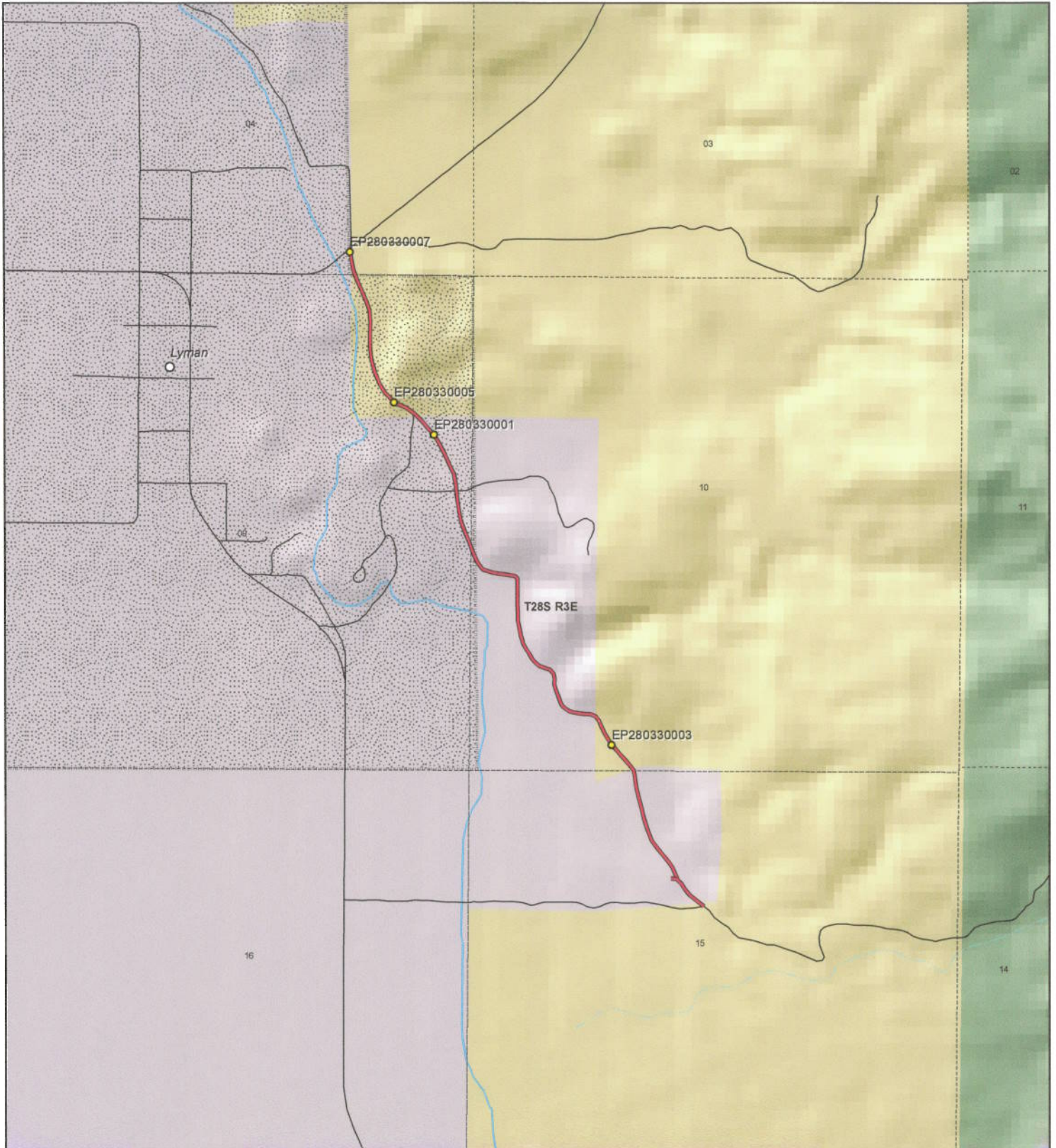
Dated this 6th day of May, 2008.





Notary Public

Attachment 1



 1:16,717 1 inch equals 0.3 miles		FOOTHILL DRIVE - Wayne County SGID RD_ID RD280330 <table border="0"> <tr> <td> Land Ownership Categories - BLM - Private - SITLA, State Trust Land - USFS, National Forest - State Parks and Recreation - Tribal, Indian Reservation - NPS, National Park </td> <td> - Wilderness - UDWR Wildlife Reserve - DOD, Military - State Sovereign Land - National Recreation Area - USFWS, Natl. Wildlife Refuge </td> <td> Transportation Network - FOOTHILL DRIVE - Title V: Issued Or Under Consideration By BLM Or County - Other Roads - Photo Event Point - Section = 1 Mile </td> </tr> </table>	Land Ownership Categories - BLM - Private - SITLA, State Trust Land - USFS, National Forest - State Parks and Recreation - Tribal, Indian Reservation - NPS, National Park	- Wilderness - UDWR Wildlife Reserve - DOD, Military - State Sovereign Land - National Recreation Area - USFWS, Natl. Wildlife Refuge	Transportation Network - FOOTHILL DRIVE - Title V: Issued Or Under Consideration By BLM Or County - Other Roads - 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 Mar 17, 2008  
Land Ownership Categories - BLM - Private - SITLA, State Trust Land - USFS, National Forest - State Parks and Recreation - Tribal, Indian Reservation - NPS, National Park	- Wilderness - UDWR Wildlife Reserve - DOD, Military - State Sovereign Land - National Recreation Area - USFWS, Natl. Wildlife Refuge	Transportation Network - FOOTHILL DRIVE - Title V: Issued Or Under Consideration By BLM Or County - Other Roads - Photo Event Point - Section = 1 Mile				

Attachment 2



EP280330001



EP280330003



EP280330005



EP280330007

EP000000000

EP000000000



**FOOTHILL DRIVE - Wayne County
SGID RD_ID RD280330**

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
March 19, 2008



Attachment 3

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

Popular Name: FOOTHILL DRIVE

County: Wayne

County Road Number: 56a

State Geographic Information Database (SGID) Road Identification Number: RD280330.

Total Road Length: 1.62 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 22 minutes 42.89 seconds North Latitude and -111 degrees 34 minutes 12.83 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,620,283.3 feet and Y = 10,465,868.8 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 23 minutes 51.97 seconds North Latitude and -111 degrees 35 minutes 00.87 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,616,464.0 feet and Y = 10,472,860.3 feet based on the US Survey Foot conversion.

This road may traverse:

Township 28 South Range 3 East, Section(s) 4,9,10,15, 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: FOOTHILL DRIVE

County: Wayne

County Road Number: 56a

State Geographic Information Database (SGID) Road Identification Number: RD280330.

Total Road Length: 1.62 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
RD280330	001	BLM	0.01 Miles	A
RD280330	002	PVT	0.31 Miles	(not shown)
RD280330	003	BLM	0.13 Miles	B
RD280330	004	PVT	0.78 Miles	(not shown)
RD280330	005	BLM	0.36 Miles	C
RD280330	006	PVT	0.02 Miles	(not shown)
		Total Road Length	1.62	

* 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 PHILIP A. TAYLOR

FOOTHILL DRIVE ROAD

WAYNE COUNTY, UTAH

ROAD NUMBER 56a

State of Utah)
 : ss.
County of Wayne)

PHILIP A. TAYLOR, 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 Wayne County, Utah. I have lived in Wayne County for almost 70 years. I was employed by the Utah USDA APHIS Wildlife Services Program as a predatory animal hunter.

2. I have traveled and am familiar with a road in Wayne County known as Foothill Drive Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960s, it followed the same route as in 2007 when I last observed it. Attached is a Wayne County map showing Foothill Drive 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 also identifies this road according to the road number listed 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 1960s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including trucks, cars, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and is presently used daily.

5. Throughout the time period from the early 1960s to 2007, I have used the road myself for predatory animal control.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: residential access, hunting, wood gathering, farming and livestock operations.

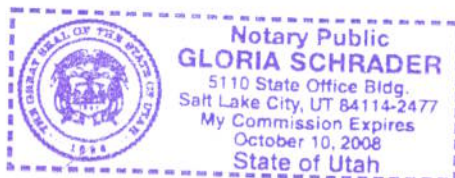
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed the graded surface of the road.

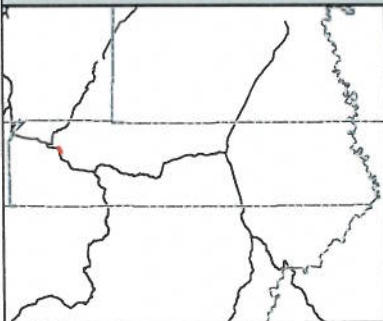
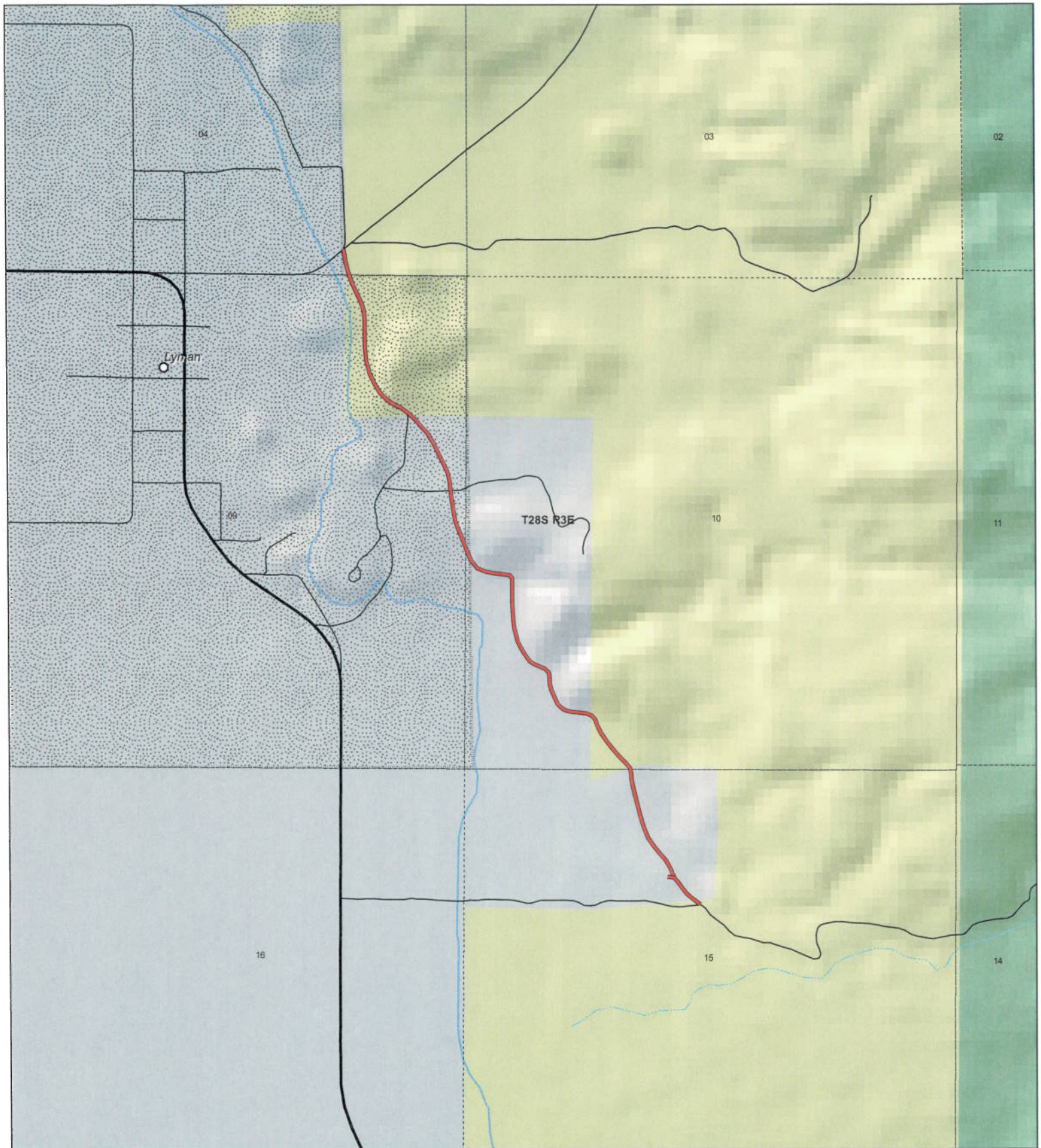
DATED this 18 day of April, 2007.

Philip A Taylor
PHILIP A. TAYLOR

SUBSCRIBED AND SWORN to before me this 18th day of April, 2007.



Gloria Schrader
NOTARY PUBLIC



FOOTHILL DRIVE County Unique - 56a

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- Wildlife Reserve
- National Park / Monument
- National Rec. Area

Transportation Network

- FOOTHILL DRIVE
- State / U.S. Highway
- Local Roads

Misc

- City / Town
- Municipalities



1:16,443
1 inch equals 0.3 miles



Map prepared by the State of Utah
AGRC
Room 5130 State Office Building
Salt Lake City, Utah 84114
Apr 12, 2007



AFFIDAVIT OF DENZEL TAYLOR

FOOTHILL DRIVE ROAD

WAYNE COUNTY, UTAH

ROAD NUMBER 56a

State of Utah)
 : ss.
County of Wayne)

DENZEL TAYLOR, 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 Wayne County, Utah. I have lived in Wayne County for most of the past 87 years. I was employed by the Wayne County Road Department for approximately 20 years, from the early 1960s to the early 1980s.

2. I have traveled and am familiar with a road in Wayne County known as Foothill Drive Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1930s, it followed the same route as in 2007 when I last observed it. Attached is a Wayne County map showing Foothill Drive 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 also identifies this road according to the road number listed 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 1930s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including trucks, cars, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and is presently used weekly.

5. Throughout the time period from the early 1930s to 2007, I have used the road myself for the following uses: sight seeing and traveling in and through the area.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: residential access, livestock operations and farming.

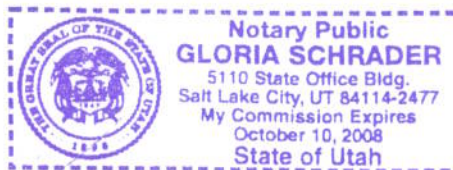
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1930s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I personally observed the graded surface of the road.

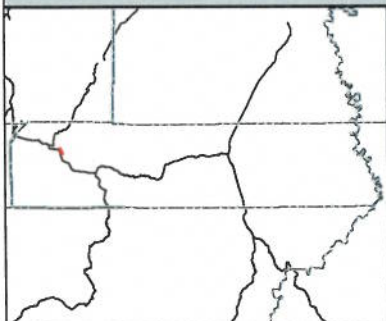
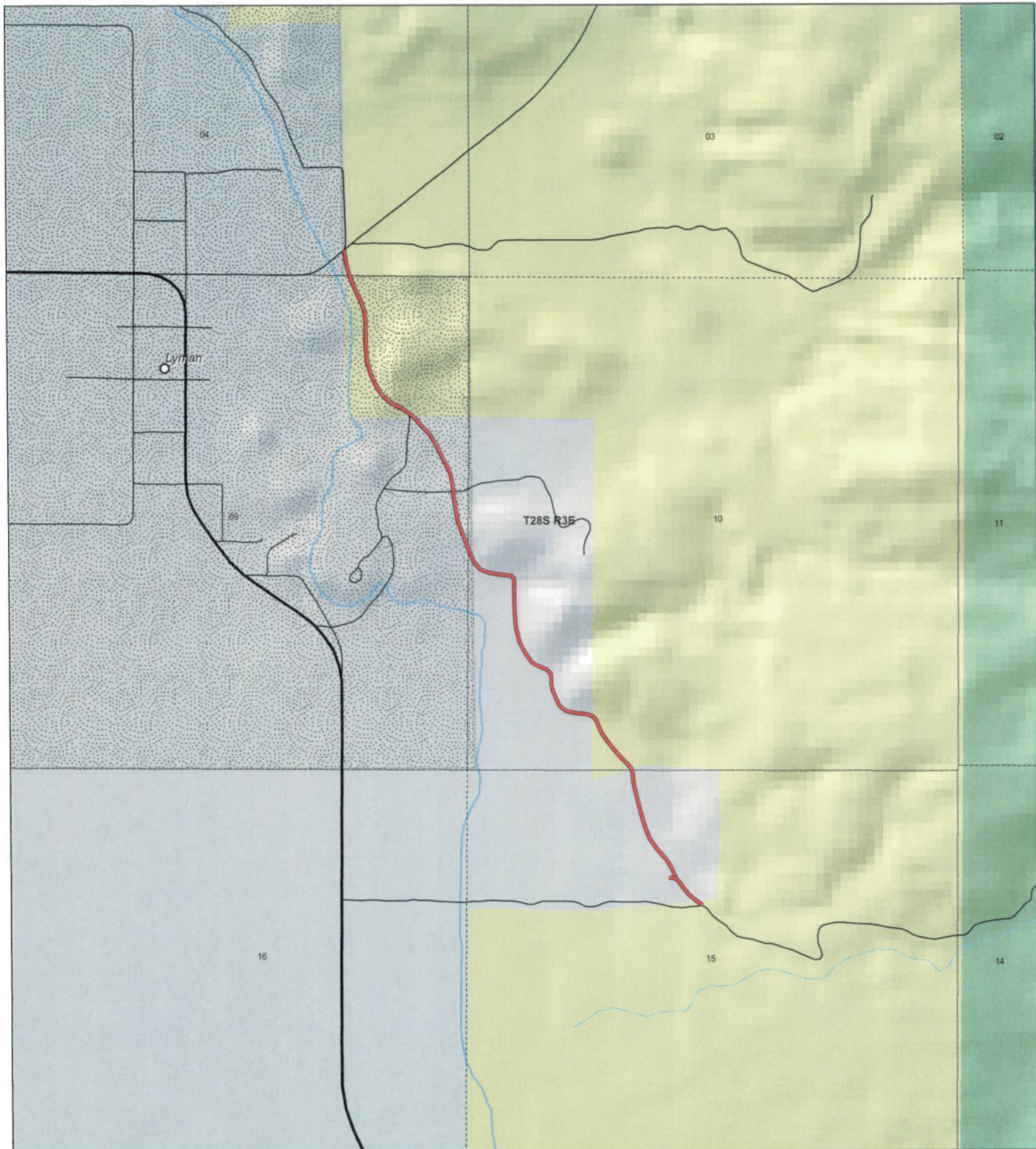
DATED this 18 day of April, 2007.


DENZEL TAYLOR

SUBSCRIBED AND SWORN to before me this 18th day of April, 2007.




NOTARY PUBLIC



FOOTHILL DRIVE County Unique - 56a

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- Wildlife Reserve
- National Park / Monument
- National Rec. Area

Transportation Network

- FOOTHILL DRIVE
- State / U.S. Highway
- Local Roads

Misc

- City / Town
- Municipalities



1:16,443

1 inch equals 0.3 miles



Map prepared by the State of Utah
AGRC
Room 5130 State Office Building
Salt Lake City, Utah 84114
Apr 12, 2007



Entire Section 14 Bk 0209 Road 1

Appendix A to Attachment 4

Popular Name: FOOTHILL DRIVE

County: Wayne

County Road Number: 56a

State Geographic Information Database (SGID) Road Identification Number: RD280330.

Road-Segment Number: 001

Road-Segment Length: 0.01 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 28 South Range 3 East, Section(s) 15, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (FOOTHILL DRIVE)-- 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 38 degrees 22 minutes 42.89 seconds North Latitude and -111 degrees 34 minutes 12.83 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,620,283.3 feet and Y = 10,465,868.8 feet; thence the following courses along the said road center line:

thence North 51 Degrees 48 Minutes 37 Seconds West 18.5 feet

thence North 54 Degrees 17 Minutes 00 Seconds West 50.7 feet more or less to **the ending point at:** 38 degrees 22 minutes 043.3 seconds North Latitude and -111 degrees 34 minutes 13.53 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,620,227.6 feet and Y = 10,465,909.8 feet.

Appendix B to Attachment 4

Popular Name: FOOTHILL DRIVE

County: Wayne

County Road Number: 56a

State Geographic Information Database (SGID) Road Identification Number: RD280330.

Road-Segment Number: 003

Road-Segment Length: 0.13 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 28 South Range 3 East, Section(s) 10, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (FOOTHILL DRIVE)-- 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 38 degrees 22 minutes 57.33 seconds North Latitude and -111 degrees 34 minutes 22.44 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,619,518.9 feet and Y = 10,467,330.2 feet; thence the following courses along the said road center line:

thence North 38 Degrees 25 Minutes 07 Seconds West 72.9 feet
thence North 45 Degrees 59 Minutes 06 Seconds West 98.6 feet
thence North 40 Degrees 30 Minutes 19 Seconds West 105.3 feet
thence North 38 Degrees 24 Minutes 27 Seconds West 104.3 feet
thence North 32 Degrees 55 Minutes 49 Seconds West 97.4 feet
thence North 24 Degrees 56 Minutes 04 Seconds West 86.6 feet
thence North 23 Degrees 39 Minutes 18 Seconds West 67.9 feet
thence North 38 Degrees 58 Minutes 15 Seconds West 56.7 feet
thence North 69 Degrees 16 Minutes 23 Seconds West 12.4 feet more or less to **the ending**

point at: 38 degrees 23 minutes 02.85 seconds North Latitude and -111 degrees 34 minutes 27.64 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet

coordinates of X = 1,619,105.4 feet and Y = 10,467,888.7 feet.

Appendix C to Attachment 4

Popular Name: FOOTHILL DRIVE

County: Wayne

County Road Number: 56a

State Geographic Information Database (SGID) Road Identification Number: RD280330.

Road-Segment Number: 005

Road-Segment Length: 0.36 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 28 South Range 3 East, Section(s) 4,9, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (FOOTHILL DRIVE)-- 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 38 degrees 23 minutes 34.43 seconds North Latitude and -111 degrees 34 minutes 51.81 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,617,183.7 feet and Y = 10,471,084.5 feet; thence the following courses along the said road center line:

thence North 45 Degrees 18 Minutes 40 Seconds West 31.3 feet
thence North 55 Degrees 11 Minutes 16 Seconds West 105.5 feet
thence North 63 Degrees 22 Minutes 29 Seconds West 90.6 feet
thence North 60 Degrees 00 Minutes 30 Seconds West 29.3 feet
thence North 54 Degrees 35 Minutes 48 Seconds West 61.8 feet
thence North 45 Degrees 01 Minutes 23 Seconds West 92.4 feet
thence North 30 Degrees 49 Minutes 17 Seconds West 106.7 feet
thence North 24 Degrees 40 Minutes 16 Seconds West 129.7 feet
thence North 15 Degrees 29 Minutes 49 Seconds West 142.8 feet
thence North 06 Degrees 20 Minutes 51 Seconds West 143.6 feet
thence North 00 Degrees 26 Minutes 57 Seconds West 136.2 feet

thence North 00 Degrees 56 Minutes 46 Seconds East 134.6 feet
thence North 04 Degrees 47 Minutes 34 Seconds West 121.8 feet
thence North 20 Degrees 06 Minutes 36 Seconds West 113.4 feet
thence North 23 Degrees 53 Minutes 09 Seconds West 118.2 feet
thence North 23 Degrees 25 Minutes 38 Seconds West 119.5 feet
thence North 19 Degrees 45 Minutes 03 Seconds West 60.6 feet
thence North 19 Degrees 45 Minutes 05 Seconds West 57.8 feet
thence North 10 Degrees 53 Minutes 48 Seconds West 101.8 feet
thence North 09 Degrees 07 Minutes 17 Seconds West 20.5 feet more or less to **the ending**
point at: 38 degrees 23 minutes 50.99 seconds North Latitude and -111 degrees 35 minutes 00.62 seconds
West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet
coordinates of X = 1,616,484.0 feet and Y = 10,472,760.9 feet.