

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Duchesne County as it pertains to the highway located in Duchesne County known as Snake Tongue Road; County Road Number: 536; State Geographic Information Database (SGID) Road Identification Number: RD070050. Total road length is 1.46 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 10th day of JUNE, 2009.

By the Governor's Designee



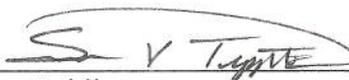
John Harja

CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

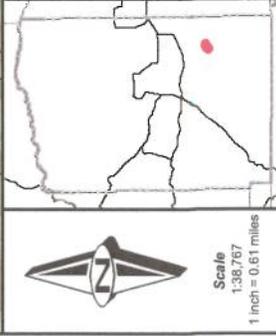
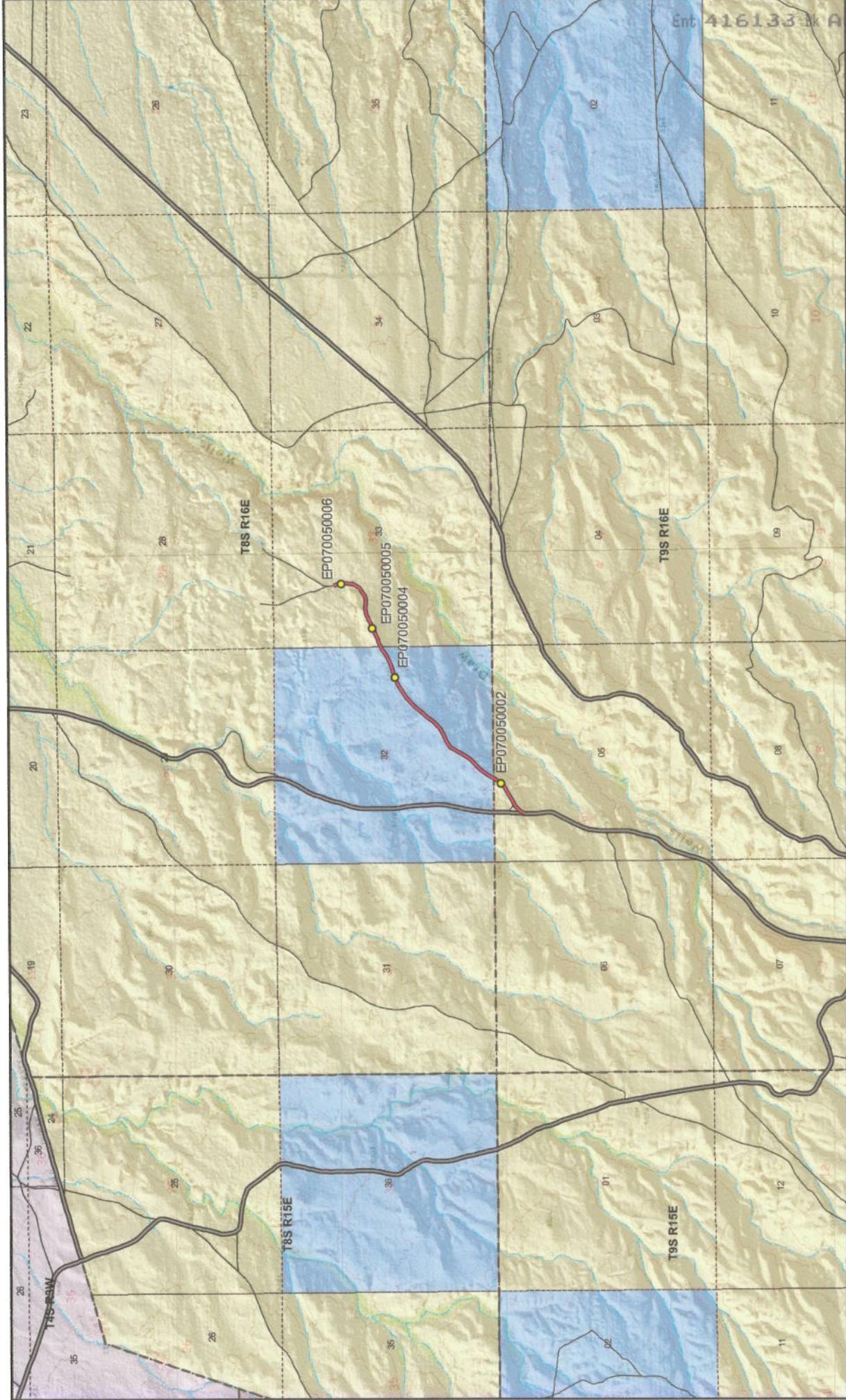
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

Dated this 10th day of JUNE, 2009.



Notary Public





Scale
1:38,767
1 inch = 0.61 miles

Snake Tongue Road - Duchesne County
SGID RD_ID RD070050 CO_UNIQUE 536

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- UDWR Wildlife Reserve
- Tribal
- Wilderness

Misc

- Photo Event Point
- Section = 1 Mile

Transportation Network

- Snake Tongue Road
- Title V, Issued Or Under Consideration By BLM Or County
- County B Road
- State / U.S. Highway
- Other Roads



EP070050002



EP070050004



EP070050005



EP070050006

EP000000000

EP000000000

Snake Tongue Road - Duchesne County
SGID RD_ID RD070050

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
January 28, 2009



Attachment 3

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

Popular Name: Snake Tongue Road

County: Duchesne

County Road Number: 536

State Geographic Information Database (SGID) Road Identification Number: RD070050.

Total Road Length: 1.46 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 03 minutes 54.58 seconds North Latitude and -110 degrees 08 minutes 54.61 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,018,646.5 feet and Y = 7,195,316.2 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 04 minutes 39.55 seconds North Latitude and -110 degrees 07 minutes 42.51 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,024,181.3 feet and Y = 7,199,951.4 feet based on the US Survey Foot conversion.

This road may traverse:

Township 8 South Range 16 East, Section(s) 32,33, Salt Lake Base & Meridian

Township 9 South Range 16 East, Section(s) 5, 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: Snake Tongue Road

County: Duchesne

County Road Number: 536

State Geographic Information Database (SGID) Road Identification Number: RD070050.

Total Road Length: 1.46 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
RD070050	001	BLM	0.22 Miles	A
RD070050	002	ST	0.82 Miles	(not shown)
RD070050	003	BLM	0.42 Miles	B
		Total Road Length	1.46	_____

* 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 JAMES L. BROWN
SNAKE TONGUE ROAD
DUCHESNE COUNTY, UTAH
DUCHESNE COUNTY ROAD 536

State of Utah)
 : ss.
County of Duchesne)

I, JAMES L. BROWN, testify and declare under oath as follows:

1. I am an adult competent to testify about the matters set forth in this affidavit. My testimony is based upon my personal knowledge and experience. I was born on May 10, 1942, in Evanston, Wyoming. I have lived in Duchesne County since 1970. I did seasonal work for the BLM and Forest Service in Duchesne County from 1965 to 1970.

2. I have traveled and am familiar with Snake Tongue Road, Duchesne County Road 536, and the land it traverses.

3. I took the following steps to verify that the Road I refer to in this affidavit and Snake Tongue Road (the "Road") are the same road:

a. I examined a large Duchesne County map depicting the Road in relation to other roads, intersections and landmarks. I observed the Road on the large map verifying that it is accurately depicted on the map and it is the road I refer to herein.

b. I examined the map attached to this affidavit depicting the Road and surrounding area and verified that the Road is accurately depicted on the map and is the road I refer to herein.

c. I examined ground photos depicting the road and surrounding area and verified that the Road is accurately depicted in the photos and is the Road I refer to herein.

4. I have personally traveled the Road from the early 1970s through 1976 and continuing until 2004, ("the Time Period of My Experience"). It is the reputation in the community that the Road has been traveled as early as the late 1800s and early 1900s by livestock men.

5. When I last traveled and observed the Road in 2004, it followed the same route as in the early 1970s, when I first traveled and observed it. Portions of the road have been improved by oil companies including minor deviations from the original route.

6. During the Time Period of My Experience the Road has been traveled daily on the parts that are well maintained and seasonally on other portions, weather permitting. Based upon my observation during the Time Period of My Experience, the Road was continuously used as a public thoroughfare by members of the public for public purposes whenever it was necessary and convenient for them to do so and I have never known the use of the road to have been interrupted by any means.

7. During the Time Period of My Experience I have personally traveled the Road by horseback, pick up truck and have observed others traveling the road in pick up trucks, ATVs, and oil and gas vehicles.

8. During the Time Period of My Experience I have personally used the Road for livestock operations, work with the NRCS (Natural Resource Conservation Service) and BLM, hunting and have observed others use the Road for the same purposes, plus and oil and gas service and recreation.

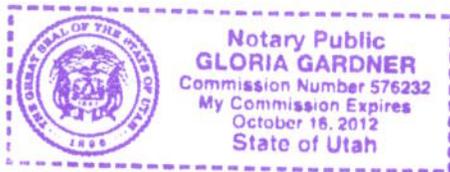
9. Prior to 1976, I observed evidence of road maintenance on portions of the road.

DATED this 19th day of December, 2008.

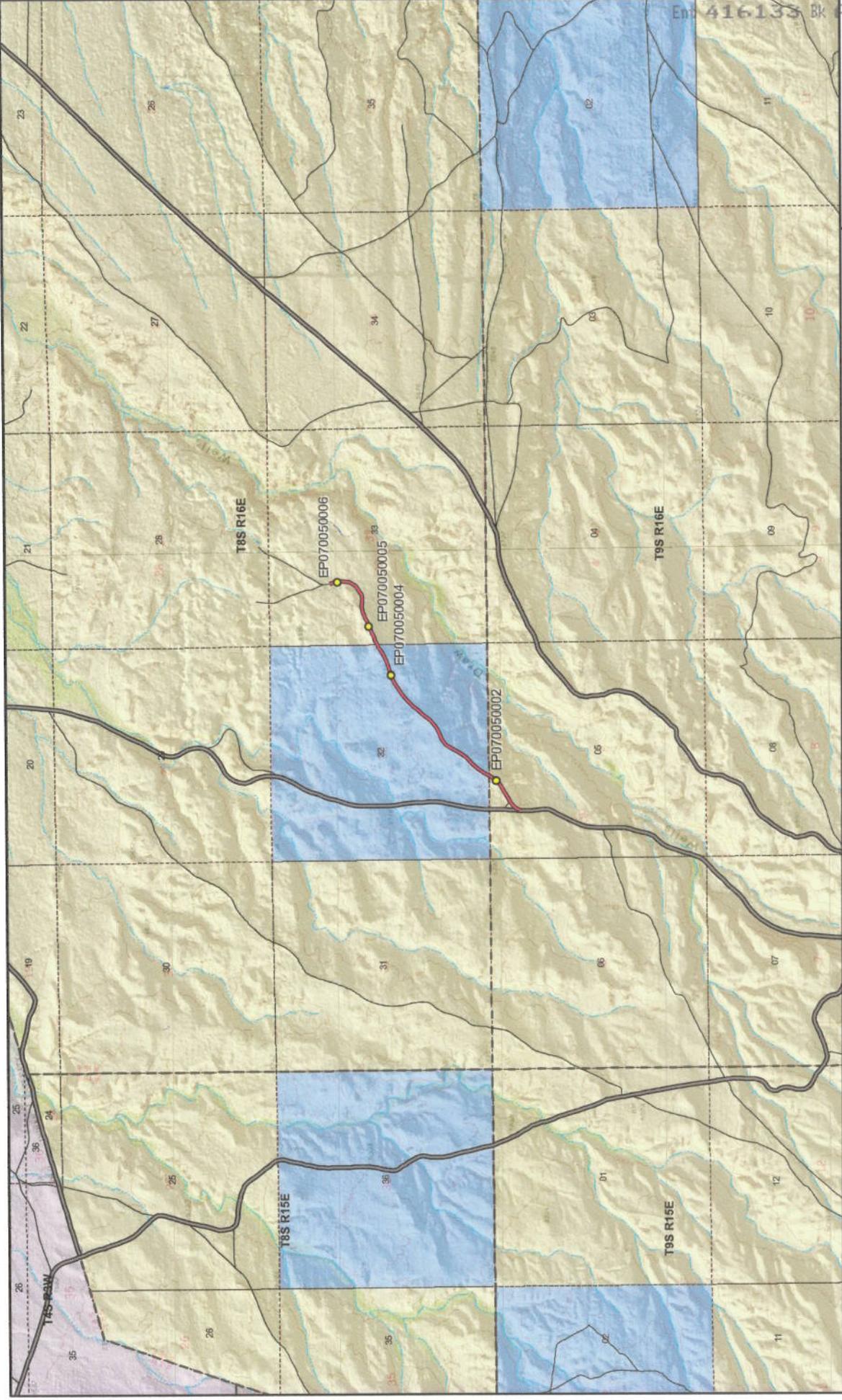
James L. Brown
JAMES L. BROWN

SUBSCRIBED AND SWORN to before me this 19th day of December, 2008.

Gloria Gardner
NOTARY PUBLIC



Map prepared by the State of Utah
 Department of Transportation
 Road and Bridge Engineering Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Dec 04, 2008



Snake Tongue Road - Duchesne County SGID RD_ID RD070050 CO_UNIQUE 536

Land Ownership Categories <ul style="list-style-type: none"> BLM Private SITLA, State Trust Land USFS, National Forest State Parks and Recreation UDWR Wildlife Reserve Tribal Wilderness 	Misc <ul style="list-style-type: none"> Photo Event Point Section = 1 Mile 	Transportation Network <ul style="list-style-type: none"> Snake Tongue Road Title V: Issued Or Under Consideration By BLM Or County County B Road State / U.S. Highway Other Roads
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Scale
1:38,767
1 inch = 0.61 miles

AFFIDAVIT OF LEON FILLINGIM
SNAKE TONGUE ROAD
DUCHESNE COUNTY, UTAH
DUCHESNE COUNTY D ROAD 536

State of Utah)
 : ss.
County of Duchesne)

I, LEON FILLINGIM, testify and declare under oath as follows:

1. I am an adult competent to testify about the matters set forth in this affidavit. My testimony is based upon my personal knowledge and experience. I was born on May 21, 1938, in Vernal, Uintah County, Utah. I have lived in Duchesne County all of my life. I supervised the maintenance of Roads in Duchesne county as Superintendent of the County Road Department from 1988 to 1996. I was also a road grader operator from 1964 to 1988. During the time of my employment with Duchesne county I used heavy machinery to construct and grade roads in the summer and to open snowbound roads in the winter.

2. I have traveled and am familiar with Snake Tongue Road, Duchesne County Road 536 and the land it traverses.

3. I took the following steps to verify that the road I refer to in this affidavit as Snake Tongue Road and Duchesne County Road 536 (the “ Road”) are the same road:

a. I examined a large Duchesne County map depicting the Road in relation to other roads, intersections and landmarks. I observed the Road on the large map verifying that it is accurately depicted on the map and it is the road I refer to herein.

b. I examined the map attached to this affidavit depicting the Road and surrounding area and verified that the Road is accurately depicted on the map and is the road I refer to herein.

c. I viewed ground photography and verified that it accurately depicts the Road I refer to in this affidavit.

4. I personally traveled the Road from the early 1940s and continuing until 2008, (“the Time Period of My Experience”). It is the reputation in the community that the Road was traveled as early as the early 1900s, prior to my earliest recollection.

5. When I last traveled and observed the Road in 2008, it followed the same route as in the early 1940s when I first traveled and observed it.

6. During the Time Period of My Experience the Road has been traveled daily. Based upon my observation during the Time Period of My Experience, the road was continuously used as a public thoroughfare by members of the public for public purposes whenever it was necessary and convenient for them to do so and I have never known the use of the Road to have been interrupted by any means.

7. During the Time Period of My Experience I have personally traveled the Road by various means, including pickup truck and oil truck and I have observed others from the general public travel the road by the same means plus ATVs and livestock vehicles.

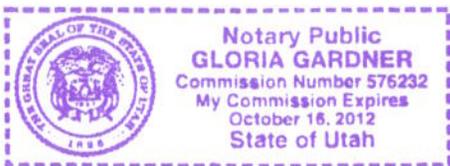
8. During the Time Period of My Experience I have personally used the Road for hunting and oil and gas hauling and I have observed others from the general public using the Road for the same purposes, plus livestock operations.

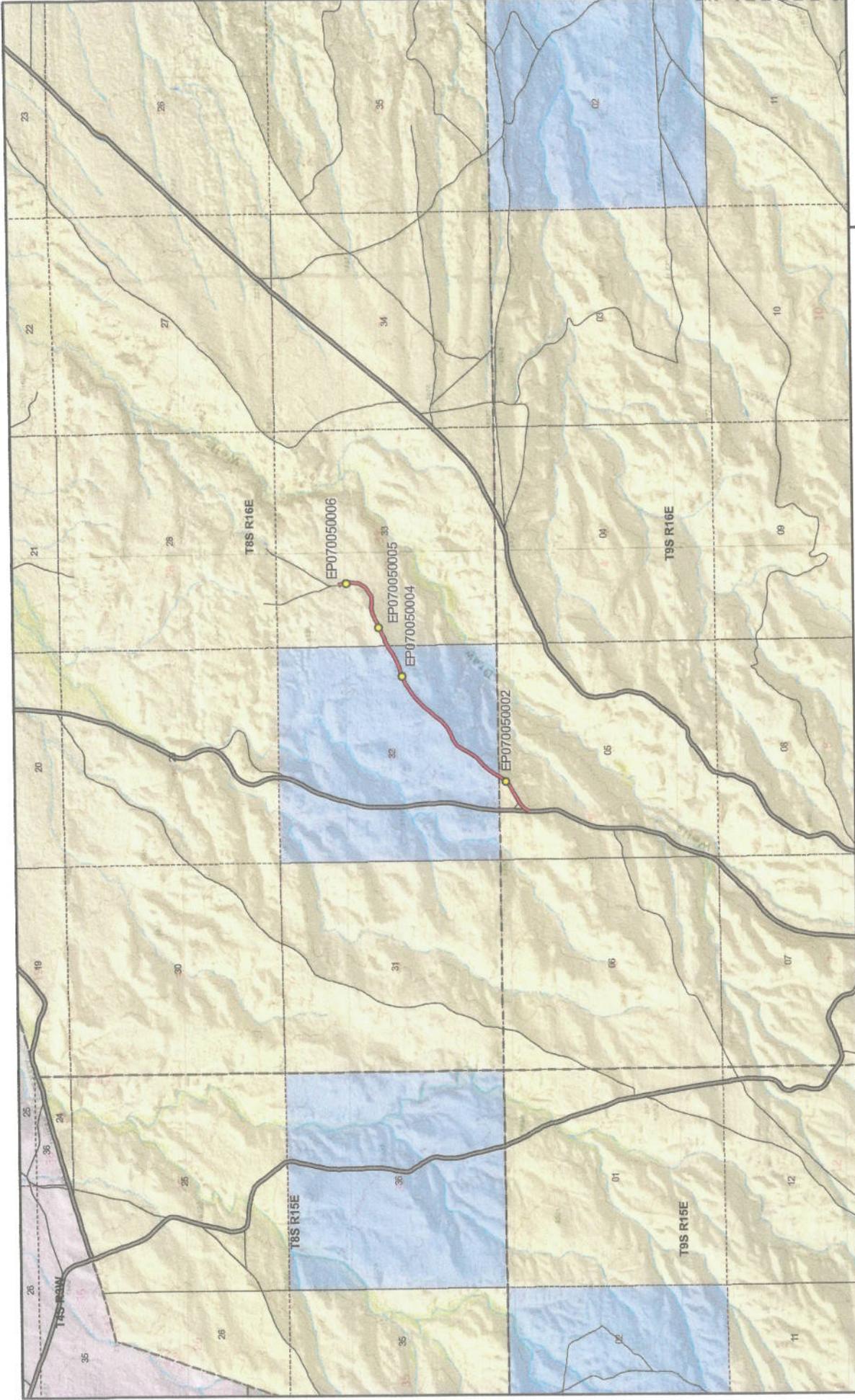
DATED this 19 day of December, 2008.

Leon Fillingim
LEON FILLINGIM

SUBSCRIBED AND SWORN to before me this 19th day of December, 2008.

Gloria Gardner
NOTARY PUBLIC





Map prepared by the State of Utah
 Automated Geographic Information Center
 Room 300 State Office Building
 Salt Lake City, Utah 84114
 Dec 04, 2008



Snake Tongue Road - Duchesne County
SGID RD_ID RD070050 CO_UNIQUE 536

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- UDWR Wildlife Reserve
- Tribal
- Wilderness

Misc

- Photo Event Point
- Section = 1 Mile

Transportation Network

- Snake Tongue Road
- Title V: Issued Or Under Consideration By BLM Or County
- County B Road
- State / U.S. Highway
- Other Roads



Scale
 1:38767
 1 inch = 0.61 miles

Appendix A to Attachment 4

Popular Name: Snake Tongue Road

County: Duchesne

County Road Number: 536

State Geographic Information Database (SGID) Road Identification Number: RD070050.

Road-Segment Number: 001

Road-Segment Length: 0.22 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 9 South Range 16 East, Section(s) 5, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Snake Tongue 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 40 degrees 03 minutes 54.58 seconds North Latitude and -110 degrees 08 minutes 54.61 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,018,646.5 feet and Y = 7,195,316.2 feet; thence the following courses along the said road center line:

thence North 36 Degrees 43 Minutes 11 Seconds East 11.2 feet
thence North 33 Degrees 21 Minutes 08 Seconds East 78.2 feet
thence North 38 Degrees 20 Minutes 01 Seconds East 104.3 feet
thence North 47 Degrees 12 Minutes 36 Seconds East 120.5 feet
thence North 60 Degrees 19 Minutes 23 Seconds East 140.3 feet
thence North 61 Degrees 17 Minutes 02 Seconds East 161.9 feet
thence North 61 Degrees 16 Minutes 46 Seconds East 166.1 feet
thence North 52 Degrees 43 Minutes 40 Seconds East 160.3 feet
thence North 32 Degrees 10 Minutes 00 Seconds East 163.9 feet
thence North 29 Degrees 18 Minutes 54 Seconds East 49.9 feet more or less to **the ending**

point at: 40 degrees 04 minutes 01.81 seconds North Latitude and -110 degrees 08 minutes 43.51 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet

coordinates of X = 2,019,498.2 feet and Y = 7,196,060.6 feet.

Appendix B to Attachment 4

Popular Name: Snake Tongue Road

County: Duchesne

County Road Number: 536

State Geographic Information Database (SGID) Road Identification Number: RD070050.

Road-Segment Number: 003

Road-Segment Length: 0.42 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 8 South Range 16 East, Section(s) 33, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Snake Tongue 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 40 degrees 04 minutes 28.37 seconds North Latitude and -110 degrees 08 minutes 01.94 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,022,688.1 feet and Y = 7,198,796.8 feet; thence the following courses along the said road center line:

thence North 63 Degrees 38 Minutes 16 Seconds East	29.1 feet
thence North 66 Degrees 34 Minutes 15 Seconds East	90.9 feet
thence North 66 Degrees 11 Minutes 26 Seconds East	76.6 feet
thence North 66 Degrees 45 Minutes 26 Seconds East	75.8 feet
thence North 66 Degrees 35 Minutes 38 Seconds East	74.1 feet
thence North 66 Degrees 58 Minutes 01 Seconds East	74.1 feet
thence North 68 Degrees 36 Minutes 11 Seconds East	80.7 feet
thence North 65 Degrees 40 Minutes 03 Seconds East	94.7 feet
thence North 64 Degrees 49 Minutes 00 Seconds East	97 feet
thence North 64 Degrees 37 Minutes 52 Seconds East	85.6 feet
thence North 65 Degrees 57 Minutes 00 Seconds East	76.3 feet
thence North 71 Degrees 54 Minutes 14 Seconds East	82.4 feet

thence North 84 Degrees 25 Minutes 55 Seconds East 88.2 feet
thence South 87 Degrees 22 Minutes 27 Seconds East 95.2 feet
thence South 89 Degrees 30 Minutes 11 Seconds East 94.7 feet
thence North 78 Degrees 12 Minutes 32 Seconds East 87.9 feet
thence North 62 Degrees 04 Minutes 18 Seconds East 85.3 feet
thence North 55 Degrees 30 Minutes 26 Seconds East 89.2 feet
thence North 50 Degrees 59 Minutes 10 Seconds East 80.3 feet
thence North 31 Degrees 36 Minutes 16 Seconds East 179 feet
thence North 06 Degrees 13 Minutes 23 Seconds East 85 feet
thence North 03 Degrees 57 Minutes 35 Seconds East 95 feet
thence North 00 Degrees 51 Minutes 12 Seconds East 106 feet
thence North 15 Degrees 19 Minutes 11 Seconds West 117.5 feet
thence North 17 Degrees 23 Minutes 30 Seconds West 73 feet more or less to **the ending point**

at: 40 degrees 04 minutes 39.55 seconds North Latitude and -110 degrees 07 minutes 42.51 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,024,181.3 feet and Y = 7,199,951.4 feet.