

Ent 390304 Page 1 of 13
Date: 07-MAY-2008 8:57AM
Fee: None
Filed By: DKS
DIXIE SWASEY, Recorder
EMERY COUNTY CORPORATION
For: GOVERNOR/STATE OF UTAH

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Emery County as it pertains to the highway located in Emery County known as GREEN RIVER AIRPORT ROAD; County Road Number: 1009; State Geographic Information Database (SGID) Road Identification Number: RD080011. Total road length is 1.47 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 17th 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.

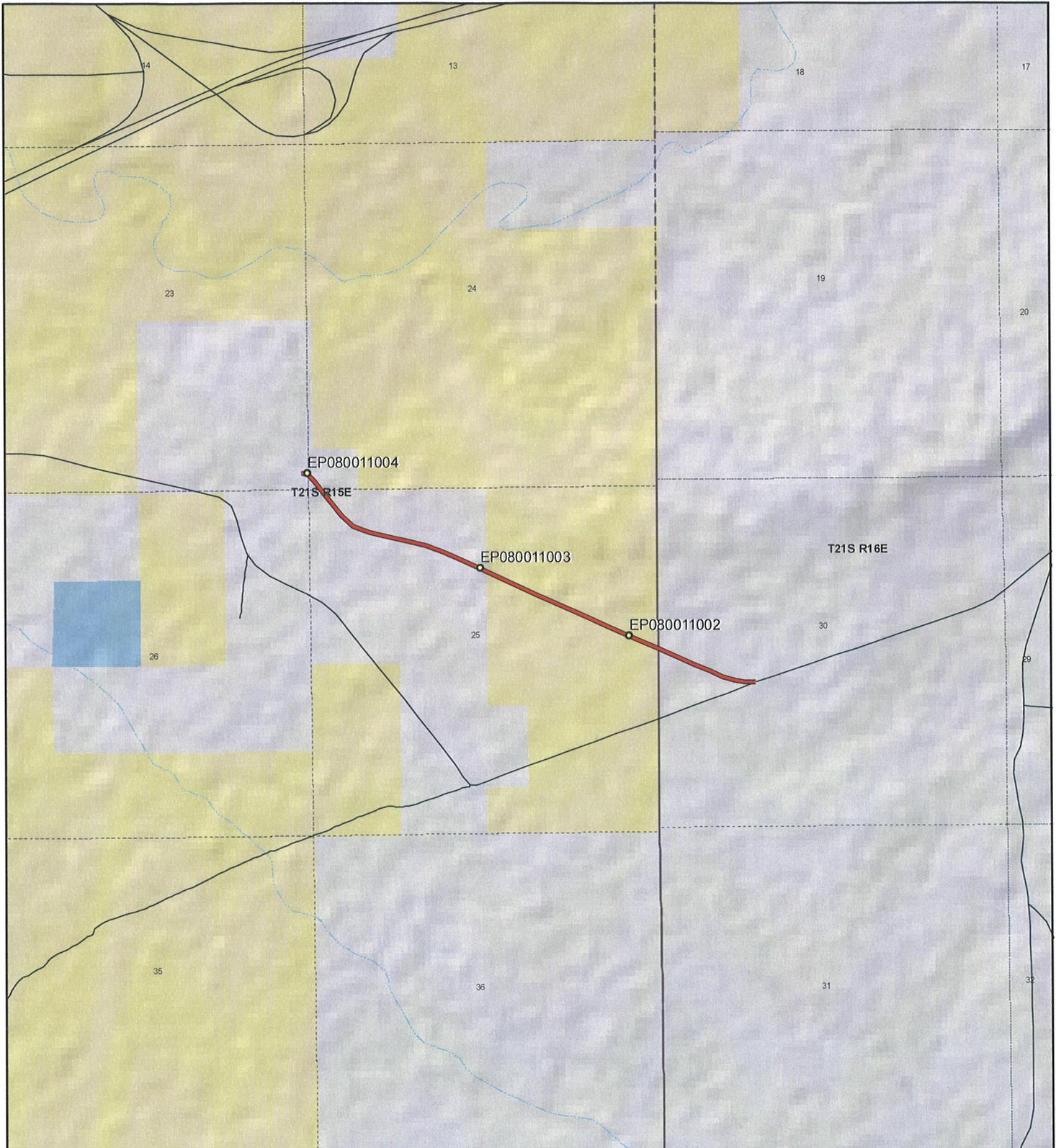
Dated this 17th day of April, 2008.





Notary Public

Attachment 1

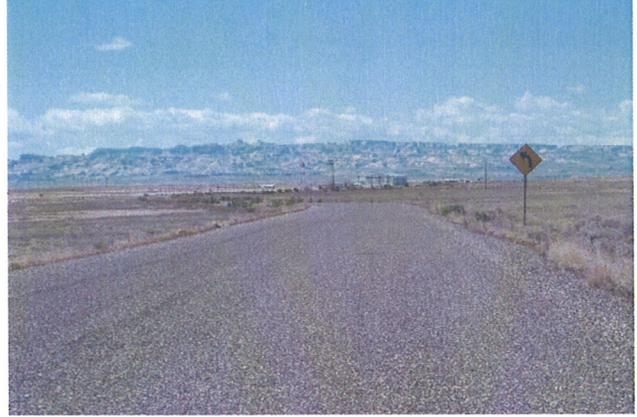


 <p>1:24,000 1 inch equals 0.4 miles</p>		<p align="center">GREEN RIVER AIRPORT ROAD - Emery County SGID RD_ID RD080011</p> <table border="0"> <tr> <td colspan="2">Land Ownership Categories</td> <td>Transportation Network</td> </tr> <tr> <td>● BLM</td> <td>◆ Wilderness</td> <td>— GREEN RIVER AIRPORT ROAD</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	— GREEN RIVER AIRPORT 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 15, 2008</p> 
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◆ Tribal, Indian Reservation	◆ USFWS, Natl. Wildlife Refuge																										
◆ NPS, National Park																											

Attachment 2



EP080011002



EP080011003



EP080011004

EP000000000

EP000000000

EP000000000

GREEN RIVER AIRPORT ROAD - Emery County
SGID RD_ID RD080011



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: GREEN RIVER AIRPORT ROAD

County: Emery

County Road Number: 1009

State Geographic Information Database (SGID) Road Identification Number: RD080011.

Total Road Length: 1.47 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 57 minutes 55.53 seconds North Latitude and -110 degrees 13 minutes 41.95 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,002,005.6 feet and Y = 6,794,472.5 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 57 minutes 023.4 seconds North Latitude and -110 degrees 12 minutes 14.56 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,008,954.1 feet and Y = 6,791,321.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 21 South Range 15 East, Section(s) 23,24,25, Salt Lake Base & Meridian

Township 21 South Range 16 East, Section(s) 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: GREEN RIVER AIRPORT ROAD

County: Emery

County Road Number: 1009

State Geographic Information Database (SGID) Road Identification Number: RD080011.

Total Road Length: 1.47 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
RD080011	001	PVT	0.62 Miles	(not shown)
RD080011	002	BLM	0.55 Miles	A
RD080011	003	PVT	0.3 Miles	(not shown)
		Total Road Length	1.47	_____

* 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 TED EKKER
GREEN RIVER AIRPORT ROAD
EMERY COUNTY, UTAH
ROAD NUMBER 1009

State of Utah)
 : ss.
County of Emery)

TED EKKER, 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 Green River, Emery County, Utah. I have lived in Emery County for the past 53 years.

2. I have traveled and am familiar with a road in Emery County known as Green River Airport Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1940s it followed the same route as in 2007 when I last observed it. Attached is a Emery County map showing the Green River Airport 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 late 1940s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including cars, trucks, 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 late 1940s to 2007, I have used the road myself for the following uses: hunting, recreation, 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: livestock operations and government access.

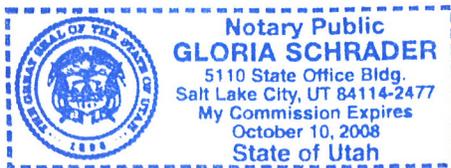
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I personally observed graders performing maintenance and construction activities on the road.

DATED this 8 day of March, 2007.


TED EKKER

SUBSCRIBED AND SWORN to before me this 8th day of March, 2007.




NOTARY PUBLIC

Road #1009

Green River Airport

 Green River Airport

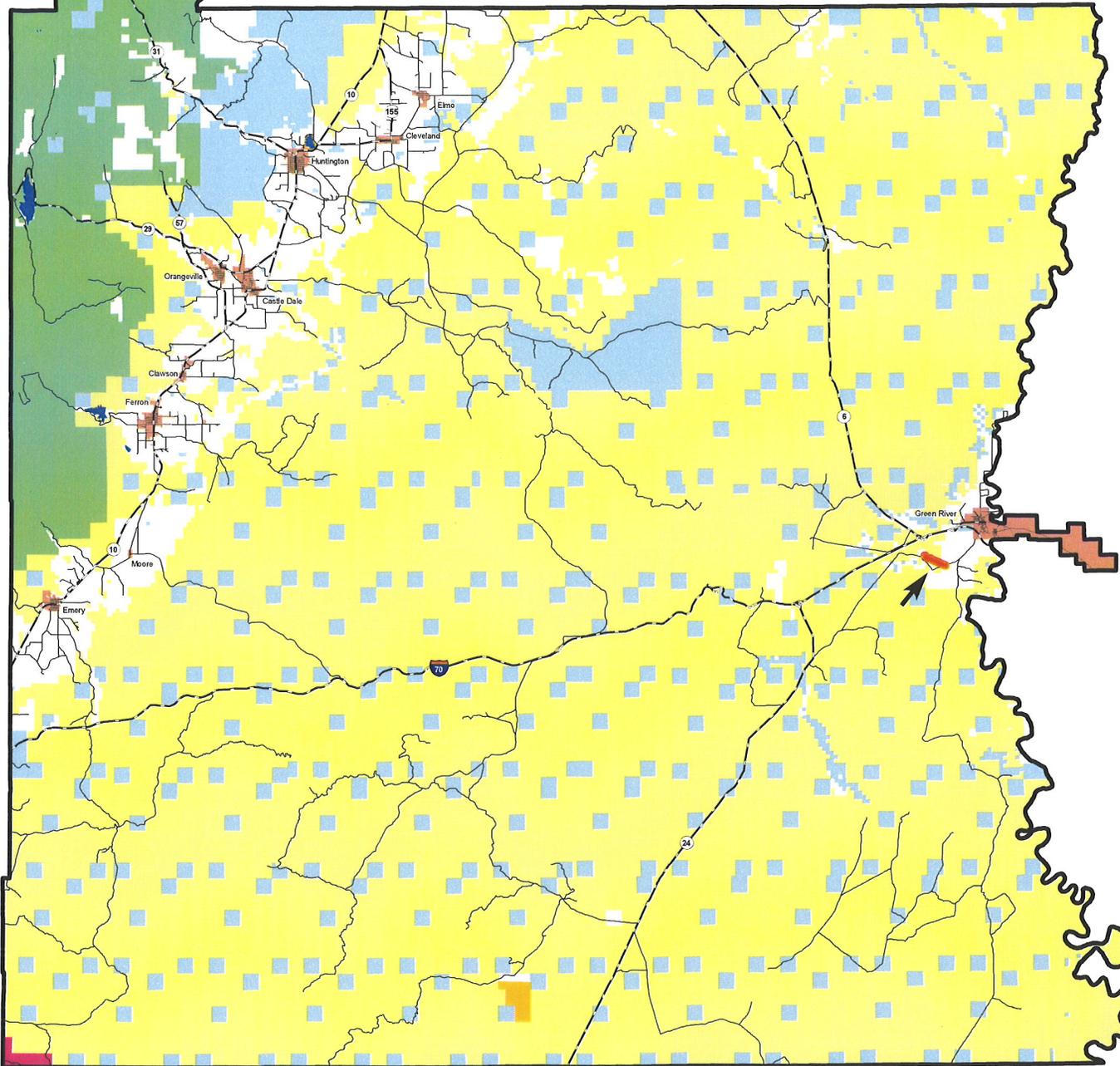
 Highway/Interstate

 B Class Road



 BLM  State  NPS  Water

 USFS  Private  USP  City Boundary



AFFIDAVIT OF DEAN KING
GREEN RIVER AIRPORT ROAD
EMERY COUNTY, UTAH
ROAD NUMBER 1009

State of Utah)
 : ss.
County of Emery)

DEAN KING, 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 Green River, Emery County, Utah. I have lived in Emery County for my entire life.

2. I have traveled and am familiar with a road in Emery County known as Green River Airport Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1940s it followed the same route as in 2007 when I last observed it. Attached is a Emery County map showing the Green River Airport 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 late 1940s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including cars, trucks, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used weekly for more than ten continuous years prior to 1976, and is presently used daily.

5. Throughout the time period from the late 1940s to 2007, I have used the road myself for the following uses: livestock operations 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: airport access, oil and gas exploration, recreation and government access.

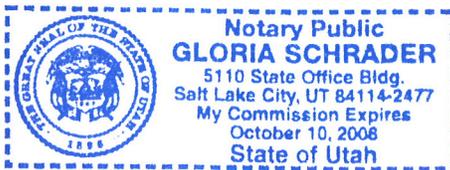
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1940s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I personally observed graders performing maintenance and construction activities on the road. The road is now oiled.

DATED this 8 day of March, 2007.

DEAN KING

SUBSCRIBED AND SWORN to before me this 8th day of March, 2007.


NOTARY PUBLIC

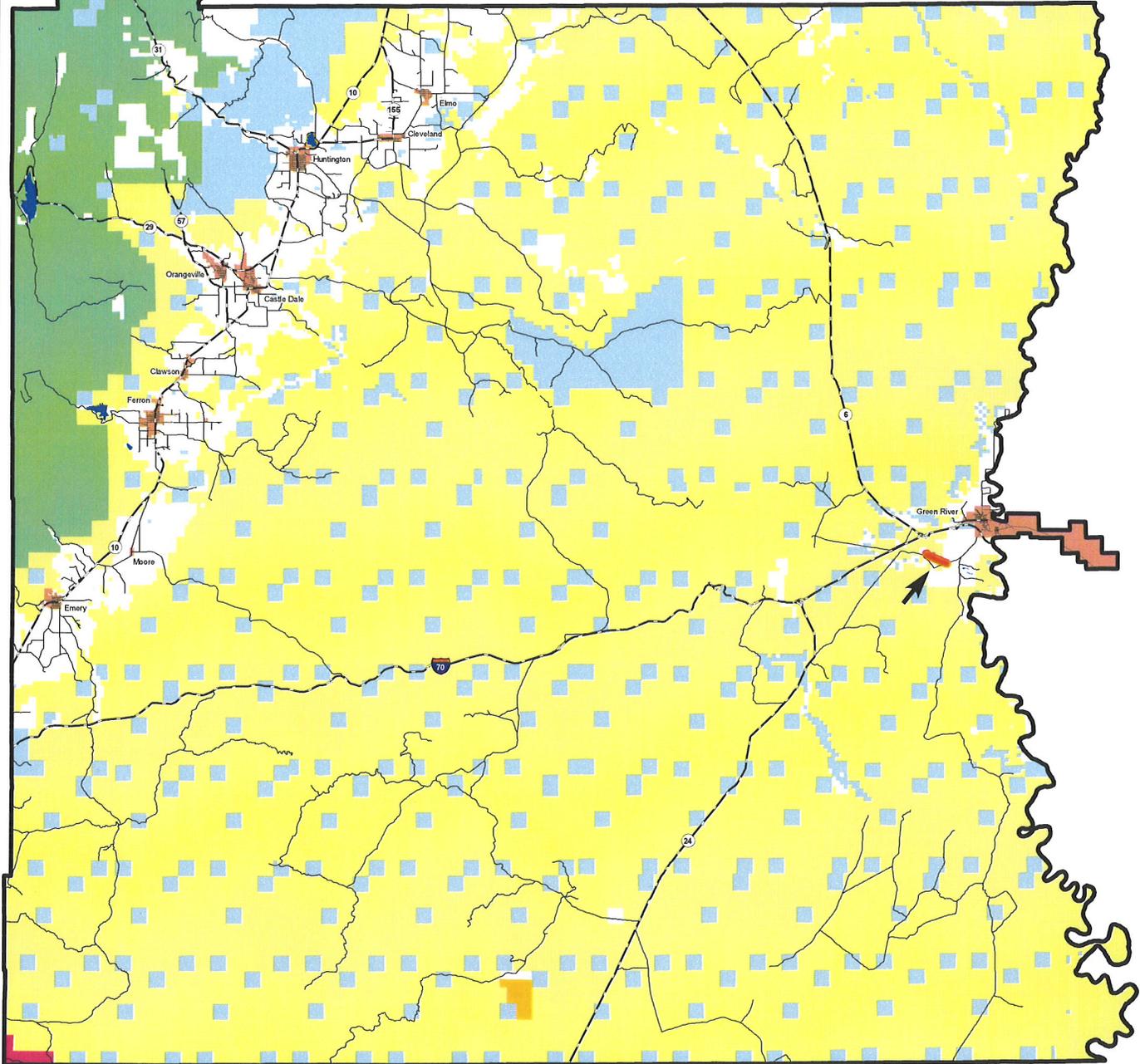
Road #1009

Green River Airport

-  Green River Airport
-  Highway/Interstate
-  B Class Road



- | | | | |
|----------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------|
|  BLM |  State |  NPS |  Water |
|  USFS |  Private |  USP |  City Boundary |



Appendix A to Attachment 4

Popular Name: GREEN RIVER AIRPORT ROAD

County: Emery

County Road Number: 1009

State Geographic Information Database (SGID) Road Identification Number: RD080011.

Road-Segment Number: 002

Road-Segment Length: 0.55 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 21 South Range 15 East, Section(s) 25, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (GREEN RIVER AIRPORT ROAD)-- Segment 002 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 38 degrees 57 minutes 40.55 seconds North Latitude and -110 degrees 13 minutes 06.59 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,004,819.9 feet and Y = 6,792,997.3 feet; thence the following courses along the said road center line:

thence South 65 Degrees 37 Minutes 55 Seconds East 405.3 feet

thence South 65 Degrees 39 Minutes 55 Seconds East 438.1 feet

thence South 65 Degrees 47 Minutes 33 Seconds East 435.5 feet

thence South 66 Degrees 11 Minutes 47 Seconds East 425.4 feet

thence South 66 Degrees 25 Minutes 54 Seconds East 413.2 feet

thence South 66 Degrees 24 Minutes 56 Seconds East 393.5 feet

thence South 66 Degrees 26 Minutes 39 Seconds East 370.4 feet

thence South 66 Degrees 31 Minutes 25 Seconds East 12.2 feet more or less to **the ending**

point at: 38 degrees 57 minutes 28.58 seconds North Latitude and -110 degrees 12 minutes 33.32 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,007,464.8 feet and Y = 6,791,823.8 feet.