

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 OVERLOOK ROAD; County Road Number: 1042; State Geographic Information Database (SGID) Road Identification Number: RD080040. Total road length is 1.4 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.

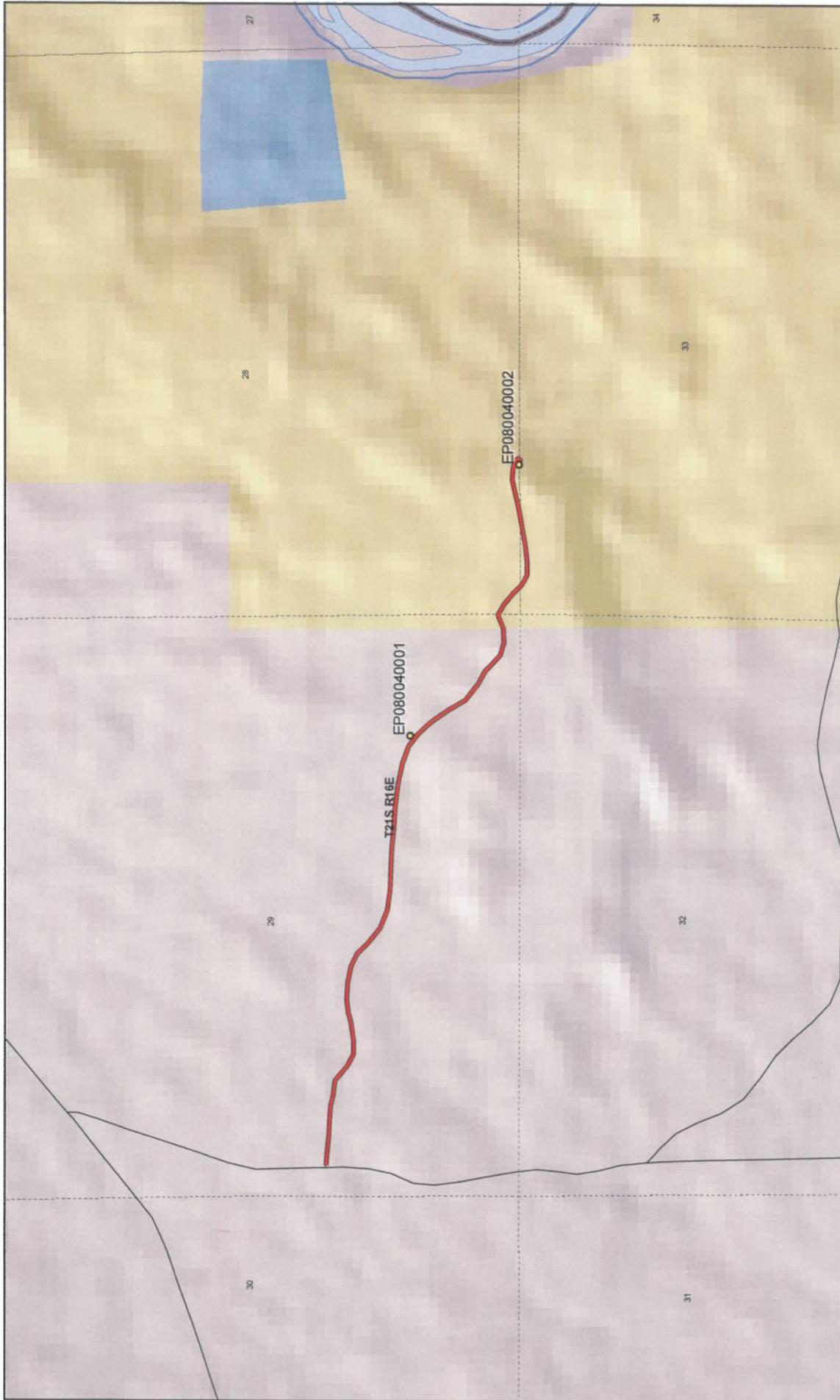
Dated this 17th day of April, 2008.





Notary Public

Attachment 1



GREEN RIVER OVERLOOK ROAD - Washington County
SGID RD_ID RD080040 Emery

Transportation Network

- GREEN RIVER OVERLOOK ROAD
- Other Roads
- Title V Issued Or Under Consideration By BLM Or County
- Photo Event Point
- Section = 1 Mile

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

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Road Data were derived from the following:
 Salt Lake City, UT 84114
 Feb 18, 2008

Attachment 2



EP080040001



EP080040002

EP000000000

EP000000000

EP000000000

EP000000000

GREEN RIVER OVERLOOK ROAD - Emery County
SGID RD_ID RD080040



Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
February 18, 2008



Attachment 3

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

Popular Name: GREEN RIVER OVERLOOK ROAD

County: Emery

County Road Number: 1042

State Geographic Information Database (SGID) Road Identification Number: RD080040.

Total Road Length: 1.4 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 57 minutes 19.28 seconds North Latitude and -110 degrees 11 minutes 22.29 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,013,088.9 feet and Y = 6,790,964.1 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 57 minutes 00.83 seconds North Latitude and -110 degrees 09 minutes 58.84 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,019,708.5 feet and Y = 6,789,195.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 21 South Range 16 East, Section(s) 28,29,33, 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 OVERLOOK ROAD

County: Emery

County Road Number: 1042

State Geographic Information Database (SGID) Road Identification Number: RD080040.

Total Road Length: 1.4 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
RD080040	001	PVT	1.07 Miles	(not shown)
RD080040	002	BLM	0.33 Miles	A
		Total Road Length	1.4	_____

* 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 CHERYL KEENER
GREEN RIVER OVERLOOK ROAD
EMERY COUNTY, UTAH
ROAD NUMBER 1042

State of Utah)
 : ss.
County of Emery)

CHERYL KEENER, 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 most of my life.

2. I have traveled and am familiar with a road in Emery County known as Green River Overlook Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1950s it followed the same route as in 2006 when I last observed it. Attached is a Emery County map showing the Green River Overlook 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 1950s and continuing through 1976 to 2006. 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 weekly.

5. Throughout the time period from the late 1950s to 2006, I have used the road myself for the following uses: recreation.

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, livestock operations and mining.

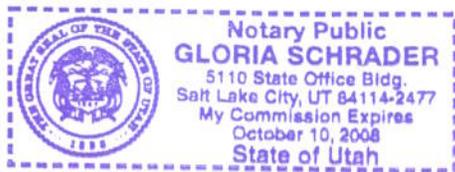
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

DATED this 8th day of March, 2007.

Cheryl Keener
CHERYL KEENER

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



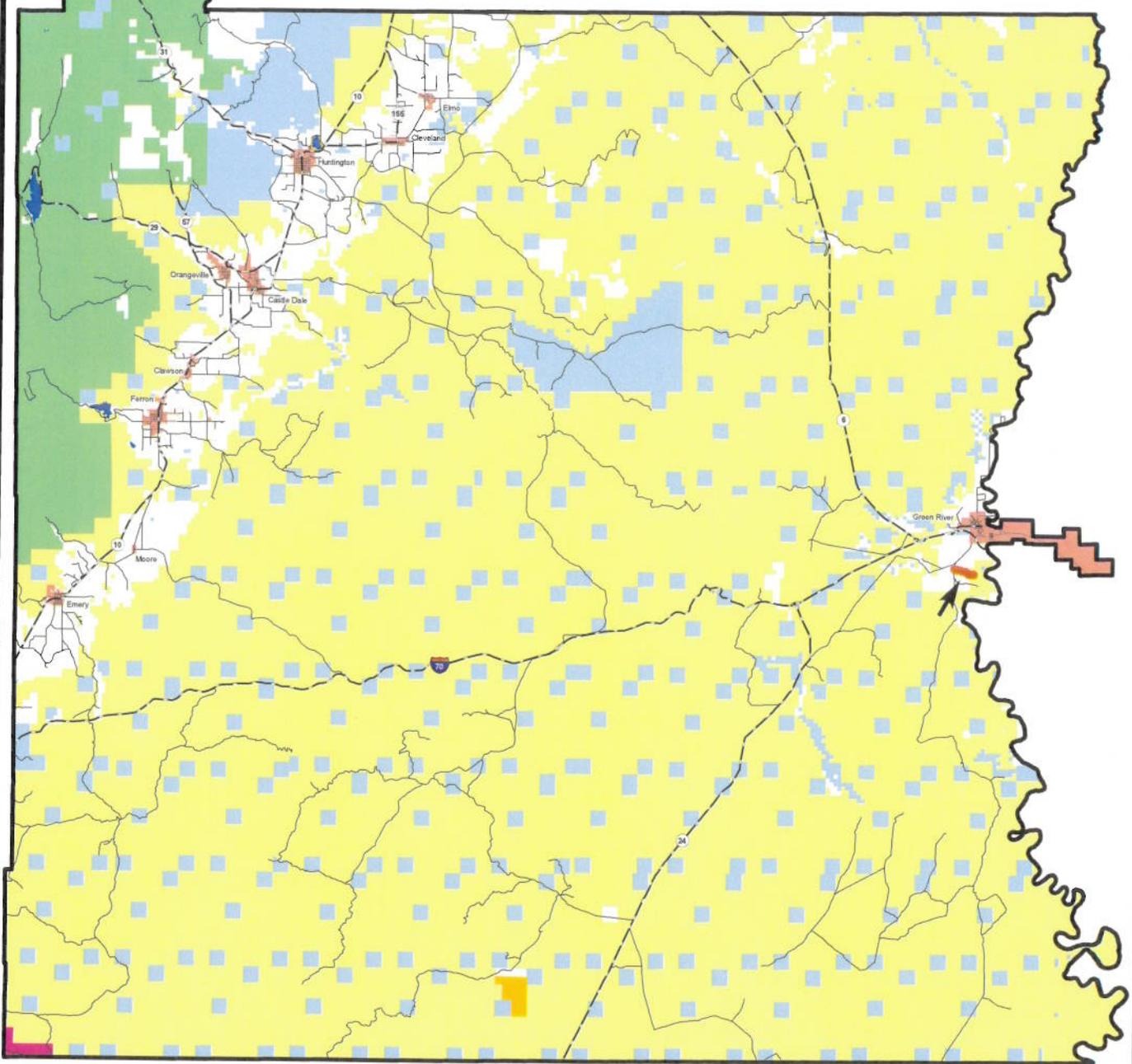
Gloria Schrader
NOTARY PUBLIC

Road #1042 Green River Overlook

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



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



AFFIDAVIT OF DEAN KING
GREEN RIVER OVERLOOK ROAD
EMERY COUNTY, UTAH
ROAD NUMBER 1042

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 Overlook 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 Overlook 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: livestock operations, recreation 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: government access and hunting.

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.

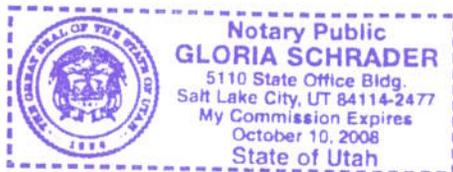
8. Prior to 1976, I personally observed the graded surface of the road.

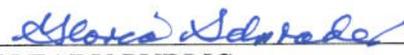
DATED this 8 day of March, 2007.



DEAN KING

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





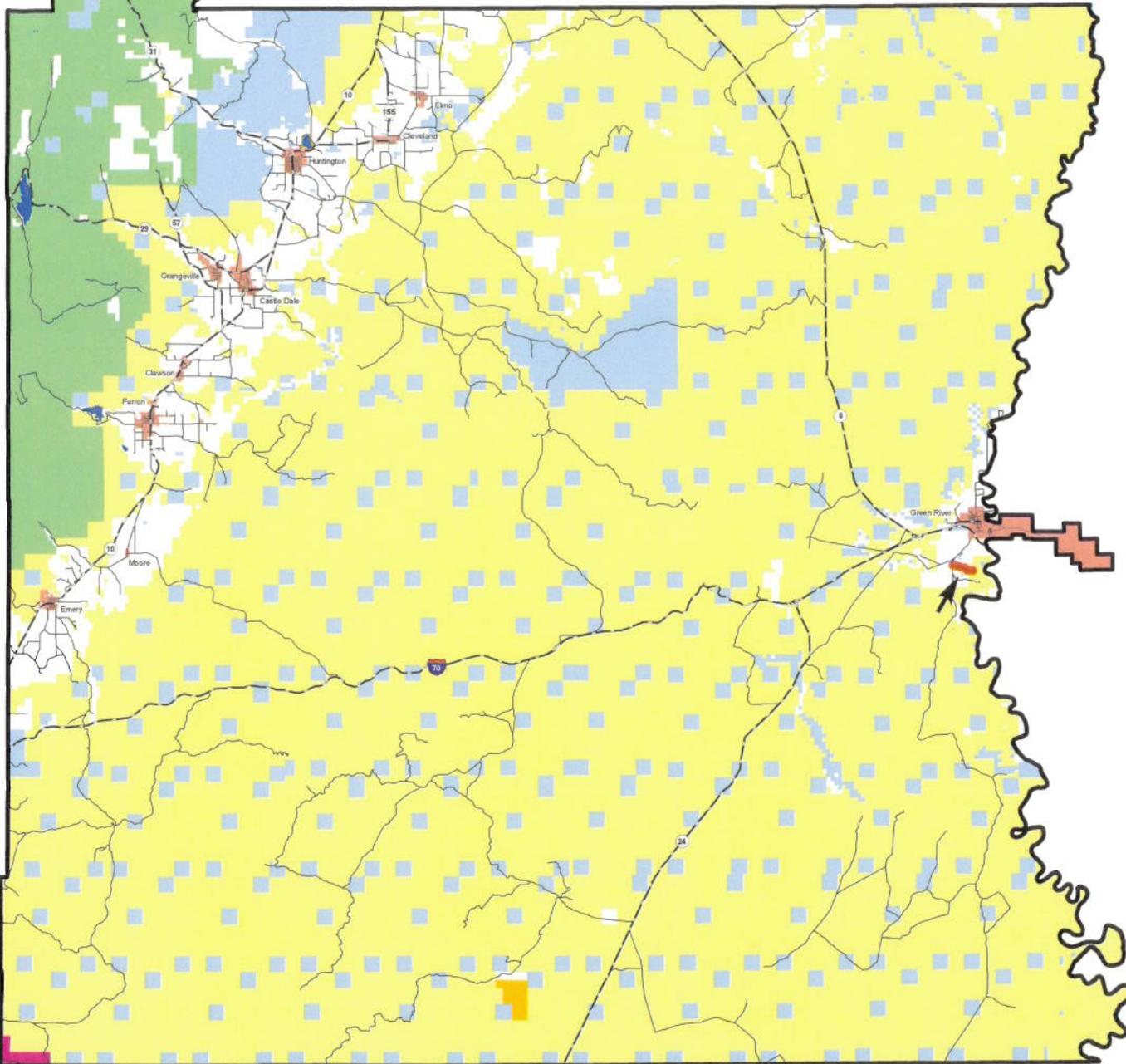
NOTARY PUBLIC

Road #1042 Green River Overlook

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



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



Appendix A to Attachment 4

Popular Name: GREEN RIVER OVERLOOK ROAD

County: Emery

County Road Number: 1042

State Geographic Information Database (SGID) Road Identification Number: RD080040.

Road-Segment Number: 002

Road-Segment Length: 0.33 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 16 East, Section(s) 28,29,33, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (GREEN RIVER OVERLOOK 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 02.51 seconds North Latitude and -110 degrees 10 minutes 18.54 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,018,150.0 feet and Y = 6,789,342.0 feet; thence the following courses along the said road center line:

thence North 69 Degrees 26 Minutes 16 Seconds East	129.1 feet
thence South 60 Degrees 35 Minutes 06 Seconds East	10.6 feet
thence South 60 Degrees 23 Minutes 21 Seconds East	107.2 feet
thence South 51 Degrees 04 Minutes 53 Seconds East	129.7 feet
thence South 45 Degrees 19 Minutes 48 Seconds East	92.8 feet
thence South 45 Degrees 19 Minutes 48 Seconds East	20.9 feet
thence South 61 Degrees 03 Minutes 43 Seconds East	102.7 feet
thence South 87 Degrees 28 Minutes 55 Seconds East	132.1 feet
thence North 82 Degrees 57 Minutes 11 Seconds East	159.9 feet
thence North 78 Degrees 54 Minutes 01 Seconds East	177.4 feet
thence North 79 Degrees 20 Minutes 16 Seconds East	124.4 feet

thence North 79 Degrees 30 Minutes 38 Seconds East 57.7 feet
 thence North 75 Degrees 39 Minutes 55 Seconds East 143.8 feet
 thence North 76 Degrees 58 Minutes 27 Seconds East 122.5 feet
 thence South 85 Degrees 34 Minutes 52 Seconds East 107 feet
 thence South 69 Degrees 34 Minutes 50 Seconds East 79.7 feet
 thence South 53 Degrees 41 Minutes 45 Seconds East 16 feet
 thence South 33 Degrees 21 Minutes 35 Seconds West 2.4 feet
 thence South 22 Degrees 52 Minutes 06 Seconds West 2.5 feet
 thence South 26 Degrees 14 Minutes 05 Seconds West 2.9 feet
 thence South 18 Degrees 06 Minutes 17 Seconds West 4.2 feet
 thence South 21 Degrees 28 Minutes 16 Seconds West 3.5 feet
 thence South 21 Degrees 28 Minutes 16 Seconds West 3.5 feet
 thence South 13 Degrees 42 Minutes 21 Seconds West 2.7 feet
 thence South 18 Degrees 06 Minutes 17 Seconds West 3.1 feet
 thence South 21 Degrees 28 Minutes 16 Seconds West 3.5 feet
 thence South 31 Degrees 40 Minutes 30 Seconds West 3.1 feet
 thence South 71 Degrees 14 Minutes 05 Seconds West 3.1 feet
 thence North 63 Degrees 45 Minutes 54 Seconds West 2.2 feet
 thence North 63 Degrees 45 Minutes 54 Seconds West 2.2 feet
 thence North 54 Degrees 47 Minutes 33 Seconds West 2.8 feet
 thence North 65 Degrees 33 Minutes 18 Seconds West 4.7 feet
 thence North 70 Degrees 20 Minutes 49 Seconds West 3.8 feet
 thence North 45 Degrees 19 Minutes 48 Seconds West 2.3 feet
 thence South 89 Degrees 40 Minutes 11 Seconds West 2.3 feet more or less to **the ending point**

at: 38 degrees 57 minutes 00.83 seconds North Latitude and -110 degrees 09 minutes 58.84 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,019,708.5 feet and Y = 6,789,195.8 feet.