

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

Ent 251440 Bk 430 Pg 022  
Date: 12-MAY-2008 10:50AM  
Fee: None  
Filed By: CT  
LES BARKER, Recorder  
GARFIELD COUNTY CORPORATION  
For: GOVERNOR/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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Garfield County as it pertains to the highway located in Garfield County known as JOHNSON CANYON ROAD; County Road Number: 1260; State Geographic Information Database (SGID) Road Identification Number: RD090128. Total road length is 1.13 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

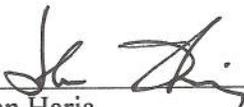
Internet at <http://recorded2477roads.utah.gov>.

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 23<sup>rd</sup> day of April, 2008.

By the Governor's Designee

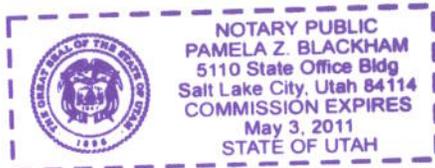
  
\_\_\_\_\_  
John Harja

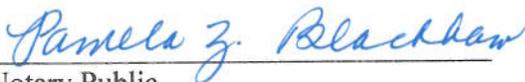
**CERTIFICATION**

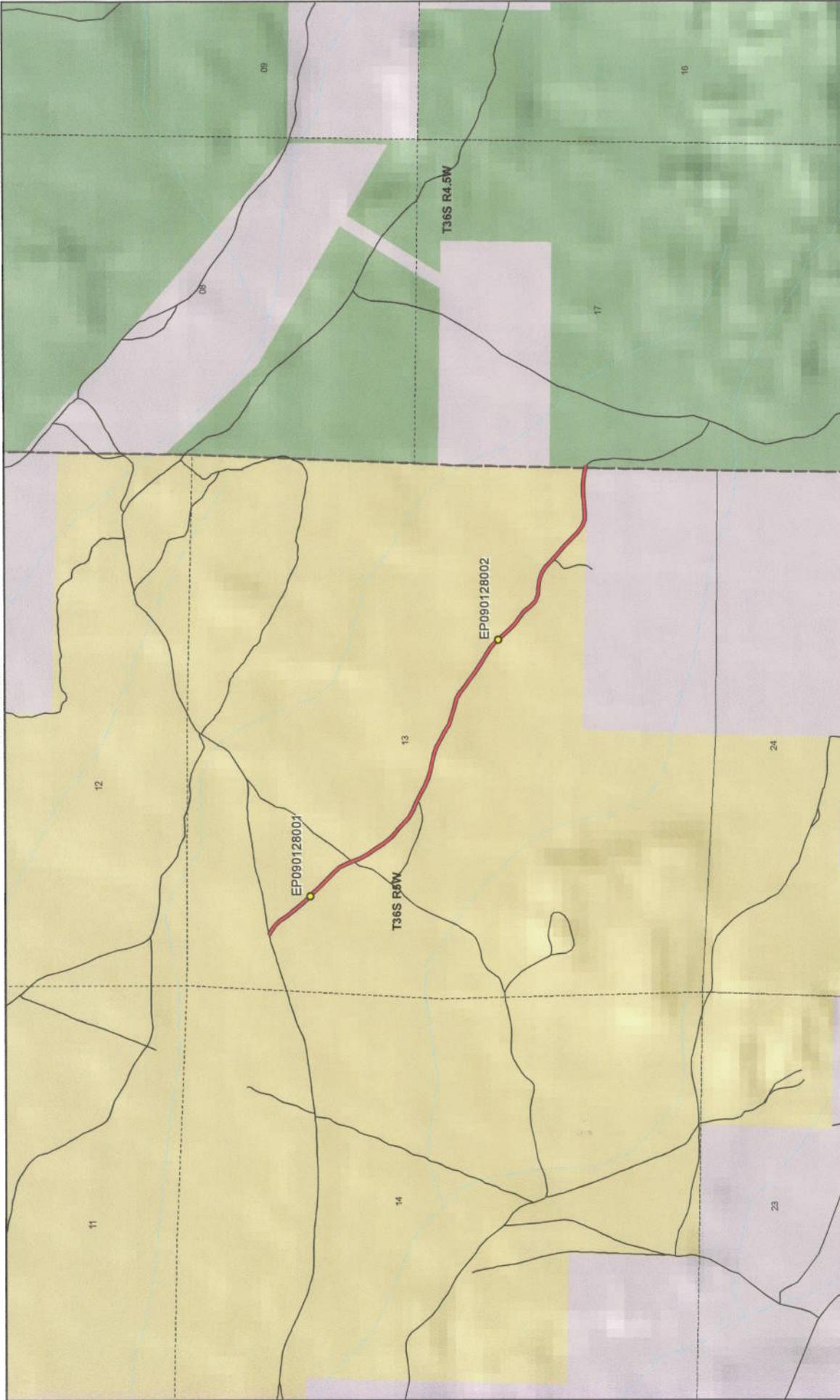
State of Utah                    )  
  : ss  
County of Salt Lake         )

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 23<sup>rd</sup> day of April, 2008.

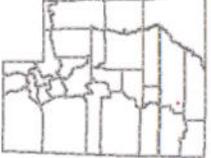


  
\_\_\_\_\_  
Notary Public





1:16,102  
1 inch equals 0.3 miles



### JOHNSON CANYON ROAD - Garfield County

#### SGID RD\_ID RD090128

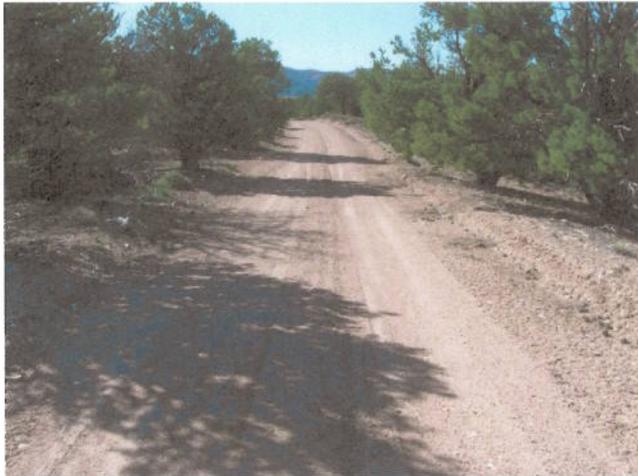
Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Feb 27, 2008



<p><b>Land Ownership Categories</b></p> <ul style="list-style-type: none"> <li>BLM</li> <li>Private</li> <li>SITLA, State Trust Land</li> <li>USFS, National Forest</li> <li>State Parks and Recreation</li> <li>Tribal, Indian Reservation</li> <li>NPS, National Park</li> </ul>	<p><b>Transportation Network</b></p> <ul style="list-style-type: none"> <li>JOHNSON CANYON ROAD</li> <li>Other Roads</li> <li>Title V, Issued Or Under Consideration By BLM Or County</li> <li>Photo Event Point</li> </ul>
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Section = 1 Mile

Attachment 2



EP090128001



EP090128002

EP000000000

EP000000000

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**JOHNSON CANYON ROAD - Garfield County**  
**SGID RD\_ID RD090128**

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
February 29, 2008



### Attachment 3

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

**Popular Name: JOHNSON CANYON ROAD**

**County: Garfield**

**County Road Number: 1260**

**State Geographic Information Database (SGID) Road Identification Number: RD090128.**

**Total Road Length: 1.13 miles more or less.**

**Beginning at a point** on the road centerline located at 37 degrees 41 minutes 05.35 seconds North Latitude and -112 degrees 22 minutes 30.74 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,387,154.5 feet and Y = 10,214,411.9 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 37 degrees 40 minutes 34.27 seconds North Latitude and -112 degrees 21 minutes 03.14 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,391,894.8 feet and Y = 10,211,224.6 feet based on the US Survey Foot conversion.

This road may traverse:

Township 36 South Range 4.5 West, Section(s) 17, Salt Lake Base & Meridian

Township 36 South Range 5 West, Section(s) 13, 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: JOHNSON CANYON ROAD**

**County: Garfield**

**County Road Number: 1260**

**State Geographic Information Database (SGID) Road Identification Number: RD090128.**

**Total Road Length: 1.13 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).**

<b>Road-Segments Listed by SGID Road Identification Number (RD ID)</b>	<b>Road-Segment Numbers</b>	<b>Believed Ownership Of Servient Estate</b>	<b>Approximate Segment Length</b>	<b>See Attached Appendix</b>
<b>RD090128</b>	<b>001</b>	<b>BLM</b>	<b>1.13 Miles</b>	<b>A</b>
<b>RD090128</b>	<b>002</b>	<b>FS</b>	<b>0 Miles</b>	<b>†(pending)</b>
		<b>Total Road Length</b>	<b>1.13</b>	<b>_____</b>

\* 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**



4. Throughout the time period from 1955 to 2007, I have used the road myself for wood gathering, hunting, trapping and traveling in and through the area.

5. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus camping, farming, livestock operations, recreation, rock hounding and government access.

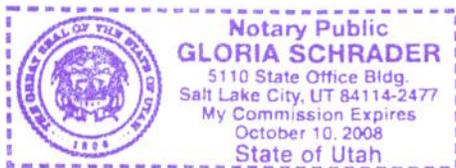
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

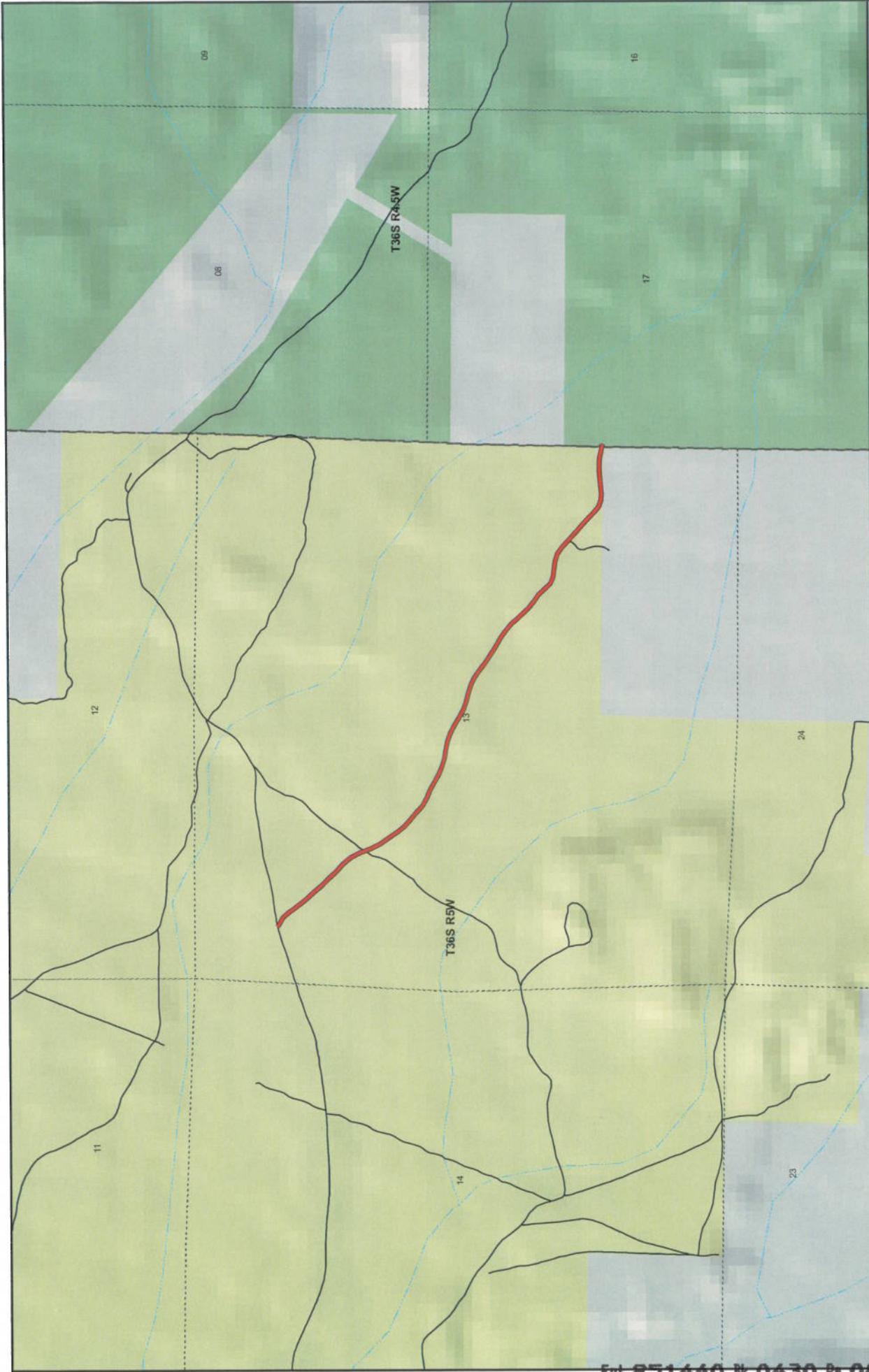
Dated this 1<sup>st</sup> day of July, 2007.

  
STANLEY HUNTINGTON

SUBSCRIBED AND SWORN to before me this 12<sup>th</sup> day of July, 2007.



  
NOTARY PUBLIC




 1:15,354  
 1 inch equals 0.2 miles

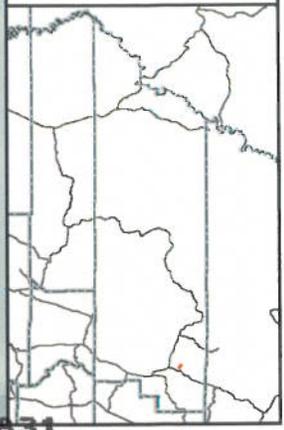
Map prepared by the State of Utah  
 Automated Geographic Reference Center  
 AGRC  
 Room 5530 State Office Building  
 Salt Lake City, UT 84114  
 3/16, 2007




### JOHNSON CANYON RD

#### County Unique - 1260

<b>Land Ownership Categories</b>  BLM  Private  SITLA, State Trust Land  USFS, National Forest  National Park/Monument (NPS)	<b>Misc</b>  Wildlife Reserve  National Rec. Area  Wilderness  State Park	<b>Transportation Network</b>  JOHNSON CANYON RD  State / U.S. Highway  Local Roads
 City / Town  Municipalities  Section = 1 Mile  Monument Boundary		





4. Throughout the time period from 1952 to 2007, I have used the road myself for wood gathering, hunting, prospecting for minerals, trapping and traveling in and through the area.

5. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus camping, mining, farming, livestock operations, rock hounding and government access.

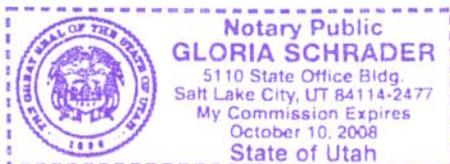
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1940s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

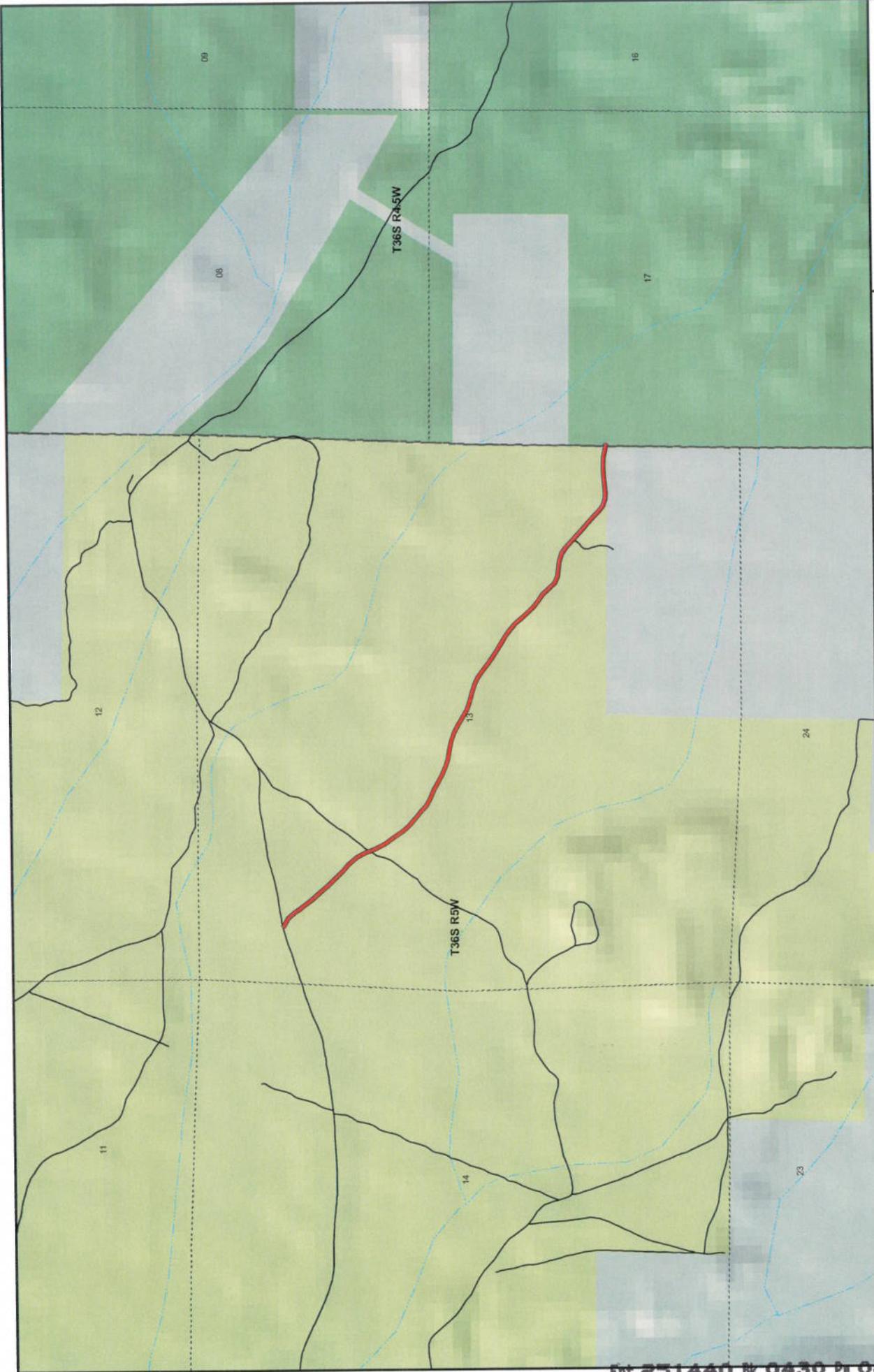
Dated this 9<sup>th</sup> day of July, 2007.

  
LOWELL HUNTINGTON

SUBSCRIBED AND SWORN to before me this 9<sup>th</sup> day of July, 2007.



  
NOTARY PUBLIC



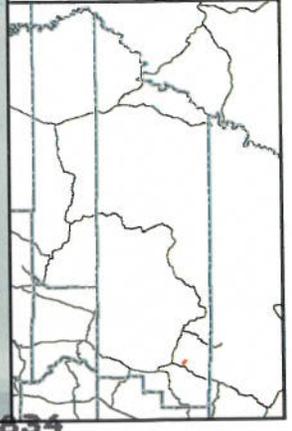
1:15,354  
1 inch equals 0.2 miles

Map prepared by the State of Utah  
Spatial Data Center  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Jul 15, 2007

### JOHNSON CANYON RD

#### County Unique - 1260

<b>Land Ownership Categories</b> BLM Private SITLA, State Trust Land USFS, National Forest National Park/Monument (NPS)	<b>Misc</b> Wildlife Reserve National Rec. Area Wilderness State Park	City / Town Municipalities Section = 1 Mile Monument Boundary	<b>Transportation Network</b> JOHNSON CANYON RD State / U.S. Highway Local Roads
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## Appendix A to Attachment 4

**Popular Name: JOHNSON CANYON ROAD**

**County: Garfield**

**County Road Number: 1260**

**State Geographic Information Database (SGID) Road Identification Number: RD090128.**

**Road-Segment Number: 001**

**Road-Segment Length: 1.13 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 36 South Range 5 West, Section(s) 13, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (JOHNSON CANYON 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 37 degrees 41 minutes 05.35 seconds North Latitude and -112 degrees 22 minutes 30.74 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,387,154.5 feet and Y = 10,214,411.9 feet; thence the following courses along the said road center line:

thence South 56 Degrees 01 Minutes 03 Seconds East	26.2 feet
thence South 59 Degrees 56 Minutes 47 Seconds East	26.6 feet
thence South 57 Degrees 58 Minutes 42 Seconds East	49.7 feet
thence South 42 Degrees 49 Minutes 39 Seconds East	91.3 feet
thence South 34 Degrees 31 Minutes 12 Seconds East	9.9 feet
thence South 33 Degrees 15 Minutes 55 Seconds East	50.1 feet
thence South 33 Degrees 28 Minutes 59 Seconds East	20.4 feet
thence South 33 Degrees 22 Minutes 30 Seconds East	16.8 feet
thence South 39 Degrees 35 Minutes 38 Seconds East	97.9 feet
thence South 42 Degrees 33 Minutes 11 Seconds East	101.5 feet
thence South 43 Degrees 03 Minutes 22 Seconds East	100.5 feet

thence South 43 Degrees 03 Minutes 22 Seconds East 100.5 feet  
 thence South 44 Degrees 38 Minutes 12 Seconds East 99.5 feet  
 thence South 47 Degrees 51 Minutes 51 Seconds East 98.7 feet  
 thence South 40 Degrees 40 Minutes 08 Seconds East 103.4 feet  
 thence South 27 Degrees 26 Minutes 44 Seconds East 102.1 feet  
 thence South 20 Degrees 48 Minutes 21 Seconds East 40.3 feet  
 thence South 20 Degrees 55 Minutes 51 Seconds East 62.4 feet  
 thence South 28 Degrees 34 Minutes 50 Seconds East 103.2 feet  
 thence South 34 Degrees 32 Minutes 38 Seconds East 104.4 feet  
 thence South 33 Degrees 59 Minutes 40 Seconds East 99.4 feet  
 thence South 39 Degrees 41 Minutes 38 Seconds East 92.6 feet  
 thence South 50 Degrees 10 Minutes 42 Seconds East 90.1 feet  
 thence South 48 Degrees 27 Minutes 33 Seconds East 88.5 feet  
 thence South 47 Degrees 33 Minutes 32 Seconds East 88.5 feet  
 thence South 60 Degrees 10 Minutes 31 Seconds East 85 feet  
 thence South 67 Degrees 56 Minutes 10 Seconds East 86.2 feet  
 thence South 62 Degrees 27 Minutes 51 Seconds East 85.7 feet  
 thence South 62 Degrees 01 Minutes 08 Seconds East 83.1 feet  
 thence South 65 Degrees 01 Minutes 56 Seconds East 84.5 feet  
 thence South 73 Degrees 02 Minutes 29 Seconds East 86.2 feet  
 thence South 80 Degrees 08 Minutes 03 Seconds East 87.3 feet  
 thence South 77 Degrees 03 Minutes 50 Seconds East 86 feet  
 thence South 71 Degrees 35 Minutes 33 Seconds East 85.9 feet  
 thence South 61 Degrees 38 Minutes 34 Seconds East 88.3 feet  
 thence South 60 Degrees 12 Minutes 59 Seconds East 88.4 feet  
 thence South 61 Degrees 27 Minutes 52 Seconds East 85 feet  
 thence South 68 Degrees 51 Minutes 50 Seconds East 87.1 feet  
 thence South 75 Degrees 30 Minutes 27 Seconds East 89.9 feet  
 thence South 74 Degrees 37 Minutes 16 Seconds East 88.6 feet  
 thence South 62 Degrees 33 Minutes 29 Seconds East 71.2 feet  
 thence South 52 Degrees 41 Minutes 36 Seconds East 81.2 feet  
 thence South 53 Degrees 17 Minutes 57 Seconds East 83.4 feet  
 thence South 54 Degrees 29 Minutes 52 Seconds East 81.3 feet  
 thence South 55 Degrees 50 Minutes 37 Seconds East 81.2 feet  
 thence South 58 Degrees 47 Minutes 15 Seconds East 81.6 feet  
 thence South 59 Degrees 22 Minutes 49 Seconds East 81.1 feet  
 thence South 55 Degrees 19 Minutes 56 Seconds East 77.3 feet  
 thence South 47 Degrees 18 Minutes 50 Seconds East 79.4 feet  
 thence South 42 Degrees 01 Minutes 09 Seconds East 76.9 feet  
 thence South 42 Degrees 48 Minutes 53 Seconds East 80.1 feet  
 thence South 44 Degrees 08 Minutes 55 Seconds East 80.5 feet  
 thence South 52 Degrees 15 Minutes 55 Seconds East 80.4 feet  
 thence South 54 Degrees 37 Minutes 40 Seconds East 78.8 feet  
 thence South 41 Degrees 48 Minutes 03 Seconds East 79.7 feet  
 thence South 43 Degrees 09 Minutes 32 Seconds East 80.6 feet  
 thence South 66 Degrees 12 Minutes 51 Seconds East 74.8 feet  
 thence South 86 Degrees 12 Minutes 05 Seconds East 78 feet  
 thence South 81 Degrees 26 Minutes 23 Seconds East 72.4 feet  
 thence South 72 Degrees 29 Minutes 38 Seconds East 76.2 feet

thence South 56 Degrees 15 Minutes 30 Seconds East 73.3 feet  
 thence South 46 Degrees 21 Minutes 31 Seconds East 75.7 feet  
 thence South 48 Degrees 01 Minutes 50 Seconds East 19.5 feet  
 thence South 48 Degrees 26 Minutes 38 Seconds East 55.1 feet  
 thence South 49 Degrees 51 Minutes 29 Seconds East 78.9 feet  
 thence South 48 Degrees 32 Minutes 16 Seconds East 82.3 feet  
 thence South 48 Degrees 01 Minutes 50 Seconds East 82.9 feet  
 thence South 44 Degrees 57 Minutes 10 Seconds East 75.6 feet  
 thence South 51 Degrees 07 Minutes 24 Seconds East 73.2 feet  
 thence South 69 Degrees 35 Minutes 09 Seconds East 67.7 feet  
 thence South 88 Degrees 54 Minutes 26 Seconds East 67.3 feet  
 thence North 85 Degrees 35 Minutes 04 Seconds East 105.3 feet  
 thence North 83 Degrees 26 Minutes 49 Seconds East 45.2 feet  
 thence North 86 Degrees 39 Minutes 22 Seconds East 74.3 feet  
 thence North 88 Degrees 54 Minutes 12 Seconds East 71.2 feet  
 thence South 83 Degrees 50 Minutes 04 Seconds East 64.1 feet  
 thence South 78 Degrees 26 Minutes 51 Seconds East 60.7 feet  
 thence South 78 Degrees 03 Minutes 19 Seconds East 43.6 feet

more or less to **the ending point at:** 37 degrees 40 minutes 34.28 seconds North Latitude and -112 degrees 21 minutes 31.65 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,391,875.4 feet and Y = 10,211,226.0 feet.