

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

Ent 486325 Bk 728 Pg 598-610
Date: 27-MAY-2008 9:21AM
Fee: None
Filed By: PL
MERLENE MOSHER DALTON, Recorder
GRAND COUNTY CORPORATION
For: 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Grand County as it pertains to the highway located in Grand County known as LOOP ROAD; County Road Number: 00073; State Geographic Information Database (SGID) Road Identification Number: RD100002. Total road length is 10.79 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

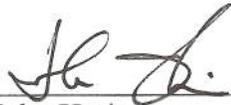
Internet at <http://recorded2477roads.utah.gov>.

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 22nd 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.

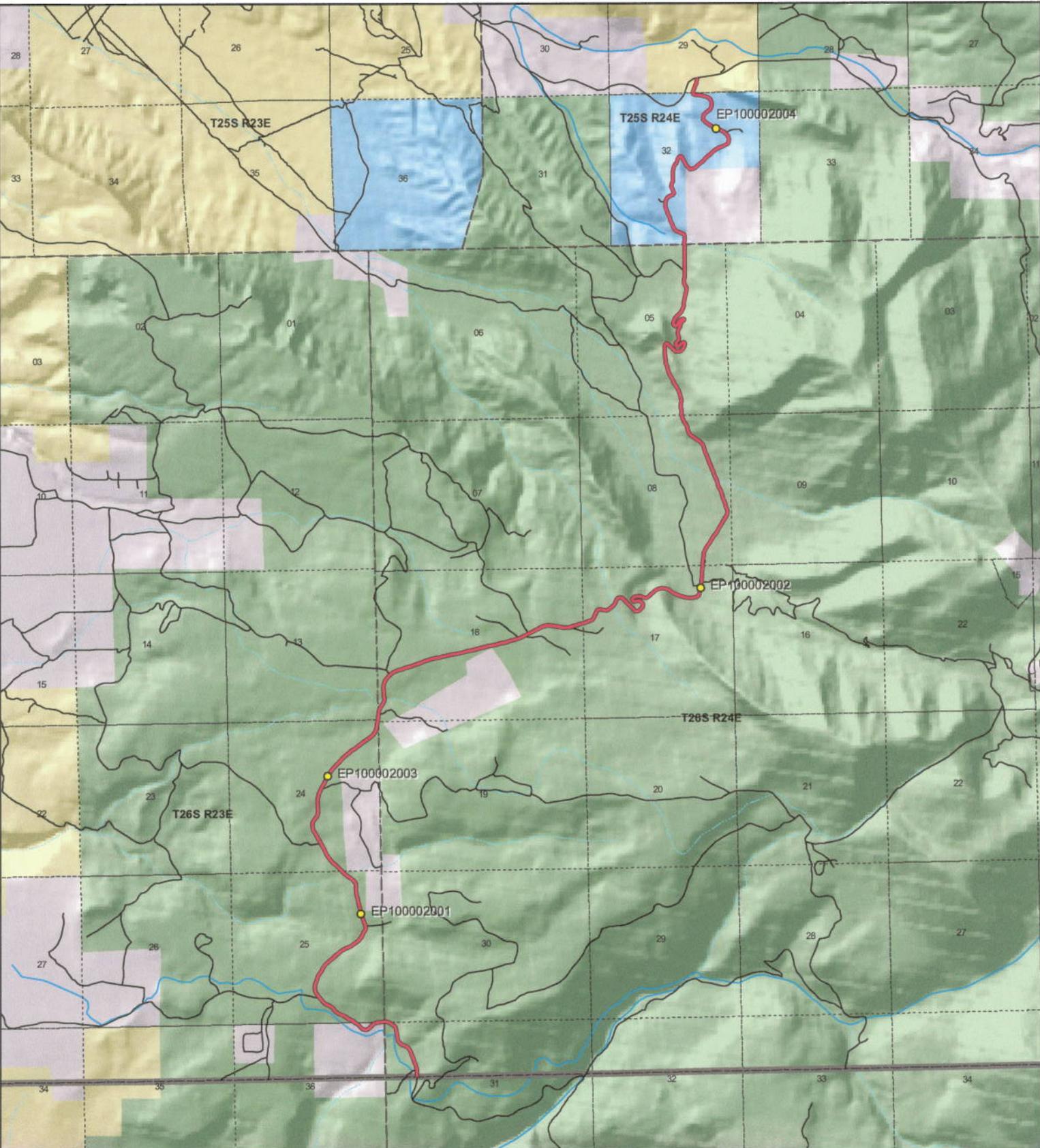
Dated this 22nd day of May, 2008.





Notary Public

Ent 486325 Bk 0728 Pg 0599



Loop Road - Grand County
SGID RD_ID RD100002

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

- Loop Road
- Title V: Issued Or Under Consideration By BLM Or County
- Other Roads
- Photo Event Point
- Section = 1 Mile



1:54,801
 1 inch equals 0.9 miles

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Apr 10, 2008





EP100002001



EP100002002



EP100002003



EP100002004

EP000000000

EP000000000

**Loop Road - Grand County
SGID RD_ID RD100002**

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
April 14, 2008



Attachment 3

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

Popular Name: LOOP ROAD

County: Grand

County Road Number: 00073

State Geographic Information Database (SGID) Road Identification Number: RD100002.

Total Road Length: 10.79 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 29 minutes 059.8 seconds North Latitude and -109 degrees 19 minutes 37.88 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,262,310.1 feet and Y = 6,629,910.3 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 35 minutes 44.21 seconds North Latitude and -109 degrees 17 minutes 25.08 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,272,005.6 feet and Y = 6,665,006.2 feet based on the US Survey Foot conversion.

This road may traverse:

Township 25 South Range 24 East, Section(s) 29,32, Salt Lake Base & Meridian

Township 26 South Range 23 East, Section(s) 13,24,25,36, Salt Lake Base & Meridian

Township 26 South Range 24 East, Section(s) 5,8,17,18,30,31, 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: LOOP ROAD

County: Grand

County Road Number: 00073

State Geographic Information Database (SGID) Road Identification Number: RD100002.

Total Road Length: 10.79 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
RD100002	001	FS	0.53 Miles	†(pending)
RD100002	002	PVT	0.16 Miles	(not shown)
RD100002	003	FS	8.35 Miles	†(pending)
RD100002	004	ST	1.65 Miles	(not shown)
RD100002	005	BLM	0.1 Miles	A
		Total Road Length	10.79	—————

* 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 RAYMOND M. TIBBETTS

LOOP ROAD

COUNTY ROAD NUMBER 00073

GRAND COUNTY, UTAH

State of Utah)
 : ss.
County of Grand)

RAYMOND M. TIBBETTS, 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 have lived in Grand County for 68 years. I was a Grand County Commissioner for six years.

2. I have traveled and am familiar with a road in Grand County known as Loop Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1940s, it followed the same route as in 2006 when I last observed it. Attached is a Grand County map showing Loop 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. The County also identifies this road according to the road number listed above.

3. 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 1940s and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by various means, including Grand County road equipment, ATVs, cars, trucks and jeeps.

Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and was used daily in 2006.

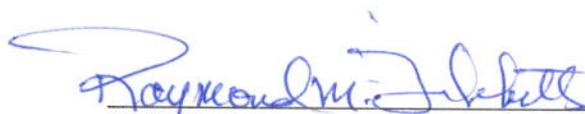
4. Throughout the time period from the early 1940s to 2006, I have used the road myself for hunting, law enforcement, real estate access, arrow head hunting and recreation.

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 farming, fishing, livestock operations, tourism, mining, prospecting for minerals, wood gathering and residential access.

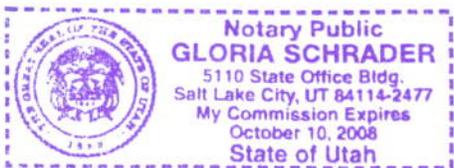
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

7. Prior to 1976, I observed maintenance equipment performing maintenance and construction activities on the road. The road is partially paved.

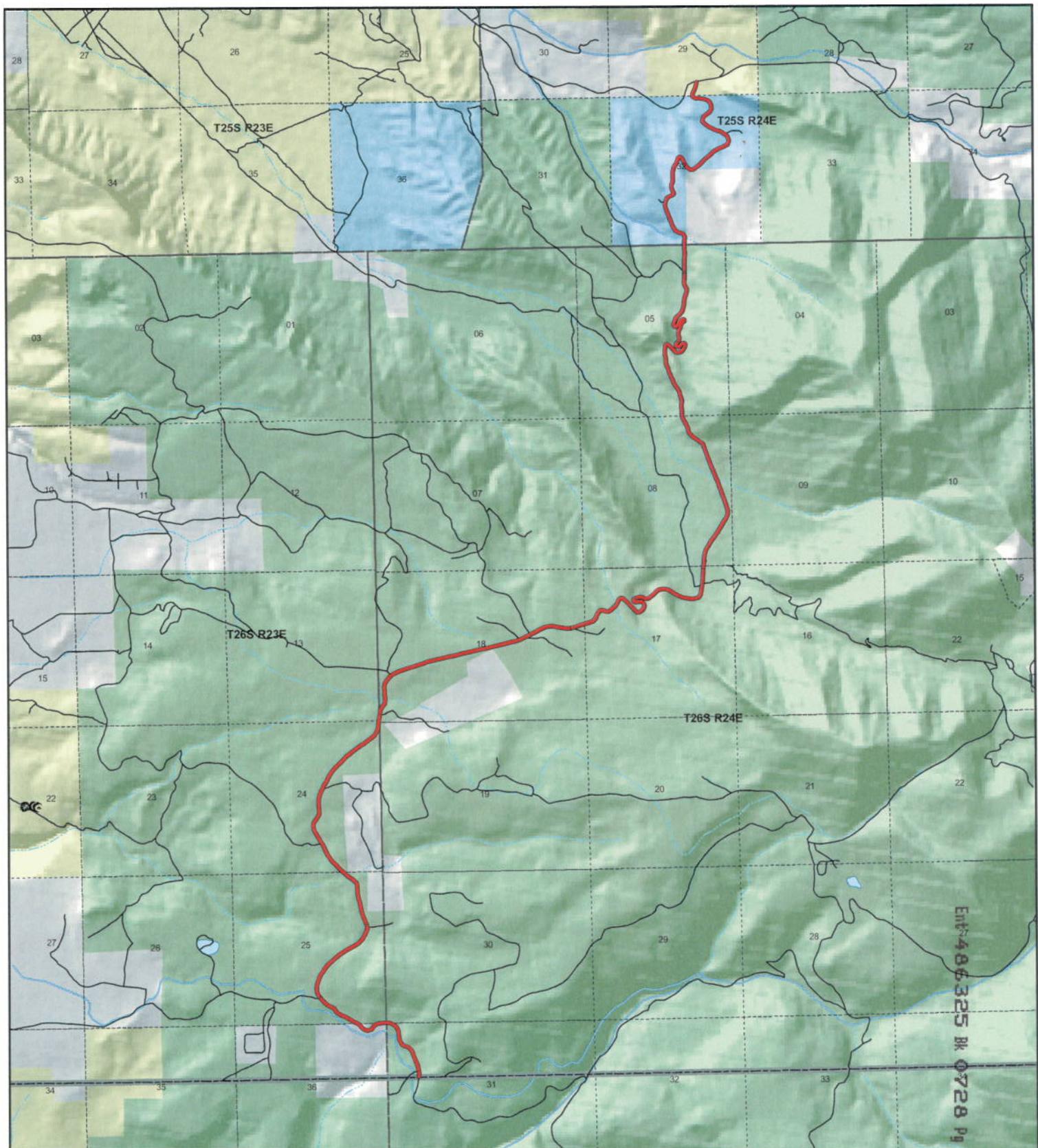
Dated this 1 day of August, 2007.


RAYMOND M. TIBBETTS

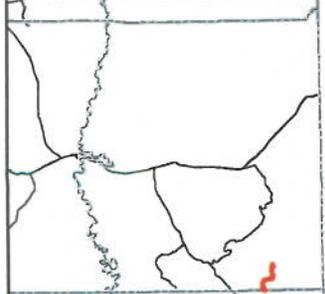
SUBSCRIBED AND SWORN to before me this 1st day of August, 2007.




NOTARY PUBLIC



ENT-486325 BK 0728 Pg 0607



**Loop Road
County Unique - 00073**

Land Ownership Categories

- BLM
- US Forest Service
- Private
- State Lands
- National Parks (NPS)
- Wilderness
- National Recreation Area
- State Parks
- State Sovereign Land
- Tribal Lands
- Military
- Wildlife Reserve

Transportation Network

- Loop Road
- State / U.S. Highway
- Local Roads

Misc

- City / Town
- ⋯ Municipalities
- ⋯ Section = 1 Mile



1:53,961
1 inch equals 0.9 miles



Map prepared by the State of Utah
AGRC
Room 5130 State Office Building
Salt Lake City, Utah 84114
Jul 25, 2007



AFFIDAVIT OF JERRY McNEELY

LOOP ROAD

GRAND COUNTY, UTAH

ROAD NUMBER 00073

State of Utah)
 : ss.
County of Grand)

JERRY McNEELY, 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 Moab, Grand County, Utah. I have lived in Grand County since 1945. My Great-Grandfather settled in the Moab Valley in the late 1800s. I have been a Grand County Council member since 2001.

2. I have traveled and am familiar with a road in Grand County known as Loop Road. I am also familiar with the land the road traverses. When I first used and observed the road in the mid 1950s it followed the same route as in 2007 when I last observed it. Attached is a Grand County map showing Loop 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. 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 mid 1950s and continuing through 2007. Throughout this time period I observed travel on the road by means of cars, pickup trucks, cattle trucks and ATVs. During this time period, the road was used daily for more than ten continuous years prior to 1976 and was so used in 2007.

5. Throughout the time period from the mid 1950s to 2007, I used the road myself for my employment with a land surveyor and with USGS, hunting and recreation.

6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph plus, livestock operations, mining, prospecting for minerals, oil and gas exploration and sightseeing.

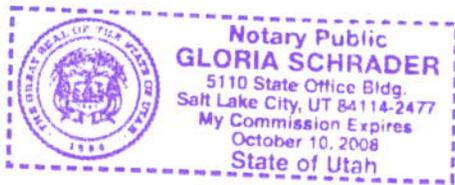
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed the graded surface of the road and other evidence of maintenance and construction activities such as berms along the side of the road. The road was paved before 1976.

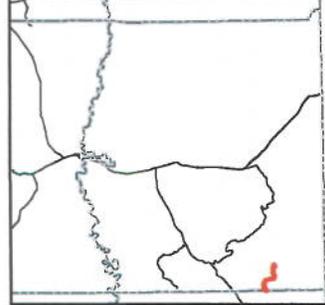
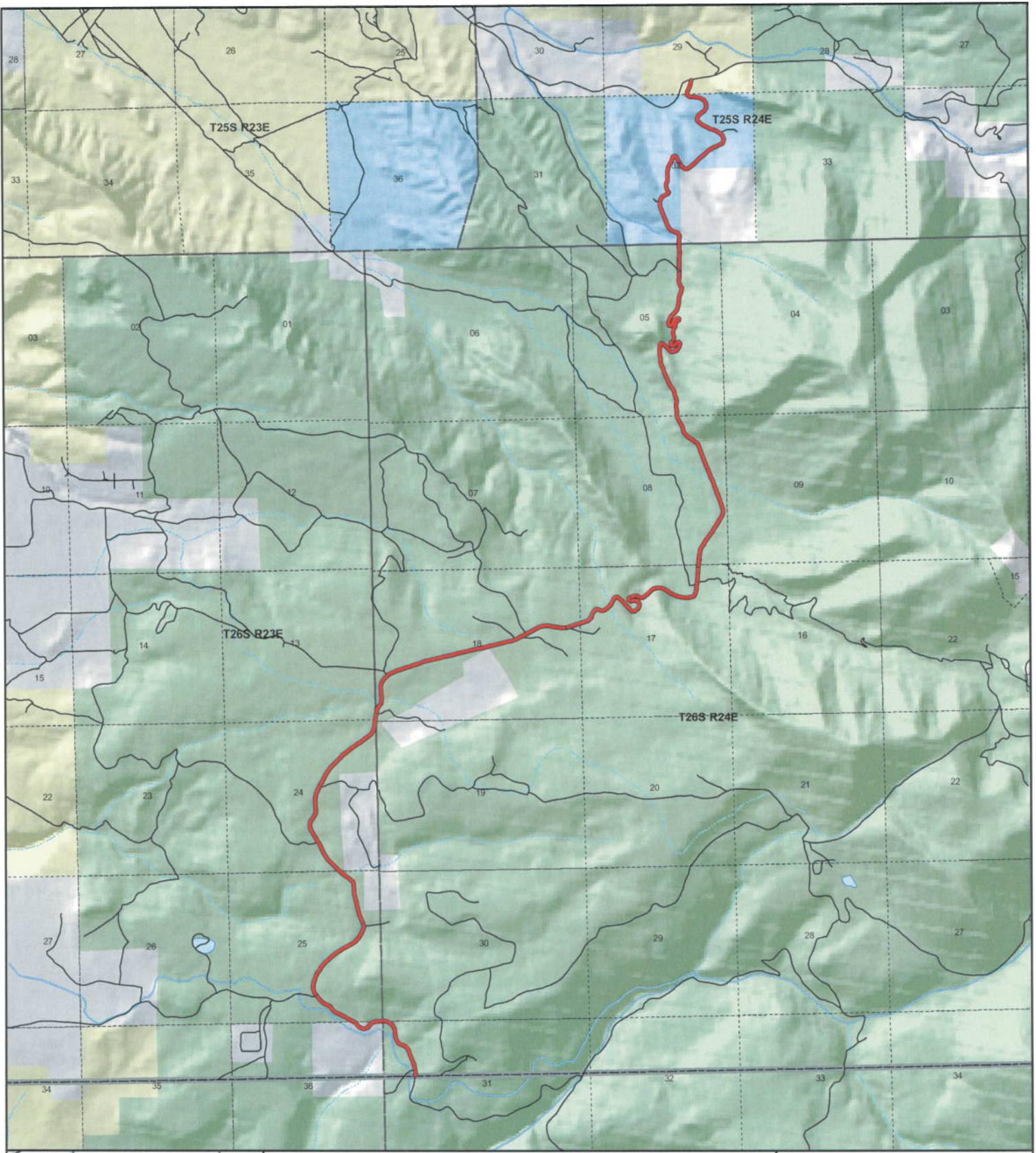
DATED this 1 day of August, 2007.


JERRY McNEELY

SUBSCRIBED AND SWORN to before me this 1st day of August, 2007.




NOTARY PUBLIC



Loop Road
County Unique - 00073486325 Bk 0728 Pg 0610

- Land Ownership Categories**
- BLM
 - US Forest Service
 - Private
 - State Lands
 - National Parks (NPS)
 - Wilderness
 - National Recreation Area
 - State Parks
 - State Sovereign Land
 - Tribal Lands
 - Military
 - Wildlife Reserve

- Transportation Network**
- Loop Road
 - State / U.S. Highway
 - Local Roads

- Misc**
- City / Town
 - Municipalities
 - Section = 1 Mile



1:53,961
 1 inch equals 0.9 miles



Map prepared by the State of Utah
 AGRC
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Jul 25, 2007



Appendix A to Attachment 4

Popular Name: LOOP ROAD

County: Grand

County Road Number: 00073

State Geographic Information Database (SGID) Road Identification Number: RD100002.

Road-Segment Number: 005

Road-Segment Length: 0.1 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 25 South Range 24 East, Section(s) 29, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (LOOP ROAD)-- 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 35 minutes 39.18 seconds North Latitude and -109 degrees 17 minutes 26.99 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,271,866.3 feet and Y = 6,664,493.6 feet; thence the following courses along the said road center line:

thence North 02 Degrees 58 Minutes 36 Seconds West 73.7 feet

thence North 22 Degrees 59 Minutes 00 Seconds East 107.2 feet

thence North 26 Degrees 25 Minutes 10 Seconds East 99.2 feet

thence North 19 Degrees 12 Minutes 22 Seconds East 87.1 feet

thence North 13 Degrees 22 Minutes 56 Seconds East 77.7 feet

thence North 09 Degrees 02 Minutes 54 Seconds East 66.5 feet

thence North 00 Degrees 07 Minutes 23 Seconds East 27.9 feet more or less to **the ending**

point at: 38 degrees 35 minutes 44.21 seconds North Latitude and -109 degrees 17 minutes 25.08 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,272,005.6 feet and Y = 6,665,006.2 feet.