

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

Ent 486359 Bk 729 Pg 431 - 443
Date: 27-MAY-2008 10:32AM
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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 RUBY RANCH WELLS ROAD; County Road Number: 00149; State Geographic Information Database (SGID) Road Identification Number: RD100047. Total road length is 1.92 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

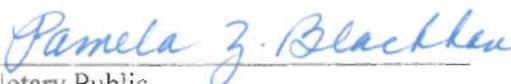
CERTIFICATION

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.





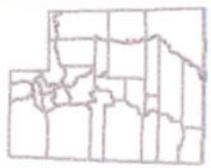
Notary Public

Ent 486359 Bk 0729 Pg 0432





1:15,824
1 inch equals 0.2 miles



Ruby Ranch Wells Road - Grund County
SGID RD_ID RD100047

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
- DCD, Military
- State Sovereign Land
- National Recreation Area
- USFWS, Natl. Wildlife Refuge
- NPS, National Park

Transportation Network

- Ruby Ranch Wells Road
- Other Roads
- Title V, Mineral Co. Units
- Cooperated By BLM
- Co. County
- Photo Event Point

Section = 1 Mile

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
Apr 16, 2008



Attachment 2



EP100047002



EP100047003



EP100047004



EP100047005

EP000000000

Ent 486359 Bk 0729 Pg 0434

EP000000000

Ruby Ranch Wells Road - Grand County
SGID RD_ID RD100047

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: RUBY RANCH WELLS ROAD

County: Grand

County Road Number: 00149

State Geographic Information Database (SGID) Road Identification Number: RD100047.

Total Road Length: 1.92 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 48 minutes 28.83 seconds North Latitude and -110 degrees 03 minutes 06.56 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,053,114.3 feet and Y = 6,737,907.8 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 48 minutes 41.18 seconds North Latitude and -110 degrees 03 minutes 02.26 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,053,434.7 feet and Y = 6,739,161.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 23 South Range 17 East, Section(s) 16,17, Salt Lake Base & Meridian
See Attachment 1 above for a cartographic depiction of the course of this road.

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**Attachment 4
Road Centerline Description Cover Page(s)**

Popular Name: RUBY RANCH WELLS ROAD

County: Grand

County Road Number: 00149

State Geographic Information Database (SGID) Road Identification Number: RD100047.

Total Road Length: 1.92 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
RD100047	001	ST	0.48 Miles	(not shown)
RD100047	002	BLM	0.79 Miles	A
RD100047	003	ST	0.35 Miles	(not shown)
RD100047	004	PVT	0.31 Miles	(not shown)
		Total Road Length	1.92	_____

* 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.

Ent 486359 Bk 0729 Pg 0436

Attachment 5

AFFIDAVIT OF RAYMOND M. TIBBETTS

RUBY RANCH WELLS ROAD

COUNTY ROAD NUMBER 00149

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. I was a Grand County Deputy Sheriff from 1954 to 1956.

2. I have traveled and am familiar with a road in Grand County known as Ruby Ranch Wells 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 Ruby Ranch Wells 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 mid 1950s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by

various means, including Grand County road equipment, cars, ATVs, 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 2007.

4. Throughout the time period from the mid 1950s to 2007, I have used the road myself for hunting, law enforcement, 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 livestock operations, tourism, oil and gas exploration, rock hounding, prospecting for minerals, biking and traveling in and through the area.

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 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

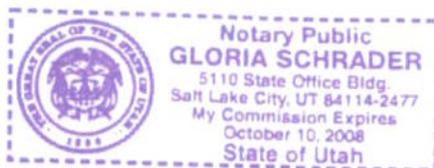
7. Prior to 1976, I observed maintenance equipment performing maintenance and construction activities on the road.

Dated this 1 day of August, 2007.

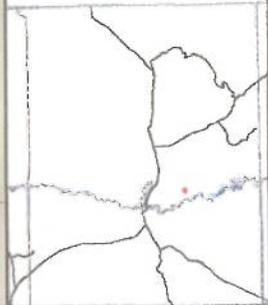


RAYMOND M. TIBBETTS

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



NOTARY PUBLIC



Ruby Ranch Wells County Unique - 00149

- Land Ownership Categories**
 - BLA: State Sovereign Land
 - SITLA: State Trust Land
 - USFS: National Forest
 - National Park (NPS)
 - Private
- Misc**
 - Wildlife Reserve
 - Military
 - Wilderness
 - State Park
 - Trical Lands
- City / Town**
 - Municipalities
 - Section = 1 Mile
- Transportation Network**
 - Ruby Ranch Wells
 - State / U.S. Highway
 - Local Roads



1:15,096
1 inch equals 0.2 miles



Map prepared by the State of Arizona
Arizona Department of Transportation
AGRIC
1000 North Central Expressway
Phoenix, Arizona 85004
2014

AFFIDAVIT OF NEAL SWISHER
RUBY RANCH WELLS ROAD
GRAND COUNTY, UTAH
ROAD NUMBER 00149

State of Utah)
 : ss.
County of Grand)

NEAL SWISHER, 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 1960. I worked in the oil fields of Grand County until I retired in the early 1990s.

2. I have traveled and am familiar with a road in Grand County known as Ruby Ranch Wells Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960s it followed the same route as in 2007 when I last observed it. Attached is a Grand County map showing Ruby Ranch Wells 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 early 1960s and continuing through 2007. Throughout this time period I observed travel on the road by means of cars, jeeps, mountain bikes, pickup 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 early 1960s to 2007, I used the road myself for my employment in the oil fields, rock hounding 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, oil and gas exploration and development 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 1960s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

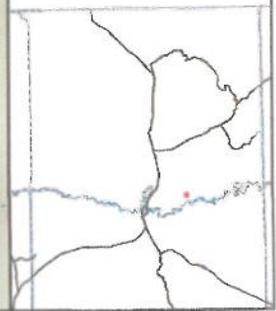
DATED this 1 day of August, 2007.


NEAL SWISHER

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




NOTARY PUBLIC



Ruby Ranch Wells County Unique - 00149

- Land Ownership Categories**
 - B.L.V.
 - State Sovereign Land
 - State Trust Land
 - S.T.L.A. State Trust Land
 - USFS, National Forest
 - National Park (NPS)
 - Private
- Misc**
 - Wildlife Reserves
 - Military
 - Wilderness
 - State Park
 - Tribal Lands
- City / Town**
- Municipalities**
- Section = 1 Mile**

- Transportation Network**
 - Ruby Ranch Wells
 - State / U.S. Highway
 - Local Roads



1:15,000
1 inch equals 0.2 miles



Map prepared by the State of Colorado
Department of Transportation, Division of Geomatics
By the State of Colorado, Bureau of Geomatics
2011 Edition, File 00149
AUG 24, 2011



Appendix A to Attachment 4

Popular Name: RUBY RANCH WELLS ROAD

County: Grand

County Road Number: 00149

State Geographic Information Database (SGID) Road Identification Number: RD100047.

Road-Segment Number: 002

Road-Segment Length: 0.79 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 23 South Range 17 East, Section(s) 17, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (RUBY RANCH WELLS 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 48 minutes 22.27 seconds North Latitude and -110 degrees 03 minutes 35.96 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,050,797.9 feet and Y = 6,737,205.9 feet; thence the following courses along the said road center line:

thence South 86 Degrees 50 Minutes 44 Seconds West 22.7 feet
thence South 86 Degrees 51 Minutes 01 Seconds West 93.5 feet
thence North 84 Degrees 18 Minutes 09 Seconds West 171.8 feet
thence North 63 Degrees 56 Minutes 16 Seconds West 188.3 feet
thence North 59 Degrees 54 Minutes 40 Seconds West 197.7 feet
thence North 49 Degrees 05 Minutes 51 Seconds West 174.3 feet
thence North 28 Degrees 59 Minutes 38 Seconds West 175.8 feet
thence North 55 Degrees 11 Minutes 09 Seconds West 156.8 feet
thence North 54 Degrees 18 Minutes 42 Seconds West 47.4 feet
thence North 55 Degrees 04 Minutes 12 Seconds West 99.5 feet
thence North 48 Degrees 34 Minutes 22 Seconds West 2.5 feet

thence North 45 Degrees 28 Minutes 47 Seconds West 172.2 feet
 thence North 66 Degrees 25 Minutes 44 Seconds West 170.1 feet
 thence North 40 Degrees 31 Minutes 00 Seconds West 150.4 feet
 thence North 12 Degrees 06 Minutes 30 Seconds East 107.6 feet
 thence North 10 Degrees 25 Minutes 29 Seconds East 3.3 feet
 thence North 59 Degrees 17 Minutes 15 Seconds East 165.5 feet
 thence North 56 Degrees 21 Minutes 22 Seconds East 206.2 feet
 thence North 56 Degrees 10 Minutes 32 Seconds East 199.3 feet
 thence North 51 Degrees 45 Minutes 32 Seconds East 165.6 feet
 thence North 13 Degrees 42 Minutes 10 Seconds East 148.9 feet
 thence North 05 Degrees 35 Minutes 00 Seconds East 145.2 feet
 thence North 12 Degrees 02 Minutes 01 Seconds East 136.1 feet
 thence North 17 Degrees 23 Minutes 06 Seconds East 136.1 feet
 thence North 15 Degrees 23 Minutes 55 Seconds East 141.5 feet
 thence North 32 Degrees 41 Minutes 26 Seconds East 97.9 feet
 thence North 32 Degrees 09 Minutes 50 Seconds East 38.9 feet
 thence North 36 Degrees 45 Minutes 46 Seconds East 43.2 feet
 thence North 35 Degrees 18 Minutes 34 Seconds East 68.7 feet
 thence North 39 Degrees 51 Minutes 52 Seconds East 8.6 feet
 thence North 42 Degrees 48 Minutes 40 Seconds East 130.4 feet
 thence North 62 Degrees 25 Minutes 35 Seconds East 147 feet
 thence North 88 Degrees 19 Minutes 28 Seconds East 140.1 feet
 thence North 71 Degrees 38 Minutes 42 Seconds East 118 feet more or less to **the ending**

point at: 38 degrees 48 minutes 47.64 seconds North Latitude and -110 degrees 03 minutes 36.28 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,050,731.1 feet and Y = 6,739,771.7 feet.