

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

Ent 486400 Bk 730 Pg 364 - 376
Date: 27-MAY-2008 12:07PM
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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 PREACHER CANYON ROAD; County Road Number: 00202; State Geographic Information Database (SGID) Road Identification Number: RD100092. Total road length is 2.55 miles more or less.

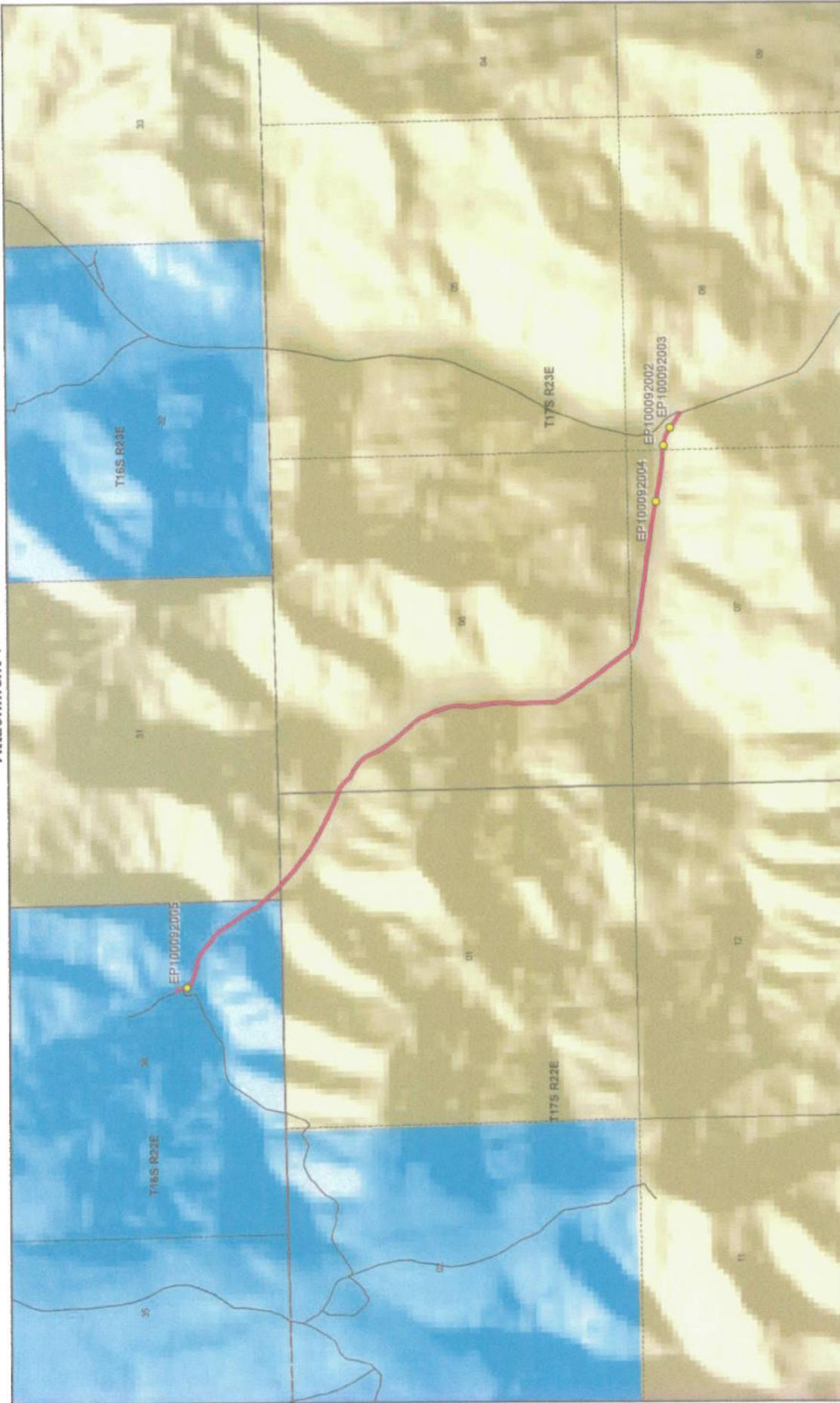
The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) 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



Preacher Canyon Road - Grand County
SGID RD_ID RD100092

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- Tribal, Indian Reservation
- NFS, National Park

Transportation Network

- Preacher Canyon Road
- Other Roads
- Title V - Issued Or Under Consideration By BLM
- Photo Event Point

Map prepared by the State of Utah
Agriculture Research Center
Room 6730, State Office Building
Salt Lake City, Utah 84114
April 29, 2008

1:25,193
1 inch equals 0.4 miles

Section = 1 Mile

Page 1 of 1

Attachment 1

SGID Road Identification Number RD_ID: RD100092

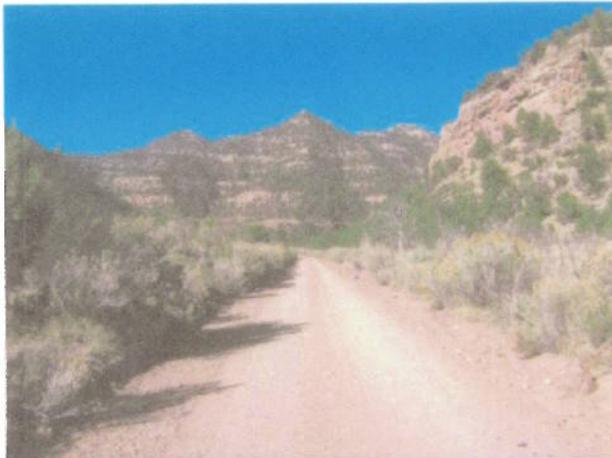
Attachment 2



EP100092002



EP100092003



EP100092004



EP100092005

EP000000000

EP000000000

Ent 486400 Bk 0730 Pg 0367

Preacher Canyon Road - Grand County
SGID RD_ID RD100092

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: PREACHER CANYON ROAD

County: Grand

County Road Number: 00202

State Geographic Information Database (SGID) Road Identification Number: RD100092.

Total Road Length: 2.55 miles more or less.

Beginning at a point on the road centerline located at 39 degrees 22 minutes 10.88 seconds North Latitude and -109 degrees 26 minutes 10.35 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,223,804.0 feet and Y = 6,945,874.9 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 39 degrees 20 minutes 50.57 seconds North Latitude and -109 degrees 24 minutes 16.65 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,232,920.6 feet and Y = 6,937,959.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 16 South Range 22 East, Section(s) 36, Salt Lake Base & Meridian
Township 16 South Range 23 East, Section(s) 31, Salt Lake Base & Meridian
Township 17 South Range 22 East, Section(s) 1, Salt Lake Base & Meridian
Township 17 South Range 23 East, Section(s) 6,7,8, Salt Lake Base & Meridian
See Attachment 1 above for a cartographic depiction of the course of this road.

Ent 486400 Bk 0730 Pg 0368

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

Popular Name: PREACHER CANYON ROAD

County: Grand

County Road Number: 00202

State Geographic Information Database (SGID) Road Identification Number: RD100092.

Total Road Length: 2.55 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
RD100092	001	ST	0.4 Miles	(not shown)
RD100092	002	BLM	2.15 Miles	A
		Total Road Length	2.55	_____

* 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

Ent 486400 Bk 0730 Pg 0370

AFFIDAVIT OF JIM TOMLINSON
PREACHER CANYON ROAD
COUNTY ROAD NUMBER 00202
GRAND COUNTY, UTAH

State of Colorado)
 : ss.
County of Mesa)

JIM TOMLINSON, 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 Mesa County, Colorado for 69 years.

2. I have traveled and am familiar with a road in Grand County known as Preacher Canyon 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 Preacher Canyon 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 1960s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including cars, semis, maintenance vehicles, ATVs, trucks and jeeps. Throughout this time period, the road has been used monthly, weather permitting, for more than ten continuous years prior to 1976, and was so used in 2007.

4. Throughout the time period from the early 1960s to 2007, I have used the road myself for livestock operations 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 oil and gas exploration, hunting, wood gathering,

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 1960s 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 7 day of September, 2007.

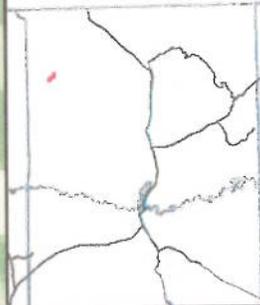
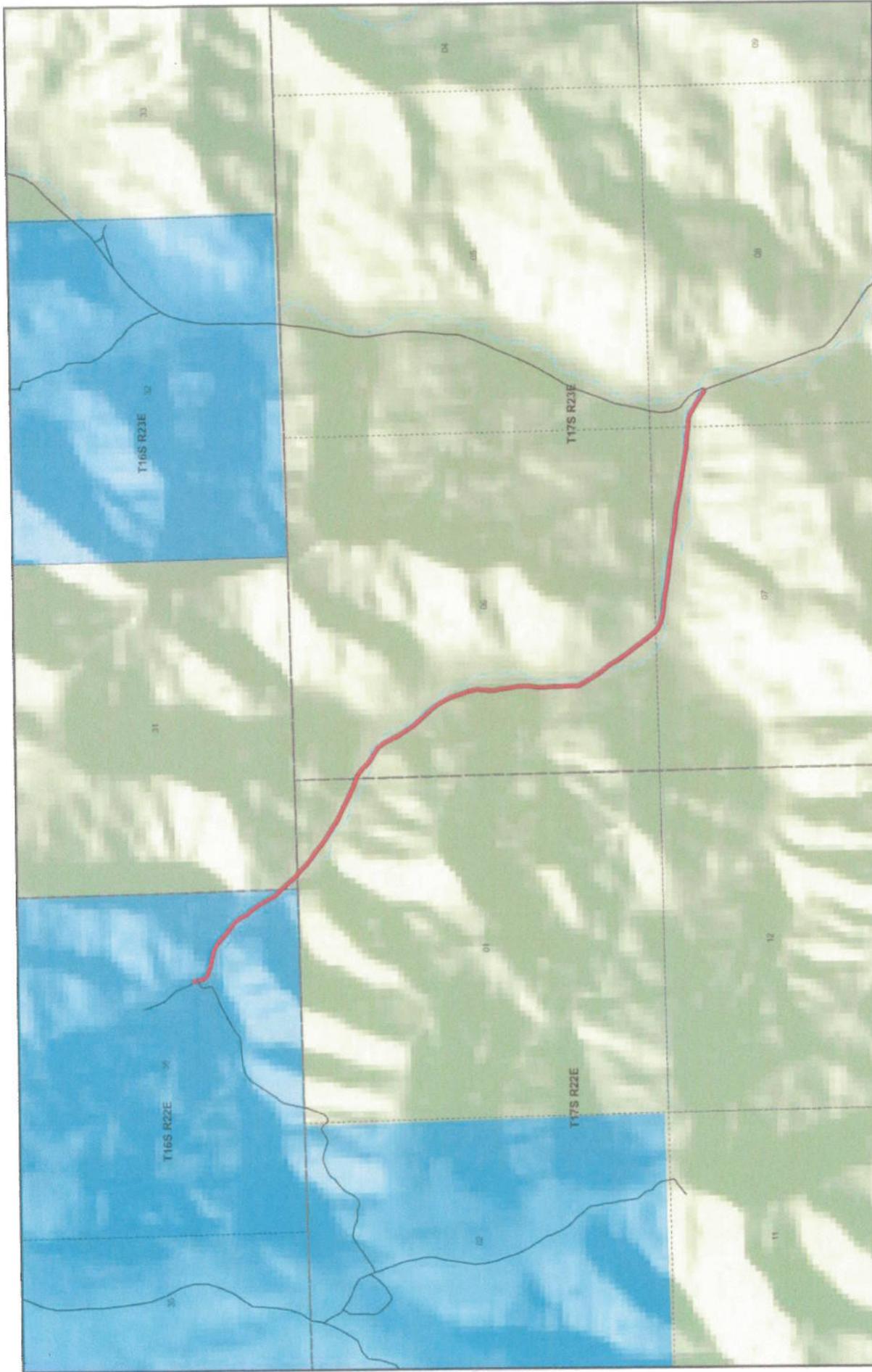
Jim Tomlinson
JIM TOMLINSON

SUBSCRIBED AND SWORN to before me this 7th day of September, 2007.

Nettie J. Reed
NOTARY PUBLIC



My Commission Expires 1/27/2011



Preacher Canyon County Unique - 00202

- Land Ownership Categories**
 - BLM
 - State Sovereign Land
 - STLA, State Trust Land
 - USFS, National Forest
 - National Park (NPS)
 - Private
- Misc**
 - Wildlife Reserve
 - Military
 - Wilderness
 - State Park
 - Tribal Lands
- City / Town**
 - Municipalities
 - Section = 1 Mile
- Transportation Network**
 - Preacher Canyon
 - State / U.S. Highway
 - Local Roads



1:24,022

1 inch equals 0.4 miles



Arizona Department of Transportation
 600 North Central Expressway
 Phoenix, Arizona 85004
 602.964.1111
 03/25/2017



AFFIDAVIT OF JAMES D. NYLAND, SR.

PREACHER CANYON ROAD

COUNTY ROAD NUMBER 00202

GRAND COUNTY, UTAH

State of Utah)
 : ss.
County of Grand)

JAMES D. NYLAND, SR. 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 50 years. I have been the Grand County Sheriff since 1978.

2. I have traveled and am familiar with a road in Grand County known as Preacher Canyon 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 2006 when I last observed it. Attached is a Grand County map showing Preacher Canyon 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 1960s and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by various means, including 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 2006.

4. Throughout the time period from the early 1960s to 2006, I have used the road myself for hunting, law enforcement, livestock operations, traveling in and through the area 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 oil and gas exploration, wood gathering, rock hounding and uranium prospecting.

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.

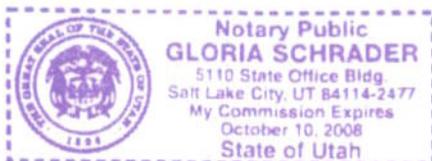
7. Prior to 1976, I observed graders performing maintenance and construction activities on the road. I personally performed maintenance on the road.

Dated this 02 day of August, 2007.



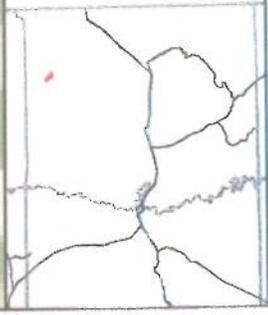
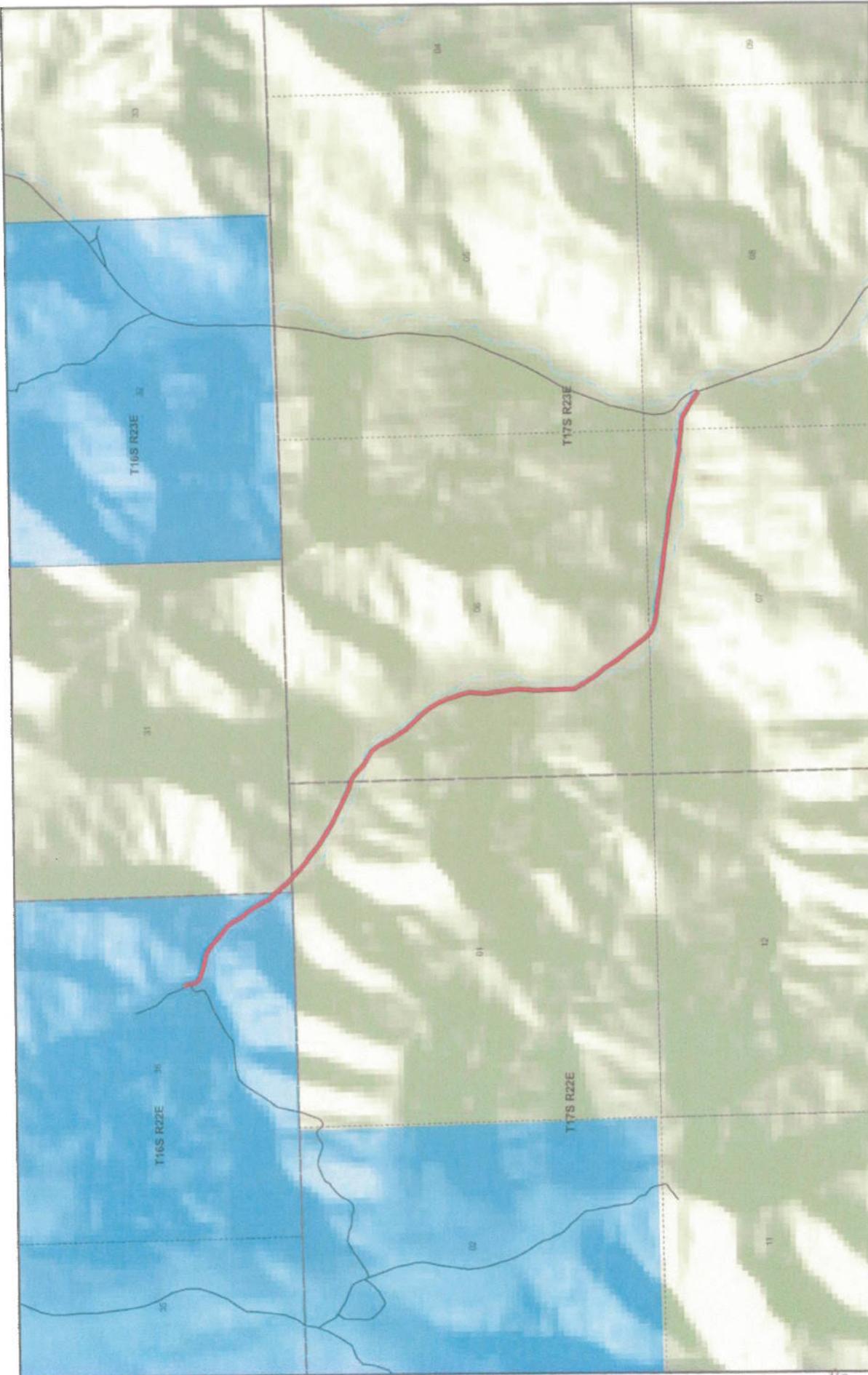
JAMES D. NYLAND, SR.

SUBSCRIBED AND SWORN to before me this 02nd day of August, 2007.





NOTARY PUBLIC



**Preacher Canyon
County Unique - 00202**

- Land Ownership Categories**
 - BLM
 - State Sovereign Land
 - State Trust Land
 - SITLA State Trust Land
 - USFS National Forest
 - National Park (NPS)
 - Private
- Wetland Reserve**
- Military**
- Wadsworth**
- State Park**
- Tribal Lands**
- Misc**
 - City / Town
 - Municipalities
 - Section = 1 Mile
- Transportation Network**
 - Preacher Canyon
 - State / U.S. Highway
 - Local Roads



1:24,022
1 inch equals 0.4 miles



Prepared by: State Office of Water
Administration
Division of Water Management
Bismarck, ND
2014



Appendix A to Attachment 4

Popular Name: PREACHER CANYON ROAD

County: Grand

County Road Number: 00202

State Geographic Information Database (SGID) Road Identification Number: RD100092.

Road-Segment Number: 002

Road-Segment Length: 2.15 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 16 South Range 23 East, Section(s) 31, Salt Lake Base & Meridian

Township 17 South Range 22 East, Section(s) 1, Salt Lake Base & Meridian

Township 17 South Range 23 East, Section(s) 6,7,8, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (PREACHER CANYON 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 39 degrees 21 minutes 56.82 seconds North Latitude and -109 degrees 25 minutes 52.55 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,225,234.5 feet and Y = 6,944,485.2 feet; thence the following courses along the said road center line:

thence South 44 Degrees 22 Minutes 59 Seconds East 5.6 feet
thence South 44 Degrees 21 Minutes 00 Seconds East 85.5 feet
thence South 38 Degrees 47 Minutes 01 Seconds East 106.8 feet
thence South 44 Degrees 39 Minutes 13 Seconds East 110.1 feet
thence South 49 Degrees 29 Minutes 54 Seconds East 35.4 feet
thence South 49 Degrees 29 Minutes 52 Seconds East 72.5 feet
thence South 46 Degrees 23 Minutes 49 Seconds East 115.9 feet
thence South 49 Degrees 18 Minutes 07 Seconds East 130 feet
thence South 55 Degrees 17 Minutes 30 Seconds East 140 feet

thence South 52 Degrees 14 Minutes 27 Seconds East 141 feet
 thence South 56 Degrees 12 Minutes 58 Seconds East 155 feet
 thence South 58 Degrees 22 Minutes 11 Seconds East 155 feet
 thence South 59 Degrees 15 Minutes 03 Seconds East 139.8 feet
 thence South 64 Degrees 24 Minutes 30 Seconds East 146.4 feet
 thence South 62 Degrees 51 Minutes 56 Seconds East 145.8 feet
 thence South 65 Degrees 13 Minutes 33 Seconds East 150.8 feet
 thence South 67 Degrees 29 Minutes 51 Seconds East 156.4 feet
 thence South 70 Degrees 14 Minutes 26 Seconds East 89.1 feet
 thence South 70 Degrees 13 Minutes 31 Seconds East 54.1 feet
 thence South 52 Degrees 40 Minutes 40 Seconds East 123.5 feet
 thence South 43 Degrees 55 Minutes 56 Seconds East 124.6 feet
 thence South 59 Degrees 24 Minutes 46 Seconds East 124.5 feet
 thence South 57 Degrees 48 Minutes 23 Seconds East 140.4 feet
 thence South 41 Degrees 34 Minutes 45 Seconds East 128.7 feet
 thence South 26 Degrees 11 Minutes 08 Seconds East 118.5 feet
 thence South 27 Degrees 13 Minutes 01 Seconds East 130.6 feet
 thence South 31 Degrees 33 Minutes 26 Seconds East 128.5 feet
 thence South 35 Degrees 16 Minutes 51 Seconds East 112.1 feet
 thence South 36 Degrees 43 Minutes 32 Seconds East 99.9 feet
 thence South 42 Degrees 59 Minutes 34 Seconds East 113.8 feet
 thence South 43 Degrees 47 Minutes 24 Seconds East 124.3 feet
 thence South 40 Degrees 52 Minutes 30 Seconds East 123.1 feet
 thence South 34 Degrees 02 Minutes 17 Seconds East 116.4 feet
 thence South 27 Degrees 50 Minutes 59 Seconds East 111 feet
 thence South 23 Degrees 27 Minutes 09 Seconds East 107 feet
 thence South 19 Degrees 09 Minutes 01 Seconds East 126.5 feet
 thence South 19 Degrees 04 Minutes 05 Seconds East 133.4 feet
 thence South 11 Degrees 41 Minutes 01 Seconds East 127.2 feet
 thence South 05 Degrees 50 Minutes 31 Seconds West 133.7 feet
 thence South 01 Degrees 14 Minutes 20 Seconds West 119.8 feet
 thence South 09 Degrees 28 Minutes 54 Seconds East 121.3 feet
 thence South 08 Degrees 02 Minutes 07 Seconds East 140.7 feet
 thence South 08 Degrees 27 Minutes 45 Seconds East 126 feet
 thence South 05 Degrees 09 Minutes 38 Seconds East 116.9 feet
 thence South 03 Degrees 32 Minutes 53 Seconds West 97 feet
 thence South 09 Degrees 47 Minutes 07 Seconds West 105 feet
 thence South 00 Degrees 10 Minutes 11 Seconds West 116.5 feet
 thence South 05 Degrees 39 Minutes 04 Seconds East 110.4 feet
 thence South 00 Degrees 42 Minutes 44 Seconds East 123 feet
 thence South 02 Degrees 50 Minutes 01 Seconds East 141.2 feet
 thence South 00 Degrees 29 Minutes 45 Seconds East 136.2 feet
 thence South 30 Degrees 02 Minutes 41 Seconds East 130.3 feet
 thence South 30 Degrees 59 Minutes 49 Seconds East 141.1 feet
 thence South 33 Degrees 52 Minutes 57 Seconds East 147.6 feet
 thence South 39 Degrees 18 Minutes 35 Seconds East 156.2 feet
 thence South 32 Degrees 58 Minutes 38 Seconds East 171.5 feet
 thence South 36 Degrees 26 Minutes 10 Seconds East 160.4 feet
 thence South 37 Degrees 31 Minutes 25 Seconds East 144.2 feet

thence South 37 Degrees 04 Minutes 14 Seconds East 139.2 feet
 thence South 37 Degrees 49 Minutes 38 Seconds East 119.9 feet
 thence South 38 Degrees 10 Minutes 48 Seconds East 85.2 feet
 thence South 45 Degrees 36 Minutes 44 Seconds East 61.3 feet
 thence South 45 Degrees 34 Minutes 49 Seconds East 31.9 feet
 thence South 65 Degrees 30 Minutes 04 Seconds East 121.1 feet
 thence South 78 Degrees 36 Minutes 26 Seconds East 161.5 feet
 thence South 83 Degrees 14 Minutes 50 Seconds East 173 feet
 thence South 81 Degrees 48 Minutes 35 Seconds East 166.1 feet
 thence South 81 Degrees 01 Minutes 52 Seconds East 142.1 feet
 thence South 82 Degrees 07 Minutes 45 Seconds East 161 feet
 thence South 83 Degrees 43 Minutes 28 Seconds East 171.1 feet
 thence South 83 Degrees 35 Minutes 44 Seconds East 167.9 feet
 thence South 82 Degrees 15 Minutes 03 Seconds East 163.4 feet
 thence South 79 Degrees 19 Minutes 55 Seconds East 163.4 feet
 thence South 86 Degrees 15 Minutes 56 Seconds East 162 feet
 thence South 82 Degrees 16 Minutes 18 Seconds East 163.8 feet
 thence South 79 Degrees 40 Minutes 32 Seconds East 150.8 feet
 thence South 79 Degrees 26 Minutes 58 Seconds East 156.4 feet
 thence South 80 Degrees 49 Minutes 33 Seconds East 139.1 feet
 thence South 79 Degrees 38 Minutes 44 Seconds East 132.7 feet
 thence South 81 Degrees 27 Minutes 14 Seconds East 138.2 feet
 thence South 80 Degrees 48 Minutes 29 Seconds East 128.9 feet
 thence South 79 Degrees 27 Minutes 18 Seconds East 69.6 feet
 thence South 86 Degrees 24 Minutes 05 Seconds East 47.9 feet
 thence South 86 Degrees 13 Minutes 47 Seconds East 114.7 feet
 thence South 83 Degrees 36 Minutes 40 Seconds East 140.2 feet
 thence South 84 Degrees 01 Minutes 33 Seconds East 23.3 feet
 thence South 83 Degrees 58 Minutes 39 Seconds East 65.8 feet
 thence South 85 Degrees 34 Minutes 00 Seconds East 39.5 feet
 thence South 77 Degrees 23 Minutes 58 Seconds East 95.3 feet
 thence South 60 Degrees 10 Minutes 34 Seconds East 98 feet
 thence South 59 Degrees 11 Minutes 59 Seconds East 88.9 feet
 thence South 58 Degrees 03 Minutes 35 Seconds East 101.4 feet
 thence South 58 Degrees 08 Minutes 58 Seconds East 107.8 feet
 thence South 51 Degrees 06 Minutes 17 Seconds East 51.9 feet more or less to **the ending**

point at: 39 degrees 20 minutes 50.57 seconds North Latitude and -109 degrees 24 minutes 16.65 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,232,920.6 feet and Y = 6,937,959.0 feet.