

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

Ent 486415 Bk 730 Pg 560-572
Date: 27-MAY-2008 1:17PM
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 CRESCENT EAGLE ROAD; County Road Number: 00220; State Geographic Information Database (SGID) Road Identification Number: RD100109. Total road length is 1.26 miles more or less.

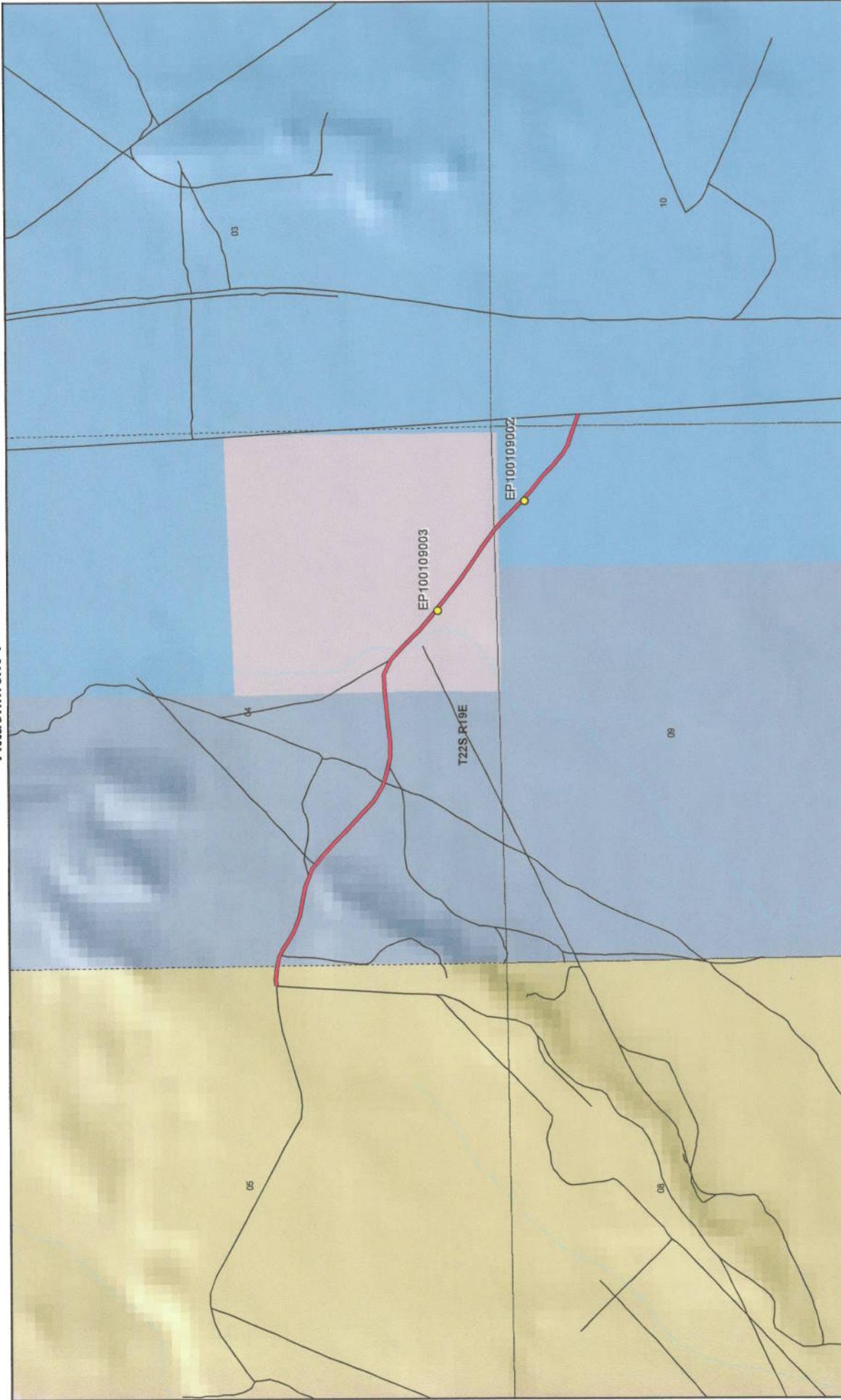
The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a)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



Crescent Eagle Road - Grand County
SGID RD_ID RD100109

Land Ownership Categories

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

Transportation Network

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

Map prepared by the State of Utah
Automated Geographic Information Center
P.O. Box 146000, Salt Lake City, Utah 84114
Apr 16, 2008

1:15,716
1 inch equals 0.2 miles

Page 1 of 1

Attachment 1

SGID Road Identification Number RD_ID: RD100109

Attachment 2



EP100109002



EP100109003

EP000000000

EP000000000

EP000000000

EP000000000

Ent 486415 Bk 0730 Pg 0563

Crescent Eagle Road - Grand County
SGID RD_ID RD100109

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: CRESCENT EAGLE ROAD

County: Grand

County Road Number: 00220

State Geographic Information Database (SGID) Road Identification Number: RD100109.

Total Road Length: 1.26 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 55 minutes 32.92 seconds North Latitude and -109 degrees 50 minutes 04.39 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,114,225.9 feet and Y = 6,781,885.1 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 55 minutes 2.5 seconds North Latitude and -109 degrees 48 minutes 053.8 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,119,861.2 feet and Y = 6,778,911.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 22 South Range 19 East, Section(s) 4,5,9,10, 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: CRESCENT EAGLE ROAD

County: Grand

County Road Number: 00220

State Geographic Information Database (SGID) Road Identification Number: RD100109.

Total Road Length: 1.26 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
RD100109	001	BLM	0.04 Miles	A
RD100109	002	ST	0.58 Miles	(not shown)
RD100109	003	PVT	0.38 Miles	(not shown)
RD100109	004	ST	0.26 Miles	(not shown)
		Total Road Length	1.26	_____

* 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 NEAL SWISHER

CRESCENT EAGLE ROAD

GRAND COUNTY, UTAH

ROAD NUMBER 00220

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 Crescent Eagle 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 Crescent Eagle 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, 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 oil field work, 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.

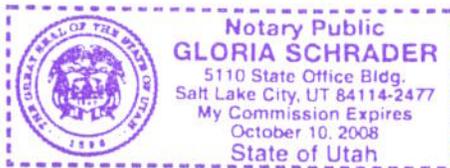
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1940s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

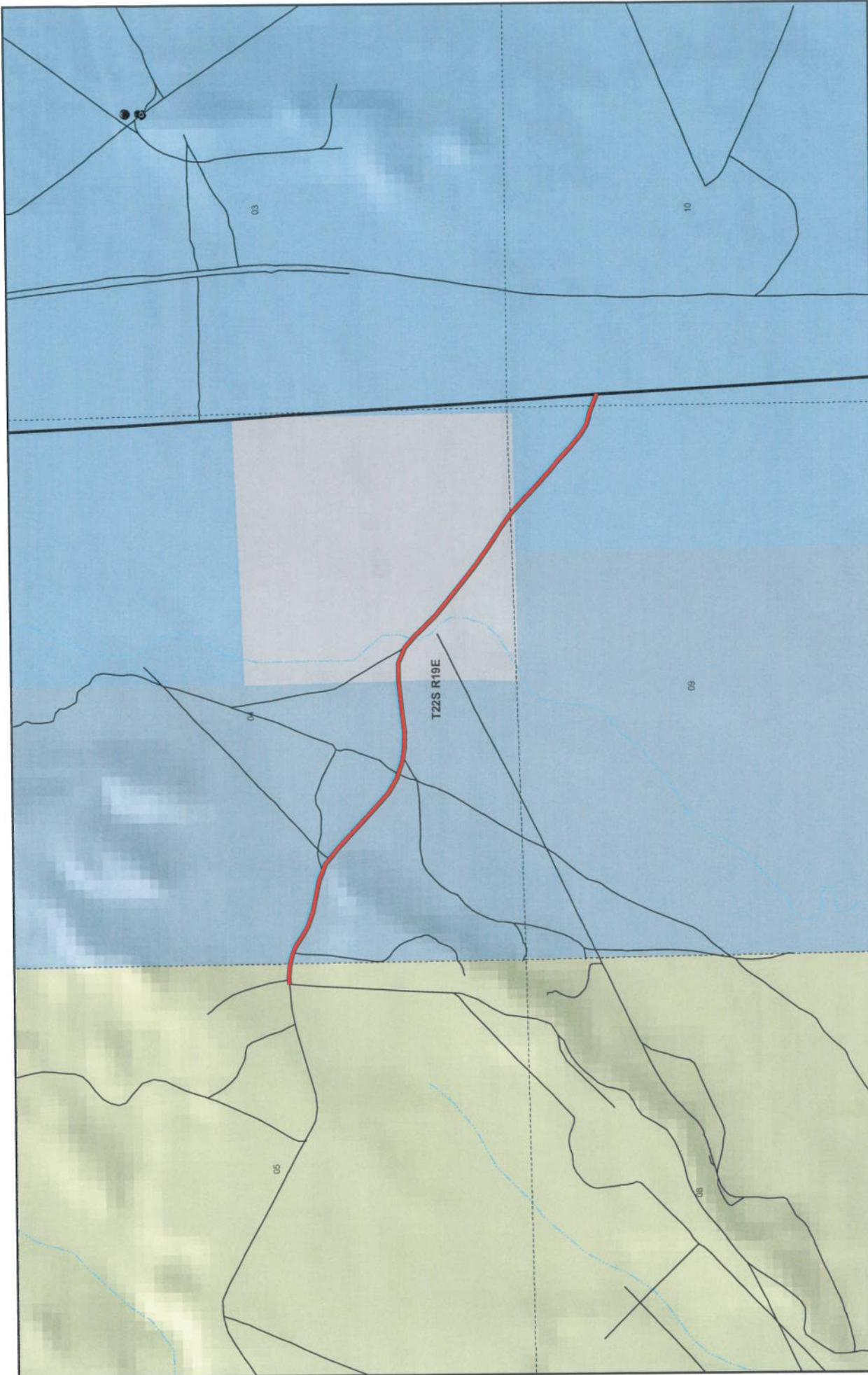
DATED this 2 day of August, 2007.


NEAL SWISHER

SUBSCRIBED AND SWORN to before me this 2nd day of August, 2007.




NOTARY PUBLIC

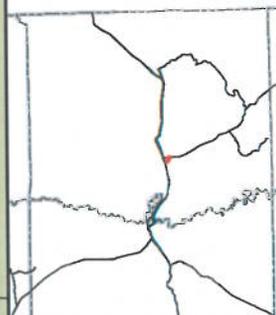


1:14,997
1 inch equals 0.2 miles

Map prepared by the State of Utah
Advanced Geographic Reference Center
Room 5130, State Center Building
Salt Lake City, Utah 84114
July 24, 2007

Crescent Eagle County Unique - 00220

Land Ownership Categories BLM State Sovereign Land SITLA, State Trust Land USFS, National Forest National Park (NPS) Private	Misc Wildlife Reserve Military Wilderness State Park Tribal Lands	Transportation Network Crescent Eagle State / U.S. Highway Local Roads
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AFFIDAVIT OF JERRY McNEELY

CRESCENT EAGLE ROAD

GRAND COUNTY, UTAH

ROAD NUMBER 00220

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 Crescent Eagle 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 Crescent Eagle 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 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.

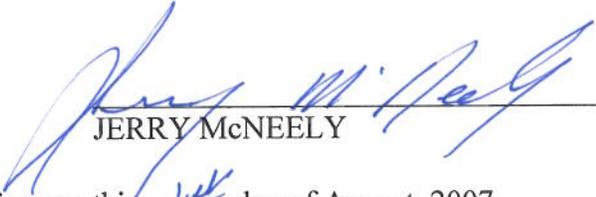
5. Throughout the time period from the early 1960s to 2007, I used the road myself for my employment with a land surveyor, hunting and recreation.

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, wood gathering, prospecting for minerals, rock hounding, mining, 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 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

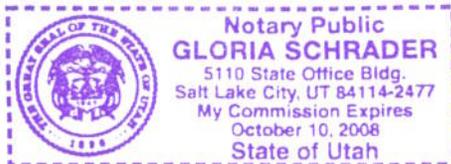
8. Prior to 1976, I observed the graded surface of the road and other evidence of maintenance and construction activities such as berms along the side of the road.

DATED this 1 day of August, 2007.



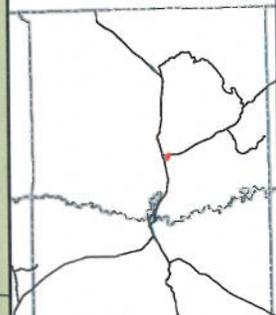
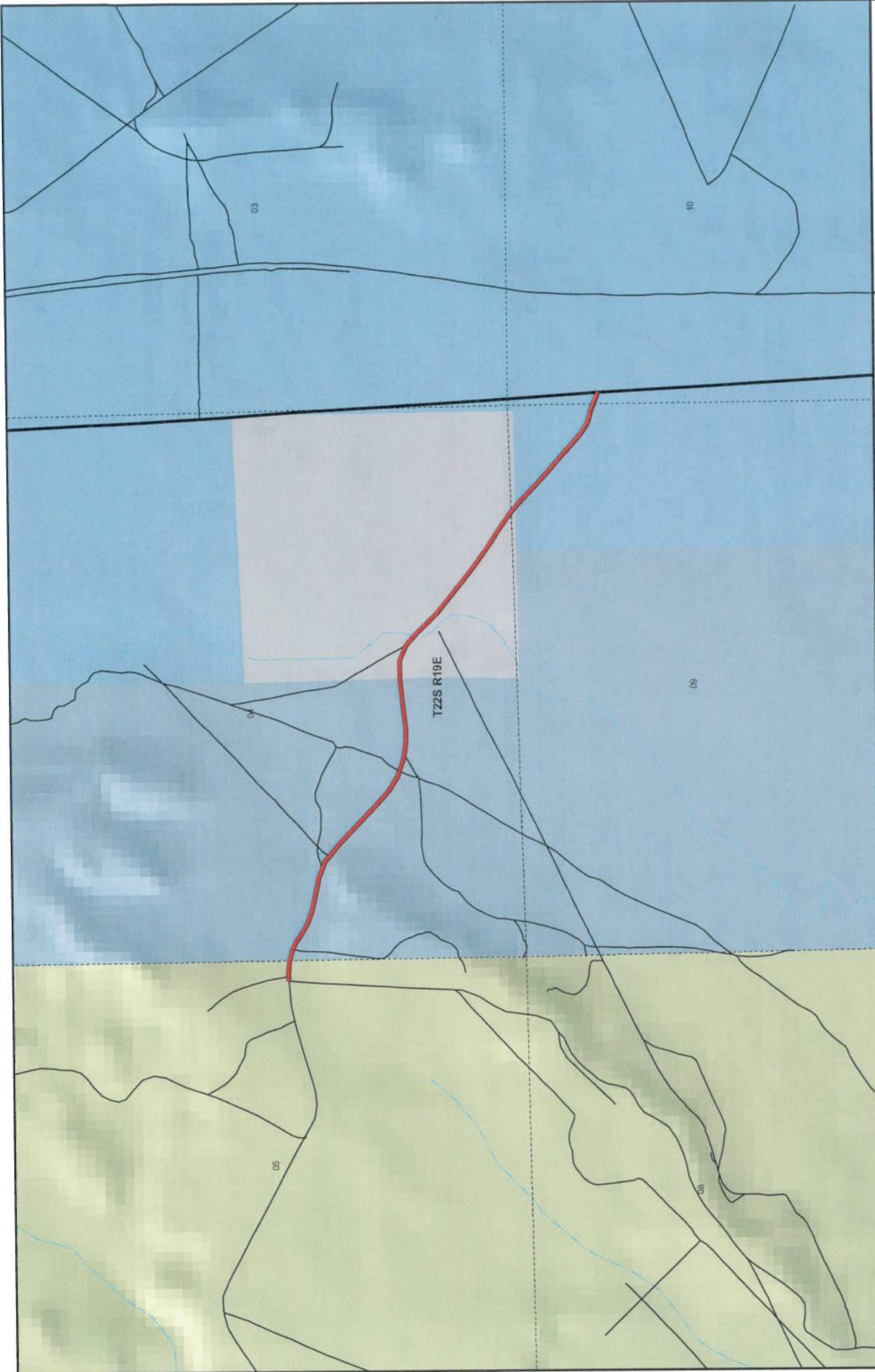
JERRY McNEELY

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





NOTARY PUBLIC



**Crescent Eagle
County Unique - 00220**

- 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

- Transportation Network**
- Crescent Eagle
- State / U.S. Highway
- Local Roads



1:14,997
1 inch equals 0.2 miles



Map prepared by the State of Utah
Automated Geographic Reference Center
Room 9730 State Office Building
Salt Lake City, Utah 84114
Jul 24, 2007



Appendix A to Attachment 4

Popular Name: CRESCENT EAGLE ROAD

County: Grand

County Road Number: 00220

State Geographic Information Database (SGID) Road Identification Number: RD100109.

Road-Segment Number: 001

Road-Segment Length: 0.04 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 22 South Range 19 East, Section(s) 5, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (CRESCENT EAGLE 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 38 degrees 55 minutes 32.92 seconds North Latitude and -109 degrees 50 minutes 04.39 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,114,225.9 feet and Y = 6,781,885.1 feet; thence the following courses along the said road center line:

thence North 86 Degrees 39 Minutes 09 Seconds East 62.4 feet

thence South 85 Degrees 31 Minutes 13 Seconds East 58.7 feet

thence South 83 Degrees 00 Minutes 36 Seconds East 51.5 feet

thence South 77 Degrees 31 Minutes 31 Seconds East 17.5 feet more or less to **the ending**

point at: 38 degrees 55 minutes 32.78 seconds North Latitude and -109 degrees 50 minutes 2 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,114,414.9 feet and Y = 6,781,874.1 feet.