

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

Ent 486422 Bk 731 Pg 40-52
Date: 27-MAY-2008 1:33PM
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 NEW DUMP ROAD; County Road Number: 00236; State Geographic Information Database (SGID) Road Identification Number: RD100116. Total road length is 1.51 miles more or less.

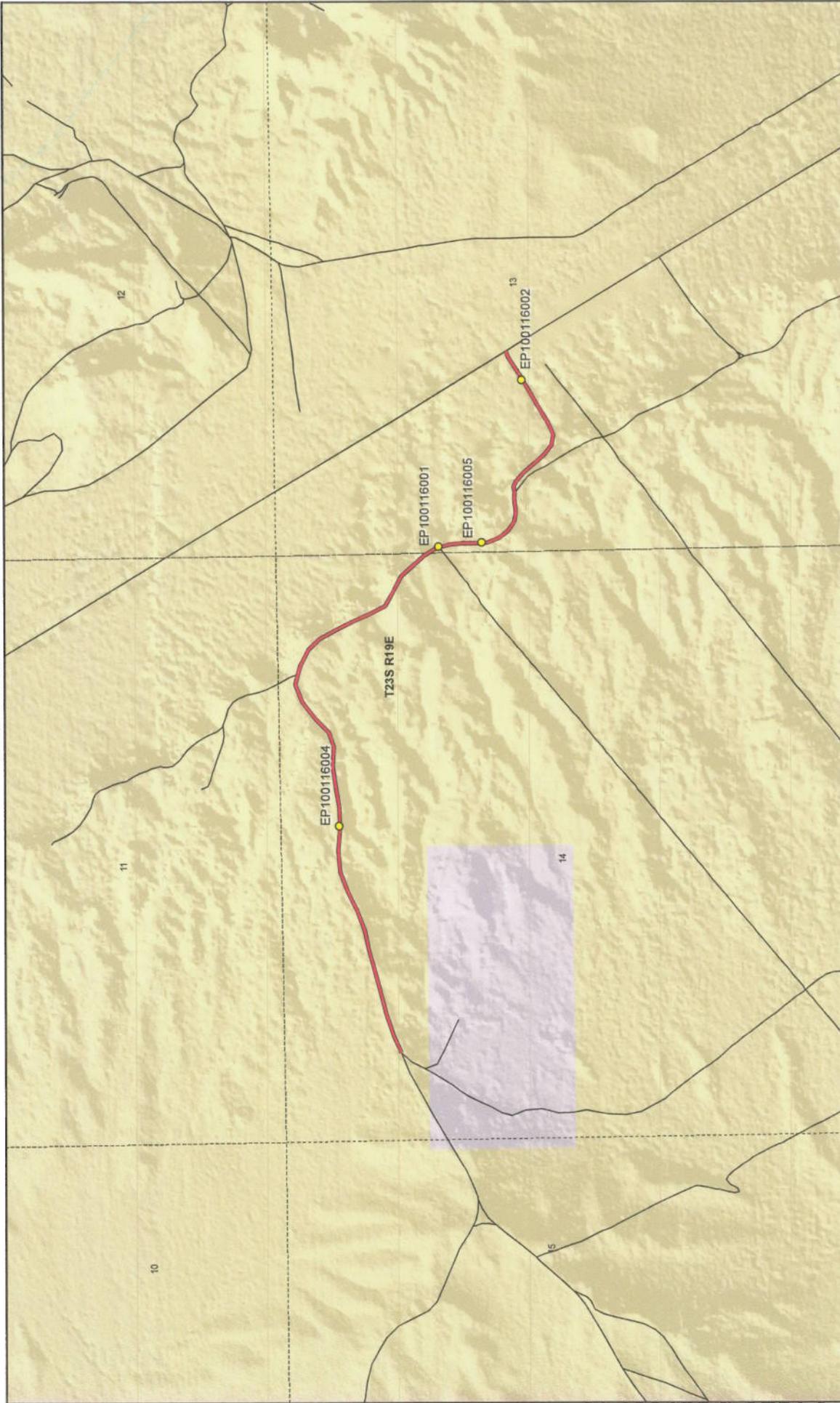
The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a)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

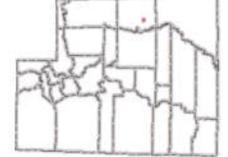
An electronic copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the



**New Dump Road - Grand County
SGID RD_ID RD100116**

- Land Ownership Categories**
- BLM
 - Private
 - SITLA, State Trust Land
 - USFS, National Forest
 - Slate 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**
- New Dump Road
 - Other Roads
 - Title V. Issued Or Under Consideration By BLM Or County
 - Photo Event Point
 - Section = 1 Mile



1:14,430
1 inch equals 0.2 miles

Map prepared by the State of Utah
Automated Geographic Reference Center
P.O. Box 146000, Salt Lake City, Utah 84114
Apr 17, 2008



Attachment 2



EP100116002



EP100116004



EP100116005



EP100116001

EP000000000

EP000000000

Ent 486422 Bk 0731 Pg 0043

New Dump Road - Grand County
SGID RD_ID RD100116

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: NEW DUMP ROAD

County: Grand

County Road Number: 00236

State Geographic Information Database (SGID) Road Identification Number: RD100116.

Total Road Length: 1.51 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 48 minutes 52.06 seconds North Latitude and -109 degrees 47 minutes 37.77 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,126,584.5 feet and Y = 6,741,553.9 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 48 minutes 41.79 seconds North Latitude and -109 degrees 46 minutes 17.94 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,132,922.6 feet and Y = 6,740,636.2 feet based on the US Survey Foot conversion.

This road may traverse:

Township 23 South Range 19 East, Section(s) 13,14, 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: NEW DUMP ROAD

County: Grand

County Road Number: 00236

State Geographic Information Database (SGID) Road Identification Number: RD100116.

Total Road Length: 1.51 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
RD100116	001	BLM	1.51 Miles	A
		Total Road Length	1.51	_____

* 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 486422 Bk 0731 Pg 0046

AFFIDAVIT OF NEAL SWISHER

NEW DUMP ROAD

GRAND COUNTY, UTAH

ROAD NUMBER 00236

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 New Dump 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 New Dump 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 used daily in 2007.

5. Throughout the time period from the early 1960s to 2007, I used the road myself for dump access, 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, hunting, prospecting for minerals, oil and gas exploration and sightseeing.

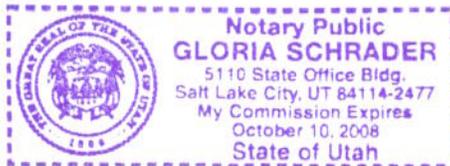
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

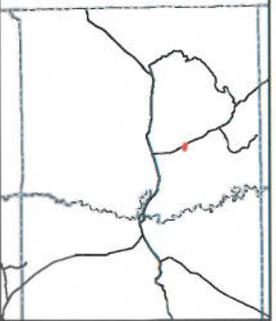
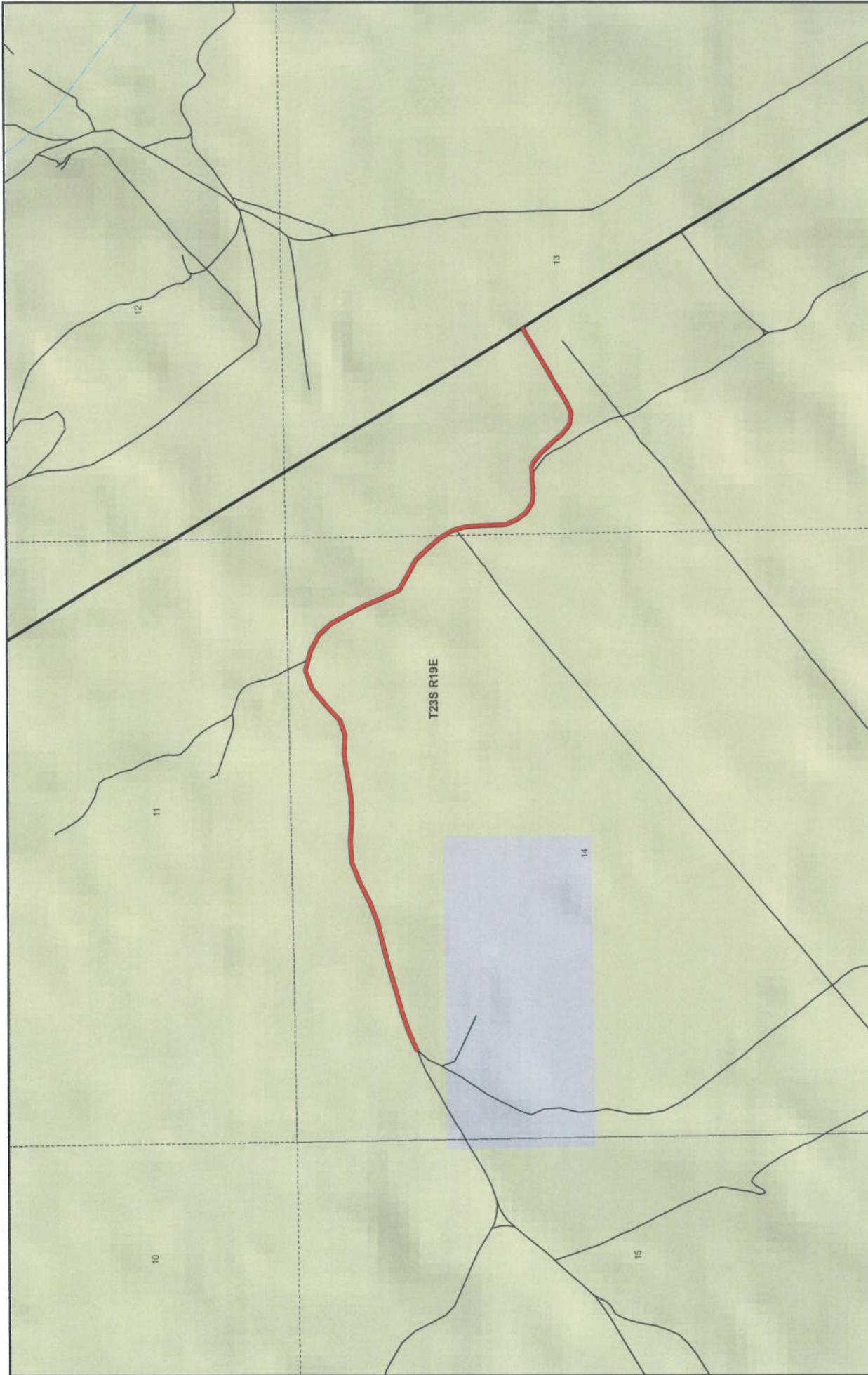
DATED this 2 day of August, 2007.


NEAL SWISHER

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




NOTARY PUBLIC



**New Dump
County Unique - 00236**

- 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
- City / Town Municipalities**
 - Section = 1 Mile
- Transportation Network**
 - New Dump
 - State / U.S. Highway
 - Local Roads



1:13,762
1 inch equals 0.2 miles




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

AFFIDAVIT OF JERRY McNEELY

NEW DUMP ROAD

GRAND COUNTY, UTAH

ROAD NUMBER 00236

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 New Dump 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 New Dump 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.

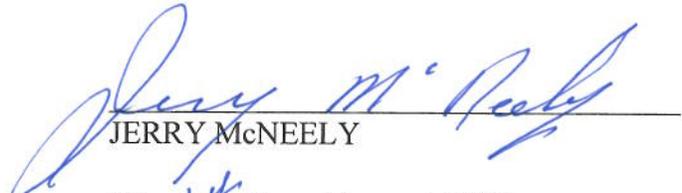
5. Throughout the time period from the early 1960s to 2007, I used the road myself for my employment with a land surveyor, hunting and recreation.

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.

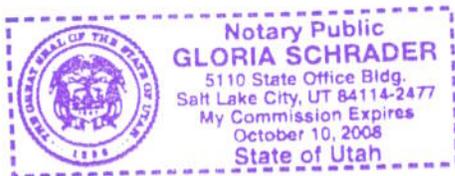
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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.

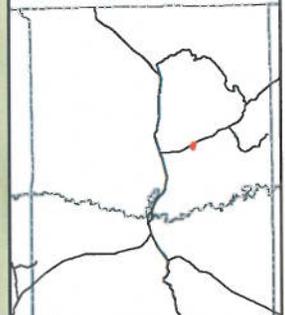
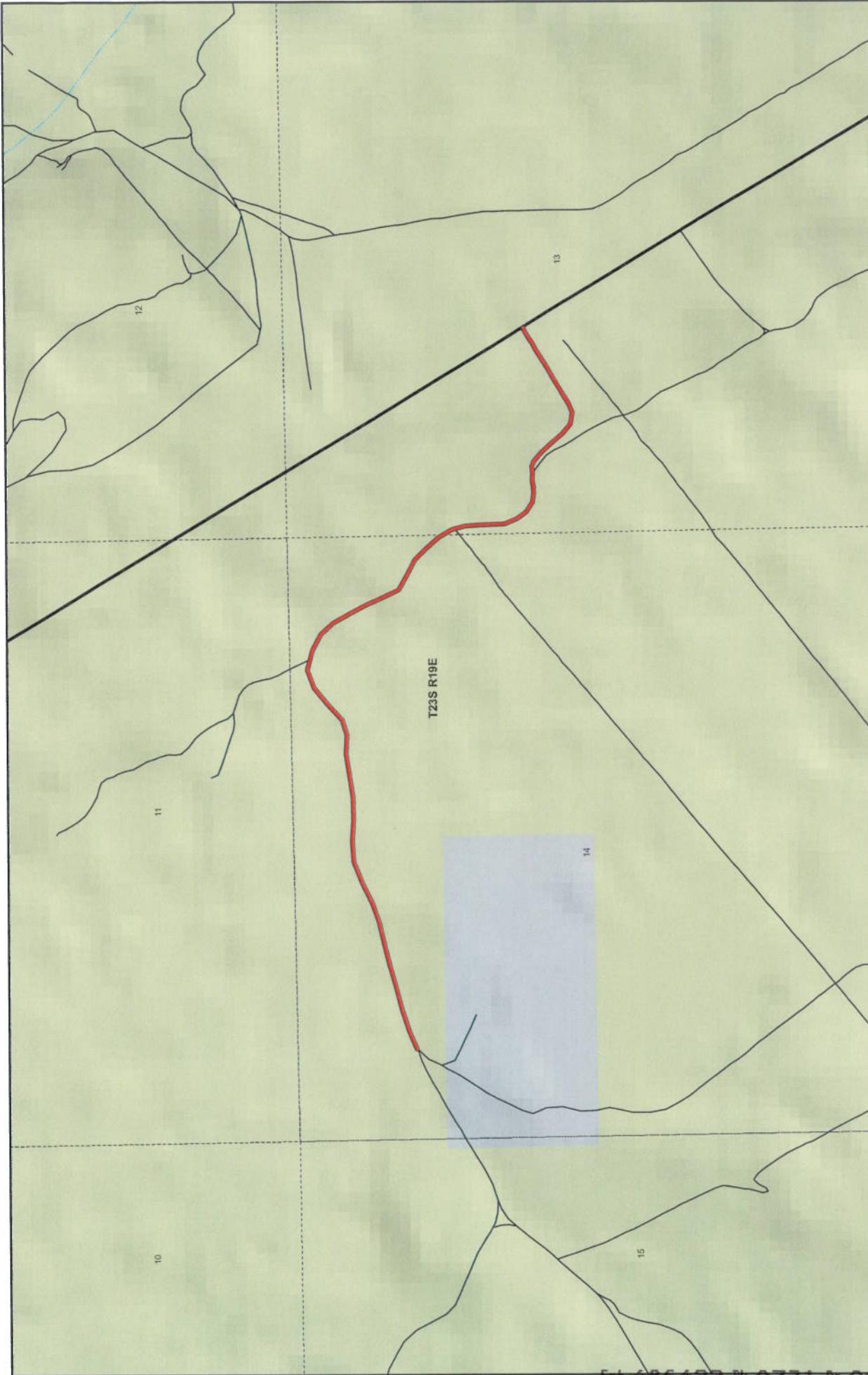
DATED this 1 day of August, 2007.


JERRY McNEELY

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




NOTARY PUBLIC



**New Dump
County Unique - 00236**

- 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
 - City / Town
 - Municipalities
 - Section = 1 Mile
- Transportation Network**
- New Dump
 - State / U.S. Highway
 - Local Roads



1:13,762
1 inch equals 0.2 miles



Map prepared by the State of Utah
Automated Geographic Reference Center
Room C130 State Office Building
Salt Lake City, Utah 84114
Jul 24, 2007

Appendix A to Attachment 4

Popular Name: NEW DUMP ROAD

County: Grand

County Road Number: 00236

State Geographic Information Database (SGID) Road Identification Number: RD100116.

Road-Segment Number: 001

Road-Segment Length: 1.51 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 19 East, Section(s) 13,14, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (NEW DUMP 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 48 minutes 52.06 seconds North Latitude and -109 degrees 47 minutes 37.77 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,126,584.5 feet and Y = 6,741,553.9 feet; thence the following courses along the said road center line:

thence North 44 Degrees 39 Minutes 47 Seconds East	2.3 feet
thence North 66 Degrees 19 Minutes 08 Seconds East	169.8 feet
thence North 71 Degrees 13 Minutes 41 Seconds East	197.2 feet
thence North 74 Degrees 35 Minutes 10 Seconds East	208.2 feet
thence North 73 Degrees 32 Minutes 43 Seconds East	206.9 feet
thence North 75 Degrees 00 Minutes 37 Seconds East	194.6 feet
thence North 77 Degrees 04 Minutes 40 Seconds East	180.7 feet
thence North 69 Degrees 11 Minutes 50 Seconds East	183 feet
thence North 63 Degrees 45 Minutes 23 Seconds East	191.5 feet
thence North 68 Degrees 29 Minutes 50 Seconds East	200 feet
thence North 85 Degrees 06 Minutes 33 Seconds East	186 feet

thence South 86 Degrees 25 Minutes 14 Seconds East 192.2 feet
 thence North 88 Degrees 12 Minutes 01 Seconds East 192.9 feet
 thence North 80 Degrees 48 Minutes 56 Seconds East 192 feet
 thence North 81 Degrees 48 Minutes 35 Seconds East 192.2 feet
 thence South 88 Degrees 08 Minutes 21 Seconds East 171.2 feet
 thence North 72 Degrees 01 Minutes 23 Seconds East 135.4 feet
 thence North 46 Degrees 37 Minutes 43 Seconds East 177.9 feet
 thence North 50 Degrees 41 Minutes 30 Seconds East 190.5 feet
 thence North 69 Degrees 08 Minutes 03 Seconds East 168.5 feet
 thence South 75 Degrees 22 Minutes 21 Seconds East 95.3 feet
 thence South 75 Degrees 17 Minutes 47 Seconds East 82.2 feet
 thence South 62 Degrees 56 Minutes 57 Seconds East 160.5 feet
 thence South 43 Degrees 24 Minutes 03 Seconds East 141.5 feet
 thence South 29 Degrees 45 Minutes 28 Seconds East 162 feet
 thence South 27 Degrees 42 Minutes 12 Seconds East 170 feet
 thence South 24 Degrees 17 Minutes 05 Seconds East 156.2 feet
 thence South 25 Degrees 45 Minutes 54 Seconds East 167.2 feet
 thence South 60 Degrees 45 Minutes 30 Seconds East 142.9 feet
 thence South 62 Degrees 55 Minutes 01 Seconds East 160.3 feet
 thence South 43 Degrees 18 Minutes 28 Seconds East 143.5 feet
 thence South 41 Degrees 50 Minutes 54 Seconds East 138.1 feet
 thence South 31 Degrees 22 Minutes 48 Seconds East 44.7 feet
 thence South 31 Degrees 22 Minutes 09 Seconds East 89.3 feet
 thence South 16 Degrees 16 Minutes 56 Seconds East 23.9 feet
 thence South 16 Degrees 11 Minutes 42 Seconds East 100.6 feet
 thence South 03 Degrees 45 Minutes 18 Seconds East 120 feet
 thence South 02 Degrees 01 Minutes 18 Seconds East 111.6 feet
 thence South 03 Degrees 55 Minutes 35 Seconds East 108.5 feet
 thence South 22 Degrees 01 Minutes 55 Seconds East 114.8 feet
 thence South 37 Degrees 40 Minutes 32 Seconds East 101.1 feet
 thence South 57 Degrees 22 Minutes 13 Seconds East 99.5 feet
 thence South 81 Degrees 21 Minutes 22 Seconds East 84.1 feet
 thence North 82 Degrees 36 Minutes 48 Seconds East 40.1 feet
 thence South 63 Degrees 46 Minutes 19 Seconds East 3.7 feet
 thence North 81 Degrees 37 Minutes 24 Seconds East 35.2 feet
 thence North 82 Degrees 20 Minutes 18 Seconds East 51.5 feet
 thence South 86 Degrees 15 Minutes 05 Seconds East 46.1 feet
 thence North 81 Degrees 26 Minutes 57 Seconds East 57.4 feet
 thence South 66 Degrees 38 Minutes 26 Seconds East 53.1 feet
 thence South 48 Degrees 59 Minutes 48 Seconds East 104.3 feet
 thence South 41 Degrees 48 Minutes 41 Seconds East 122.6 feet
 thence South 39 Degrees 35 Minutes 27 Seconds East 118.7 feet
 thence South 52 Degrees 24 Minutes 01 Seconds East 112.1 feet
 thence South 80 Degrees 58 Minutes 11 Seconds East 100.8 feet
 thence North 67 Degrees 09 Minutes 10 Seconds East 98.6 feet
 thence North 58 Degrees 12 Minutes 28 Seconds East 119.5 feet
 thence North 58 Degrees 31 Minutes 53 Seconds East 117.4 feet
 thence North 59 Degrees 48 Minutes 35 Seconds East 112.1 feet
 thence North 58 Degrees 03 Minutes 10 Seconds East 103.3 feet

thence North 58 Degrees 34 Minutes 15 Seconds East 73.1 feet
thence North 58 Degrees 54 Minutes 00 Seconds East 28.9 feet
thence North 57 Degrees 58 Minutes 35 Seconds East 3.1 feet
thence North 59 Degrees 45 Minutes 01 Seconds East 36.2 feet
thence North 57 Degrees 46 Minutes 11 Seconds East 62.1 feet
thence North 58 Degrees 33 Minutes 55 Seconds East 60.4 feet
thence North 67 Degrees 56 Minutes 24 Seconds East 53.2 feet more or less to **the ending**

point at: 38 degrees 48 minutes 41.79 seconds North Latitude and -109 degrees 46 minutes 17.94 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,132,922.6 feet and Y = 6,740,636.2 feet.