

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

**ENTRY NO. 00253666**

06/18/2008 11:40:53 AM B: 0524 P: 0014

2477 Road Acceptance PAGE 1 / 13

CRAIG J. SPERRY, JUAB COUNTY RECORDER

FEE \$ 0.00 BY 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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Juab County as it pertains to the highway located in Juab County known as DUGWAY MINE ROAD; County Road Number: 10110501; State Geographic Information Database (SGID) Road Identification Number: RD120727. Total road length is 0.45 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 17<sup>th</sup> day of JUNE, 2008.

By the Governor's Designee

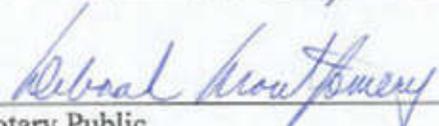
  
\_\_\_\_\_  
John Harja

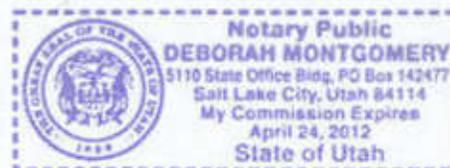
### CERTIFICATION

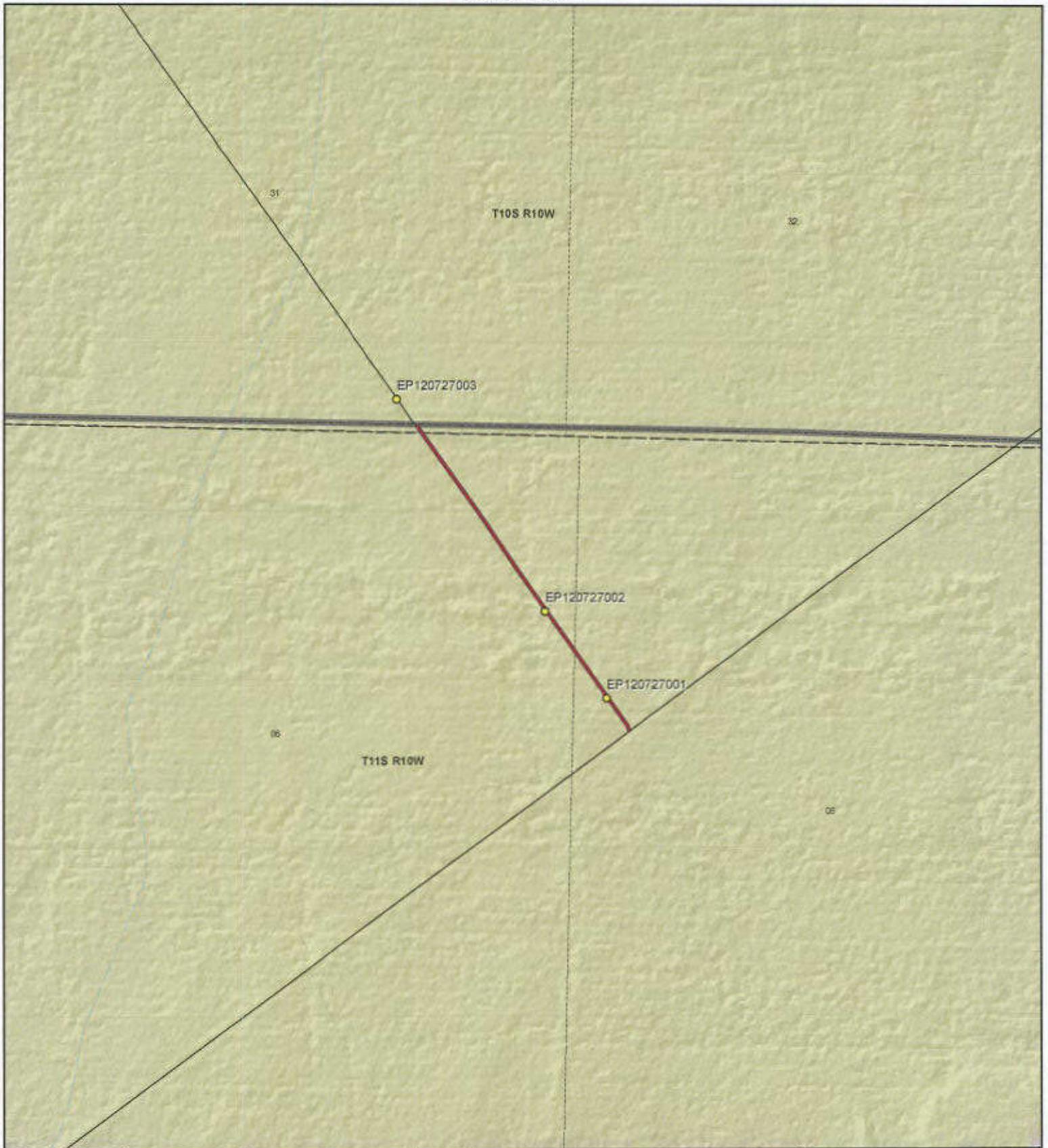
State of Utah                    )  
  : ss  
County of Salt Lake         )

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.

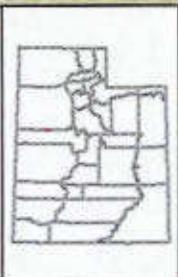
Dated this 17 day of June, 2008.

  
\_\_\_\_\_  
Notary Public





1:9,913  
1 inch equals 0.2 miles



**DUGWAY MINE ROAD - Juab County**  
**SGID RD\_ID RD120727**

Land Ownership Categories		Transportation Network
<span style="color: yellow;">●</span> BLM	<span style="color: green;">◆</span> Wilderness	<span style="color: red;">—</span> DUGWAY MINE ROAD
<span style="color: lightblue;">●</span> Private	<span style="color: grey;">◆</span> UDWR Wildlife Reserve	<span style="color: red;">—</span> Title V: Issued Or Under Consideration By BLM Or County
<span style="color: blue;">◆</span> SITLA, State Trust Land	<span style="color: pink;">◆</span> DOD, Military	<span style="color: black;">—</span> Other Roads
<span style="color: green;">◆</span> USFS, National Forest	<span style="color: blue;">◆</span> State Sovereign Land	<span style="color: yellow;">●</span> Photo Event Point
<span style="color: blue;">◆</span> State Parks and Recreation	<span style="color: pink;">◆</span> National Recreation Area	<span style="border: 1px dashed black; display: inline-block; width: 10px; height: 10px;"></span> Section = 1 Mile
<span style="color: orange;">◆</span> Tribal, Indian Reservation	<span style="color: green;">◆</span> USFWS, Natl. Wildlife Refuge	
<span style="color: lightgreen;">◆</span> NPS, National Park		

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
May 26, 2008



EP120727001



EP120727002



EP120727003

EP000000000

EP000000000

EP000000000

**DUGWAY MINE ROAD - Juab County**  
**SGID RD\_ID RD120727**

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
May 28, 2008



### Attachment 3

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

**Popular Name:** DUGWAY MINE ROAD

**County:** Juab

**County Road Number:** 10110501

**State Geographic Information Database (SGID) Road Identification Number:** RD120727.

**Total Road Length:** 0.45 miles more or less.

**Beginning at a point** on the road centerline located at 39 degrees 53 minutes 59.24 seconds North Latitude and -113 degrees 00 minutes 015.8 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,218,389.6 feet and Y = 7,135,770.9 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 39 degrees 54 minutes 18.17 seconds North Latitude and -113 degrees 00 minutes 33.79 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,217,019.6 feet and Y = 7,137,710.2 feet based on the US Survey Foot conversion.

This road may traverse:

Township 10 South Range 10 West, Section(s) 31, Salt Lake Base & Meridian

Township 11 South Range 10 West, Section(s) 5,6, 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: DUGWAY MINE ROAD**

**County: Juab**

**County Road Number: 10110501**

**State Geographic Information Database (SGID) Road Identification Number: RD120727.**

**Total Road Length: 0.45 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).**

<b>Road-Segments Listed by SGID Road Identification Number (RD_ID)</b>	<b>Road-Segment Numbers</b>	<b>Believed Ownership Of Servient Estate</b>	<b>Approximate Segment Length</b>	<b>See Attached Appendix</b>
<b>RD120727</b>	<b>001</b>	<b>BLM</b>	<b>0.45 Miles</b>	<b>A</b>
		<b>Total Road Length</b>	<b>0.45</b>	<b>_____</b>

\* 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 ROBERT STEELE**

**DUGWAY MINE ROAD**

**COUNTY ROAD NUMBER 10110501**

**JUAB COUNTY, UTAH**

State of Utah                    )  
  : ss.  
County of Juab                 )

ROBERT STEELE, 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 Juab County for 71 years. I was a Juab County Commissioner from 1999-2006.

2. I have traveled and am familiar with a road in Juab County known as Dugway Mine Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1950s, it followed the same route as in the early 2007 when I last observed it. Attached is a Juab County map showing Dugway Mine 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 late 1950s and continuing through 1976 to the early 2007. Throughout this time period I have observed travel on the road by various means, including cars, trucks, maintenance vehicles, jeeps and

ATV's. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and was used daily in the early 2007.

4. Throughout the time period from the late 1950s to 2007, I have used the road myself for hunting, trapping, rock hounding, traveling in and through the area and prospecting for minerals.

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, mining, camping, recreation, oil and gas exploration and government 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 late 1800s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

7. Prior to 1976, I observed the graded surface of the road.

Dated this 5 day of June, 2007.



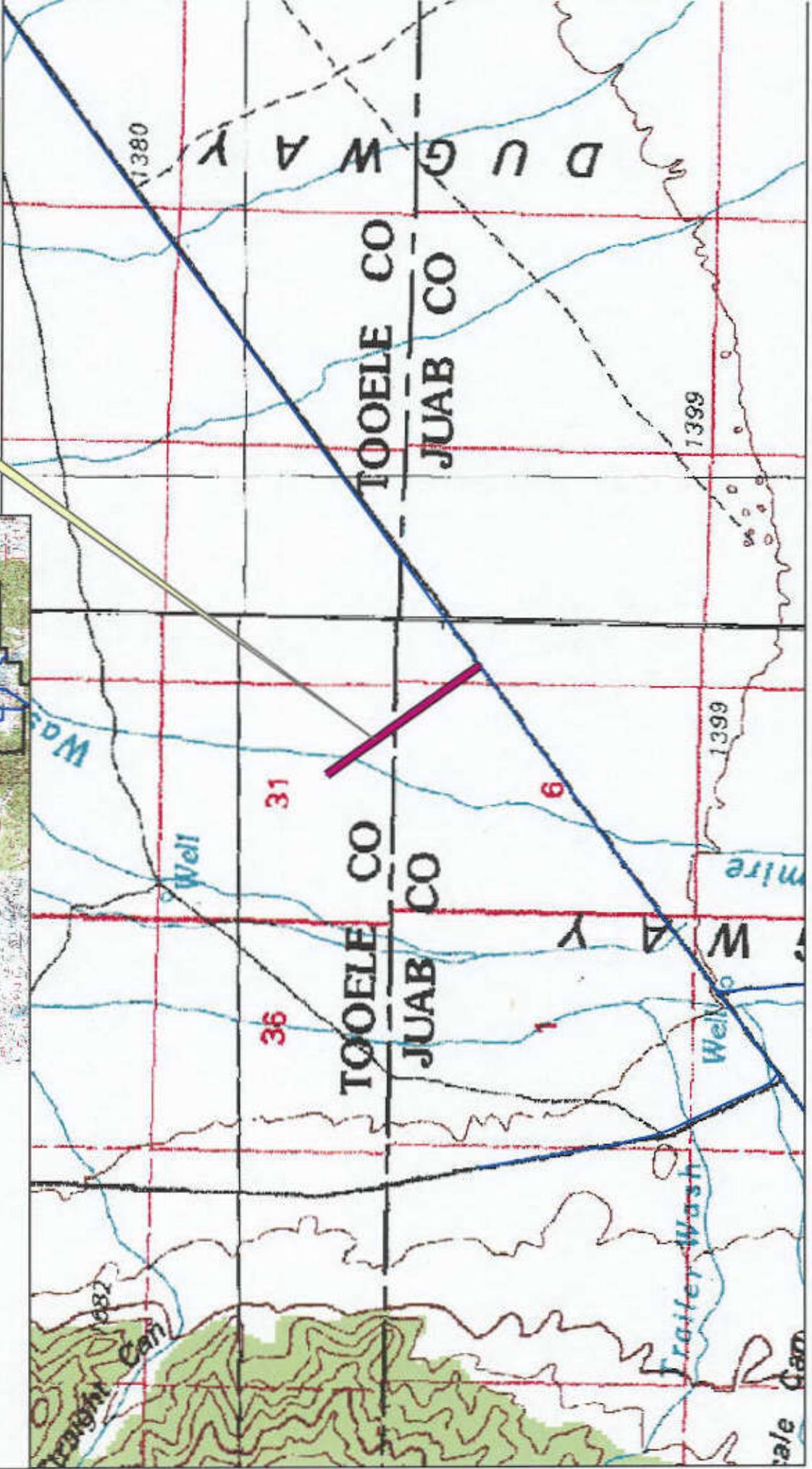
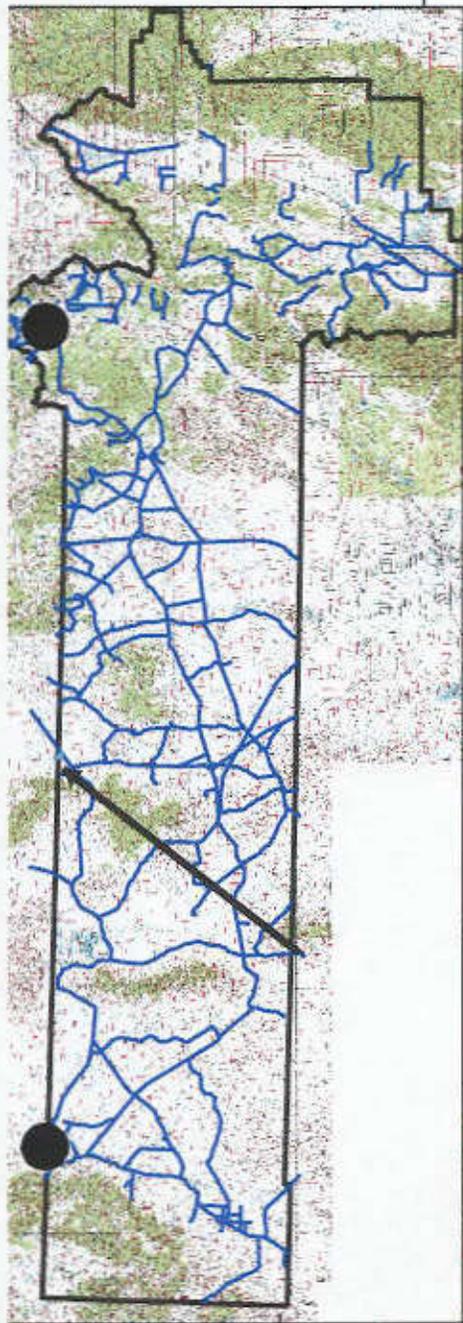
ROBERT STEELE

SUBSCRIBED AND SWORN to before me this 5th day of June, 2007.

  
NOTARY PUBLIC

Juab County  
RS2477 Assertions  
June 2006

Dugway Mine Rd



**AFFIDAVIT OF RON JONES**

**DUGWAY MINE ROAD**

**JUAB COUNTY, UTAH**

**ROAD NUMBER 10110501**

State of Utah                    )  
  : ss.  
County of Juab                 )

RON JONES, 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 Nephi, Juab County, Utah. I have lived in Juab County for 85 years. I was an employee of the Juab County Road Department for 38 years from 1947 to 1987 and have participated in maintenance of county B roads during that time.

2. I have traveled and am familiar with a road in Juab County known as Dugway Mine Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1940s it followed the same route as in 2001 when I last observed it. Attached is a Juab County map showing Dugway Mine 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. I am informed that 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 late 1940s and continuing through 1976 to 2001. Throughout this time period I have observed travel on the road by means of cars, trucks, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and was so used in 2001.

5. Throughout the time period from the late 1940s to 2001, I have used the road myself for county road maintenance, sight-seeing and travel in and through the area.

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, rock hounding, hunting, mining, prospecting for minerals, oil and gas exploration, trapping and recreation.

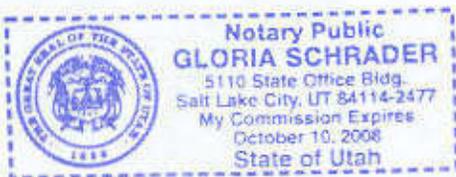
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1800s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976 I participated in maintenance and construction activities on the road as a county road employee.

DATED this 5 day of June, 2007.

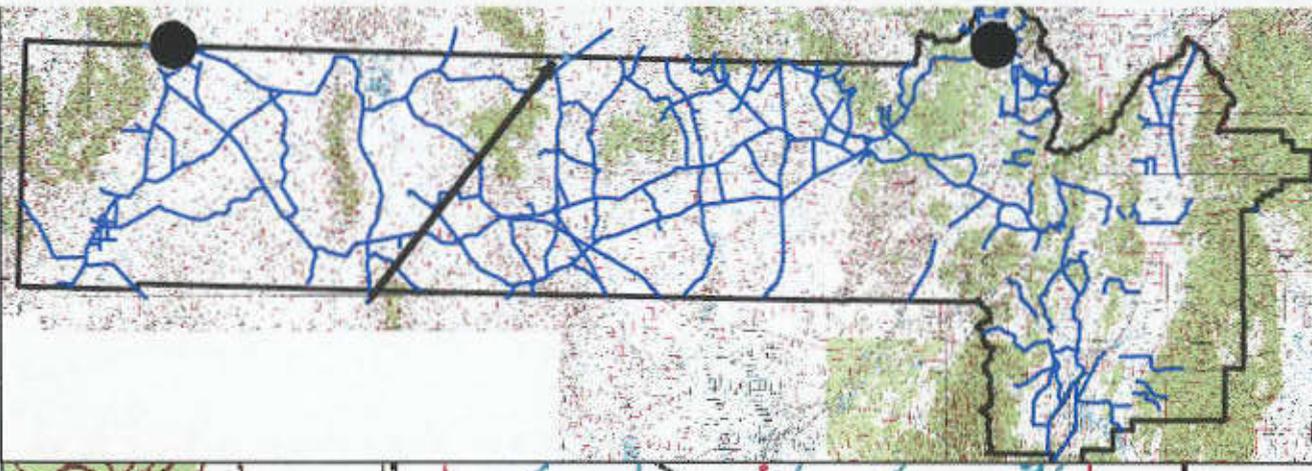
Ron Jones  
RON JONES

SUBSCRIBED AND SWORN to before me this 5<sup>th</sup> day of June, 2007.

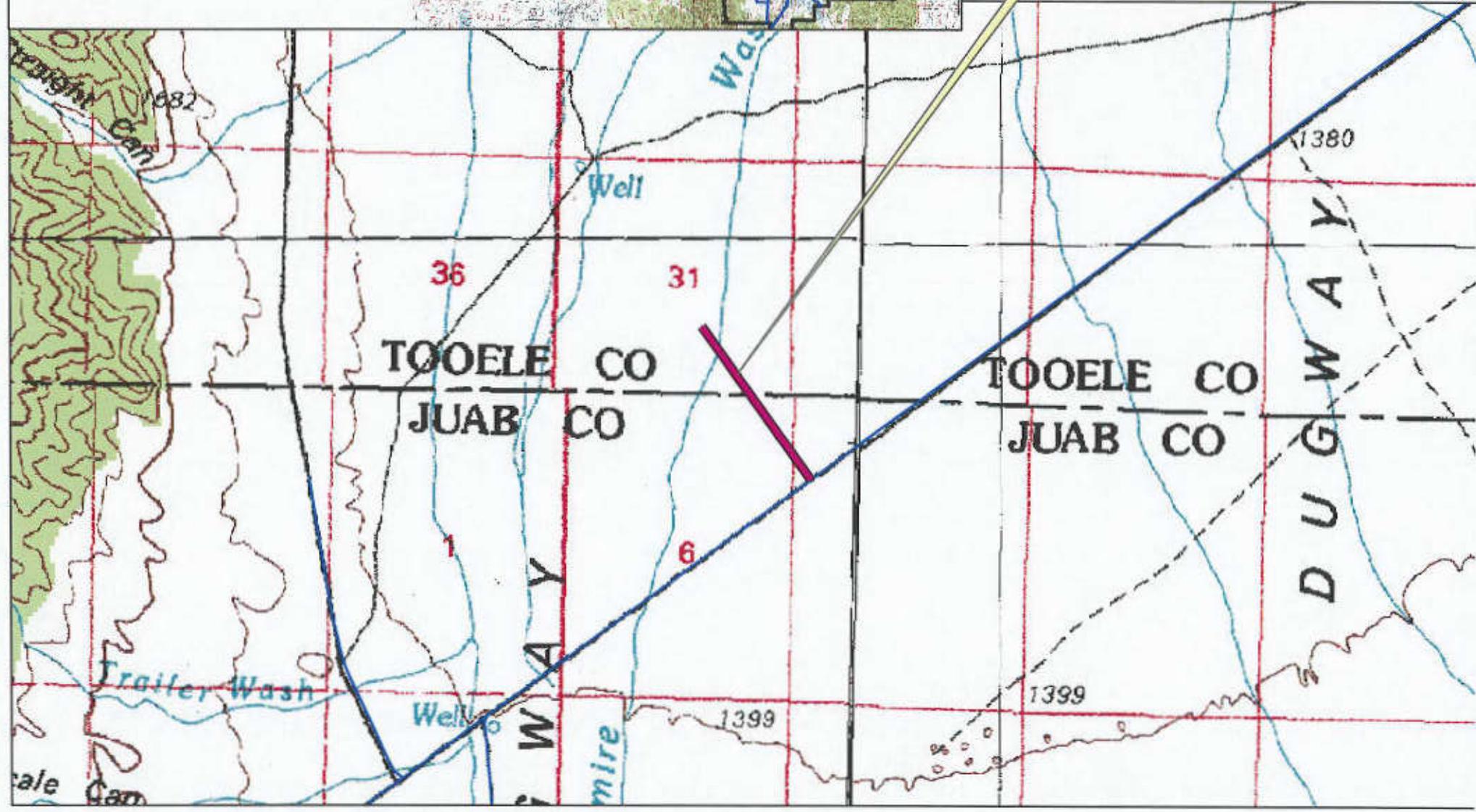


Gloria Schrader  
NOTARY PUBLIC

# Juab County RS2477 Assertions June 2006



Dugway Mine Rd



## Appendix A to Attachment 4

**Popular Name: DUGWAY MINE ROAD**

**County: Juab**

**County Road Number: 10110501**

**State Geographic Information Database (SGID) Road Identification Number: RD120727.**

**Road-Segment Number: 001**

**Road-Segment Length: 0.45 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 10 South Range 10 West, Section(s) 31, Salt Lake Base & Meridian

Township 11 South Range 10 West, Section(s) 5,6, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (DUGWAY MINE 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 39 degrees 53 minutes 59.24 seconds North Latitude and -113 degrees 00 minutes 015.8 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,218,389.6 feet and Y = 7,135,770.9 feet; thence the following courses along the said road center line:

thence North 24 Degrees 17 Minutes 05 Seconds West 3.2 feet  
thence North 21 Degrees 35 Minutes 50 Seconds West 39.8 feet  
thence North 35 Degrees 04 Minutes 05 Seconds West 93.8 feet  
thence North 36 Degrees 02 Minutes 09 Seconds West 136.6 feet  
thence North 35 Degrees 00 Minutes 41 Seconds West 198.3 feet  
thence North 35 Degrees 19 Minutes 17 Seconds West 151.3 feet  
thence North 35 Degrees 19 Minutes 17 Seconds West 63.7 feet  
thence North 35 Degrees 56 Minutes 34 Seconds West 237.7 feet  
thence North 36 Degrees 11 Minutes 17 Seconds West 239.7 feet  
thence North 34 Degrees 42 Minutes 56 Seconds West 252.1 feet

thence North 34 Degrees 56 Minutes 32 Seconds West 269.1 feet

thence North 35 Degrees 46 Minutes 12 Seconds West 267 feet

thence North 35 Degrees 37 Minutes 12 Seconds West 282.2 feet

thence North 35 Degrees 44 Minutes 33 Seconds West 79.9 feet

thence North 35 Degrees 43 Minutes 42 Seconds West 61.4 feet more or less to **the ending**

**point at:** 39 degrees 54 minutes 18.17 seconds North Latitude and -113 degrees 00 minutes 33.79 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,217,019.6 feet and Y = 7,137,710.2 feet.