

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

ENTRY NO. 00253681

06/18/2008 11:40:53 AM B: 0524 P: 0209
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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 TOPAZ ROAD; County Road Number: 11132201; State Geographic Information Database (SGID) Road Identification Number: RD120809. Total road length is 1.62 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 17th day of June, 2008.

By the Governor's Designee



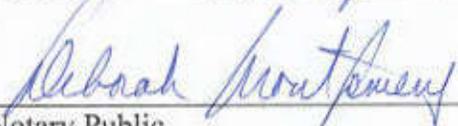
John Harja

CERTIFICATION

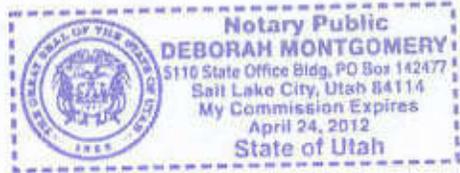
State of Utah)
 : ss
County of Salt Lake)

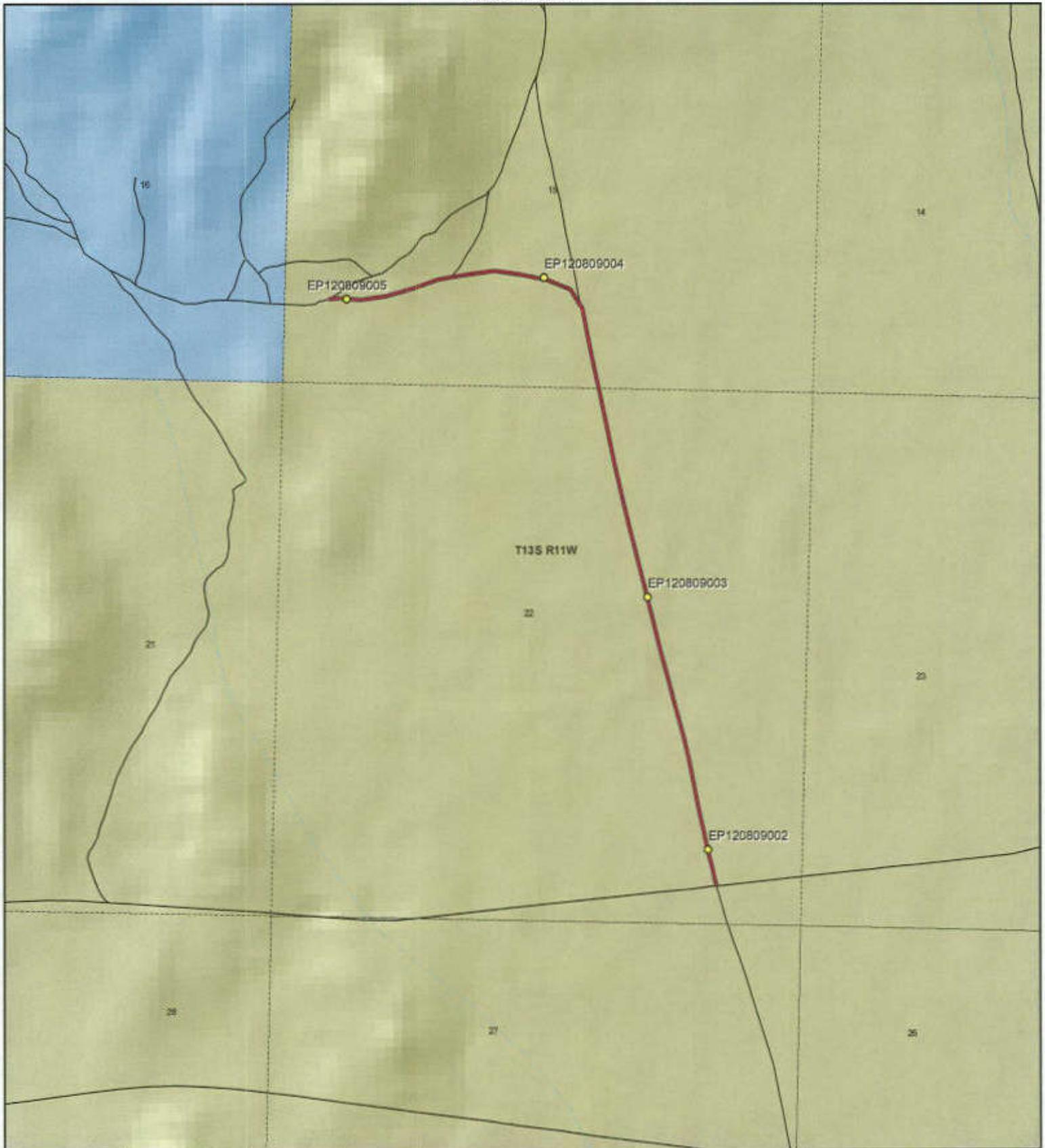
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to 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





TOPAZ ROAD - Juab County
SGID RD_ID RD120809

Land Ownership Categories

- | | |
|----------------------------|------------------------------|
| BLM | Wilderness |
| Private | UDWR Wildlife Reserve |
| SITLA, State Trust Land | DOD, Military |
| USFS, National Forest | State Sovereign Land |
| State Parks and Recreation | National Recreation Area |
| Tribal, Indian Reservation | USFWS, Natl. Wildlife Refuge |
| NPS, National Park | |

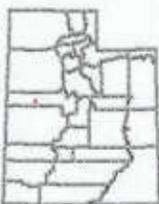
Transportation Network

- | |
|---|
| TOPAZ ROAD |
| Title V, Issued Or Under Consideration By BLM Or County |
| Other Roads |
| Photo Event Point |
| Section = 1 Mile |



1:15,450

1 inch equals 0.2 miles



Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 May 25, 2008





EP120809002



EP120809003



EP120809004



EP120809005

EP000000000

EP000000000

TOPAZ ROAD - Juab County
SGID RD_ID RD120809

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: TOPAZ ROAD

County: Juab

County Road Number: 11132201

State Geographic Information Database (SGID) Road Identification Number: RD120809.

Total Road Length: 1.62 miles more or less.

Beginning at a point on the road centerline located at 39 degrees 40 minutes 10.43 seconds North Latitude and -113 degrees 03 minutes 52.83 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,200,012.4 feet and Y = 7,052,217.8 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 39 degrees 41 minutes 06.88 seconds North Latitude and -113 degrees 04 minutes 43.91 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,196,119.5 feet and Y = 7,057,999.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 13 South Range 11 West, Section(s) 15,22, 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: TOPAZ ROAD

County: Juab

County Road Number: 11132201

State Geographic Information Database (SGID) Road Identification Number: RD120809.

Total Road Length: 1.62 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
RD120809	001	BLM	1.62 Miles	A
		Total Road Length	1.62	_____

* 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 RON JONES

TOPAZ ROAD

JUAB COUNTY, UTAH

ROAD NUMBER 11132201

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 Topaz 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 2007 when I last observed it. Attached is a Juab County map showing Topaz 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 2007. 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 2007.

5. Throughout the time period from the late 1940s to 2007, 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, prospecting for minerals, oil and gas exploration, trapping and recreation.

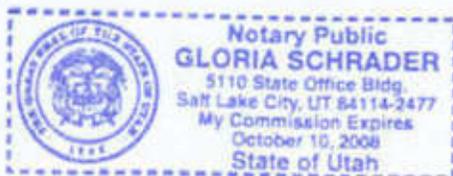
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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 5th day of June, 2007.



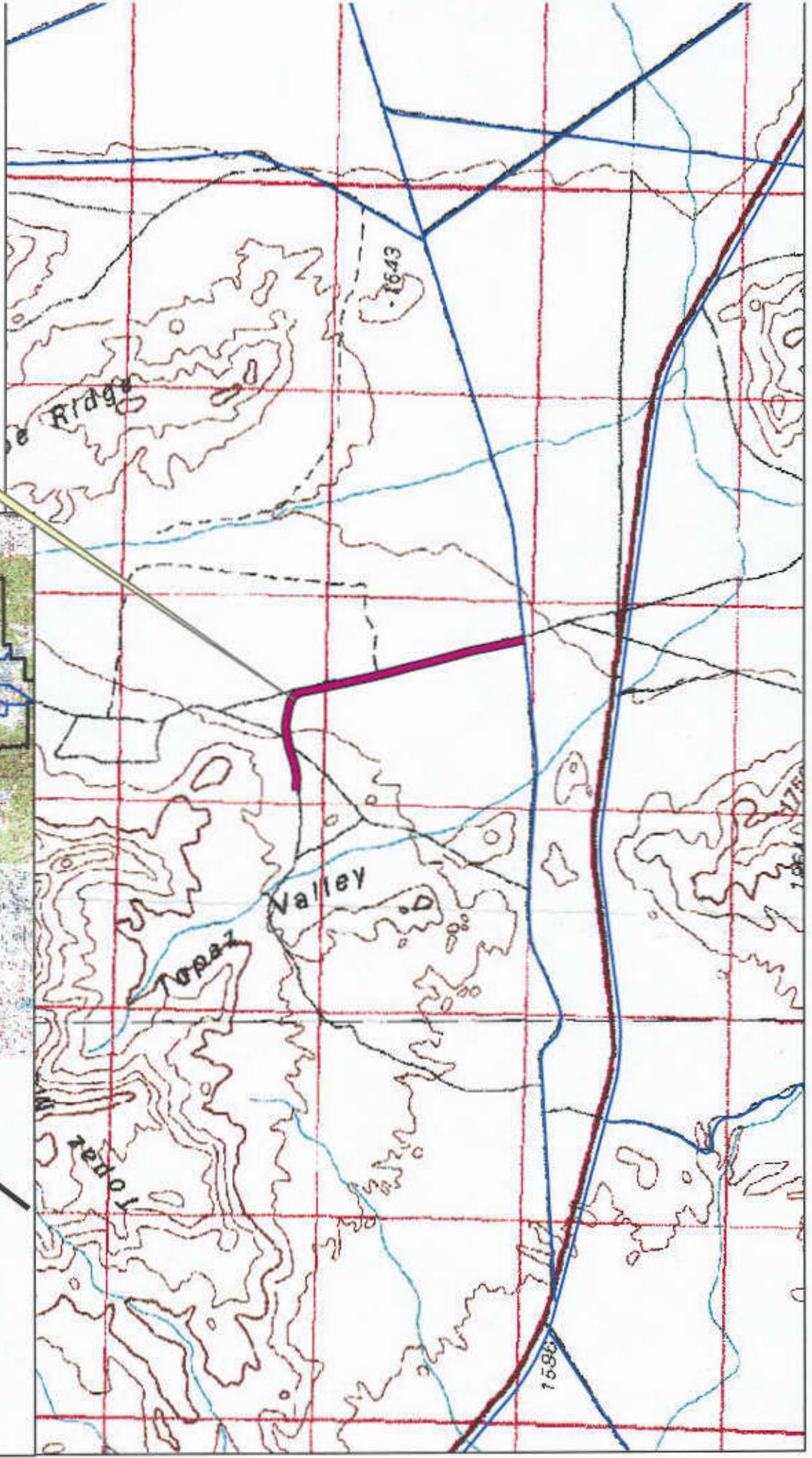
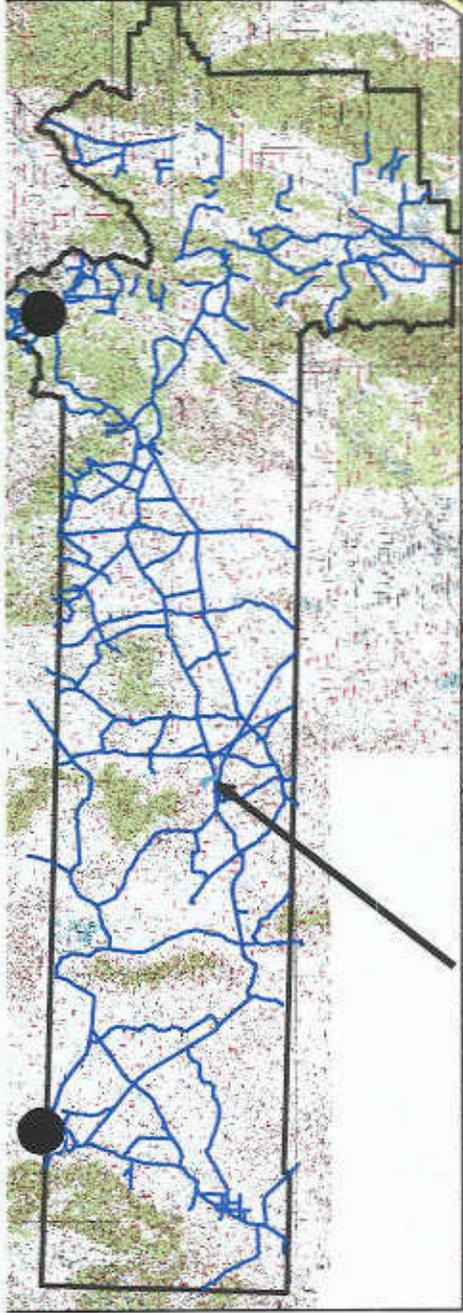
Gloria Schrader
NOTARY PUBLIC

Juab County

RS2477 Assertions

June 2006

Topaz Road



AFFIDAVIT OF ROBERT STEELE

TOPAZ ROAD

COUNTY ROAD NUMBER 11132201

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 Topaz Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1942, it followed the same route as in the early 2007 when I last observed it. Attached is a Juab County map showing Topaz 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 1942 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 1942 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, 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 early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

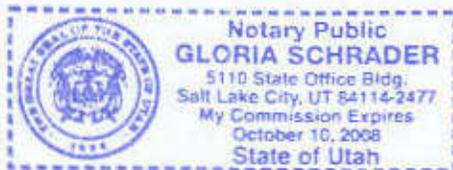
7. Prior to 1976, I observed the graded surface of the road.

Dated this 5 day of June, 2007.



ROBERT STEELE

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





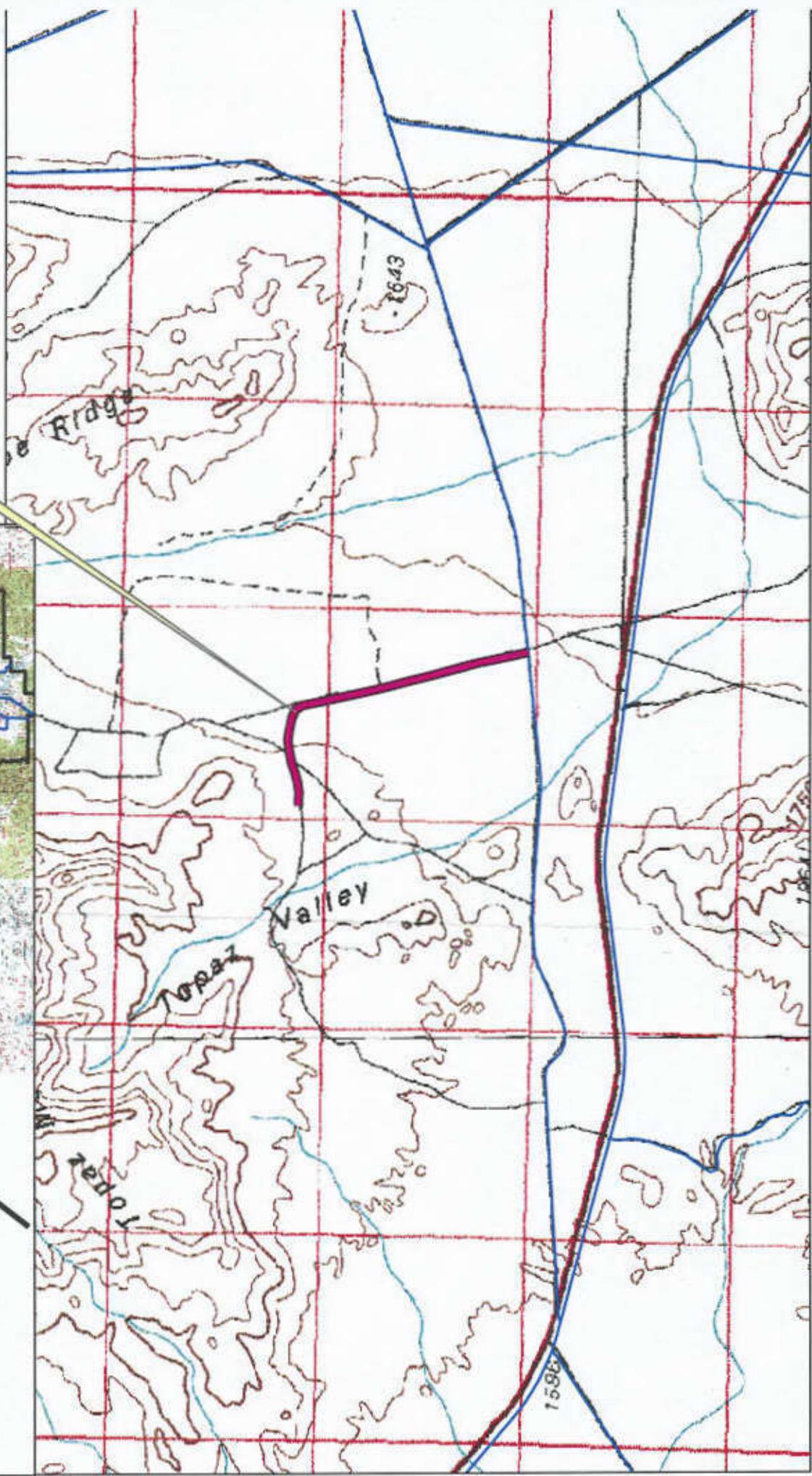
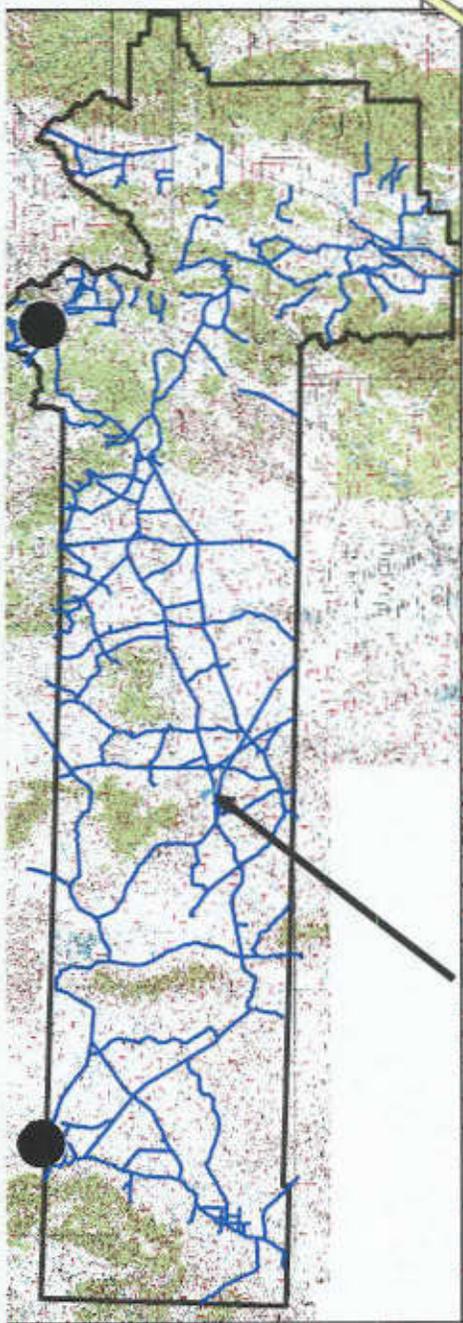
NOTARY PUBLIC

Juab County

RS2477 Assertions

June 2006

Topaz Road



Appendix A to Attachment 4

Popular Name: TOPAZ ROAD

County: Juab

County Road Number: 11132201

State Geographic Information Database (SGID) Road Identification Number: RD120809.

Road-Segment Number: 001

Road-Segment Length: 1.62 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 13 South Range 11 West, Section(s) 15,22, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (TOPAZ 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 40 minutes 10.43 seconds North Latitude and -113 degrees 03 minutes 52.83 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,200,012.4 feet and Y = 7,052,217.8 feet; thence the following courses along the said road center line:

thence North 20 Degrees 11 Minutes 42 Seconds West 61.7 feet
thence North 11 Degrees 33 Minutes 51 Seconds West 119.4 feet
thence North 13 Degrees 58 Minutes 53 Seconds West 172.2 feet
thence North 12 Degrees 14 Minutes 34 Seconds West 203.2 feet
thence North 13 Degrees 14 Minutes 31 Seconds West 225.8 feet
thence North 11 Degrees 52 Minutes 40 Seconds West 234.1 feet
thence North 10 Degrees 47 Minutes 47 Seconds West 248.9 feet
thence North 13 Degrees 49 Minutes 02 Seconds West 264.2 feet
thence North 15 Degrees 57 Minutes 30 Seconds West 281.1 feet
thence North 15 Degrees 22 Minutes 21 Seconds West 290.5 feet
thence North 15 Degrees 23 Minutes 31 Seconds West 285 feet

thence North 14 Degrees 29 Minutes 37 Seconds West 290.7 feet
thence North 13 Degrees 58 Minutes 00 Seconds West 307.2 feet
thence North 15 Degrees 04 Minutes 18 Seconds West 316.9 feet
thence North 14 Degrees 47 Minutes 44 Seconds West 318.8 feet
thence North 13 Degrees 58 Minutes 14 Seconds West 322.4 feet
thence North 13 Degrees 16 Minutes 20 Seconds West 329.2 feet
thence North 12 Degrees 27 Minutes 45 Seconds West 330.5 feet
thence North 12 Degrees 04 Minutes 40 Seconds West 334.8 feet
thence North 12 Degrees 31 Minutes 48 Seconds West 115.8 feet
thence North 12 Degrees 31 Minutes 56 Seconds West 222.2 feet
thence North 12 Degrees 04 Minutes 13 Seconds West 323.7 feet
thence North 11 Degrees 12 Minutes 35 Seconds West 274.3 feet
thence North 34 Degrees 09 Minutes 05 Seconds West 35.9 feet
thence North 33 Degrees 37 Minutes 55 Seconds West 181 feet
thence North 67 Degrees 00 Minutes 53 Seconds West 239.7 feet
thence North 79 Degrees 07 Minutes 06 Seconds West 263.5 feet
thence North 81 Degrees 48 Minutes 45 Seconds West 277.3 feet
thence South 81 Degrees 44 Minutes 13 Seconds West 289.5 feet
thence South 79 Degrees 25 Minutes 23 Seconds West 151 feet
thence South 79 Degrees 19 Minutes 38 Seconds West 131.4 feet
thence South 70 Degrees 21 Minutes 03 Seconds West 271.5 feet
thence South 74 Degrees 11 Minutes 47 Seconds West 270.3 feet
thence South 81 Degrees 53 Minutes 54 Seconds West 254.3 feet
thence North 85 Degrees 18 Minutes 40 Seconds West 206.8 feet
thence South 83 Degrees 28 Minutes 22 Seconds West 112.2 feet more or less to **the ending**

point at: 39 degrees 41 minutes 06.88 seconds North Latitude and -113 degrees 04 minutes 43.91 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,196,119.5 feet and Y = 7,057,999.0 feet.