

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

**ENTRY NO. 00253703**

06/18/2008 11:40:53 AM B: 0524 P: 0497  
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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 BRUSH WELL ROAD; County Road Number: 13138201; State Geographic Information Database (SGID) Road Identification Number: RD120974. Total road length is 6.4 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.

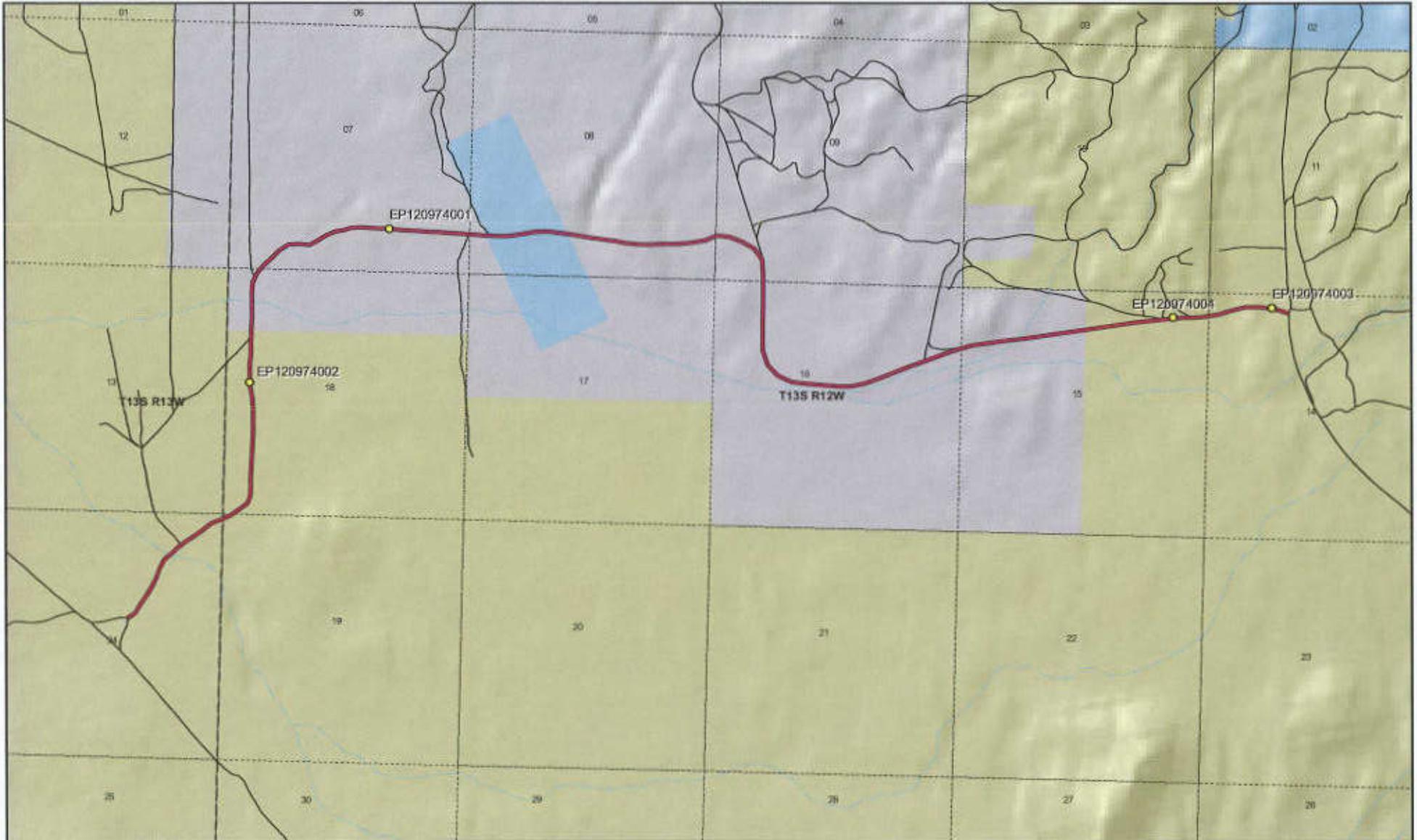
This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of 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





**BRUSH WELL ROAD - Juab County**  
**SGID RD\_ID RD120974**

**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**

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



1:34,399  
 1 inch equals 0.5 miles



Map prepared by the State of Utah  
 Automated Geographic Reference Center  
 Room 9133 State Office Building  
 Salt Lake City, Utah 84114  
 May 27, 2008



Attachment 2



EP120974001



EP120974002



EP120974003



EP120974004

EP000000000

EP000000000

**BRUSH WELL ROAD - Juab County**  
**SGID RD\_ID RD120974**

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5132 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: BRUSH WELL ROAD**

**County: Juab**

**County Road Number: 13138201**

**State Geographic Information Database (SGID) Road Identification Number: RD120974.**

**Total Road Length: 6.4 miles more or less.**

**Beginning at a point** on the road centerline located at 39 degrees 40 minutes 36.06 seconds North Latitude and -113 degrees 15 minutes 19.86 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,146,354.3 feet and Y = 7,055,807.6 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 39 degrees 41 minutes 04.9 seconds North Latitude and -113 degrees 10 minutes 04.18 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,171,163.6 feet and Y = 7,062,500.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 13 South Range 12 West, Section(s) 7,8,9,14,15,16,18,19, Salt Lake Base & Meridian  
Township 13 South Range 13 West, Section(s) 24, 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: BRUSH WELL ROAD**

**County: Juab**

**County Road Number: 13138201**

**State Geographic Information Database (SGID) Road Identification Number: RD120974.**

**Total Road Length: 6.4 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>
RD120974	001	BLM	1.4 Miles	A
RD120974	002	PVT	1.23 Miles	(not shown)
RD120974	003	ST	0.33 Miles	(not shown)
RD120974	004	PVT	2.61 Miles	(not shown)
RD120974	005	BLM	0.83 Miles	B
		<b>Total Road Length</b>	<b>6.4</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**

**BRUSH WELL ROAD**

**COUNTY ROAD NUMBER 13138201**

**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 Brush Well 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 2007 when I last observed it. Attached is a Juab County map showing Brush Well 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 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 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, mining, camping, recreation 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 graders performing maintenance and construction activities on the road.

Dated this 6 day of June, 2007.

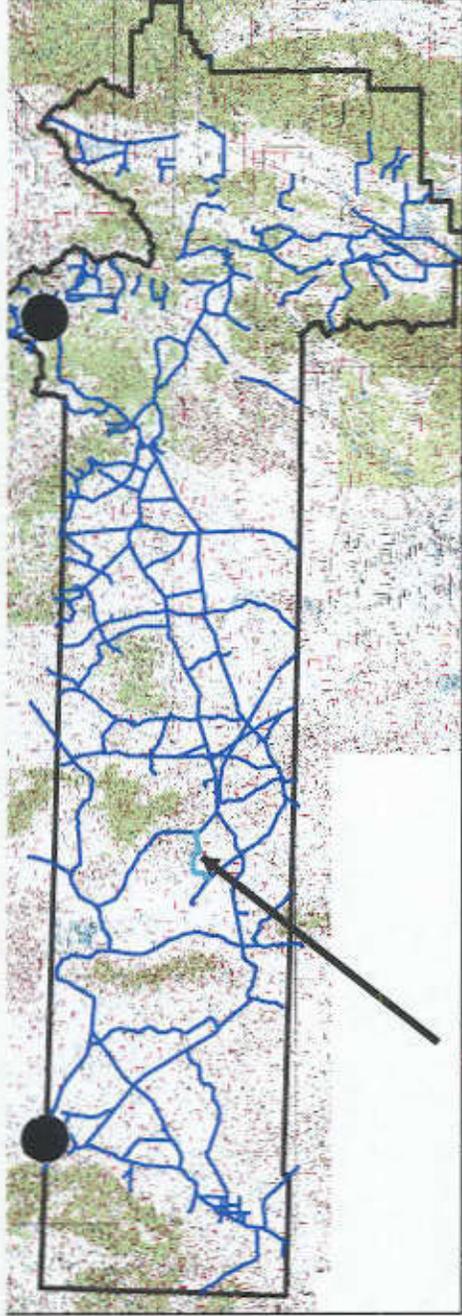
  
\_\_\_\_\_  
ROBERT STEELE

SUBSCRIBED AND SWORN to before me this 6<sup>th</sup> day of June, 2007.

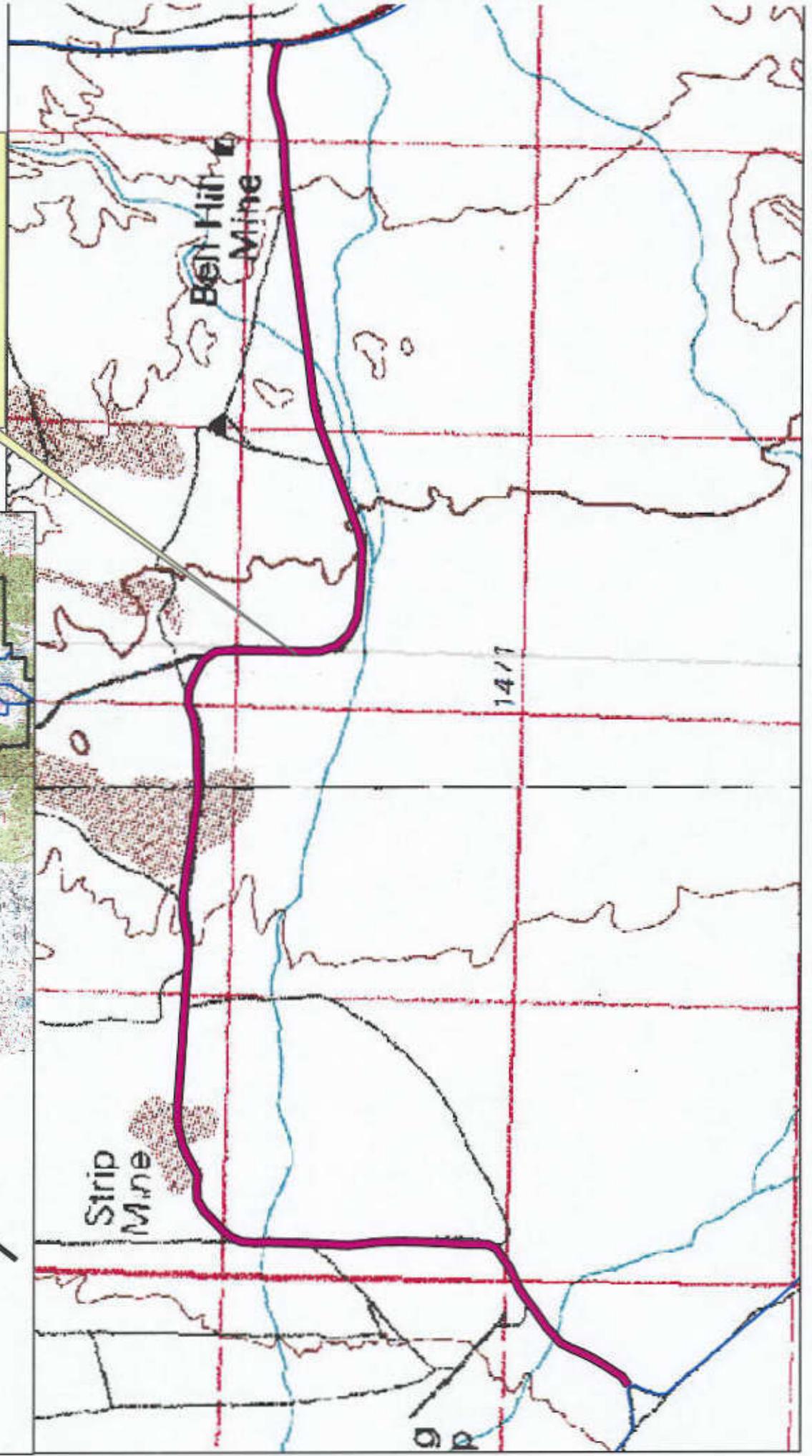


  
\_\_\_\_\_  
NOTARY PUBLIC

Juab County  
RS2477 Assertions  
June 2006



Brush Well Rd



**AFFIDAVIT OF RON JONES**

**BRUSH WELL ROAD**

**JUAB COUNTY, UTAH**

**ROAD NUMBER 13138201**

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 Brush Well 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 2004 when I last observed it. Attached is a Juab County map showing Brush Well 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 2004. 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 2004.

5. Throughout the time period from the late 1940s to 2004, 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, trapping and recreation.

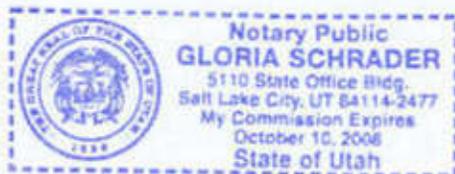
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

DATED this 6 day of June, 2007.

Ron Jones  
RON JONES

SUBSCRIBED AND SWORN to before me this 6<sup>th</sup> day of June, 2007.



Gloria Schrader  
NOTARY PUBLIC



**Appendix A to Attachment 4**

**Popular Name: BRUSH WELL ROAD**

**County: Juab**

**County Road Number: 13138201**

**State Geographic Information Database (SGID) Road Identification Number: RD120974.**

**Road-Segment Number: 001**

**Road-Segment Length: 1.4 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 12 West, Section(s) 18,19, Salt Lake Base & Meridian

Township 13 South Range 13 West, Section(s) 24, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (BRUSH WELL 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 36.06 seconds North Latitude and -113 degrees 15 minutes 19.86 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,146,354.3 feet and Y = 7,055,807.6 feet; thence the following courses along the said road center line:

thence North 50 Degrees 41 Minutes 08 Seconds East 95.4 feet  
thence North 55 Degrees 26 Minutes 17 Seconds East 103.2 feet  
thence North 33 Degrees 10 Minutes 12 Seconds East 102.3 feet  
thence North 33 Degrees 11 Minutes 36 Seconds East 144.4 feet  
thence North 33 Degrees 12 Minutes 26 Seconds East 187.7 feet  
thence North 29 Degrees 42 Minutes 32 Seconds East 216.3 feet  
thence North 25 Degrees 38 Minutes 48 Seconds East 223.3 feet  
thence North 22 Degrees 22 Minutes 29 Seconds East 223.6 feet  
thence North 27 Degrees 53 Minutes 57 Seconds East 208.8 feet  
thence North 47 Degrees 12 Minutes 25 Seconds East 205.5 feet

thence North 47 Degrees 25 Minutes 47 Seconds East 193.7 feet  
 thence North 54 Degrees 35 Minutes 17 Seconds East 59.3 feet  
 thence North 54 Degrees 41 Minutes 30 Seconds East 144.1 feet  
 thence North 55 Degrees 45 Minutes 37 Seconds East 223.4 feet  
 thence North 53 Degrees 00 Minutes 39 Seconds East 229 feet  
 thence North 53 Degrees 45 Minutes 44 Seconds East 222 feet  
 thence North 65 Degrees 49 Minutes 36 Seconds East 217.4 feet  
 thence North 65 Degrees 48 Minutes 47 Seconds East 37.5 feet  
 thence North 65 Degrees 50 Minutes 26 Seconds East 179.2 feet  
 thence North 54 Degrees 02 Minutes 49 Seconds East 39.6 feet  
 thence North 54 Degrees 02 Minutes 07 Seconds East 181.6 feet  
 thence North 56 Degrees 01 Minutes 05 Seconds East 212.4 feet  
 thence North 23 Degrees 40 Minutes 04 Seconds East 175.9 feet  
 thence North 00 Degrees 48 Minutes 19 Seconds East 201.1 feet  
 thence North 00 Degrees 21 Minutes 38 Seconds East 222.1 feet  
 thence North 02 Degrees 59 Minutes 19 Seconds East 233.3 feet  
 thence North 03 Degrees 15 Minutes 36 Seconds East 236.6 feet  
 thence North 02 Degrees 37 Minutes 24 Seconds East 243.1 feet  
 thence North 01 Degrees 52 Minutes 59 Seconds East 239.3 feet  
 thence North 00 Degrees 13 Minutes 32 Seconds East 242.8 feet  
 thence North 00 Degrees 57 Minutes 04 Seconds West 236.9 feet  
 thence North 03 Degrees 04 Minutes 21 Seconds West 238.8 feet  
 thence North 07 Degrees 38 Minutes 46 Seconds West 239.1 feet  
 thence North 05 Degrees 29 Minutes 48 Seconds West 243.4 feet  
 thence North 02 Degrees 01 Minutes 31 Seconds East 248.9 feet  
 thence North 03 Degrees 15 Minutes 51 Seconds East 262.6 feet  
 thence North 01 Degrees 37 Minutes 17 Seconds East 261.9 feet  
 thence North 01 Degrees 09 Minutes 08 Seconds East 115.2 feet  
 thence North 01 Degrees 24 Minutes 11 Seconds East 99.5 feet more or less to **the ending**

**point at:** 39 degrees 41 minutes 37.76 seconds North Latitude and -113 degrees 14 minutes 47.83 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,148,979.2 feet and Y = 7,062,000.0 feet.

**Appendix B to Attachment 4**

**Popular Name: BRUSH WELL ROAD**

**County: Juab**

**County Road Number: 13138201**

**State Geographic Information Database (SGID) Road Identification Number: RD120974.**

**Road-Segment Number: 005**

**Road-Segment Length: 0.83 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 12 West, Section(s) 14,15, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (BRUSH WELL ROAD)-- Segment 005 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 41 minutes 42.33 seconds North Latitude and -113 degrees 10 minutes 59.65 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,166,819.5 feet and Y = 7,062,120.2 feet; thence the following courses along the said road center line:

thence North 81 Degrees 16 Minutes 03 Seconds East 49.3 feet  
thence North 81 Degrees 44 Minutes 01 Seconds East 353.4 feet  
thence North 81 Degrees 40 Minutes 34 Seconds East 346.2 feet  
thence North 81 Degrees 20 Minutes 45 Seconds East 346.1 feet  
thence North 81 Degrees 50 Minutes 08 Seconds East 348.4 feet  
thence North 83 Degrees 49 Minutes 45 Seconds East 247.7 feet  
thence North 83 Degrees 56 Minutes 13 Seconds East 104.8 feet  
thence North 86 Degrees 18 Minutes 05 Seconds East 355.9 feet  
thence North 87 Degrees 25 Minutes 22 Seconds East 174.7 feet  
thence North 87 Degrees 08 Minutes 09 Seconds East 169.8 feet  
thence North 81 Degrees 17 Minutes 53 Seconds East 162.6 feet

thence North 81 Degrees 17 Minutes 18 Seconds East 174.6 feet

thence North 72 Degrees 48 Minutes 41 Seconds East 323.3 feet

thence North 75 Degrees 28 Minutes 46 Seconds East 299.5 feet

thence North 89 Degrees 25 Minutes 50 Seconds East 297.5 feet

thence South 82 Degrees 09 Minutes 36 Seconds East 302.9 feet

thence South 76 Degrees 46 Minutes 34 Seconds East 229.8 feet

thence South 71 Degrees 49 Minutes 54 Seconds East 119 feet more or less to **the ending**

**point at:** 39 degrees 41 minutes 046.9 seconds North Latitude and -113 degrees 10 minutes 04.18 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,171,163.6 feet and Y = 7,062,500.8 feet.