

**ENTRY NO. 00253807**

06/18/2008 11:40:53 AM B: 0524 P: 1853

2477 Road Acceptance PAGE 1 / 13

CRAIG J. SPERRY, JUAB COUNTY RECORDER

FEE \$ 0.00 BY STATE OF UTAH



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

**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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 DEATH CANYON ROAD; County Road Number: 8110301; State Geographic Information Database (SGID) Road Identification Number: RD121336. Total road length is 0.99 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.

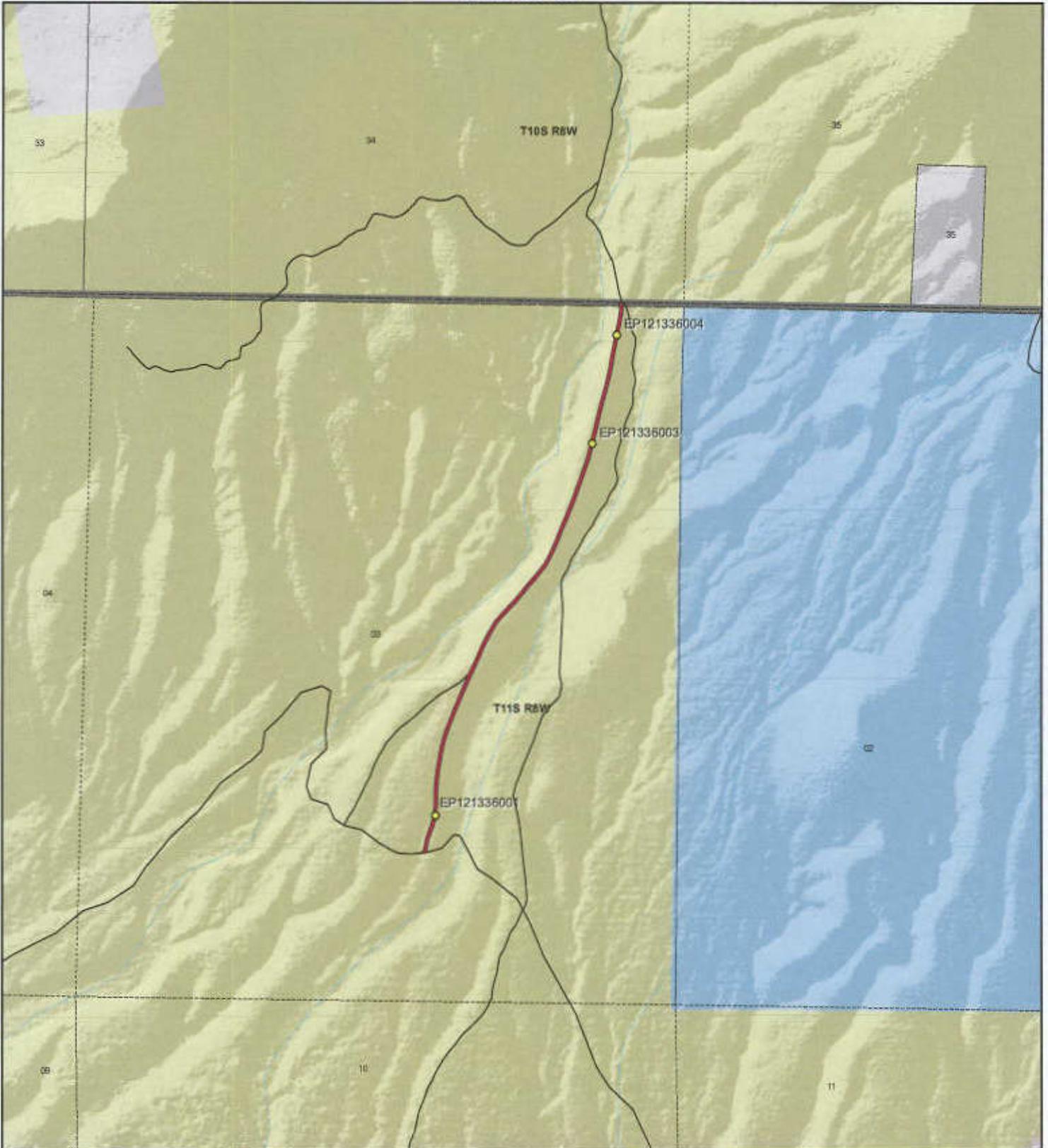
This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of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

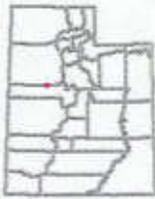
A printed copy of a map showing the location of the road in said county is appended hereto as "Attachment 1," a printed copy of representative photos of the road is appended hereto as "Attachment 2," a printed copy of a description of the beginning and ending points of the entire road together with a 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





 <p>1:13,741 1 inch equals 0.2 miles</p>		<p style="text-align: center;"><b>DEATH CANYON ROAD - Juab County</b> <b>SGID RD_ID RD121336</b></p> <table border="0"> <tr> <td colspan="2"><b>Land Ownership Categories</b></td> <td colspan="2"><b>Transportation Network</b></td> </tr> <tr> <td> BLM</td> <td> Wilderness</td> <td> DEATH CANYON ROAD</td> <td> Title V, Issued Or Under Consideration By BLM Or County</td> </tr> <tr> <td> Private</td> <td> UDWR Wildlife Reserve</td> <td> Other Roads</td> <td> Photo Event Point</td> </tr> <tr> <td> SITLA, State Trust Land</td> <td> DOD, Military</td> <td> Section = 1 Mile</td> <td></td> </tr> <tr> <td> USFS, National Forest</td> <td> State Sovereign Land</td> <td></td> <td></td> </tr> <tr> <td> State Parks and Recreation</td> <td> National Recreation Area</td> <td></td> <td></td> </tr> <tr> <td> Tribal, Indian Reservation</td> <td> USFWS, Natl. Wildlife Refuge</td> <td></td> <td></td> </tr> <tr> <td> NPS, National Park</td> <td></td> <td></td> <td></td> </tr> </table>	<b>Land Ownership Categories</b>		<b>Transportation Network</b>		BLM	Wilderness	DEATH CANYON ROAD	Title V, Issued Or Under Consideration By BLM Or County	Private	UDWR Wildlife Reserve	Other Roads	Photo Event Point	SITLA, State Trust Land	DOD, Military	Section = 1 Mile		USFS, National Forest	State Sovereign Land			State Parks and Recreation	National Recreation Area			Tribal, Indian Reservation	USFWS, Natl. Wildlife Refuge			NPS, National Park				<p>Map prepared by the State of Utah Automated Geographic Reference Center Room 5130 State Office Building Salt Lake City, Utah 84114 May 27, 2008</p>  
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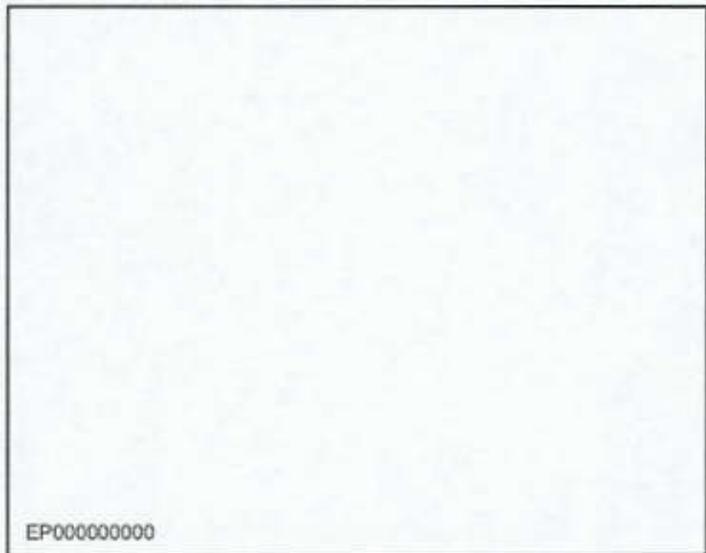
EP121336001



EP121336003



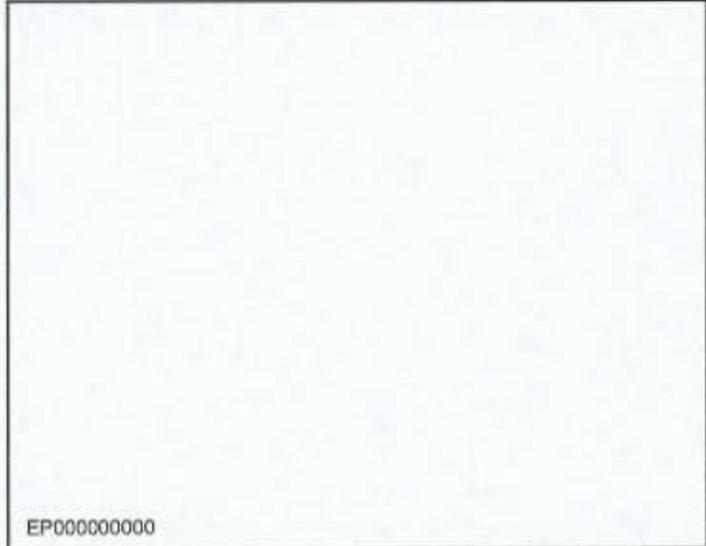
EP121336004



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**DEATH CANYON ROAD - Juab County**  
**SGID RD\_ID RD121336**

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: DEATH CANYON ROAD**

**County: Juab**

**County Road Number: 8110301**

**State Geographic Information Database (SGID) Road Identification Number: RD121336.**

**Total Road Length: 0.99 miles more or less.**

**Beginning at a point** on the road centerline located at 39 degrees 53 minutes 25.06 seconds North Latitude and -112 degrees 43 minutes 58.26 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,294,511.2 feet and Y = 7,131,147.6 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 39 degrees 54 minutes 13.06 seconds North Latitude and -112 degrees 43 minutes 37.11 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,296,226.6 feet and Y = 7,135,981.6 feet based on the US Survey Foot conversion.

This road may traverse:

Township 10 South Range 8 West, Section(s) 34, Salt Lake Base & Meridian  
Township 11 South Range 8 West, Section(s) 3, 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: DEATH CANYON ROAD**

**County: Juab**

**County Road Number: 8110301**

**State Geographic Information Database (SGID) Road Identification Number: RD121336.**

**Total Road Length: 0.99 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>RD121336</b>	<b>001</b>	<b>BLM</b>	<b>0.99 Miles</b>	<b>A</b>
		<b>Total Road Length</b>	<b>0.99</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**  
**DEATH CANYON ROAD**  
**COUNTY ROAD NUMBER 8110301**  
**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 Death Canyon 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 Death Canyon 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 weekly for more than ten continuous years prior to 1976, and was used weekly in 2007.

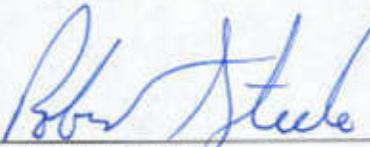
4. Throughout the time period from 1942 to 2007, I have used the road myself for hunting, trapping and traveling in and through the area and prospecting for minerals.

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, rock hounding and government access.

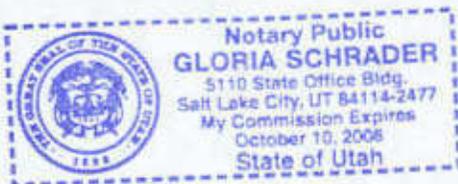
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1800s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

Dated this 5 day of June, 2007.

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

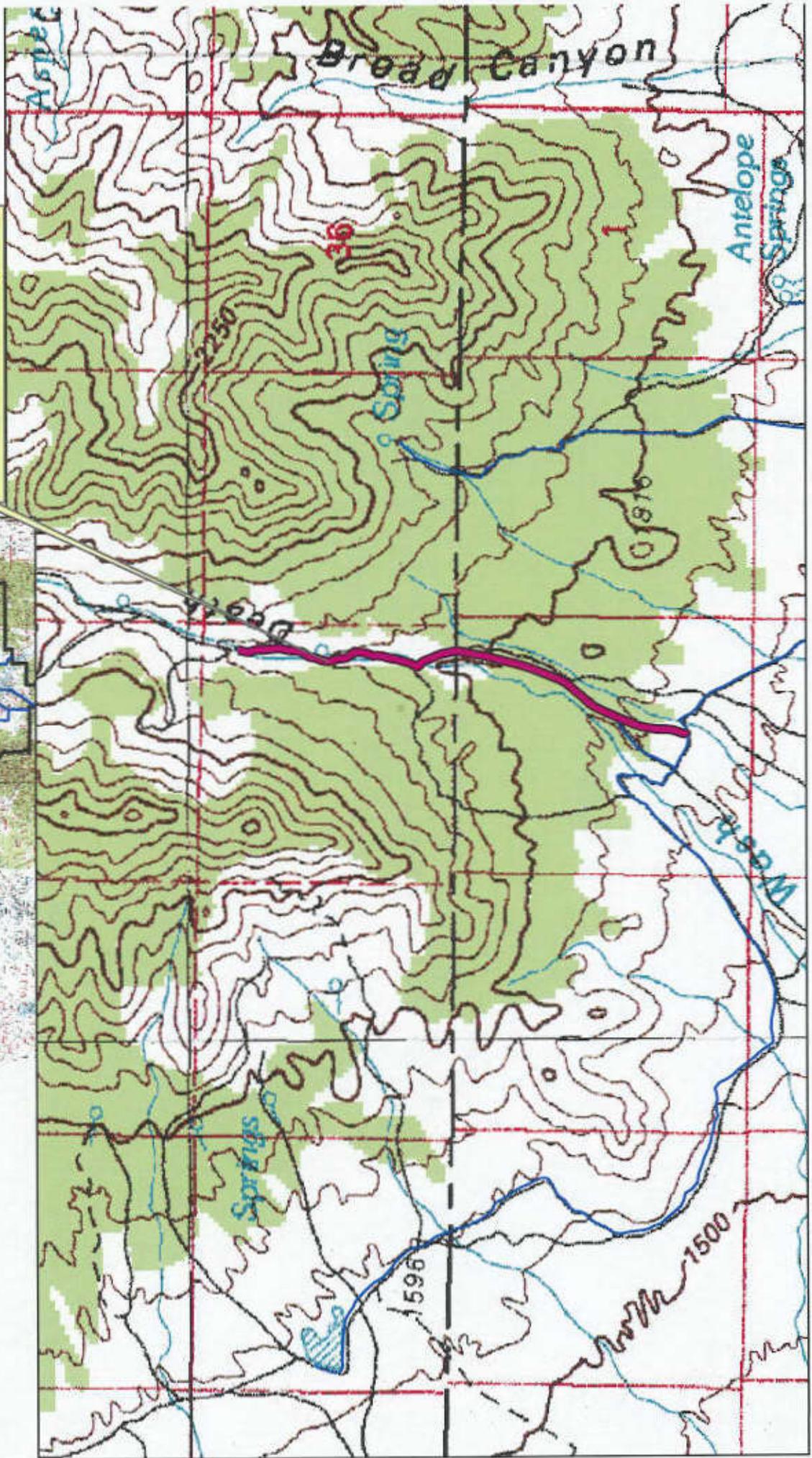
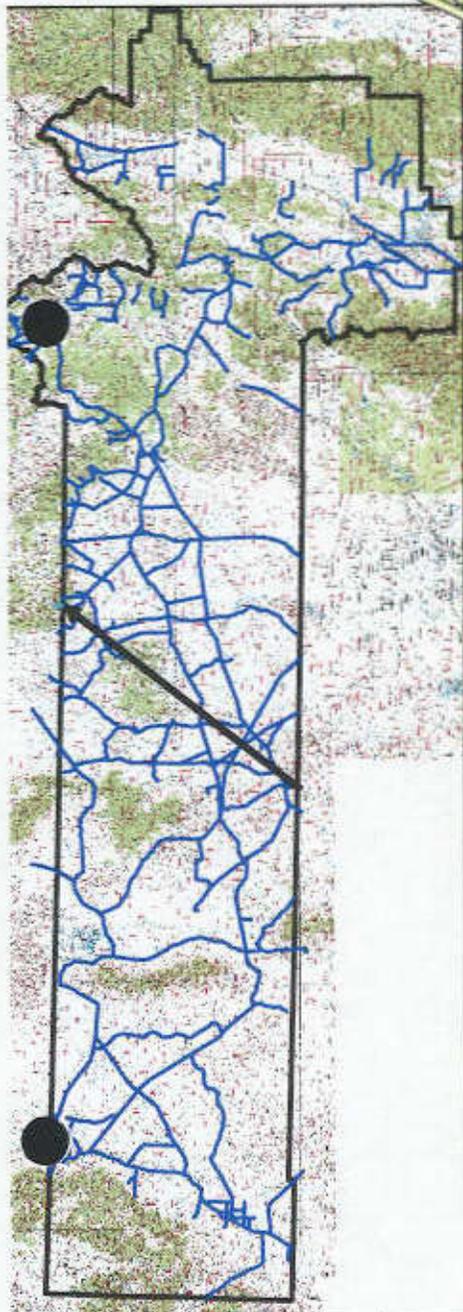
SUBSCRIBED AND SWORN to before me this 5<sup>th</sup> day of June, 2007.



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

Juab County  
RS2477 Assertions  
June 2006

Death Canyon



**AFFIDAVIT OF RON JONES**

**DEATH CANYON ROAD**

**JUAB COUNTY, UTAH**

**ROAD NUMBER 8110301**

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 Death Canyon 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 1987 when I last observed it. Attached is a Juab County map showing Death Canyon 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 1987. 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 1987.

5. Throughout the time period from the late 1940s to 1987, 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, mining, rock hounding, hunting, prospecting for minerals, oil and gas exploration, trapping and recreation.

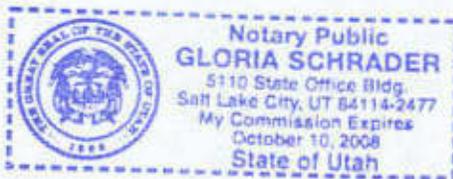
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1800s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

DATED this 5 day of June, 2007.

Ron Jones  
RON JONES

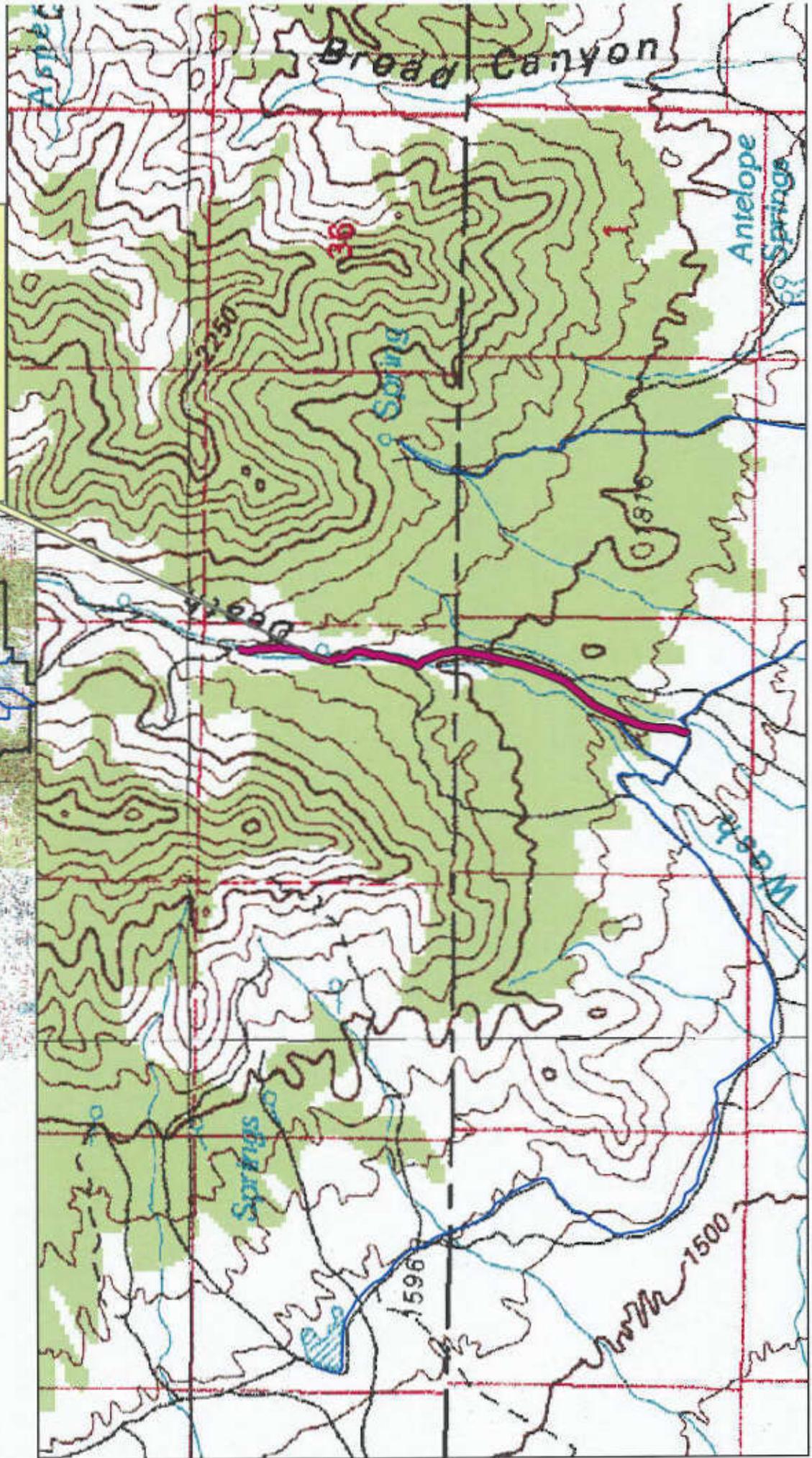
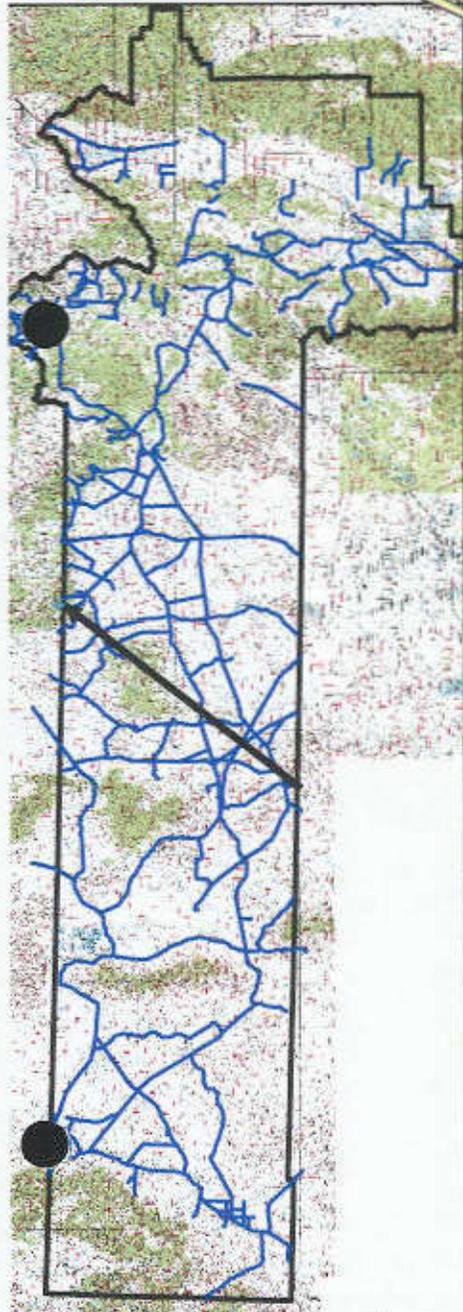
SUBSCRIBED AND SWORN to before me this 5th day of June, 2007.



Gloria Schrader  
NOTARY PUBLIC

Juab County  
RS2477 Assertions  
June 2006

Death Canyon



## Appendix A to Attachment 4

**Popular Name: DEATH CANYON ROAD**

**County: Juab**

**County Road Number: 8110301**

**State Geographic Information Database (SGID) Road Identification Number: RD121336.**

**Road-Segment Number: 001**

**Road-Segment Length: 0.99 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 8 West, Section(s) 34, Salt Lake Base & Meridian

Township 11 South Range 8 West, Section(s) 3, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (DEATH CANYON 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 25.06 seconds North Latitude and -112 degrees 43 minutes 58.26 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,294,511.2 feet and Y = 7,131,147.6 feet; thence the following courses along the said road center line:

thence North 44 Degrees 08 Minutes 33 Seconds East 24.8 feet  
thence North 13 Degrees 36 Minutes 47 Seconds East 45 feet  
thence North 08 Degrees 34 Minutes 07 Seconds East 59.4 feet  
thence North 20 Degrees 25 Minutes 15 Seconds East 82.4 feet  
thence North 19 Degrees 07 Minutes 05 Seconds East 112.4 feet  
thence North 05 Degrees 05 Minutes 42 Seconds East 114.7 feet  
thence North 00 Degrees 53 Minutes 20 Seconds West 99.4 feet  
thence North 02 Degrees 42 Minutes 05 Seconds East 93.3 feet  
thence North 06 Degrees 54 Minutes 30 Seconds East 88.6 feet  
thence North 08 Degrees 10 Minutes 12 Seconds East 95.5 feet

thence North 08 Degrees 21 Minutes 52 Seconds East 95.6 feet  
 thence North 13 Degrees 19 Minutes 01 Seconds East 91.8 feet  
 thence North 17 Degrees 17 Minutes 46 Seconds East 101.9 feet  
 thence North 20 Degrees 24 Minutes 30 Seconds East 101 feet  
 thence North 22 Degrees 06 Minutes 50 Seconds East 110 feet  
 thence North 22 Degrees 38 Minutes 02 Seconds East 111.9 feet  
 thence North 23 Degrees 00 Minutes 12 Seconds East 116.8 feet  
 thence North 23 Degrees 28 Minutes 13 Seconds East 112.2 feet  
 thence North 29 Degrees 02 Minutes 09 Seconds East 6 feet  
 thence North 24 Degrees 05 Minutes 04 Seconds East 124.7 feet  
 thence North 24 Degrees 11 Minutes 51 Seconds East 123.3 feet  
 thence North 26 Degrees 32 Minutes 24 Seconds East 113.3 feet  
 thence North 31 Degrees 03 Minutes 16 Seconds East 117.2 feet  
 thence North 40 Degrees 32 Minutes 22 Seconds East 125.4 feet  
 thence North 43 Degrees 33 Minutes 31 Seconds East 130.6 feet  
 thence North 38 Degrees 29 Minutes 13 Seconds East 137.7 feet  
 thence North 40 Degrees 06 Minutes 28 Seconds East 142.7 feet  
 thence North 38 Degrees 21 Minutes 38 Seconds East 128.6 feet  
 thence North 29 Degrees 26 Minutes 38 Seconds East 110.4 feet  
 thence North 22 Degrees 35 Minutes 32 Seconds East 112.9 feet  
 thence North 21 Degrees 53 Minutes 44 Seconds East 125.8 feet  
 thence North 22 Degrees 33 Minutes 44 Seconds East 125.7 feet  
 thence North 21 Degrees 23 Minutes 48 Seconds East 126.8 feet  
 thence North 19 Degrees 55 Minutes 52 Seconds East 130.8 feet  
 thence North 18 Degrees 43 Minutes 17 Seconds East 136.8 feet  
 thence North 18 Degrees 40 Minutes 06 Seconds East 139.1 feet  
 thence North 14 Degrees 52 Minutes 23 Seconds East 137.7 feet  
 thence North 13 Degrees 38 Minutes 47 Seconds East 134.6 feet  
 thence North 11 Degrees 35 Minutes 17 Seconds East 135.1 feet  
 thence North 14 Degrees 22 Minutes 23 Seconds East 138.4 feet  
 thence North 16 Degrees 06 Minutes 20 Seconds East 139.2 feet  
 thence North 12 Degrees 13 Minutes 18 Seconds East 134.4 feet  
 thence North 07 Degrees 47 Minutes 15 Seconds East 130.2 feet  
 thence North 10 Degrees 18 Minutes 54 Seconds East 131.5 feet  
 thence North 12 Degrees 09 Minutes 29 Seconds East 126 feet  
 thence North 10 Degrees 59 Minutes 16 Seconds East 113.8 feet  
 thence North 00 Degrees 46 Minutes 13 Seconds West 54.5 feet  
 thence North 00 Degrees 46 Minutes 03 Seconds West 29.5 feet more or less to **the ending**

**point at:** 39 degrees 54 minutes 13.06 seconds North Latitude and -112 degrees 43 minutes 37.11 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,296,226.6 feet and Y = 7,135,981.6 feet.