

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

Ent 103062 Bk 893 Pg 1-12
Date: 29-MAY-2008 10:34AM
Fee: None
Filed By: LCJ
LOUISE JONES, Recorder
SAN JUAN COUNTY CORPORATION
For: GOVERNOR 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 San Juan County as it pertains to the highway located in San Juan County known as LIGHTNING DRAW ROAD; County Road Number: B141; State Geographic Information Database (SGID) Road Identification Number: RD190082. Total road length is 2.11 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 22nd day of May, 2008.

By the Governor's Designee



John Harja

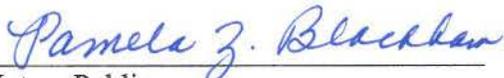
CERTIFICATION

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 22nd day of May, 2008.





Notary Public



Ent 103062 Bk 0893 Pg 0003

LIGHTNING DRAW ROAD - San Juan County
SGID RD_ID RD190082

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

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



1:22,760

1 inch equals 0.4 miles



Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Apr 02, 2008



Attachment 2



EP190082001



EP190082003



EP190082004



EP190082006

EP000000000

EP000000000

LIGHTNING DRAW ROAD - San Juan County
SGID RD_ID RD190082

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
April 11, 2008



Attachment 3

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

Popular Name: LIGHTNING DRAW ROAD

County: San Juan

County Road Number: B141

State Geographic Information Database (SGID) Road Identification Number: RD190082.

Total Road Length: 2.11 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 05 minutes 52.74 seconds North Latitude and -109 degrees 23 minutes 36.31 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,246,576.2 feet and Y = 10,370,503.2 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 06 minutes 57.64 seconds North Latitude and -109 degrees 21 minutes 55.62 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,254,473.1 feet and Y = 10,377,248.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 31 South Range 23 East, Section(s) 2,3,9,10, 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: LIGHTNING DRAW ROAD

County: San Juan

County Road Number: B141

State Geographic Information Database (SGID) Road Identification Number: RD190082.

Total Road Length: 2.11 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
RD190082	001	BLM	1.56 Miles	A
RD190082	002	ST	0.55 Miles	(not shown)
		Total Road Length	2.11	_____

* 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.

AFFIDAVIT OF LYNN L. ADAMS

LIGHTNING DRAW ROAD

SAN JUAN COUNTY, UTAH

COUNTY ROAD NUMBER B141

State of Utah)
 : ss
County of San Juan)

Lynn L. Adams, 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 San Juan County, Utah. I have lived in San Juan County for 82 years. I worked for the San Juan County Roads Department from 1961 to 1987.

2. I have traveled and am familiar with a road in San Juan County known as Lightning Draw Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1938, it followed the same route as in 2007, when I last observed it. Attached is a San Juan County map showing Lightning Draw 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 identifies this road according to the road number described 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 1938 and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including: car, truck, pickup, motorcycle, and ATV. Throughout this time period, the road has been used

weekly, weather permitting, for more than 10 continuous years prior to 1976 and was used weekly, weather permitting, in 2007.

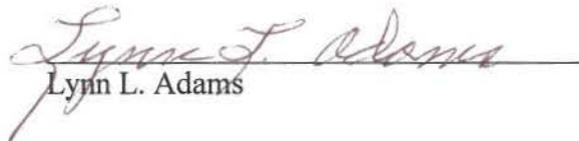
5. Throughout the time period from 1938 to 2007, I have used the road myself for the following uses: livestock operations and maintenance activities.

6. 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 the following uses: hunting, tourism, mineral prospecting, wood gathering, recreation, and oil and gas exploration.

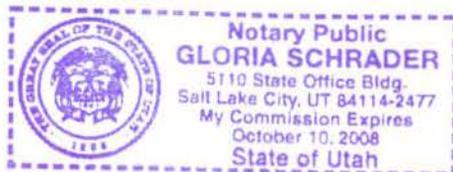
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I personally performed maintenance activities prior to 1976.

Dated this 17 day of September, 2007.

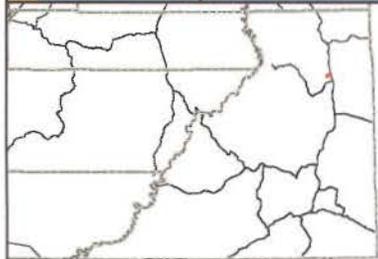

Lynn L. Adams

SUBSCRIBED AND SWORN TO before me this 17th day of September, 2007.




Notary Public

Ent 103062 BK 0893 Pg 0009



LIGHTNING DRAW
County Unique - B141

Land Ownership Categories

- BLM
- National Recreation Area
- SITLA, State Trust Land
- USFS, National Forest
- National Parks & Monuments (NPS)

- Private
- Wilderness
- State Park
- Tribal Lands

Misc

- City / Town
- Municipalities
- Section = 1 Mile

Transportation Network

- LIGHTNING DRAW
- State / U.S. Highway
- Local Roads



1:21,714
1 inch equals 0.3 miles
Jul 25, 2007

AFFIDAVIT OF TED C. BRONSON
LIGHTNING DRAW ROAD
SAN JUAN COUNTY, UTAH
COUNTY ROAD NUMBER B141

State of Utah)
 : ss
County of San Juan)

Ted C. Bronson, 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 San Juan County, Utah. I have lived in San Juan County 81 years. I worked as a grader for the San Juan County Road Department during the years 1961-1987.

2. I have traveled and am familiar with a road in San Juan County known as Lightning Draw Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960's, it followed the same route as in the late 1980s, when I last observed it. Attached is a San Juan County map showing Lightning Draw 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 identifies this road according to the road number described 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 1960's and continuing through 1976 to the late 1980s. Throughout this time period I have observed travel on the road by various

means, including horses, maintenance vehicles, cars and trucks. Throughout this time period, the road has been used weekly.

5. Throughout the time period from the early 1960's to the late 1980s, I have used the road myself for the following uses: hunting, county road maintenance and traveling in and through the area.

6. 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 the following uses: livestock operations.

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 sometime before the early 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

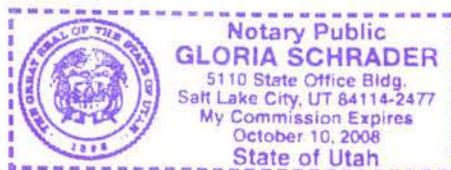
8. I personally graded the road from 1974 to the early 1980's as well as observed the following evidence of construction and maintenance performed on the road prior to 1976: road berms, cuts and fills, constructed dugways and culverts from at least as early as the early 1970s.

Dated this 17 day of September, 2007.



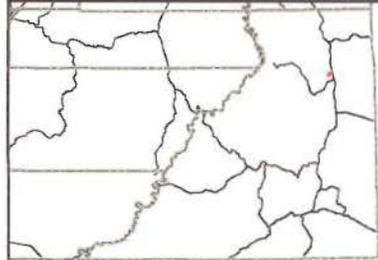
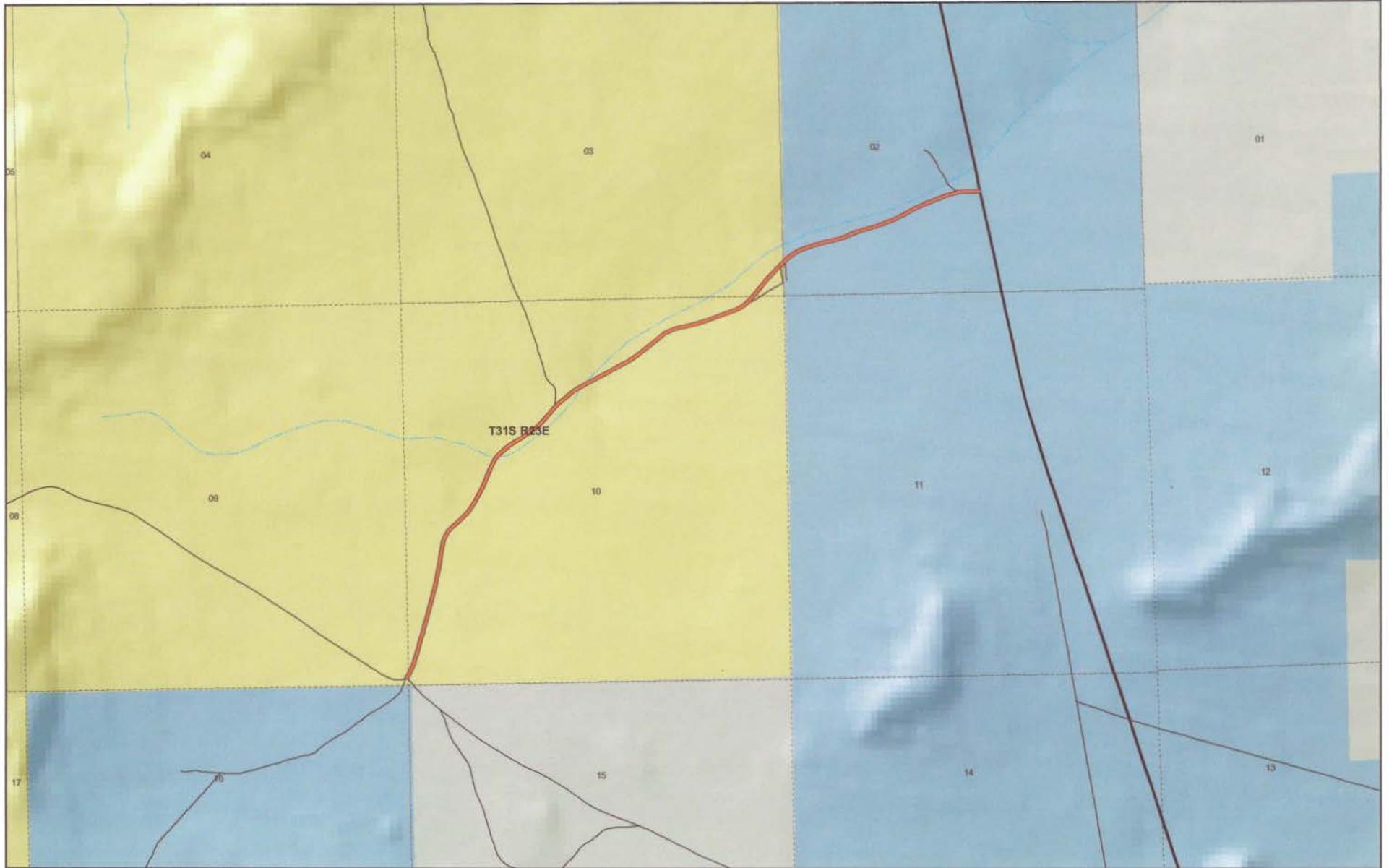
Ted C. Bronson

SUBSCRIBED AND SWORN TO before me this 17th day of September, 2007.





Notary Public



LIGHTNING DRAW
County Unique - B141

Land Ownership Categories

- BLM
- National Recreation Area
- SITLA, State Trust Land
- USFS, National Forest
- National Parks & Monuments (NPS)
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Misc

- City / Town
- Municipalities
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- State / U.S. Highway
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1 inch equals 0.3 miles
Jul 25, 2007