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

Ent 103064 Bk 893 Pg 26 -38
Date: 29-MAY-2008 10:38AM
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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 GRANDVIEW POINT ROAD; County Road Number: B143; State Geographic Information Database (SGID) Road Identification Number: RD190086. Total road length is 15.37 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)

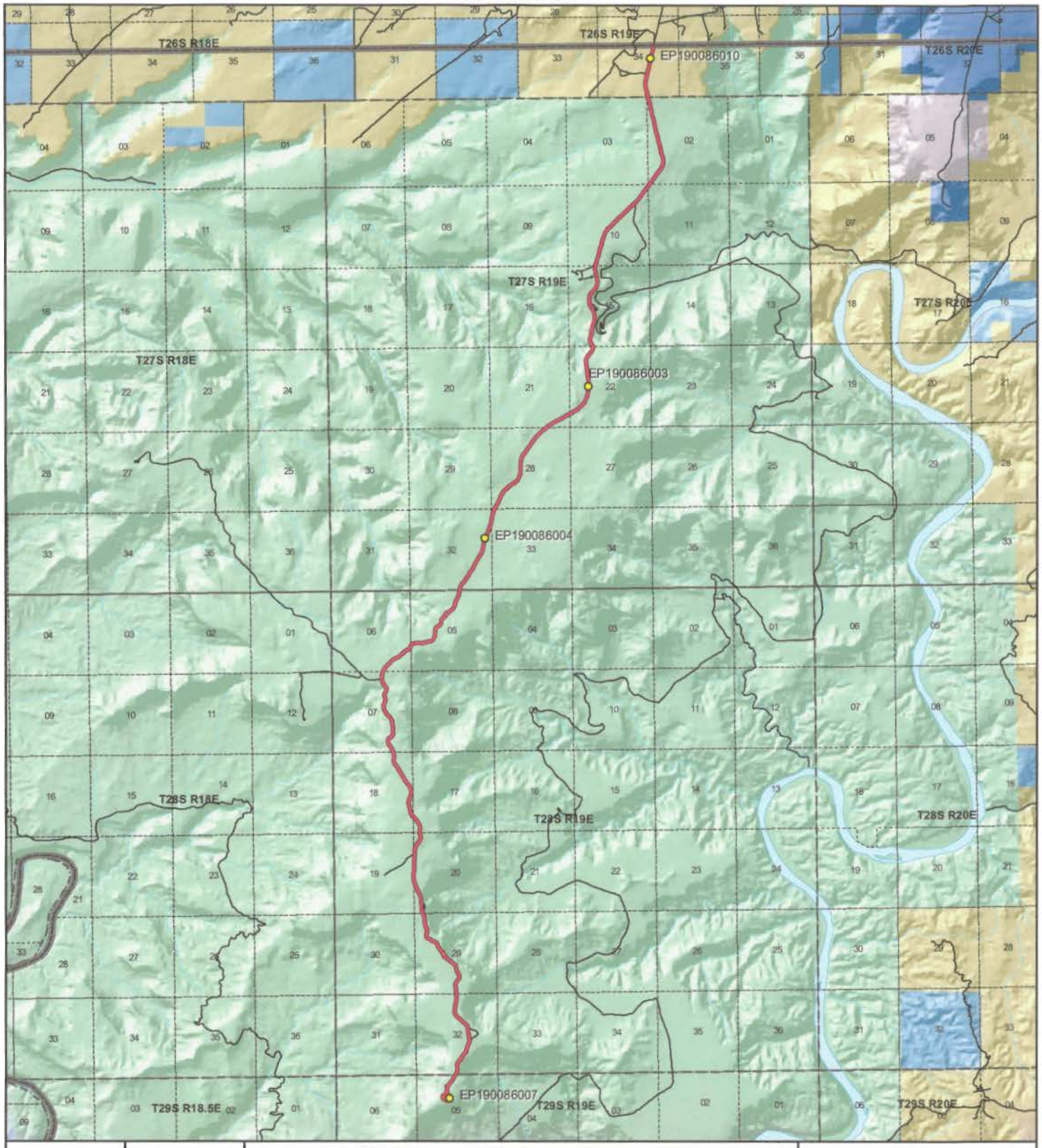
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to 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
PAMELA Z. BLACKHAM
5110 State Office Bldg
Salt Lake City, Utah 84114
COMMISSION EXPIRES
May 3, 2011
STATE OF UTAH

Pamela Z. Blackham
Notary Public

Ent 103064 Bk 0893 Pg 0027



1:101,258
1 inch equals 1.6 miles

GRANDVIEW POINT ROAD - San Juan County
SGID RD_ID RD190086

Land Ownership Categories

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

Transportation Network

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

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
Apr 08, 2008

Ent 103064 Bk 0893 Pg 0028

EP190086003

EP190086004

EP190086007

EP190086010

EP000000000

EP000000000

GRANDVIEW POINT ROAD - San Juan County
SGID RD_ID RD190086

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

Ent 103064 Bk 0893 Pg 0029

Attachment 3

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

Popular Name: GRANDVIEW POINT ROAD
County: San Juan
County Road Number: B143
State Geographic Information Database (SGID) Road Identification Number: RD190086.
Total Road Length: 15.37 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 29 minutes 059.7 seconds North Latitude and -109 degrees 48 minutes 23.97 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,125,032.9 feet and Y = 10,514,438.0 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 18 minutes 44.78 seconds North Latitude and -109 degrees 51 minutes 24.28 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,111,900.0 feet and Y = 10,445,915.6 feet based on the US Survey Foot conversion.

This road may traverse:

Township 26 South Range 19 East, Section(s) 34, Salt Lake Base & Meridian
Township 27 South Range 19 East, Section(s) 2,10,11,15,21,22,28,32,33, Salt Lake Base & Meridian
Township 28 South Range 19 East, Section(s) 5,6,7,17,18,19,20,29,32, Salt Lake Base & Meridian
Township 29 South Range 19 East, Section(s) 5, Salt Lake Base & Meridian
See Attachment 1 above for a cartographic depiction of the course of this road.

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Attachment 4
Road Centerline Description Cover Page(s)

Popular Name: GRANDVIEW POINT ROAD
County: San Juan
County Road Number: B143
State Geographic Information Database (SGID) Road Identification Number: RD190086.
Total Road Length: 15.37 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
RD190086	001	BLM	0.65 Miles	A
RD190086	002	NPS	14.44 Miles	(not shown)
RD190086	003	NPS	0.28 Miles	(not shown)
		Total Road Length	15.37	————

*** 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.

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Attachment 5

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AFFIDAVIT OF ALBERT E. STEELE

GRANDVIEW POINT ROAD

SAN JUAN COUNTY, UTAH

COUNTY ROAD NUMBER B143

State of Utah)
: ss
County of San Juan)

Albert E. 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 currently reside in San Juan County, Utah. I have lived in San Juan County for 60 years.

2. I have traveled and am familiar with a road in San Juan County known as Grandview Point Road. I am also familiar with the land the road traverses. When I first used and observed the road in the mid 1950s, it followed the same route as in 2000, when I last observed it. Attached is a San Juan County map showing Grandview Point 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 mid 1950s and continuing through 1976 to 2000. Throughout this time period I have observed travel on the road by various means, including: car, pickup and jeep. Throughout this time period, the road was used daily, for more than 10 continuous years prior to 1976, and was used daily in 2000.

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5. Throughout the time period from the mid 1950s to 2000, I have used the road myself for the following uses: trapping, tour guides, and predator control.

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, hunting, mining, wood gathering, tourism, and oil and gas activity.

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

8. I observed the graded surface prior to 1976.

Dated this 20th day of September, 2007.

Albert E. Steele

Albert E. Steele

SUBSCRIBED AND SWORN TO before me this 20th day of September, 2007.

Gloria Schrader

Notary Public

Notary Public
GLORIA SCHRADER
5110 State Office Bldg.
Salt Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

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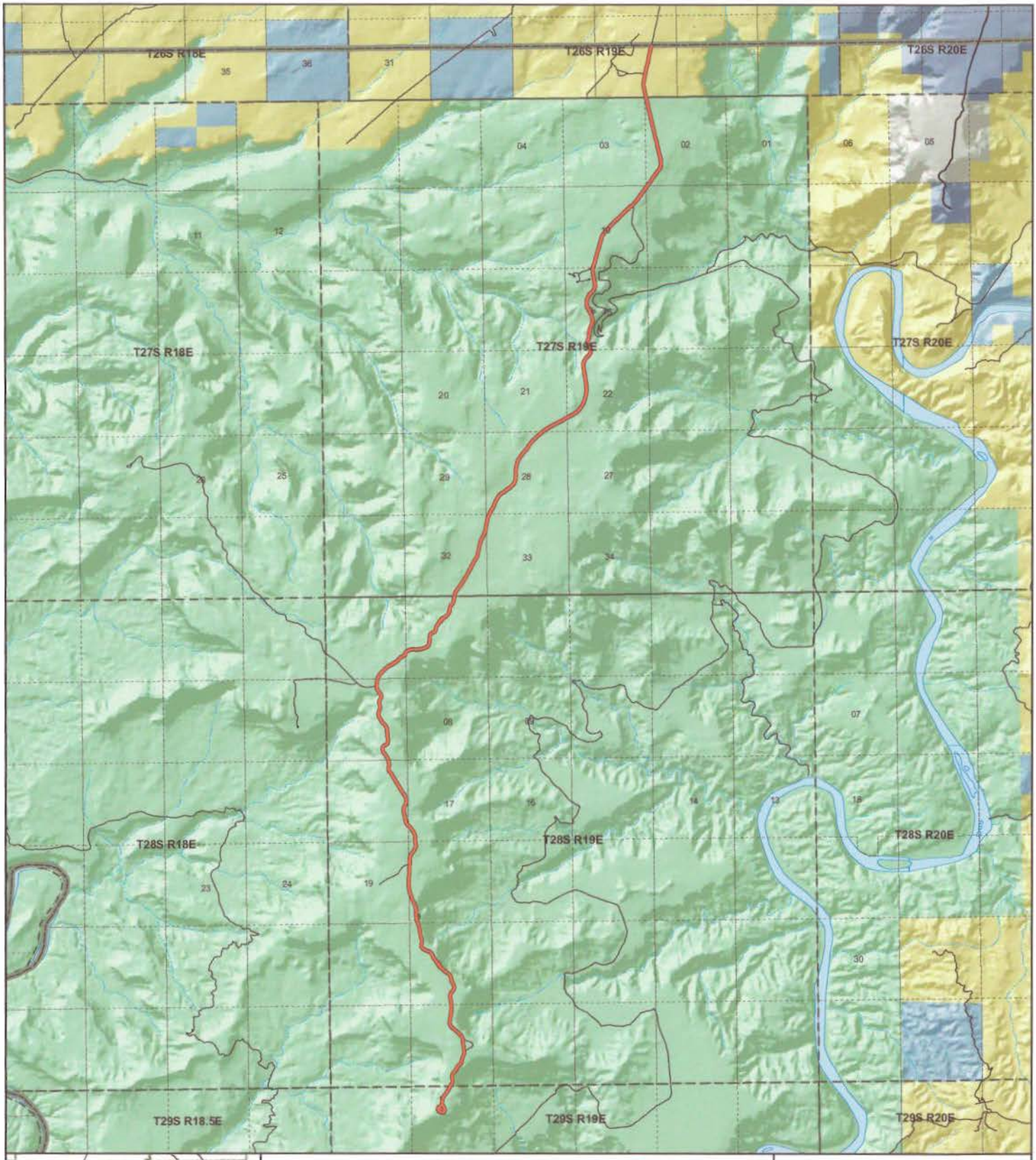

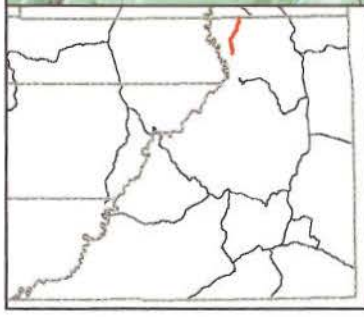

GRANDVIEW POINT
County Unique - B143

Land Ownership Categories
- BLM
- US Forest Service
- Private
- State Lands
- National Parks & Monuments (NPS)
- Wilderness
- National Recreation Area
- State Parks
- Tribal Lands

Transportation Network
- GRANDVIEW POINT
- State / U.S. Highway
- Local Roads

Misc
- City / Town
- Municipalities
- Section = 1 Mile

N

1:99,557
1 inch equals 1.6 miles
Jul 27, 2007

Ent 103064 Bk 0893 Pg 0035

AFFIDAVIT OF LYNN L. ADAMS

GRANDVIEW POINT ROAD

SAN JUAN COUNTY, UTAH

COUNTY ROAD NUMBER B143

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 Grandview Point Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1959, it followed the same route as in 1992, when I last observed it. Attached is a San Juan County map showing Grandview Point 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 1959 and continuing through 1976 to 1992. Throughout this time period I have observed travel on the road by various means, including: truck, pickup, motorcycle, and ATV. Throughout this time period, the road has been used daily,

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weather permitting, for more than 10 continuous years prior to 1976 and was used daily, weather permitting, in 1992.

5. Throughout the time period from 1959 to 1992, I have used the road myself for the following uses: sightseeing and recreation.

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, hunting, mineral prospecting, 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 observed graders performing maintenance activities prior to 1976. The road is currently paved.

Dated this 17 day of September, 2007.

Lynn L. Adams

Lynn L. Adams

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

Notary Public
GLORIA SCHRADER
5110 State Office Bldg.
Salt Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

Gloria Schrader

Notary Public

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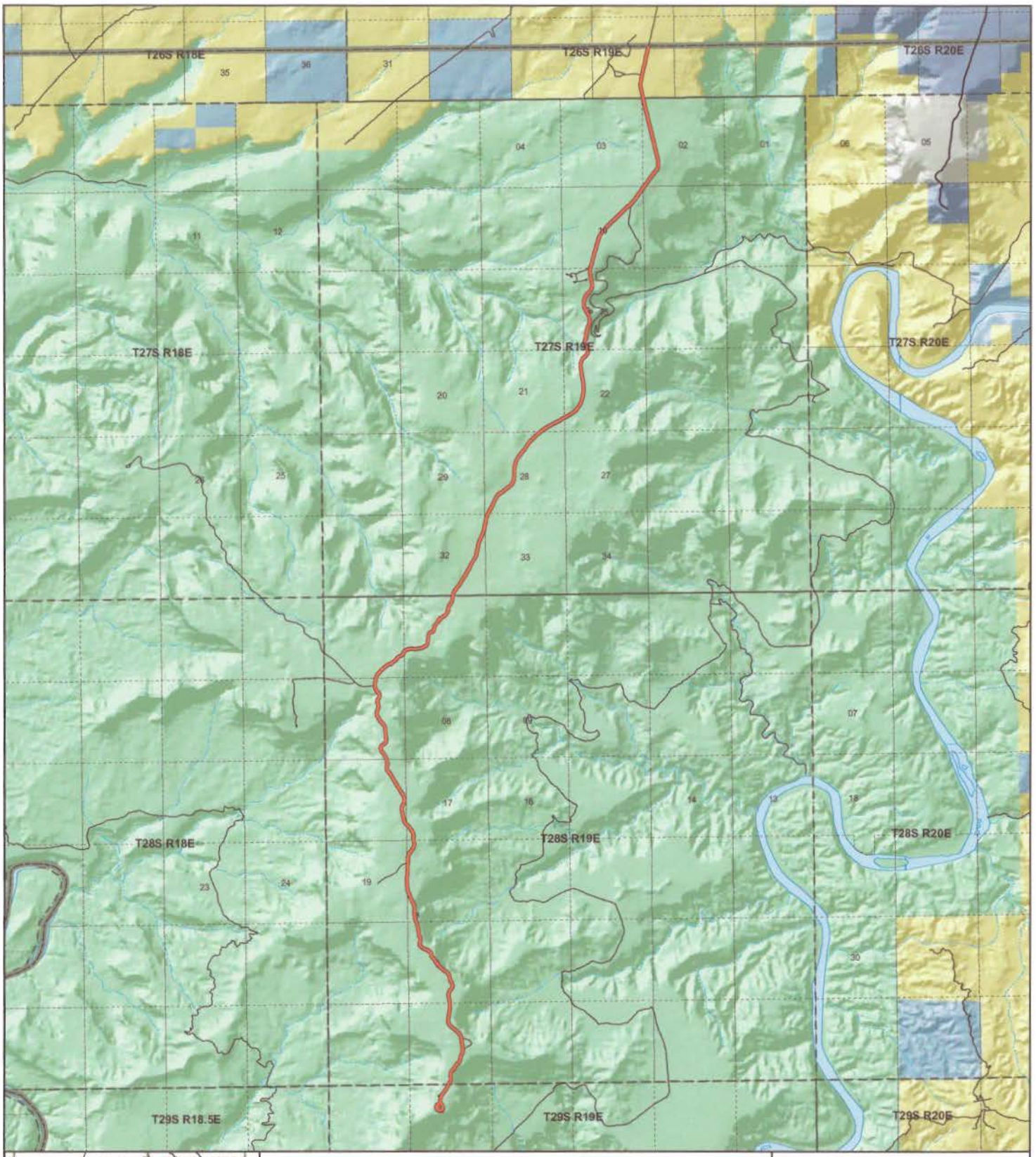

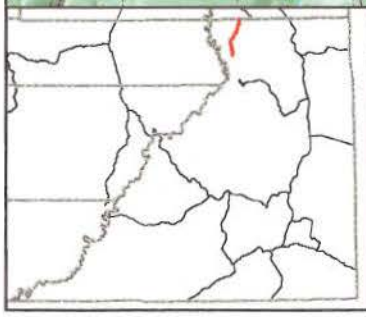

GRANDVIEW POINT
County Unique - B143

Land Ownership Categories
- BLM
- US Forest Service
- Private
- State Lands
- National Parks & Monuments (NPS)
- Wilderness
- National Recreation Area
- State Parks
- Tribal Lands

Transportation Network
- GRANDVIEW POINT
- State / U.S. Highway
- Local Roads

Misc
- City / Town
- Municipalities
- Section = 1 Mile

N

1:99,557
1 inch equals 1.6 miles
Jul 27, 2007

Appendix A to Attachment 4

Popular Name: GRANDVIEW POINT ROAD
County: San Juan
County Road Number: B143
State Geographic Information Database (SGID) Road Identification Number: RD190086.
Road-Segment Number: 001
Road-Segment Length: 0.65 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 26 South Range 19 East, Section(s) 34, Salt Lake Base & Meridian
Township 27 South Range 19 East, Section(s) 2, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (GRANDVIEW POINT 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 38 degrees 29 minutes 059.7 seconds North Latitude and -109 degrees 48 minutes 23.97 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,125,032.9 feet and Y = 10,514,438.0 feet; thence the following courses along the said road center line:

thence South 11 Degrees 30 Minutes 04 Seconds West 83.5 feet
thence South 12 Degrees 19 Minutes 55 Seconds West 187.7 feet
thence South 12 Degrees 25 Minutes 04 Seconds West 199.8 feet
thence South 12 Degrees 28 Minutes 05 Seconds West 200.6 feet
thence South 12 Degrees 08 Minutes 03 Seconds West 204.3 feet
thence South 12 Degrees 08 Minutes 46 Seconds West 208.7 feet
thence South 12 Degrees 04 Minutes 47 Seconds West 211.3 feet
thence South 12 Degrees 15 Minutes 46 Seconds West 212.8 feet
thence South 12 Degrees 38 Minutes 23 Seconds West 211.1 feet
thence South 12 Degrees 15 Minutes 49 Seconds West 206.8 feet

thence South 11 Degrees 50 Minutes 58 Seconds West 53 feet
thence South 11 Degrees 52 Minutes 18 Seconds West 146.4 feet
thence South 11 Degrees 35 Minutes 01 Seconds West 188.1 feet
thence South 06 Degrees 40 Minutes 16 Seconds West 175.9 feet
thence South 00 Degrees 04 Minutes 11 Seconds East 167.4 feet
thence South 06 Degrees 20 Minutes 49 Seconds East 158.7 feet
thence South 11 Degrees 42 Minutes 04 Seconds East 152.7 feet
thence South 14 Degrees 19 Minutes 51 Seconds East 147.5 feet
thence South 14 Degrees 03 Minutes 09 Seconds East 131.1 feet
thence South 13 Degrees 44 Minutes 35 Seconds East 108.7 feet
thence South 12 Degrees 57 Minutes 45 Seconds East 73.3 feet
thence South 14 Degrees 08 Minutes 58 Seconds East 22.6 feet
thence South 14 Degrees 06 Minutes 35 Seconds East 2.1 feet
thence South 16 Degrees 53 Minutes 34 Seconds East 3.6 feet more or less to **the ending point at:** 38 degrees 29 minutes 026.3 seconds North Latitude and -109 degrees 48 minutes 29.04 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,124,690.6 feet and Y = 10,511,052.2 feet.