

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

Ent 103102 Bk 893 Pg 518-530
Date: 29-MAY-2008 12:32PM
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 BLACK MESA MISSILE ROAD; County Road Number: B2051; State Geographic Information Database (SGID) Road Identification Number: RD190163. Total road length is 1.5 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

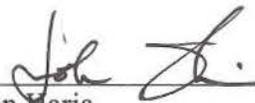
Internet at <http://recorded2477roads.utah.gov>.

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

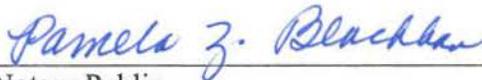
CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

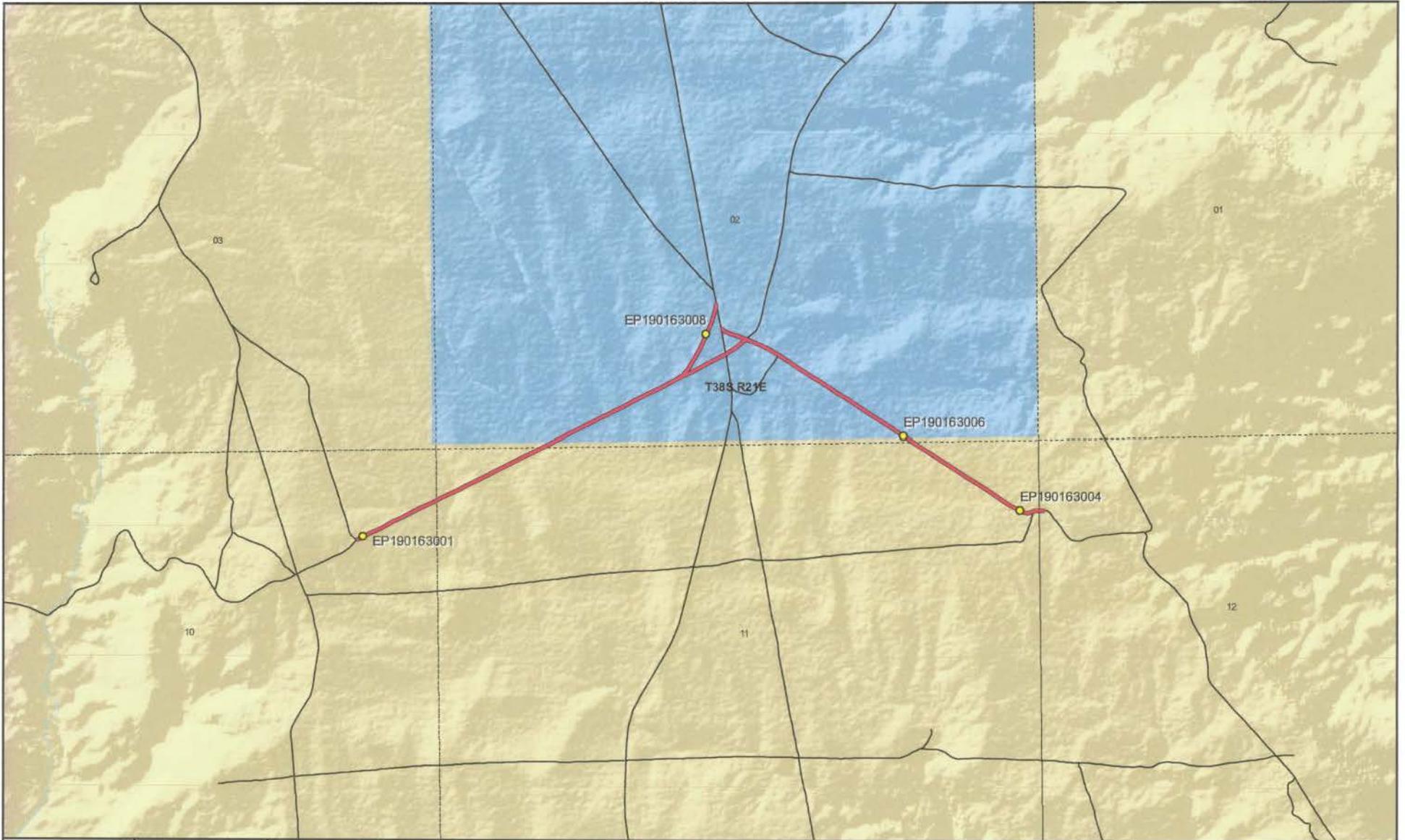
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to 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 103102 Bk 0893 Pg 0520

BLACK MESA MISSILE ROAD - San Juan County
SGID RD_ID RD190163

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

- BLACK MESA MISSILE ROAD
- Other Roads
- Title V: Issued Or Under Consideration By BLM Or County
- 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 02, 2008



1:13,956
 1 inch equals 0.2 miles

Attachment 2



EP190163001



EP190163004



EP190163006



EP190163008

EP000000000

EP000000000

BLACK MESA MISSLE ROAD - San Juan County

SGID RD_ID RD190163

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: BLACK MESA MISSILE ROAD

County: San Juan

County Road Number: B2051

State Geographic Information Database (SGID) Road Identification Number: RD190163.

Total Road Length: 1.5 miles more or less.

Beginning at a point on the road centerline located at 37 degrees 30 minutes 10 seconds North Latitude and -109 degrees 35 minutes 13.98 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,195,253.0 feet and Y = 10,152,616.3 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 30 minutes 30.07 seconds North Latitude and -109 degrees 34 minutes 34.52 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,198,390.1 feet and Y = 10,154,711.1 feet based on the US Survey Foot conversion.

This road may traverse:

Township 38 South Range 21 East, Section(s) 2,10,11,12, 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: BLACK MESA MISSLE ROAD

County: San Juan

County Road Number: B2051

State Geographic Information Database (SGID) Road Identification Number: RD190163.

Total Road Length: 1.5 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
RD190163	001	BLM	0.36 Miles	A
RD190163	002	ST	0.23 Miles	(not shown)
RD190163	003	ST	0.13 Miles	(not shown)
RD190163	004	ST	0.31 Miles	(not shown)
RD190163	005	BLM	0.27 Miles	B
RD190163	006	ST	0.04 Miles	(not shown)
RD190163	007	ST	0.15 Miles	(not shown)
		Total Road Length	1.5	_____

* 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 ALBERT E. STEELE

BLACK MESA MISSILE ROAD

SAN JUAN COUNTY, UTAH

COUNTY ROAD NUMBER B2051

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 Black Mesa Missile Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1960, it followed the same route as in 2002, when I last observed it. Attached is a San Juan County map showing Black Mesa Missile 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 1960 and continuing through 1976 to 2002. Throughout this time period I have observed travel on the road by various means, including: pickup, automobile, other truck, camper, jeep and oil equipment. Throughout this time period,

the road was used daily for more than 10 continuous years prior to 1976 and was used daily in 2002.

5. Throughout the time period from 1960 to 2002, I have used the road myself for the following uses: predator control 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, tourism, hunting, army base access, oil and gas exploration, mineral prospecting, and traveling in and through the area.

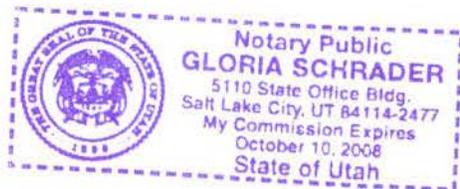
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1930s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the graded surface prior to 1976.

Dated this 18th day of September, 2007.

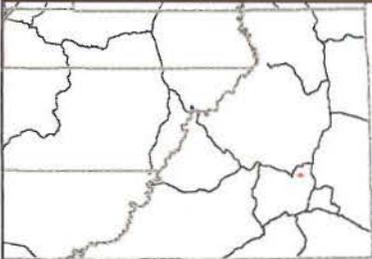
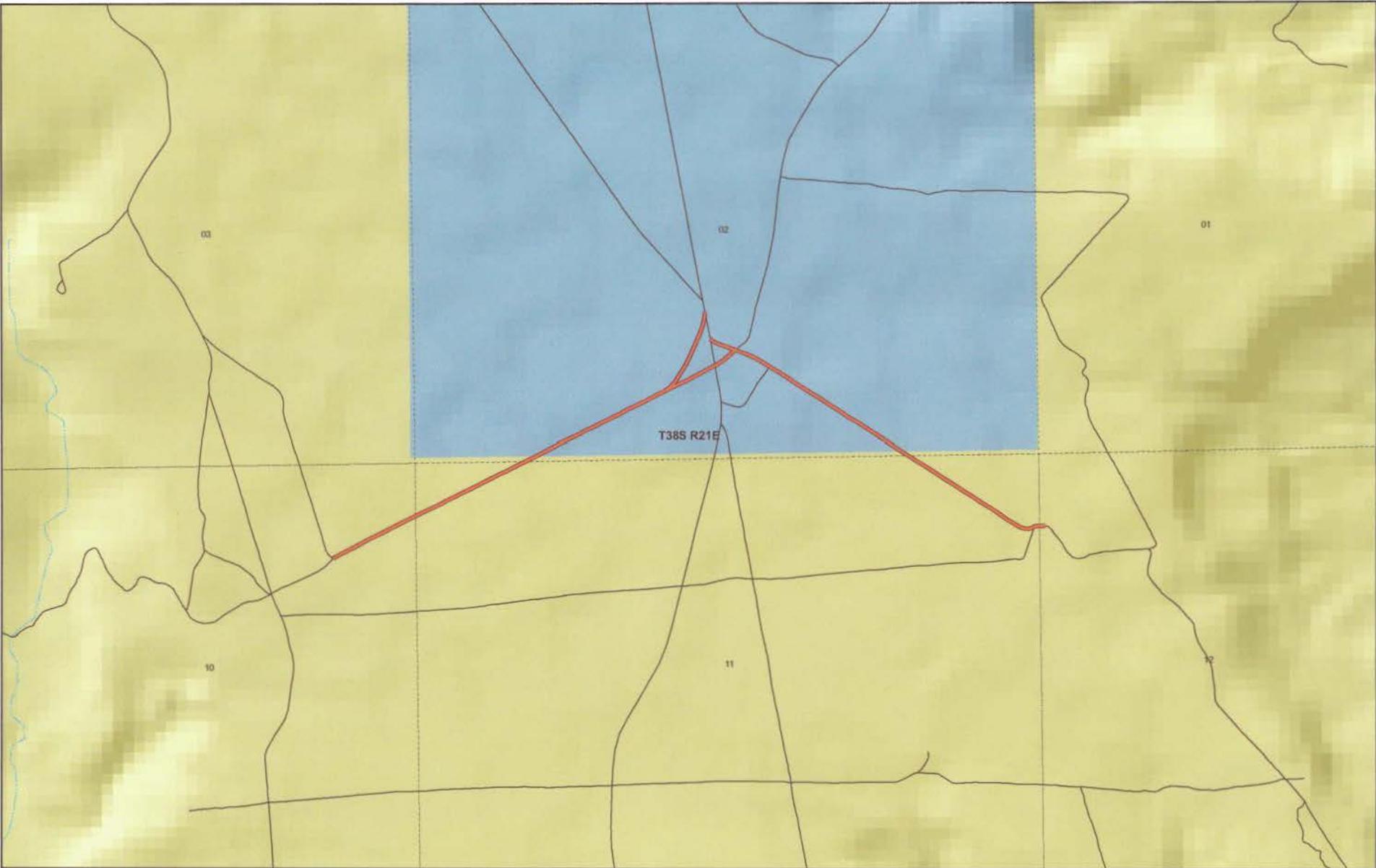
Albert E. Steele
Albert E. Steele

SUBSCRIBED AND SWORN TO before me this 18th day of September, 2007.



Gloria Schrader
Notary Public

Ent 103102 BK 0893 Pg 0527



BLACK MESA MISSILE
County Unique - B2051

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

- BLACK MESA MISSILE
- State / U.S. Highway
- Local Roads



1:13,315
 1 inch equals 0.2 miles
 Jul 25, 2007

AFFIDAVIT OF LYNN L. ADAMS
BLACK MESA MISSILE ROAD
SAN JUAN COUNTY, UTAH
COUNTY ROAD NUMBER B2051

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 Black Mesa Missile Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1948, it followed the same route as in 1997, when I last observed it. Attached is a San Juan County map showing Black Mesa Missile 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 1948 and continuing through 1976 to 1997. 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 1997.

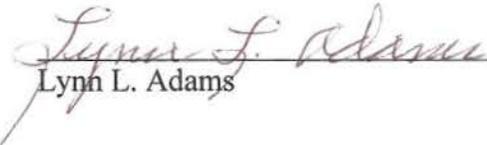
5. Throughout the time period from 1948 to 1997, I have used the road myself for the following uses: livestock operations.

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, army base access, camping, mineral prospecting, wood gathering, and oil and gas exploration.

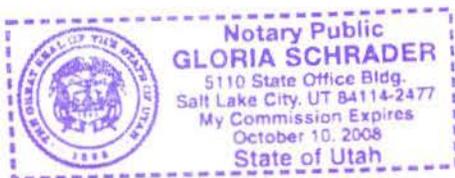
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1930s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed graders performing maintenance activities prior to 1976.

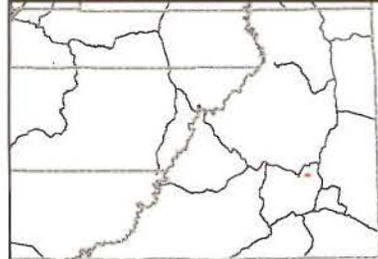
Dated this 17 day of September, 2007.


Lynn L. Adams

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




Notary Public



BLACK MESA MISSILE
County Unique - B2051

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

- BLACK MESA MISSILE
- State / U.S. Highway
- Local Roads



1:13,315
 1 inch equals 0.2 miles
 Jul 25, 2007

Appendix A to Attachment 4

Popular Name: BLACK MESA MISSLE ROAD

County: San Juan

County Road Number: B2051

State Geographic Information Database (SGID) Road Identification Number: RD190163.

Road-Segment Number: 001

Road-Segment Length: 0.36 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 38 South Range 21 East, Section(s) 2,10,11, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (BLACK MESA MISSLE 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 37 degrees 30 minutes 10 seconds North Latitude and -109 degrees 35 minutes 13.98 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,195,253.0 feet and Y = 10,152,616.3 feet; thence the following courses along the said road center line:

thence North 57 Degrees 13 Minutes 01 Seconds East	34.2 feet
thence North 61 Degrees 36 Minutes 56 Seconds East	50.2 feet
thence North 64 Degrees 14 Minutes 17 Seconds East	60.3 feet
thence North 63 Degrees 07 Minutes 23 Seconds East	66 feet
thence North 62 Degrees 29 Minutes 11 Seconds East	66 feet
thence North 59 Degrees 28 Minutes 25 Seconds East	64.6 feet
thence North 63 Degrees 07 Minutes 23 Seconds East	63.1 feet
thence North 63 Degrees 51 Minutes 05 Seconds East	69.3 feet
thence North 62 Degrees 06 Minutes 58 Seconds East	75.1 feet
thence North 62 Degrees 40 Minutes 00 Seconds East	73.7 feet
thence North 64 Degrees 02 Minutes 50 Seconds East	72.8 feet

thence North 63 Degrees 42 Minutes 07 Seconds East 72.6 feet
thence North 62 Degrees 37 Minutes 06 Seconds East 16.7 feet
thence North 62 Degrees 40 Minutes 30 Seconds East 56.3 feet
thence North 63 Degrees 20 Minutes 38 Seconds East 76.2 feet
thence North 63 Degrees 31 Minutes 49 Seconds East 82.6 feet
thence North 62 Degrees 42 Minutes 55 Seconds East 82.5 feet
thence North 63 Degrees 00 Minutes 41 Seconds East 75.3 feet
thence North 63 Degrees 00 Minutes 12 Seconds East 70.1 feet
thence North 63 Degrees 29 Minutes 17 Seconds East 69.1 feet
thence North 62 Degrees 34 Minutes 57 Seconds East 77.8 feet
thence North 62 Degrees 54 Minutes 48 Seconds East 80.1 feet
thence North 61 Degrees 35 Minutes 04 Seconds East 71.1 feet
thence North 63 Degrees 34 Minutes 06 Seconds East 56.6 feet
thence North 64 Degrees 32 Minutes 36 Seconds East 53.3 feet
thence North 62 Degrees 27 Minutes 25 Seconds East 63.1 feet
thence North 62 Degrees 54 Minutes 19 Seconds East 77.2 feet
thence North 63 Degrees 55 Minutes 56 Seconds East 47.8 feet
thence North 63 Degrees 58 Minutes 08 Seconds East 33.8 feet
thence North 62 Degrees 12 Minutes 32 Seconds East 68.1 feet

more or less to **the ending point at:** 37 degrees 30 minutes 18.34 seconds North Latitude and -109 degrees 34 minutes 52.51 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,196,965.7 feet and Y = 10,153,495.4 feet.

Appendix B to Attachment 4

Popular Name: BLACK MESA MISSILE ROAD

County: San Juan

County Road Number: B2051

State Geographic Information Database (SGID) Road Identification Number: RD190163.

Road-Segment Number: 005

Road-Segment Length: 0.27 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 38 South Range 21 East, Section(s) 2,11,12, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (BLACK MESA MISSILE 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 37 degrees 30 minutes 18.27 seconds North Latitude and -109 degrees 34 minutes 14.05 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,200,063.8 feet and Y = 10,153,552.2 feet; thence the following courses along the said road center line:

thence South 57 Degrees 19 Minutes 47 Seconds East	44.9 feet
thence South 57 Degrees 05 Minutes 30 Seconds East	23.3 feet
thence South 57 Degrees 07 Minutes 17 Seconds East	72 feet
thence South 57 Degrees 23 Minutes 47 Seconds East	94.2 feet
thence South 57 Degrees 43 Minutes 09 Seconds East	95 feet
thence South 57 Degrees 30 Minutes 17 Seconds East	94.5 feet
thence South 57 Degrees 17 Minutes 16 Seconds East	93.9 feet
thence South 57 Degrees 57 Minutes 51 Seconds East	93.2 feet
thence South 57 Degrees 04 Minutes 06 Seconds East	93.4 feet
thence South 58 Degrees 23 Minutes 27 Seconds East	94.3 feet
thence South 56 Degrees 47 Minutes 21 Seconds East	93.3 feet

thence South 56 Degrees 10 Minutes 12 Seconds East 92.4 feet
thence South 55 Degrees 55 Minutes 53 Seconds East 90.7 feet
thence South 60 Degrees 57 Minutes 14 Seconds East 18.1 feet
thence South 60 Degrees 37 Minutes 04 Seconds East 45.7 feet
thence South 60 Degrees 45 Minutes 05 Seconds East 25.3 feet
thence South 60 Degrees 29 Minutes 30 Seconds East 31 feet
thence South 69 Degrees 49 Minutes 53 Seconds East 29.1 feet
thence South 87 Degrees 14 Minutes 03 Seconds East 30.6 feet
thence North 86 Degrees 46 Minutes 02 Seconds East 32.2 feet
thence North 58 Degrees 54 Minutes 14 Seconds East 35.9 feet
thence North 86 Degrees 36 Minutes 38 Seconds East 30.6 feet
thence North 89 Degrees 41 Minutes 17 Seconds East 9.7 feet
thence North 89 Degrees 41 Minutes 17 Seconds East 22.4 feet
thence North 89 Degrees 41 Minutes 17 Seconds East 26.3 feet more or less to **the ending**

point at: 37 degrees 30 minutes 011.8 seconds North Latitude and -109 degrees 33 minutes 059.1 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,201,281.9 feet and Y = 10,152,922.4 feet.