

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

Ent 103135 Bk 893 Pg 947 - 959
Date: 29-MAY-2008 2:24PM
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 MEXICAN HAT ROCK ROAD; County Road Number: B2161; State Geographic Information Database (SGID) Road Identification Number: RD190185. Total road length is 2.19 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

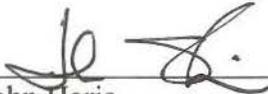
Internet at <http://recorded2477roads.utah.gov>.

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

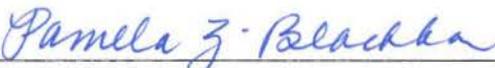
CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

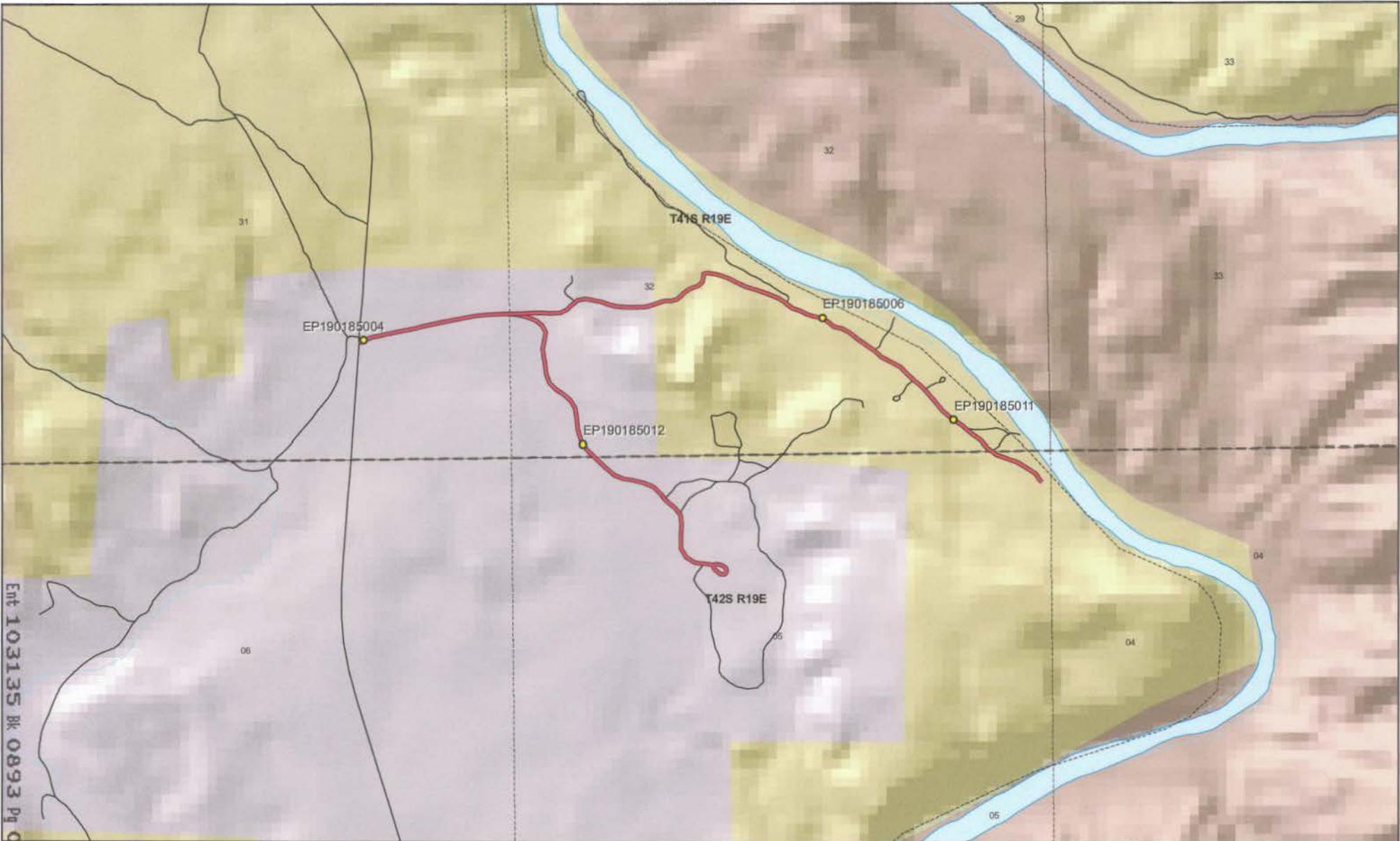
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to 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 103135 Bk 0893 Pg 0949

MEXICAN HAT ROCK ROAD - San Juan County
SGID RD_ID RD190185

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

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



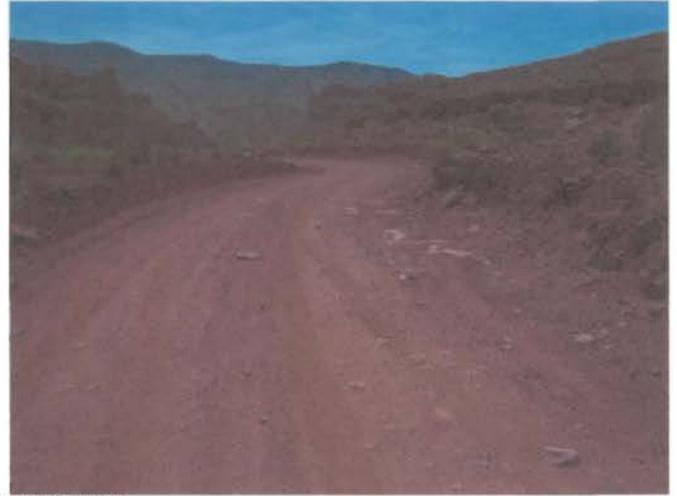
1:15,601
1 inch equals 0.2 miles

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Apr 04, 2008





EP190185004



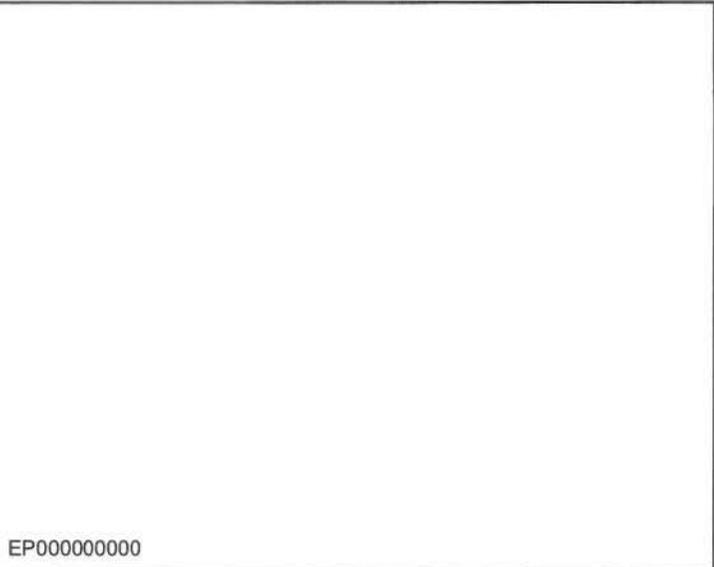
EP190185006



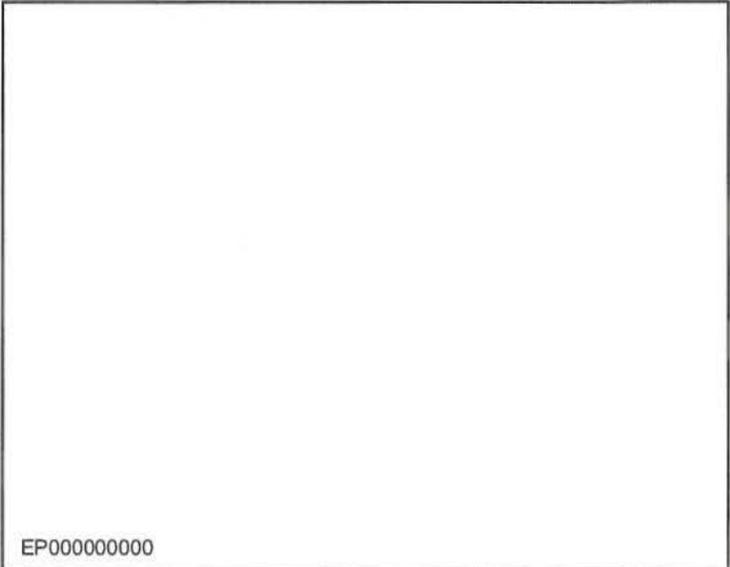
EP190185011



EP190185012



EP000000000



EP000000000

MEXICAN HAT ROCK ROAD - San Juan County
SGID RD_ID RD190185

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 103135 Bk 0893 Pg 0950



Attachment 3

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

Popular Name: MEXICAN HAT ROCK ROAD

County: San Juan

County Road Number: B2161

State Geographic Information Database (SGID) Road Identification Number: RD190185.

Total Road Length: 2.19 miles more or less.

Beginning at a point on the road centerline located at 37 degrees 10 minutes 29.39 seconds North Latitude and -109 degrees 51 minutes 35.77 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,118,248.8 feet and Y = 10,031,722.0 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 10 minutes 15.23 seconds North Latitude and -109 degrees 50 minutes 13.43 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,124,937.5 feet and Y = 10,030,407.5 feet based on the US Survey Foot conversion.

This road may traverse:

Township 41 South Range 19 East, Section(s) 31,32, Salt Lake Base & Meridian

Township 42 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.

**Attachment 4
Road Centerline Description Cover Page(s)**

Popular Name: MEXICAN HAT ROCK ROAD

County: San Juan

County Road Number: B2161

State Geographic Information Database (SGID) Road Identification Number: RD190185.

Total Road Length: 2.19 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
RD190185	001	PVT	0.28 Miles	(not shown)
RD190185	002	PVT	0.68 Miles	(not shown)
RD190185	003	PVT	0.07 Miles	(not shown)
RD190185	004	PVT	0.29 Miles	(not shown)
RD190185	005	BLM	0.87 Miles	A
		Total Road Length	2.19	_____

* 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 FERD E. JOHNSON

MEXICAN HAT ROCK ROAD

SAN JUAN COUNTY, UTAH

COUNTY ROAD NUMBER B2161

State of Utah)
 : ss
County of San Juan)

Ferd E. Johnson, 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 since 1958.

2. I have traveled and am familiar with a road in San Juan County known as Mexican Hat Rock 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 2006, when I last observed it. Attached is a San Juan County map showing Mexican Hat Rock 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 2006. Throughout this time period I have observed travel on the road by various means, including road pickups, automobiles, jeeps and ATVs. Throughout this time period, the road has been used daily.

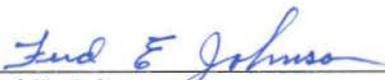
5. Throughout the time period from 1960 to 2006, I have used the road myself for the following uses: recreation and Utah Department of Transportation work.

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: oil and gas exploration, livestock operations, tourism and government access.

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 1920s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

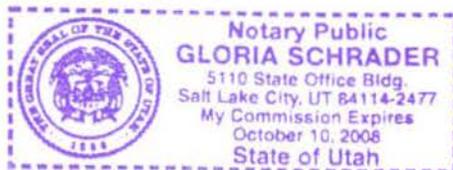
8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: I observed the graded surface of the road.

Dated this 19 day of September, 2007.



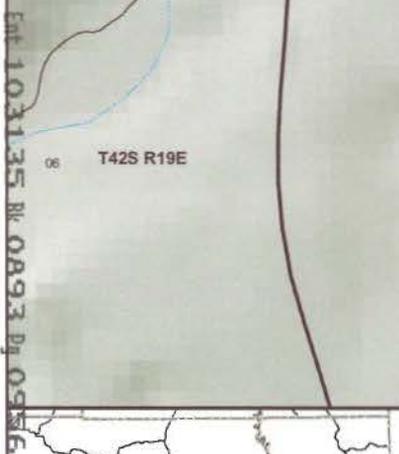
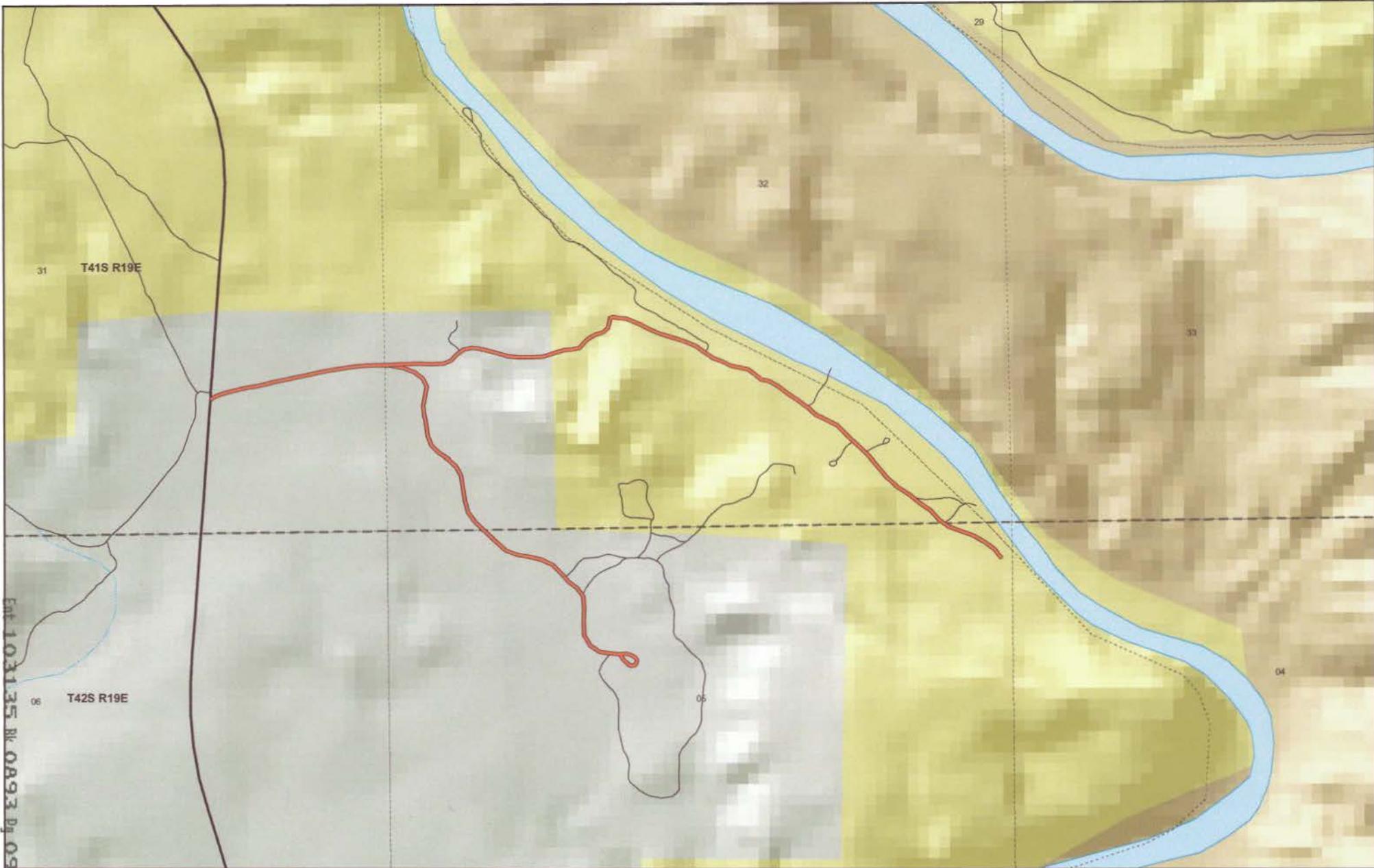
Ferd E. Johnson

SUBSCRIBED AND SWORN TO before me this 19th day of September, 2007.





Notary Public



MEXICAN HAT ROCK
County Unique - B2161

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

- MEXICAN HAT ROCK
- State / U.S. Highway
- Local Roads



1:13,241
 1 inch equals 0.2 miles
 Jul 25, 2007

AFFIDAVIT OF ALBERT E. STEELE

MEXICAN HAT ROCK ROAD

SAN JUAN COUNTY, UTAH

COUNTY ROAD NUMBER B2161

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 Mexican Hat Rock 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 Mexican Hat Rock 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, 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 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, hunting, tourism, archeology, mineral prospecting, oil and gas exploration, 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 1940s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

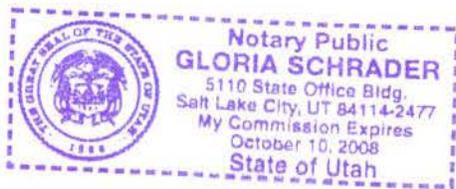
8. I observed the graded surface prior to 1976.

Dated this 18th day of September, 2007.

Albert E. Steele

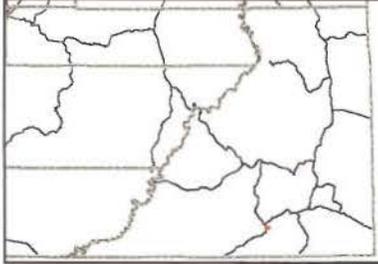
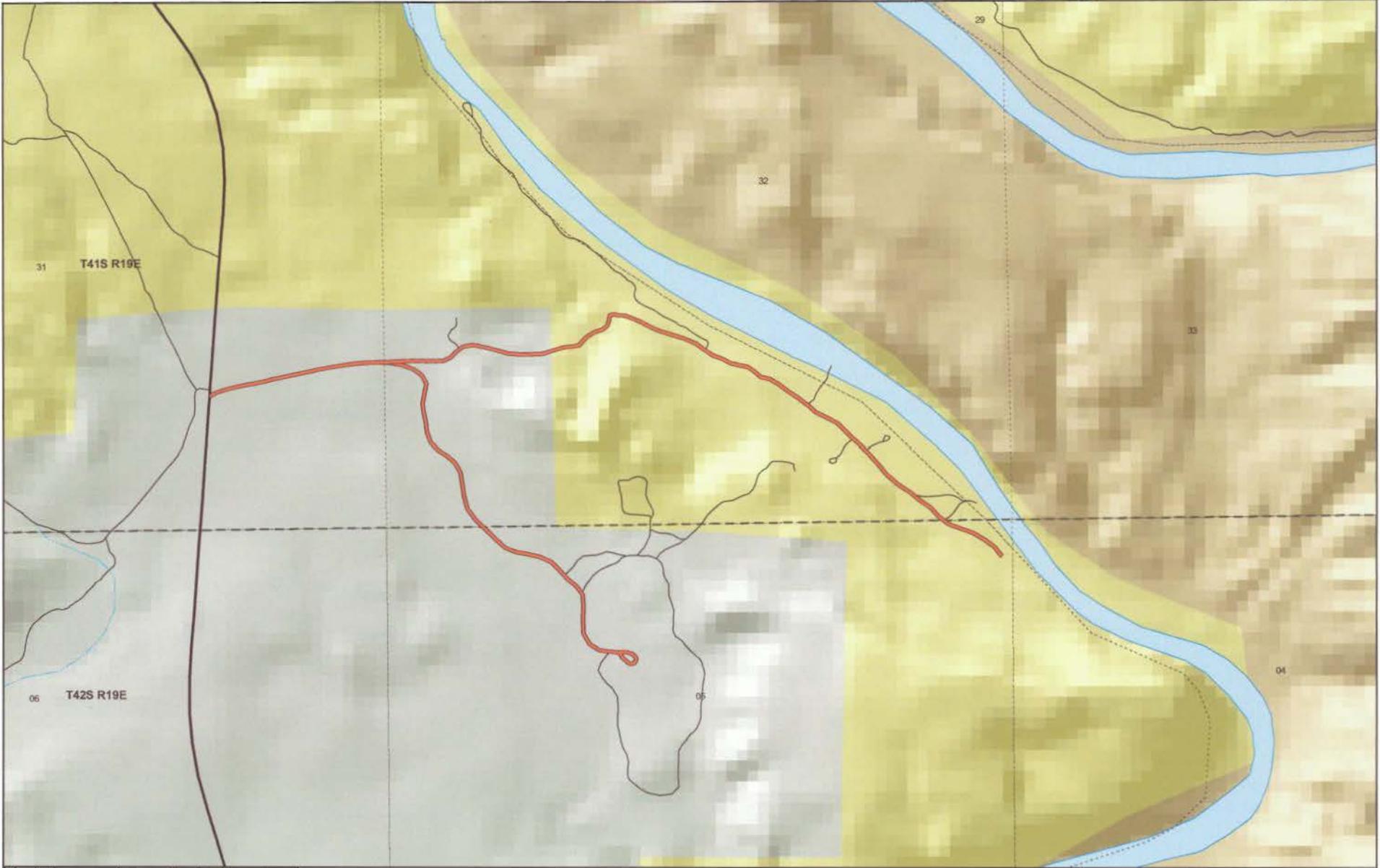
Albert E. Steele

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



Gloria Schrader

Notary Public



MEXICAN HAT ROCK
County Unique - B2161

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

- MEXICAN HAT ROCK
- State / U.S. Highway
- Local Roads



1:13,241
1 inch equals 0.2 miles
Jul 25, 2007

Appendix A to Attachment 4

Popular Name: MEXICAN HAT ROCK ROAD

County: San Juan

County Road Number: B2161

State Geographic Information Database (SGID) Road Identification Number: RD190185.

Road-Segment Number: 005

Road-Segment Length: 0.87 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 41 South Range 19 East, Section(s) 32, Salt Lake Base & Meridian

Township 42 South Range 19 East, Section(s) 5, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (MEXICAN HAT ROCK 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 10 minutes 32.75 seconds North Latitude and -109 degrees 51 minutes 00.13 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,121,127.2 feet and Y = 10,032,112.3 feet; thence the following courses along the said road center line:

thence North 72 Degrees 55 Minutes 45 Seconds East	19.5 feet
thence North 72 Degrees 23 Minutes 23 Seconds East	93.8 feet
thence North 87 Degrees 02 Minutes 29 Seconds East	64.1 feet
thence North 76 Degrees 27 Minutes 39 Seconds East	61.7 feet
thence North 46 Degrees 53 Minutes 45 Seconds East	54.1 feet
thence North 42 Degrees 35 Minutes 06 Seconds East	44.4 feet
thence North 58 Degrees 54 Minutes 17 Seconds East	69.9 feet
thence North 69 Degrees 26 Minutes 48 Seconds East	75.9 feet
thence North 48 Degrees 14 Minutes 44 Seconds East	56 feet
thence North 14 Degrees 49 Minutes 11 Seconds East	41.5 feet

thence North 09 Degrees 47 Minutes 35 Seconds East 43 feet
 thence North 71 Degrees 04 Minutes 06 Seconds East 32.9 feet
 thence South 76 Degrees 09 Minutes 13 Seconds East 36.2 feet
 thence South 84 Degrees 47 Minutes 18 Seconds East 61.3 feet
 thence South 69 Degrees 26 Minutes 47 Seconds East 56.2 feet
 thence South 69 Degrees 43 Minutes 49 Seconds East 74.7 feet
 thence South 61 Degrees 18 Minutes 13 Seconds East 85.9 feet
 thence South 66 Degrees 41 Minutes 11 Seconds East 97.4 feet
 thence South 73 Degrees 22 Minutes 52 Seconds East 107 feet
 thence South 72 Degrees 21 Minutes 19 Seconds East 112.8 feet
 thence South 67 Degrees 00 Minutes 22 Seconds East 111.1 feet
 thence South 55 Degrees 38 Minutes 00 Seconds East 94.6 feet
 thence South 54 Degrees 31 Minutes 20 Seconds East 76.9 feet
 thence South 71 Degrees 35 Minutes 50 Seconds East 83.9 feet
 thence South 62 Degrees 59 Minutes 44 Seconds East 77.9 feet
 thence South 76 Degrees 24 Minutes 12 Seconds East 73.7 feet
 thence South 78 Degrees 43 Minutes 47 Seconds East 80.1 feet
 thence South 54 Degrees 20 Minutes 49 Seconds East 71 feet
 thence South 50 Degrees 52 Minutes 59 Seconds East 64.6 feet
 thence South 76 Degrees 20 Minutes 30 Seconds East 73.4 feet
 thence South 60 Degrees 26 Minutes 24 Seconds East 88.9 feet
 thence South 53 Degrees 47 Minutes 13 Seconds East 99.2 feet
 thence South 56 Degrees 31 Minutes 27 Seconds East 102.7 feet
 thence South 54 Degrees 03 Minutes 07 Seconds East 99.3 feet
 thence South 49 Degrees 42 Minutes 53 Seconds East 3 feet
 thence South 47 Degrees 42 Minutes 52 Seconds East 88.7 feet
 thence South 65 Degrees 15 Minutes 05 Seconds East 95.3 feet
 thence South 61 Degrees 37 Minutes 27 Seconds East 110.7 feet
 thence South 45 Degrees 42 Minutes 20 Seconds East 102.3 feet
 thence South 48 Degrees 11 Minutes 47 Seconds East 73.9 feet
 thence South 48 Degrees 07 Minutes 53 Seconds East 14.2 feet
 thence South 49 Degrees 01 Minutes 14 Seconds East 64.6 feet
 thence South 47 Degrees 02 Minutes 28 Seconds East 77.1 feet
 thence South 46 Degrees 47 Minutes 05 Seconds East 27.2 feet
 thence South 40 Degrees 41 Minutes 12 Seconds East 115 feet
 thence South 41 Degrees 21 Minutes 35 Seconds East 124.4 feet
 thence South 49 Degrees 58 Minutes 50 Seconds East 122.7 feet
 thence South 56 Degrees 27 Minutes 08 Seconds East 120.1 feet
 thence South 51 Degrees 14 Minutes 51 Seconds East 35.9 feet
 thence South 51 Degrees 14 Minutes 03 Seconds East 76.5 feet
 thence South 55 Degrees 42 Minutes 32 Seconds East 108.1 feet
 thence South 42 Degrees 42 Minutes 28 Seconds East 107.1 feet
 thence South 53 Degrees 12 Minutes 09 Seconds East 46.3 feet
 thence South 53 Degrees 26 Minutes 46 Seconds East 1 feet
 thence South 52 Degrees 44 Minutes 51 Seconds East 48.4 feet
 thence South 69 Degrees 59 Minutes 34 Seconds East 103.9 feet
 thence South 70 Degrees 48 Minutes 14 Seconds East 115.9 feet
 thence South 61 Degrees 01 Minutes 05 Seconds East 120 feet
 thence South 54 Degrees 10 Minutes 50 Seconds East 102.4 feet

thence South 34 Degrees 10 Minutes 01 Seconds East 64.8 feet
thence South 43 Degrees 23 Minutes 39 Seconds East 34.6 feet more or less to **the ending**
point at: 37 degrees 10 minutes 15.23 seconds North Latitude and -109 degrees 50 minutes 13.43 seconds
West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet
coordinates of X = 2,124,937.5 feet and Y = 10,030,407.5 feet.