

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

Ent 103220 Bk 895 Pg 92-104  
Date: 30-MAY-2008 9:00AM  
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 MUSTANG WELL ROAD; County Road Number: B286; State Geographic Information Database (SGID) Road Identification Number: RD190319. Total road length is 1.29 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

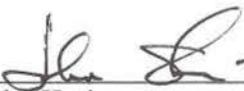
Internet at <http://recorded2477roads.utah.gov>.

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 22<sup>nd</sup> day of May, 2008.

By the Governor's Designee

  
\_\_\_\_\_  
John Harja

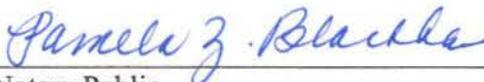
**CERTIFICATION**

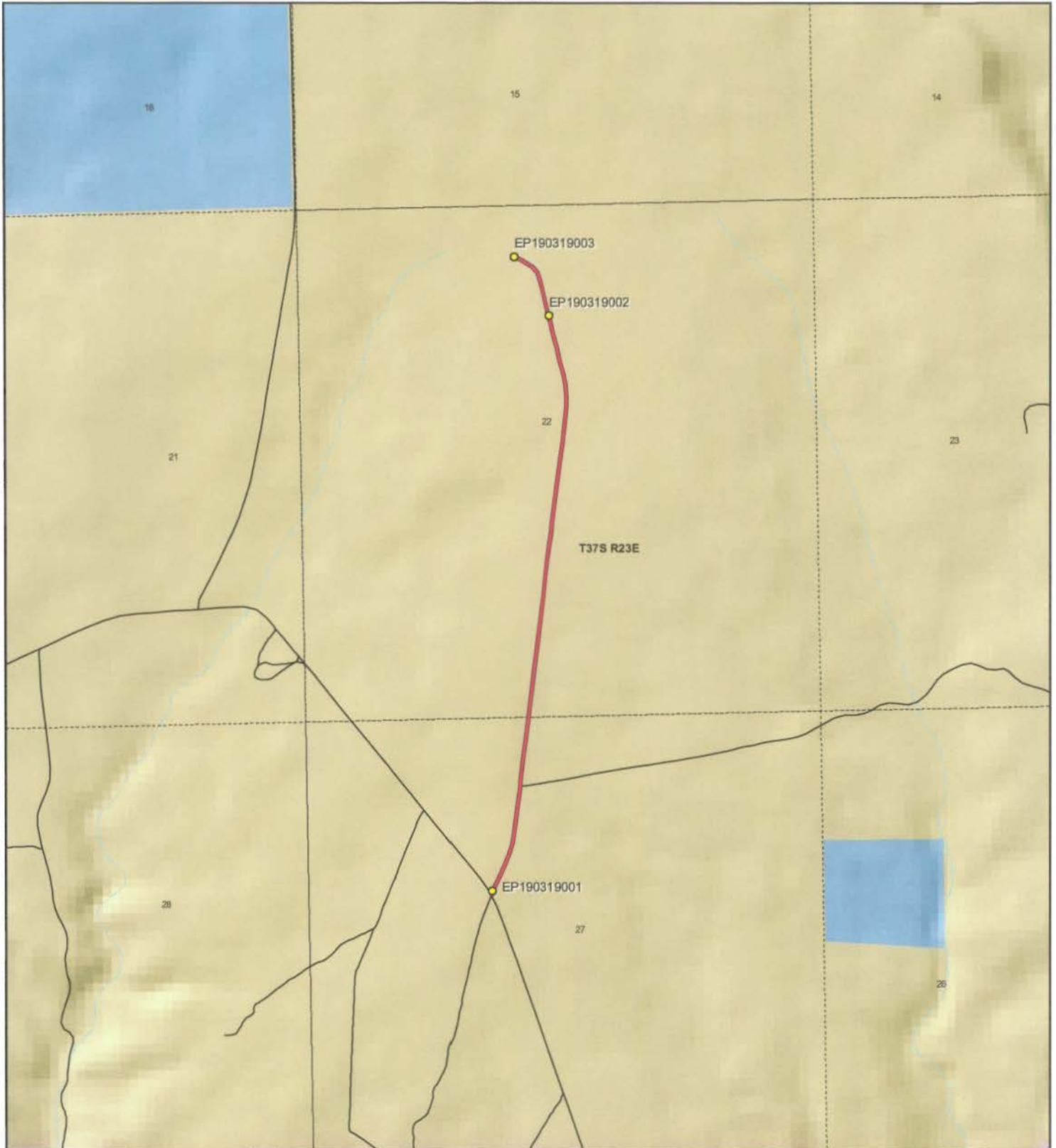
State of Utah                    )  
  : ss  
County of Salt Lake         )

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 22<sup>nd</sup> day of May, 2008.



  
\_\_\_\_\_  
Notary Public



**MUSTANG WELL ROAD - San Juan County**  
**SGID RD\_ID RD190319**

**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**

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



1:16,133  
1 inch equals 0.3 miles



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



Attachment 2



EP190319001



EP190319002



EP190319003

EP000000000

EP000000000

EP000000000

**MUSTANG WELL ROAD - San Juan County**  
**SGID RD\_ID RD190319**

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: MUSTANG WELL ROAD**

**County: San Juan**

**County Road Number: B286**

**State Geographic Information Database (SGID) Road Identification Number: RD190319.**

**Total Road Length: 1.29 miles more or less.**

**Beginning at a point** on the road centerline located at 37 degrees 32 minutes 36.23 seconds North Latitude and -109 degrees 22 minutes 44.69 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,255,281.6 feet and Y = 10,168,705.0 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 37 degrees 33 minutes 41.26 seconds North Latitude and -109 degrees 22 minutes 40.45 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,255,473.5 feet and Y = 10,175,288.2 feet based on the US Survey Foot conversion.

This road may traverse:

Township 37 South Range 23 East, Section(s) 22,27, 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: MUSTANG WELL ROAD**

**County: San Juan**

**County Road Number: B286**

**State Geographic Information Database (SGID) Road Identification Number: RD190319.**

**Total Road Length: 1.29 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>RD190319</b>	<b>001</b>	<b>BLM</b>	<b>1.29 Miles</b>	<b>A</b>
		<b>Total Road Length</b>	<b>1.29</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 FRED HALLIDAY**

**MUSTANG WELL ROAD**

**SAN JUAN COUNTY, UTAH**

**COUNTY ROAD NUMBER B286**

State of Utah                    )  
  : ss  
County of San Juan            )

Fred Halliday, 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 1939.

2. I have traveled and am familiar with a road in San Juan County known as Mustang Well Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1947, it followed the same route as in 2006, when I last observed it. Attached is a San Juan County map showing Mustang Well 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 1947 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by various means, including: mining equipment, pickup, automobile, cattle truck and oil truck. Throughout this time period,

the road was used daily for more than 10 continuous years prior to 1976, and was used daily in 2006.

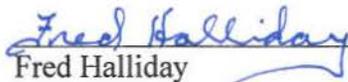
5. Throughout the time period from 1947 to 2006, I have used the road myself for the following uses: livestock operations.

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: oil and gas exploration, mining, wood gathering and hunting.

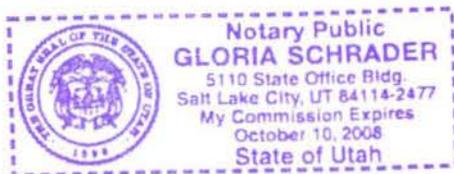
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 20's and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the graded surface prior to 1976.

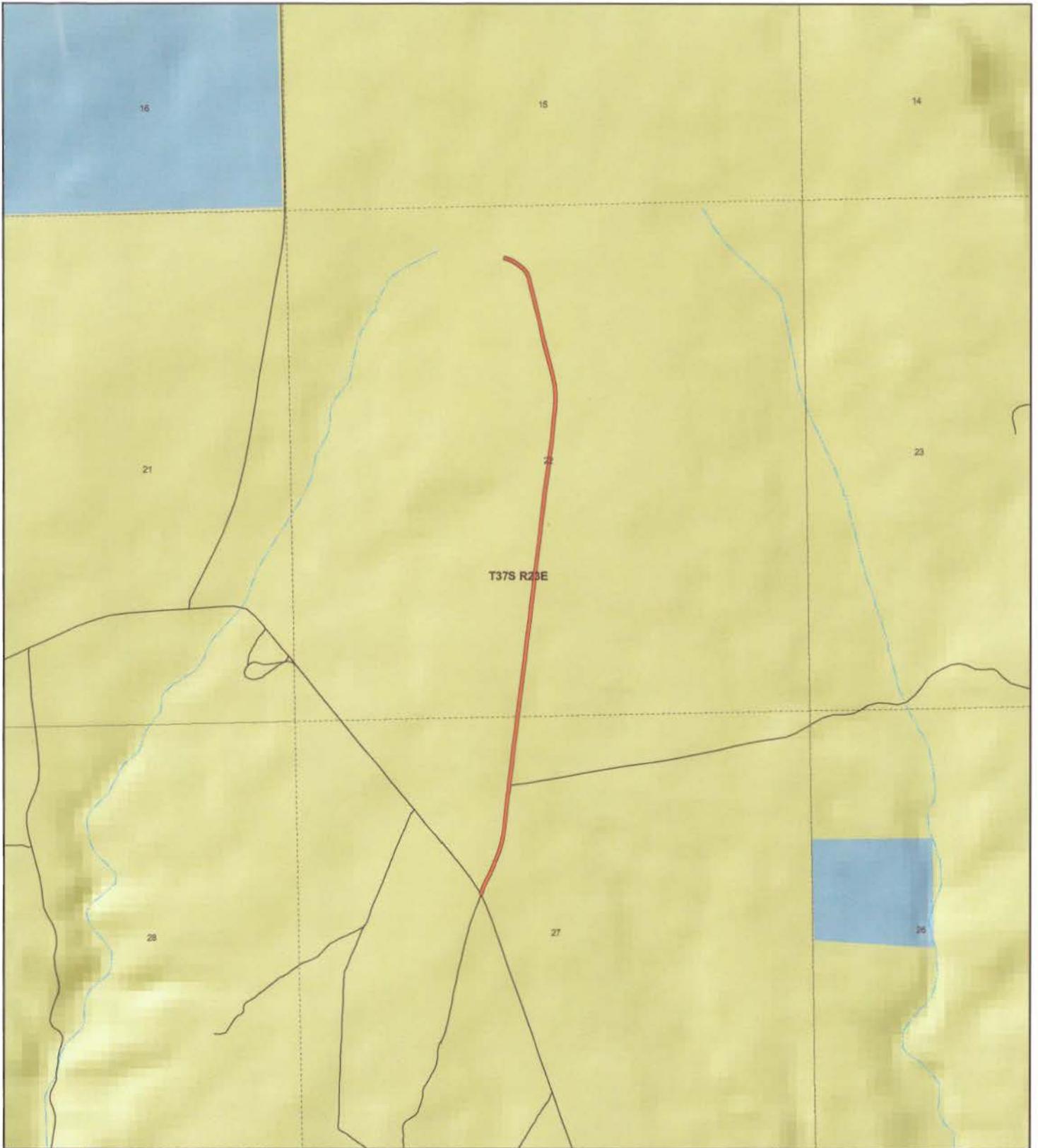
Dated this 19 day of September, 2007.

  
Fred Halliday

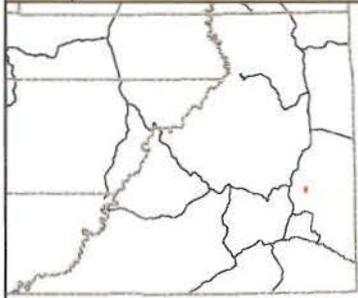
SUBSCRIBED AND SWORN TO before me this 19<sup>th</sup> day of September, 2007.



  
Notary Public



T37S R23E



**MUSTANG WELL**  
**County Unique - B286**

**Land Ownership Categories**

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

**Transportation Network**

- MUSTANG WELL
- State / U.S. Highway
- - - Local Roads

**Misc**

- City / Town
- ⊙ Municipalities
- ⊞ Section = 1 Mile



1:15,860  
1 inch equals 0.3 miles  
Aug 01, 2007

**AFFIDAVIT OF ALBERT E. STEELE**

**MUSTANG WELL ROAD**

**SAN JUAN COUNTY, UTAH**

**COUNTY ROAD NUMBER B286**

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 Mustang Well 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 Mustang Well 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, jeep and oil equipment. Throughout this time period, the road was used weekly for more than 10 continuous years prior to 1976 and was used weekly 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, wood gathering, hunting, 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 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

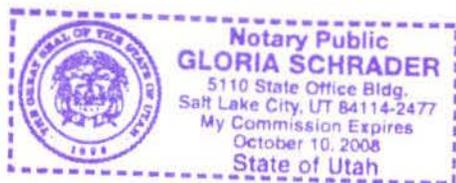
8. I observed the graded surface prior to 1976.

Dated this 18<sup>th</sup> day of September, 2007.

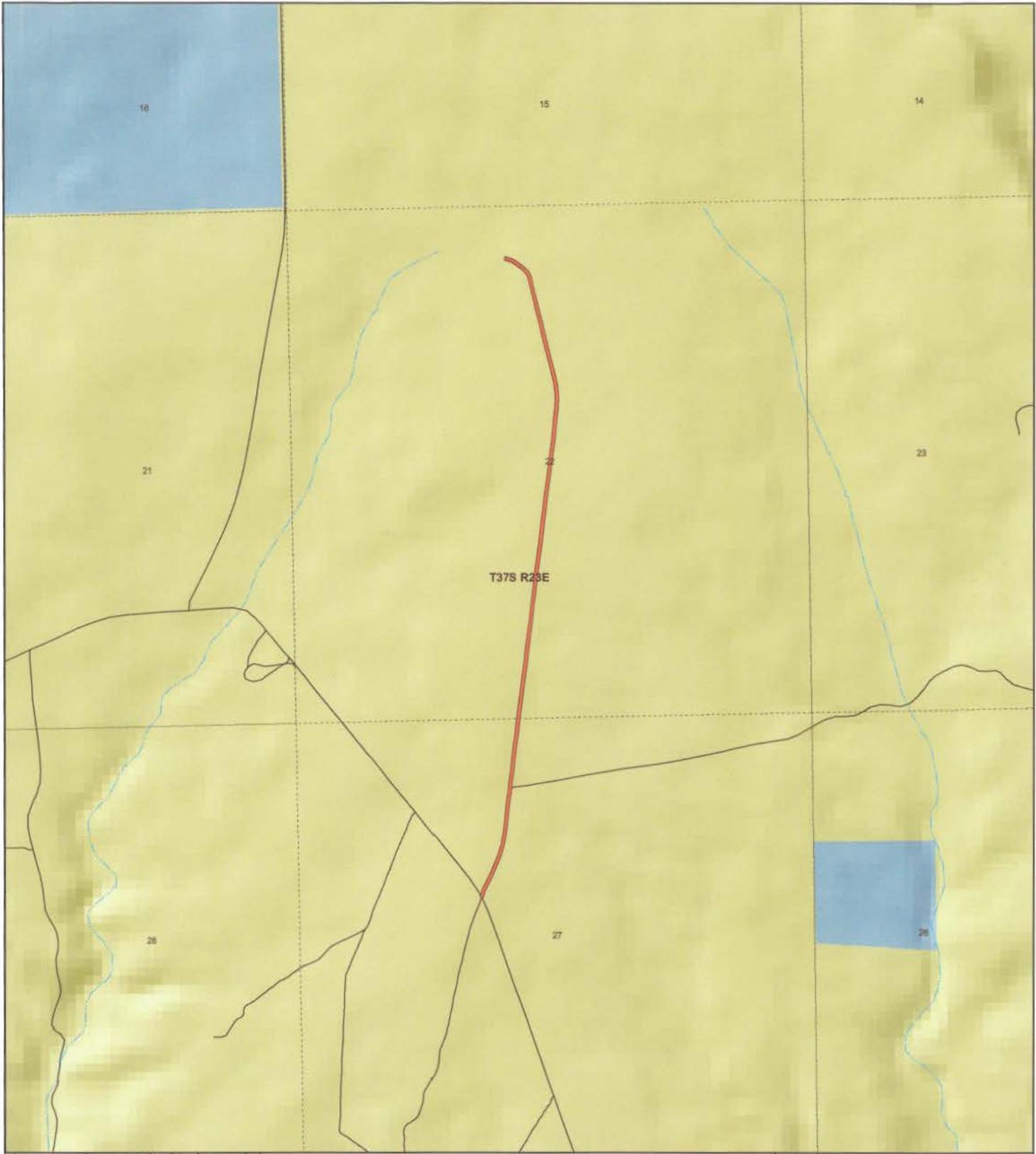
*Albert E. Steele*

Albert E. Steele

SUBSCRIBED AND SWORN TO before me this 18<sup>th</sup> day of September, 2007.



*Gloria Schrader*  
Notary Public



**MUSTANG WELL**  
**County Unique - B286**

**Land Ownership Categories**

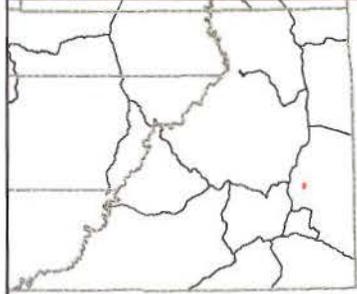
- BLM
- US Forest Service
- Private
- State Lands
- National Parks & Monuments (NPS)
- Wilderness
- National Recreation Area
- State Parks
- Tribal Lands

**Transportation Network**

- MUSTANG WELL
- State / U.S. Highway
- Local Roads

**Misc**

- City / Town
- Municipalities
- Section = 1 Mile



1:15,860  
 1 inch equals 0.3 miles  
 Aug 01, 2007

## Appendix A to Attachment 4

**Popular Name: MUSTANG WELL ROAD**

**County: San Juan**

**County Road Number: B286**

**State Geographic Information Database (SGID) Road Identification Number: RD190319.**

**Road-Segment Number: 001**

**Road-Segment Length: 1.29 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 37 South Range 23 East, Section(s) 22,27, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (MUSTANG WELL 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 32 minutes 36.23 seconds North Latitude and -109 degrees 22 minutes 44.69 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,255,281.6 feet and Y = 10,168,705.0 feet; thence the following courses along the said road center line:

thence North 11 Degrees 22 Minutes 40 Seconds East	19.4 feet
thence North 13 Degrees 43 Minutes 28 Seconds East	12.2 feet
thence North 18 Degrees 29 Minutes 17 Seconds East	48.9 feet
thence North 26 Degrees 52 Minutes 10 Seconds East	68.2 feet
thence North 24 Degrees 46 Minutes 01 Seconds East	73.5 feet
thence North 27 Degrees 26 Minutes 49 Seconds East	21.1 feet
thence North 22 Degrees 53 Minutes 13 Seconds East	50 feet
thence North 21 Degrees 13 Minutes 02 Seconds East	76.9 feet
thence North 22 Degrees 44 Minutes 09 Seconds East	98.1 feet
thence North 17 Degrees 24 Minutes 07 Seconds East	115.4 feet
thence North 09 Degrees 09 Minutes 02 Seconds East	129.7 feet

thence North 06 Degrees 20 Minutes 42 Seconds East 144.4 feet  
thence North 05 Degrees 40 Minutes 08 Seconds East 138.6 feet  
thence North 06 Degrees 51 Minutes 56 Seconds East 89.3 feet  
thence North 08 Degrees 50 Minutes 08 Seconds East 39.2 feet  
thence North 06 Degrees 23 Minutes 54 Seconds East 5.6 feet  
thence North 06 Degrees 20 Minutes 34 Seconds East 19.8 feet  
thence North 05 Degrees 11 Minutes 38 Seconds East 27.4 feet  
thence North 04 Degrees 27 Minutes 07 Seconds East 23.7 feet  
thence North 06 Degrees 25 Minutes 42 Seconds East 72.7 feet  
thence North 07 Degrees 27 Minutes 44 Seconds East 97 feet  
thence North 05 Degrees 42 Minutes 23 Seconds East 109.5 feet  
thence North 06 Degrees 40 Minutes 54 Seconds East 124 feet  
thence North 06 Degrees 38 Minutes 29 Seconds East 135.5 feet  
thence North 06 Degrees 58 Minutes 38 Seconds East 142.2 feet  
thence North 06 Degrees 43 Minutes 00 Seconds East 9.7 feet  
thence North 06 Degrees 41 Minutes 08 Seconds East 138.4 feet  
thence North 06 Degrees 57 Minutes 58 Seconds East 152.8 feet  
thence North 06 Degrees 27 Minutes 46 Seconds East 153 feet  
thence North 06 Degrees 59 Minutes 16 Seconds East 147.2 feet  
thence North 06 Degrees 31 Minutes 34 Seconds East 146.1 feet  
thence North 06 Degrees 18 Minutes 00 Seconds East 145.3 feet  
thence North 06 Degrees 53 Minutes 40 Seconds East 143.9 feet  
thence North 06 Degrees 50 Minutes 44 Seconds East 144.8 feet  
thence North 06 Degrees 28 Minutes 28 Seconds East 144.4 feet  
thence North 06 Degrees 16 Minutes 32 Seconds East 143 feet  
thence North 06 Degrees 31 Minutes 34 Seconds East 146.1 feet  
thence North 06 Degrees 45 Minutes 57 Seconds East 146.5 feet  
thence North 07 Degrees 04 Minutes 11 Seconds East 145.6 feet  
thence North 06 Degrees 30 Minutes 19 Seconds East 143.7 feet  
thence North 06 Degrees 45 Minutes 54 Seconds East 143.8 feet  
thence North 06 Degrees 28 Minutes 50 Seconds East 147 feet  
thence North 06 Degrees 39 Minutes 41 Seconds East 137.8 feet  
thence North 07 Degrees 03 Minutes 15 Seconds East 135.6 feet  
thence North 06 Degrees 41 Minutes 41 Seconds East 137.2 feet  
thence North 07 Degrees 37 Minutes 43 Seconds East 125.9 feet  
thence North 06 Degrees 26 Minutes 16 Seconds East 111.7 feet  
thence North 04 Degrees 37 Minutes 47 Seconds East 114.3 feet  
thence North 05 Degrees 28 Minutes 29 Seconds East 123.7 feet  
thence North 01 Degrees 31 Minutes 53 Seconds East 122.5 feet  
thence North 05 Degrees 15 Minutes 31 Seconds West 110.3 feet  
thence North 11 Degrees 00 Minutes 27 Seconds West 120.2 feet  
thence North 14 Degrees 52 Minutes 17 Seconds West 130.5 feet  
thence North 14 Degrees 22 Minutes 50 Seconds West 137.7 feet  
thence North 14 Degrees 18 Minutes 53 Seconds West 139.7 feet  
thence North 13 Degrees 45 Minutes 14 Seconds West 138.3 feet  
thence North 14 Degrees 34 Minutes 48 Seconds West 137.1 feet  
thence North 14 Degrees 08 Minutes 45 Seconds West 135.8 feet  
thence North 14 Degrees 07 Minutes 16 Seconds West 121 feet  
thence North 14 Degrees 08 Minutes 23 Seconds West 87.9 feet

thence North 23 Degrees 44 Minutes 23 Seconds West 53.6 feet

thence North 41 Degrees 29 Minutes 49 Seconds West 48.8 feet

thence North 48 Degrees 44 Minutes 06 Seconds West 27.2 feet

thence North 54 Degrees 30 Minutes 28 Seconds West 49.4 feet

thence North 59 Degrees 11 Minutes 05 Seconds West 79.3 feet

thence North 71 Degrees 22 Minutes 27 Seconds West 82.9 feet more or less to **the ending**

**point at:** 37 degrees 33 minutes 41.26 seconds North Latitude and -109 degrees 22 minutes 40.45 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,255,473.5 feet and Y = 10,175,288.2 feet.