

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

Ent 103245 Bk 895 Pg 416 -428
Date: 30-MAY-2008 9:54AM
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 NORTH OLD HIGHWAY ROAD; County Road Number: B335; State Geographic Information Database (SGID) Road Identification Number: RD190366. Total road length is 10.16 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 103245 Bk 0895 pg 0418

NORTH OLD HIGHWAY ROAD - San Juan County
SGID RD_ID RD190366

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

- | | |
|--|---|
| | NORTH OLD HIGHWAY ROAD |
| | Other Roads |
| | Title V, Issued Or Under Consideration By BLM Or County |
| | Photo Event Point |
| | Section = 1 Mile |



1:65,499
1 inch equals 1 miles



Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Apr 07, 2008



Attachment 2



EP190366004



EP190366006



EP190366008



EP190366012

EP000000000

EP000000000

NORTH OLD HIGHWAY ROAD - San Juan County
SGID RD_ID RD190366

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: NORTH OLD HIGHWAY ROAD

County: San Juan

County Road Number: B335

State Geographic Information Database (SGID) Road Identification Number: RD190366.

Total Road Length: 10.16 miles more or less.

Beginning at a point on the road centerline located at 37 degrees 52 minutes 07.69 seconds North Latitude and -109 degrees 14 minutes 44.22 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,291,109.4 feet and Y = 10,288,064.6 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 52 minutes 22.41 seconds North Latitude and -109 degrees 03 minutes 054.5 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,343,151.8 feet and Y = 10,290,858.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 33 South Range 24 East, Section(s) 36, Salt Lake Base & Meridian

Township 33 South Range 25 East, Section(s) 25,26,27,28,29,30,31,35,36, Salt Lake Base & Meridian

Township 33 South Range 26 East, Section(s) 28,29,30,32,33, 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: NORTH OLD HIGHWAY ROAD

County: San Juan

County Road Number: B335

State Geographic Information Database (SGID) Road Identification Number: RD190366.

Total Road Length: 10.16 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
RD190366	001	PVT	7.99 Miles	(not shown)
RD190366	002	BLM	0.02 Miles	A
RD190366	003	PVT	2.16 Miles	(not shown)
		Total Road Length	10.16	_____

* 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 TED C. BRONSON

NORTH OLD HIGHWAY

SAN JUAN COUNTY, UTAH

COUNTY ROAD NUMBER B335

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 North Old Highway. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1950's, it followed the same route as in the late 1980's, when I last observed it. Attached is a San Juan County map showing North Old Highway. 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 1950'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 daily.

5. Throughout the time period from the early 1950's to the late 1980's, I have used the road myself for the following uses: county road maintenance, pine nut gathering 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: farming and 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 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

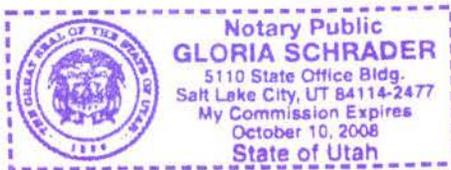
8. I personally graded the road from 1974 to the early 1980's as well as observed the following evidence of construction and maintenance performed on the road prior to 1976: road berms, cuts and fills, constructed dugways and culverts from at least as early as the late 50's.

Dated this 17 day of September, 2007.



Ted C. Bronson

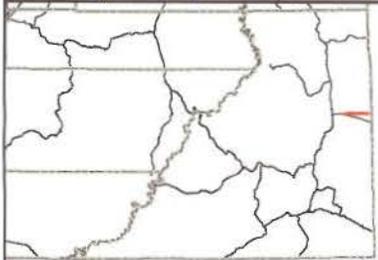
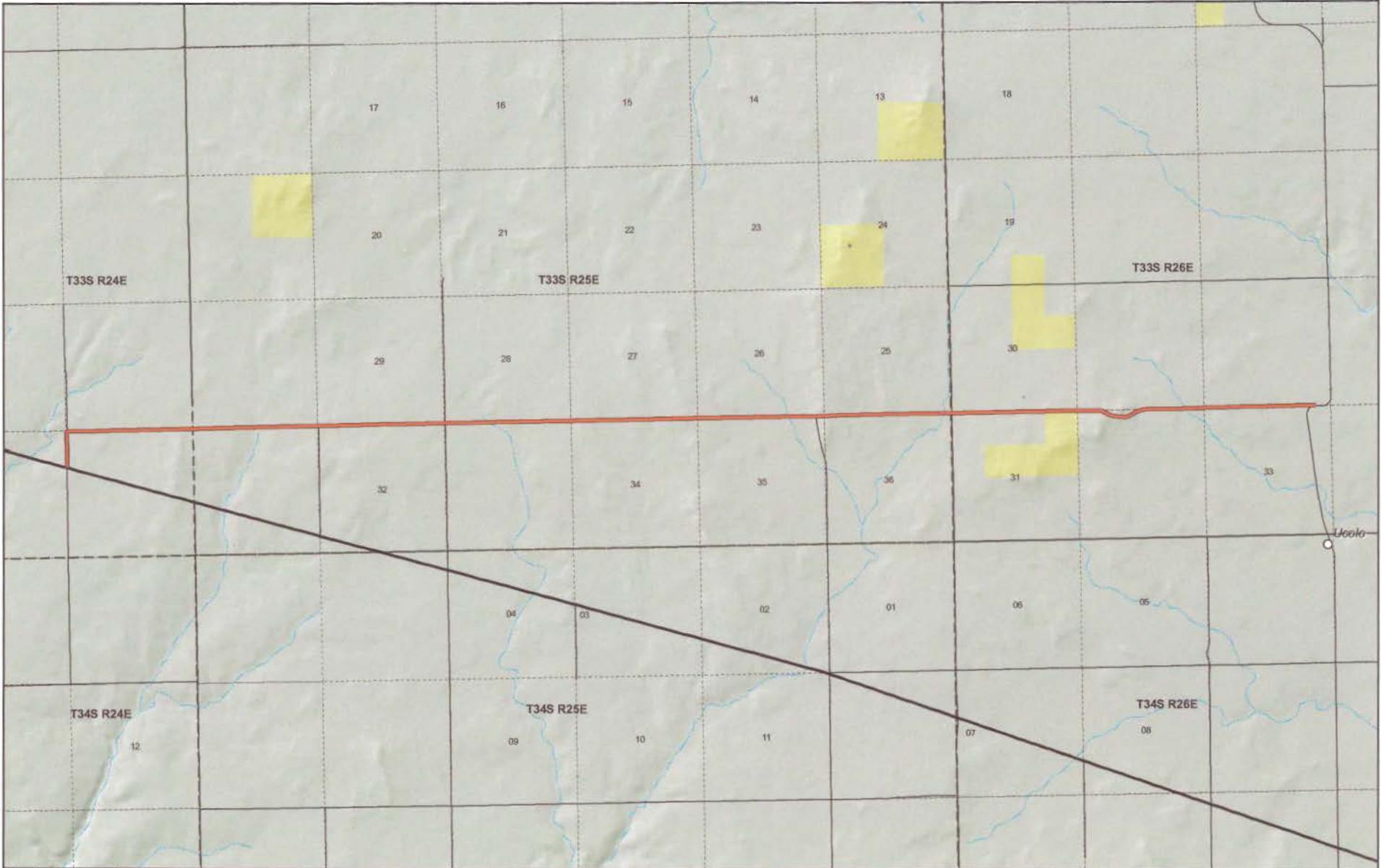
SUBSCRIBED AND SWORN TO before me this 17th day of September, 2007.





Notary Public

Ent 103245 Bk 0895 Pg 0425



NORTH OLD HIGHWAY
County Unique - B335

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

- NORTH OLD HIGHWAY
- State / U.S. Highway
- Local Roads



1:65,499
1 inch equals 1 miles
Jul 26, 2007

AFFIDAVIT OF JOHN M. SCORUP

NORTH OLD HIGHWAY ROAD

SAN JUAN COUNTY, UTAH

COUNTY ROAD NUMBER B335

State of Utah)
 : ss
County of San Juan)

John M. Scorup, 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 1935.

2. I have traveled and am familiar with a road in San Juan County known as North Old Highway Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1945, it followed the same route as in 2007, when I last observed it. Attached is a San Juan County map showing North Old Highway 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 1945 and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including automobile, pickup truck, commercial vehicle, construction truck, semi-trailer truck, road maintenance vehicle, jeep, motorcycle, ATV, OHV, horse and snowmobile. Throughout this

time period, the road has been used daily for more than 10 continuous years prior to 1976 and is presently used daily.

5. Throughout the time period from the summer of 1945 to 2007, I have used the road myself for the following uses: livestock operations, wood gathering and other land owner uses.

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: farming, hunting, government access and traveling in and through the area.

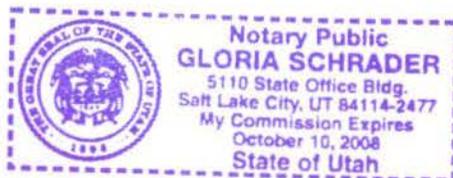
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1800s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed graders maintaining the road prior to 1976.

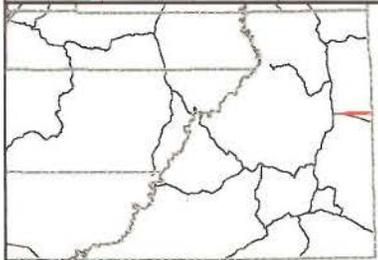
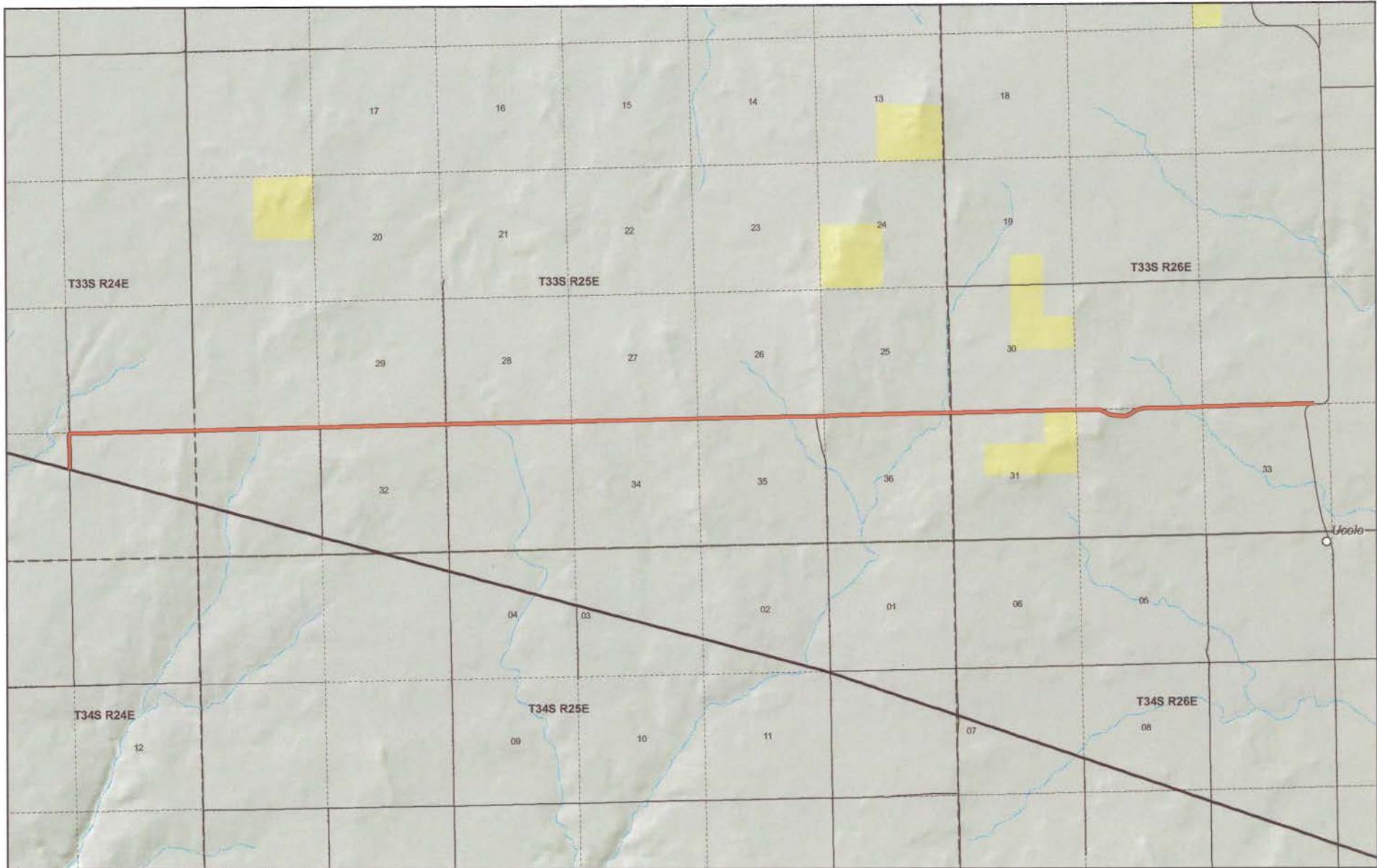
Dated this 17th day of September, 2007.

John M. Scorup
John M. Scorup

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



Gloria Schrader
Notary Public
X



NORTH OLD HIGHWAY
County Unique - B335

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

- NORTH OLD HIGHWAY
- State / U.S. Highway
- Local Roads



1:65,499
1 inch equals 1 miles
Jul 26, 2007

Appendix A to Attachment 4

Popular Name: NORTH OLD HIGHWAY ROAD

County: San Juan

County Road Number: B335

State Geographic Information Database (SGID) Road Identification Number: RD190366.

Road-Segment Number: 002

Road-Segment Length: 0.02 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:
SECTION STRING MISSING!!!!

The following description closely approximates the location of the centerline of the physical monument (NORTH OLD HIGHWAY ROAD)-- Segment 002 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 52 minutes 22.54 seconds North Latitude and -109 degrees 06 minutes 16.07 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,331,804.3 feet and Y = 10,290,578.8 feet; thence the following courses along the said road center line:

thence North 87 Degrees 55 Minutes 51 Seconds East 95.8 feet more or less to **the ending point at:** 37 degrees 52 minutes 22.55 seconds North Latitude and -109 degrees 06 minutes 14.87 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 2,331,900.1 feet and Y = 10,290,582.2 feet.