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

DOC # 00352501
Correction Easement B: 0591 P: 0726
Jayrene B Nielsen Sevier County Recorder Page 1 of 6
02/13/2008 11:26:19 AMFee $0.00By GOVENOR OF UTAH

THE STATE OF UTAH

TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

Know ye, This is an Amended Acknowledgment and Amended 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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Sevier County as it pertains to the highway located in Sevier County known as 1037d_Poverty Flat Road; County Road Number: 6490; State Geographic Information Database (SGID) Road Identification Number: RD210092. Total road length is 1.36 miles more or less.

This Amended Acknowledgment and Amended Notice of Acknowledgment supersedes the information contained in the Acknowledgment recorded at Doc # 00344686, Bk 0561, Beg Pg 0512.

The reason for this Amended Acknowledgment and Amended 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 Amended Acknowledgment and Amended 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.

A printed copy of this Amended Acknowledgment and Amended 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 Amended Acknowledgment and Amended 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 Amended Acknowledgment and Amended 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 Amended 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 Amended Acknowledgment and Amended Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 24th day of January, 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 24th day of January, 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

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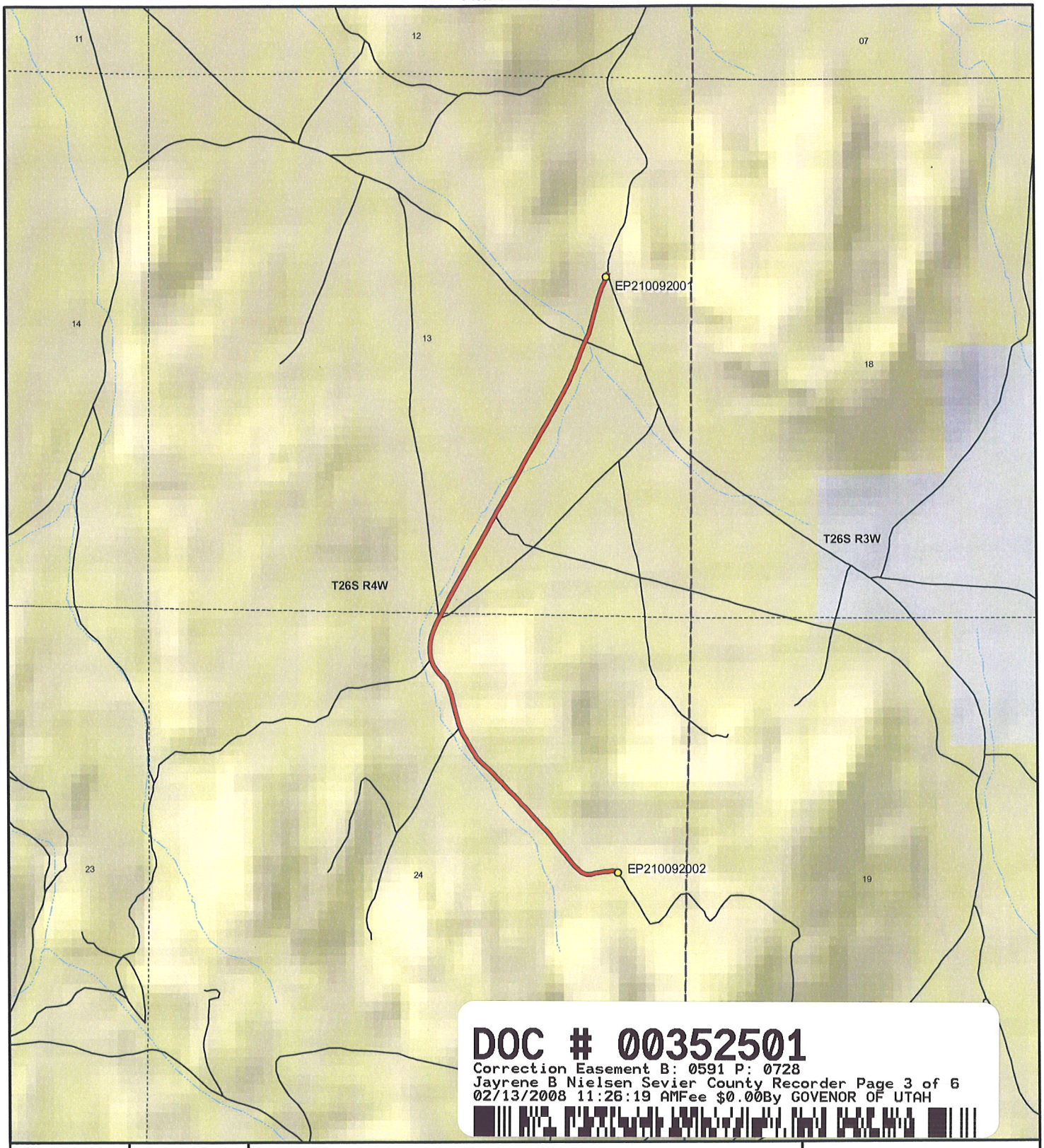

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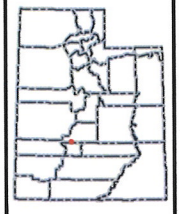
1:15,233
1 inch equals 0.2 miles



1037d_Poverty Flat Road - Sevier County
SGID RD_ID RD210092

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

- 1037d_Poverty Flat 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
Dec 13, 2007

UTAH AGRC

EP210092001

EP210092002

EP000000000

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1037d_Poverty Flat Road - Sevier County
SGID RD_ID RD210092

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
December 13, 2007

Attachment 3

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

Popular Name: 1037d_Poverty Flat Road
County: Sevier
County Road Number: 6490
State Geographic Information Database (SGID) Road Identification Number: RD210092.
Total Road Length: 1.36 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 31 minutes 24.09 seconds North Latitude and -112 degrees 10 minutes 47.83 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,445,851.0 feet and Y = 6,631,624.2 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 32 minutes 22.31 seconds North Latitude and -112 degrees 10 minutes 49.43 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,445,768.0 feet and Y = 6,637,516.5 feet based on the US Survey Foot conversion.

This road may traverse:

Township 26 South Range 4 West, Section(s) 13,24, 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: 1037d_Poverty Flat Road
County: Sevier
County Road Number: 6490
State Geographic Information Database (SGID) Road Identification Number: RD210092.
Total Road Length: 1.36 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
RD210092	001	BLM	1.36 Miles	A
		Total Road Length	1.36	———

*** 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 Amended Acknowledgment and Amended Notice of Acknowledgment.

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Appendix A to Attachment 4

Popular Name: 1037d_Poverty Flat Road
County: Sevier
County Road Number: 6490
State Geographic Information Database (SGID) Road Identification Number: RD210092.
Road-Segment Number: 001
Road-Segment Length: 1.36 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 26 South Range 4 West, Section(s) 13,24, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (1037d_Poverty Flat 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 31 minutes 24.09 seconds North Latitude and -112 degrees 10 minutes 47.83 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,445,851.0 feet and Y = 6,631,624.2 feet; thence the following courses along the said road center line:

thence North 61 Degrees 31 Minutes 10 Seconds West 26.6 feet
thence North 81 Degrees 46 Minutes 07 Seconds West 33.2 feet
thence South 80 Degrees 14 Minutes 17 Seconds West 37.9 feet
thence South 86 Degrees 07 Minutes 27 Seconds West 31.6 feet
thence South 81 Degrees 28 Minutes 25 Seconds West 27.5 feet
thence South 80 Degrees 06 Minutes 26 Seconds West 23.6 feet
thence South 80 Degrees 09 Minutes 21 Seconds West 37.6 feet
thence South 77 Degrees 00 Minutes 03 Seconds West 47.8 feet
thence South 88 Degrees 05 Minutes 13 Seconds West 46.6 feet
thence North 68 Degrees 52 Minutes 44 Seconds West 45.8 feet
thence North 50 Degrees 08 Minutes 01 Seconds West 46.8 feet

thence North 45 Degrees 02 Minutes 07 Seconds West 50.4 feet
thence North 41 Degrees 31 Minutes 16 Seconds West 49.3 feet
thence North 39 Degrees 23 Minutes 35 Seconds West 47.4 feet
thence North 37 Degrees 55 Minutes 07 Seconds West 45.2 feet
thence North 37 Degrees 49 Minutes 06 Seconds West 46.3 feet
thence North 38 Degrees 53 Minutes 52 Seconds West 47.9 feet
thence North 38 Degrees 26 Minutes 08 Seconds West 50.5 feet
thence North 37 Degrees 01 Minutes 07 Seconds West 50 feet
thence North 36 Degrees 33 Minutes 11 Seconds West 48.8 feet
thence North 40 Degrees 12 Minutes 07 Seconds West 49.6 feet
thence North 40 Degrees 46 Minutes 42 Seconds West 50.1 feet
thence North 41 Degrees 16 Minutes 16 Seconds West 49.6 feet
thence North 43 Degrees 07 Minutes 03 Seconds West 48.8 feet
thence North 43 Degrees 11 Minutes 51 Seconds West 50.6 feet
thence North 42 Degrees 48 Minutes 35 Seconds West 53.4 feet
thence North 43 Degrees 09 Minutes 38 Seconds West 56 feet
thence North 42 Degrees 59 Minutes 25 Seconds West 57.6 feet
thence North 42 Degrees 05 Minutes 39 Seconds West 29.1 feet
thence North 43 Degrees 20 Minutes 05 Seconds West 88 feet
thence North 44 Degrees 36 Minutes 12 Seconds West 57.3 feet
thence North 43 Degrees 22 Minutes 27 Seconds West 55.3 feet
thence North 43 Degrees 54 Minutes 07 Seconds West 57.1 feet
thence North 43 Degrees 14 Minutes 44 Seconds West 58.3 feet
thence North 43 Degrees 15 Minutes 43 Seconds West 58.8 feet
thence North 45 Degrees 17 Minutes 57 Seconds West 58.5 feet
thence North 49 Degrees 39 Minutes 46 Seconds West 58 feet
thence North 48 Degrees 18 Minutes 43 Seconds West 57.4 feet
thence North 41 Degrees 19 Minutes 48 Seconds West 57 feet
thence North 33 Degrees 59 Minutes 22 Seconds West 55.6 feet
thence North 30 Degrees 40 Minutes 42 Seconds West 55.2 feet
thence North 30 Degrees 36 Minutes 21 Seconds West 54 feet
thence North 27 Degrees 30 Minutes 22 Seconds West 52.4 feet
thence North 30 Degrees 44 Minutes 44 Seconds West 49.9 feet
thence North 26 Degrees 03 Minutes 27 Seconds West 52.1 feet
thence North 19 Degrees 48 Minutes 54 Seconds West 55 feet
thence North 18 Degrees 57 Minutes 42 Seconds West 52.3 feet
thence North 14 Degrees 46 Minutes 10 Seconds West 52.5 feet
thence North 12 Degrees 54 Minutes 12 Seconds West 54.1 feet
thence North 12 Degrees 58 Minutes 18 Seconds West 56.9 feet
thence North 13 Degrees 27 Minutes 54 Seconds West 57.6 feet
thence North 15 Degrees 17 Minutes 40 Seconds West 57.1 feet
thence North 20 Degrees 51 Minutes 19 Seconds West 53.3 feet
thence North 25 Degrees 01 Minutes 36 Seconds West 54.9 feet
thence North 40 Degrees 58 Minutes 42 Seconds West 52.4 feet
thence North 43 Degrees 45 Minutes 54 Seconds West 52 feet
thence North 39 Degrees 17 Minutes 25 Seconds West 53.2 feet
thence North 30 Degrees 00 Minutes 10 Seconds West 56.3 feet
thence North 18 Degrees 56 Minutes 28 Seconds West 57.5 feet
thence North 08 Degrees 34 Minutes 09 Seconds West 57 feet

thence North 01 Degrees 17 Minutes 34 Seconds West 56.8 feet
thence North 04 Degrees 57 Minutes 15 Seconds East 57.4 feet
thence North 12 Degrees 24 Minutes 16 Seconds East 58.2 feet
thence North 18 Degrees 32 Minutes 46 Seconds East 57.9 feet
thence North 22 Degrees 51 Minutes 20 Seconds East 56.8 feet
thence North 27 Degrees 00 Minutes 34 Seconds East 56.5 feet
thence North 27 Degrees 18 Minutes 16 Seconds East 56.7 feet
thence North 26 Degrees 59 Minutes 29 Seconds East 14.7 feet
thence North 26 Degrees 59 Minutes 26 Seconds East 43.3 feet
thence North 27 Degrees 30 Minutes 07 Seconds East 61.2 feet
thence North 27 Degrees 35 Minutes 52 Seconds East 63.1 feet
thence North 28 Degrees 36 Minutes 48 Seconds East 64.5 feet
thence North 29 Degrees 07 Minutes 17 Seconds East 64.8 feet
thence North 28 Degrees 58 Minutes 46 Seconds East 65.1 feet
thence North 29 Degrees 09 Minutes 15 Seconds East 64.1 feet
thence North 29 Degrees 20 Minutes 04 Seconds East 63.1 feet
thence North 29 Degrees 31 Minutes 14 Seconds East 62 feet
thence North 30 Degrees 06 Minutes 21 Seconds East 63.6 feet
thence North 29 Degrees 24 Minutes 37 Seconds East 66.9 feet
thence North 29 Degrees 01 Minutes 39 Seconds East 67 feet
thence North 29 Degrees 09 Minutes 56 Seconds East 66.7 feet
thence North 29 Degrees 30 Minutes 52 Seconds East 67.3 feet
thence North 29 Degrees 14 Minutes 21 Seconds East 67.9 feet
thence North 29 Degrees 09 Minutes 56 Seconds East 66.7 feet
thence North 28 Degrees 32 Minutes 09 Seconds East 66.7 feet
thence North 28 Degrees 55 Minutes 11 Seconds East 66.6 feet
thence North 29 Degrees 16 Minutes 18 Seconds East 67.2 feet
thence North 29 Degrees 11 Minutes 52 Seconds East 66 feet
thence North 29 Degrees 05 Minutes 22 Seconds East 65.5 feet
thence North 29 Degrees 43 Minutes 47 Seconds East 65.6 feet
thence North 30 Degrees 30 Minutes 58 Seconds East 65.4 feet
thence North 29 Degrees 09 Minutes 56 Seconds East 66.7 feet
thence North 28 Degrees 53 Minutes 26 Seconds East 67.3 feet
thence North 28 Degrees 30 Minutes 40 Seconds East 67.4 feet
thence North 28 Degrees 45 Minutes 18 Seconds East 67.6 feet
thence North 29 Degrees 22 Minutes 34 Seconds East 67.6 feet
thence North 29 Degrees 22 Minutes 34 Seconds East 67.6 feet
thence North 29 Degrees 37 Minutes 02 Seconds East 67.8 feet
thence North 29 Degrees 14 Minutes 21 Seconds East 67.9 feet
thence North 28 Degrees 45 Minutes 18 Seconds East 67.6 feet
thence North 29 Degrees 41 Minutes 29 Seconds East 66.3 feet
thence North 28 Degrees 48 Minutes 37 Seconds East 66.1 feet
thence North 29 Degrees 41 Minutes 29 Seconds East 66.3 feet
thence North 29 Degrees 11 Minutes 52 Seconds East 66 feet
thence North 28 Degrees 43 Minutes 36 Seconds East 64.9 feet
thence North 27 Degrees 18 Minutes 34 Seconds East 64.4 feet
thence North 26 Degrees 08 Minutes 08 Seconds East 64.9 feet
thence North 25 Degrees 44 Minutes 31 Seconds East 64.3 feet
thence North 24 Degrees 33 Minutes 27 Seconds East 64 feet

thence North 24 Degrees 07 Minutes 10 Seconds East 62.7 feet
thence North 22 Degrees 10 Minutes 47 Seconds East 61.8 feet
thence North 20 Degrees 58 Minutes 58 Seconds East 60.6 feet
thence North 20 Degrees 31 Minutes 32 Seconds East 57.2 feet
thence North 21 Degrees 01 Minutes 35 Seconds East 51.4 feet
thence North 23 Degrees 03 Minutes 52 Seconds East 44.7 feet
thence North 23 Degrees 46 Minutes 33 Seconds East 16.9 feet
thence North 24 Degrees 31 Minutes 15 Seconds East 28.9 feet
thence North 22 Degrees 30 Minutes 58 Seconds East 51.6 feet
thence North 17 Degrees 04 Minutes 35 Seconds East 50.6 feet
thence North 14 Degrees 59 Minutes 16 Seconds East 51 feet
thence North 15 Degrees 03 Minutes 01 Seconds East 52.1 feet
thence North 14 Degrees 46 Minutes 07 Seconds East 53 feet
thence North 14 Degrees 29 Minutes 49 Seconds East 54 feet
thence North 14 Degrees 55 Minutes 29 Seconds East 53.7 feet
thence North 16 Degrees 21 Minutes 57 Seconds East 53.8 feet
thence North 17 Degrees 33 Minutes 23 Seconds East 51.4 feet
thence North 19 Degrees 37 Minutes 00 Seconds East 48.2 feet
thence North 22 Degrees 50 Minutes 23 Seconds East 41.8 feet
thence North 22 Degrees 53 Minutes 56 Seconds East 32.5 feet
thence North 24 Degrees 34 Minutes 50 Seconds East 25 feet
thence North 22 Degrees 24 Minutes 53 Seconds East 15.3 feet
thence North 23 Degrees 39 Minutes 46 Seconds East 3.2 feet
thence North 23 Degrees 39 Minutes 46 Seconds East 48.5 feet more or less to **the ending point at:** 38 degrees 32 minutes 22.31 seconds North Latitude and -112 degrees 10 minutes 49.43 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,445,768.0 feet and Y = 6,637,516.5 feet.