

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

Ent 146985 Bk 208 Pg 839
Date: 08-MAY-2008 10:01AM
Fee: None
Filed By: CB
COLLEEN BRINKERHOFF, Recorder
WAYNE COUNTY
For: GOVERNOR OF 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Wayne County as it pertains to the highway located in Wayne County known as HANKSVILLE TV TOWER; County Road Number: 106_1; State Geographic Information Database (SGID) Road Identification Number: RD280267. Total road length is 0.54 miles more or less.

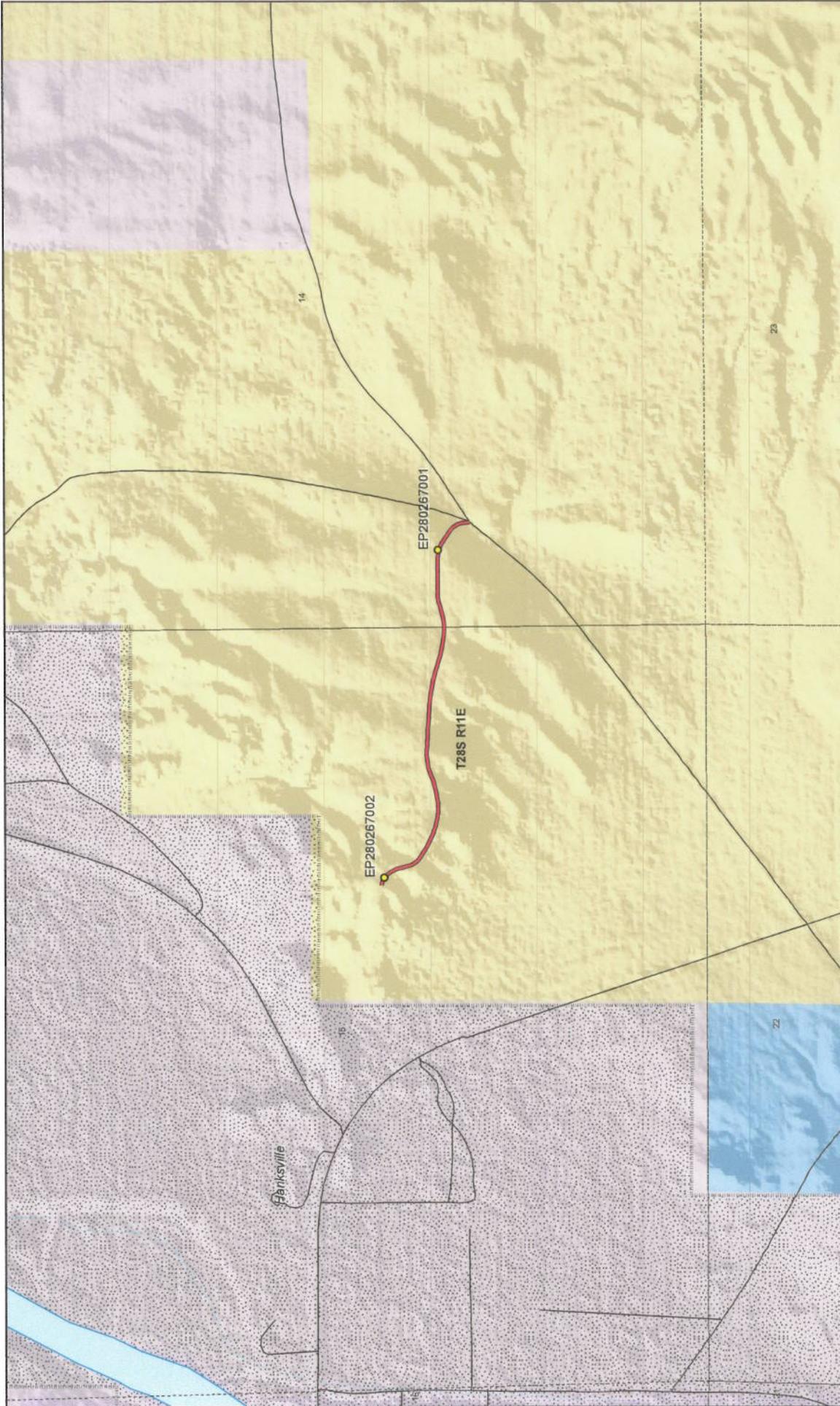
The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) 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

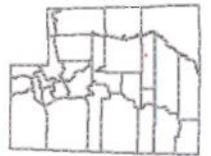


HANKSVILLE TV TOWER - Wayne County
SGID RD_ID RD280267

- | | | |
|--|---|---|
| <p>Land Ownership Categories</p> <ul style="list-style-type: none"> BLM Private SITLA, State Trust Land USFS, National Forest State Parks and Recreation Tribal, Indian Reservation NPS, National Park | <p>Wilderness</p> <ul style="list-style-type: none"> UDWR Wildlife Reserve DOD, Military State Sovereign Land National Recreation Area USFWS, Natl. Wildlife Refuge | <p>Transportation Network</p> <ul style="list-style-type: none"> HANKSVILLE TV TOWER Other Roads Title V, Issued Or Under Consideration By BLM Or County Photo Event Point |
|--|---|---|



1:11,167
 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
 Mar 21, 2008



Attachment 2



EP280267001



EP280267002

EP000000000

EP000000000

EP000000000

EP000000000

HANKSVILLE TV TOWER - Wayne County
SGID RD_ID RD280267

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
March 24, 2008



Attachment 3

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

Popular Name: HANKSVILLE TV TOWER

County: Wayne

County Road Number: 106_1

State Geographic Information Database (SGID) Road Identification Number: RD280267.

Total Road Length: 0.54 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 22 minutes 23.31 seconds North Latitude and -110 degrees 41 minutes 59.58 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,869,805.9 feet and Y = 10,464,861.7 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 22 minutes 17.16 seconds North Latitude and -110 degrees 41 minutes 27.88 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,872,336.0 feet and Y = 10,464,261.3 feet based on the US Survey Foot conversion.

This road may traverse:

Township 28 South Range 11 East, Section(s) 14,15, 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: HANKSVILLE TV TOWER

County: Wayne

County Road Number: 106_1

State Geographic Information Database (SGID) Road Identification Number: RD280267.

Total Road Length: 0.54 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
RD280267	001	BLM	0.54 Miles	A
		Total Road Length	0.54	_____

* 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 JOHN D. JACKSON

HANKSVILLE TV TOWER ROAD

WAYNE COUNTY, UTAH

ROAD NUMBER 106_1

State of Utah)
 : ss.
County of Wayne)

JOHN D. JACKSON, 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 Wayne County, Utah. I have lived in Wayne County for 58 years.

2. I have traveled and am familiar with a road in Wayne County known as Hanksville TV Tower Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960s, it followed the same route as in 2007 when I last observed it. Attached is a Wayne County map showing Hanksville TV Tower 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 also identifies this road according to the road number listed 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 1960s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including trucks, cars, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and is presently used daily.

5. Throughout the time period from the early 1960s to 2007, I have used the road myself for hunting and trapping.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: communication 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 early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

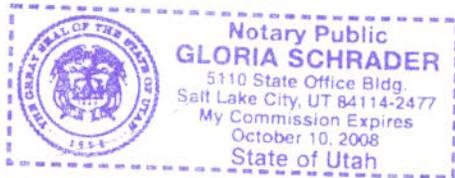
8. Prior to 1976, I observed the graded surface of the road.

DATED this 19 day of April, 2007.



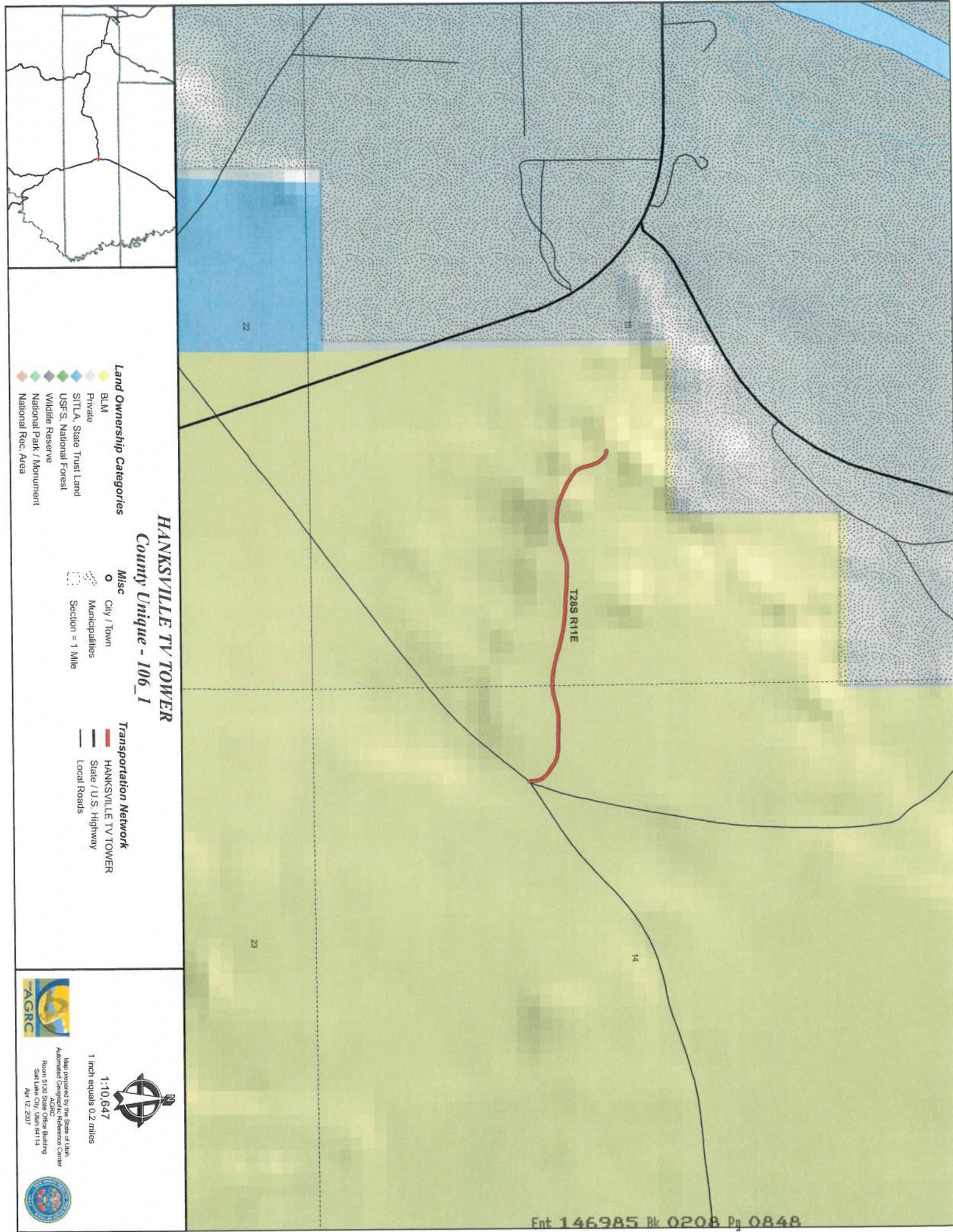
JOHN D. JACKSON

SUBSCRIBED AND SWORN to before me this 19th day of April, 2007.





NOTARY PUBLIC



HANKSVILLE TV TOWER
County Unique - 106_1

- Land Ownership Categories**
- BLM
 - Private
 - SITLA, State Trust Land
 - USFS, National Forest
 - Wildlife Reserve
 - National Park / Monument
 - National Rec. Area
- Misc**
- City / Town
 - Municipalities
 - Section = 1 Mile
- Transportation Network**
- HANKSVILLE TV TOWER
 - State / U.S. Highway
 - Local Roads



Map prepared by the State of Utah
 Automated Geospatial Services
 AGRC
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Apr 12, 2007



1:10,647
 1 inch equals 0.2 miles



AFFIDAVIT OF DEAN EKKER
HANKSVILLE TV TOWER ROAD
WAYNE COUNTY, UTAH
ROAD NUMBER 106_1

State of Utah)
 : ss.
County of Wayne)

DEAN EKKER, 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 Wayne County, Utah. I have lived in Wayne County for most of the past 69 years.
2. I have traveled and am familiar with a road in Wayne County known as Hanksville TV Tower Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1950s, it followed the same route as in 2007 when I last observed it. Attached is a Wayne County map showing Hanksville TV Tower 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 also identifies this road according to the road number listed 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 1950s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including trucks, cars, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and is presently used daily.

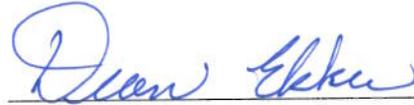
5. Throughout the time period from the early 1950s to 2007, I have used the road myself for trapping, hunting and livestock operations and recreation.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: communication access, government access, oil and gas exploration and tourism and travel 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 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

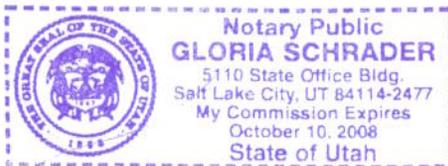
8. Prior to 1976, I observed the graded surface of the road.

DATED this 19 day of April, 2007.

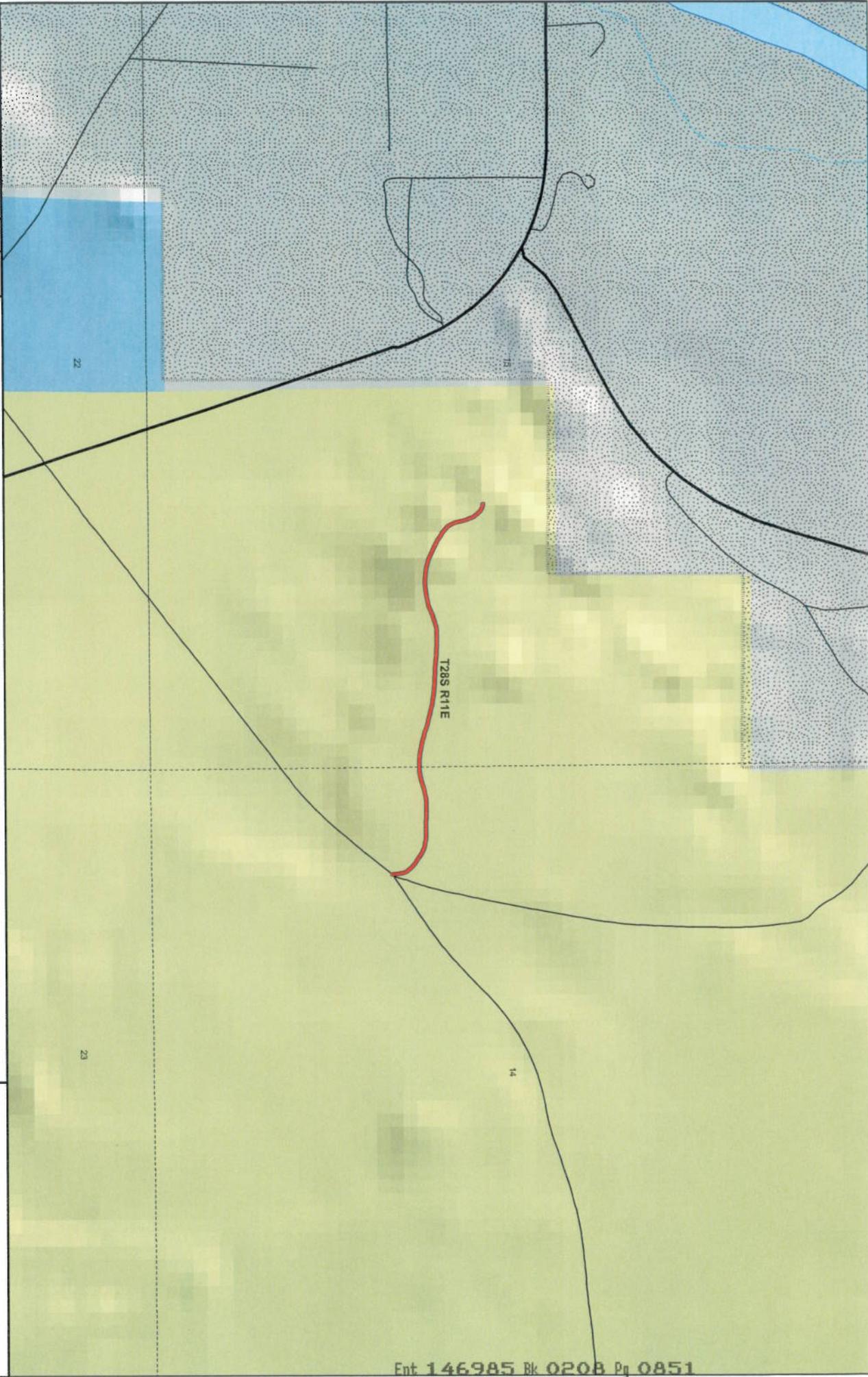


DEAN EKKER

SUBSCRIBED AND SWORN to before me this 19th day of April, 2007.

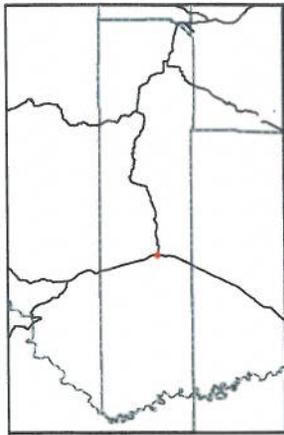


NOTARY PUBLIC



HANKSVILLE TV TOWER
County Unique - 106_1

- Land Ownership Categories**
- BLM
 - Private
 - SUTLA, State Trust Land
 - USFS, National Forest
 - Wildlife Reserve
 - National Park / Monument
 - National Rec. Area
- Misc**
- City / Town
 - Municipalities
 - Section = 1 Mile
- Transportation Network**
- HANKSVILLE TV TOWER
 - State / U.S. Highway
 - Local Roads



Map prepared by the State of Utah
 Automated Geospatial Information Center
 Room 6130 State Office Building
 Salt Lake City, Utah 84114
 Apr 12, 2007



1:10,647
 1 inch equals 0.2 miles



Appendix A to Attachment 4

Popular Name: HANKSVILLE TV TOWER

County: Wayne

County Road Number: 106_1

State Geographic Information Database (SGID) Road Identification Number: RD280267.

Road-Segment Number: 001

Road-Segment Length: 0.54 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 28 South Range 11 East, Section(s) 14,15, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (HANKSVILLE TV TOWER)-- 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 22 minutes 23.31 seconds North Latitude and -110 degrees 41 minutes 59.58 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,869,805.9 feet and Y = 10,464,861.7 feet; thence the following courses along the said road center line:

thence North 89 Degrees 41 Minutes 45 Seconds East 9.8 feet
thence South 79 Degrees 25 Minutes 06 Seconds East 26.1 feet
thence South 57 Degrees 10 Minutes 05 Seconds East 28.2 feet
thence South 44 Degrees 22 Minutes 47 Seconds East 28.8 feet
thence South 36 Degrees 10 Minutes 25 Seconds East 26.3 feet
thence South 28 Degrees 40 Minutes 22 Seconds East 18.7 feet
thence South 24 Degrees 44 Minutes 52 Seconds East 19.8 feet
thence South 19 Degrees 00 Minutes 10 Seconds East 22.5 feet
thence South 15 Degrees 14 Minutes 07 Seconds East 25.5 feet
thence South 13 Degrees 04 Minutes 30 Seconds East 25.2 feet
thence South 15 Degrees 00 Minutes 43 Seconds East 27.1 feet

thence South 24 Degrees 11 Minutes 25 Seconds East 25.1 feet
 thence South 33 Degrees 10 Minutes 21 Seconds East 25.4 feet
 thence South 46 Degrees 19 Minutes 36 Seconds East 26 feet
 thence South 54 Degrees 22 Minutes 31 Seconds East 28 feet
 thence South 59 Degrees 40 Minutes 26 Seconds East 29 feet
 thence South 58 Degrees 17 Minutes 54 Seconds East 31 feet
 thence South 61 Degrees 14 Minutes 57 Seconds East 30.4 feet
 thence South 62 Degrees 05 Minutes 11 Seconds East 30.5 feet
 thence South 66 Degrees 51 Minutes 21 Seconds East 29.7 feet
 thence South 67 Degrees 11 Minutes 22 Seconds East 29.3 feet
 thence South 70 Degrees 39 Minutes 00 Seconds East 29.3 feet
 thence South 73 Degrees 32 Minutes 28 Seconds East 28.5 feet
 thence South 76 Degrees 52 Minutes 55 Seconds East 29.7 feet
 thence South 82 Degrees 25 Minutes 47 Seconds East 31.1 feet
 thence South 83 Degrees 57 Minutes 49 Seconds East 32.7 feet
 thence South 87 Degrees 24 Minutes 45 Seconds East 32.5 feet
 thence North 86 Degrees 50 Minutes 01 Seconds East 32.9 feet
 thence North 80 Degrees 59 Minutes 37 Seconds East 32.5 feet
 thence North 81 Degrees 04 Minutes 49 Seconds East 32.9 feet
 thence North 77 Degrees 55 Minutes 40 Seconds East 32.2 feet
 thence North 77 Degrees 41 Minutes 04 Seconds East 31.5 feet
 thence North 71 Degrees 04 Minutes 05 Seconds East 30.8 feet
 thence North 67 Degrees 33 Minutes 03 Seconds East 30.5 feet
 thence North 70 Degrees 15 Minutes 21 Seconds East 29.6 feet
 thence North 70 Degrees 40 Minutes 13 Seconds East 30.2 feet
 thence North 77 Degrees 10 Minutes 02 Seconds East 30.3 feet
 thence North 83 Degrees 33 Minutes 31 Seconds East 30.7 feet
 thence North 86 Degrees 42 Minutes 52 Seconds East 31.6 feet
 thence North 89 Degrees 41 Minutes 45 Seconds East 31.2 feet
 thence South 87 Degrees 13 Minutes 35 Seconds East 30.6 feet
 thence South 87 Degrees 07 Minutes 26 Seconds East 29.6 feet
 thence South 87 Degrees 09 Minutes 32 Seconds East 29.9 feet
 thence South 87 Degrees 09 Minutes 32 Seconds East 29.9 feet
 thence South 87 Degrees 17 Minutes 27 Seconds East 31.2 feet
 thence South 84 Degrees 25 Minutes 04 Seconds East 32 feet
 thence South 87 Degrees 22 Minutes 59 Seconds East 32.2 feet
 thence South 86 Degrees 50 Minutes 08 Seconds East 32.6 feet
 thence South 87 Degrees 57 Minutes 59 Seconds East 32.2 feet
 thence South 85 Degrees 03 Minutes 24 Seconds East 32.3 feet
 thence South 86 Degrees 41 Minutes 24 Seconds East 31.2 feet
 thence South 84 Degrees 17 Minutes 41 Seconds East 31.4 feet
 thence South 81 Degrees 19 Minutes 52 Seconds East 31.6 feet
 thence South 81 Degrees 19 Minutes 52 Seconds East 31.6 feet
 thence South 78 Degrees 24 Minutes 54 Seconds East 31.9 feet
 thence South 78 Degrees 24 Minutes 54 Seconds East 31.9 feet
 thence South 75 Degrees 33 Minutes 37 Seconds East 32.2 feet
 thence South 75 Degrees 15 Minutes 26 Seconds East 31.6 feet
 thence South 75 Degrees 58 Minutes 52 Seconds East 31.8 feet
 thence South 71 Degrees 40 Minutes 56 Seconds East 31.9 feet

thence South 75 Degrees 15 Minutes 26 Seconds East 31.6 feet
 thence South 74 Degrees 56 Minutes 32 Seconds East 31 feet
 thence South 77 Degrees 54 Minutes 30 Seconds East 30.6 feet
 thence South 80 Degrees 50 Minutes 29 Seconds East 29.9 feet
 thence South 80 Degrees 56 Minutes 37 Seconds East 30.3 feet
 thence South 84 Degrees 09 Minutes 59 Seconds East 30.7 feet
 thence South 86 Degrees 39 Minutes 05 Seconds East 30.9 feet
 thence North 89 Degrees 41 Minutes 46 Seconds East 26.1 feet
 thence North 89 Degrees 41 Minutes 46 Seconds East 4.1 feet
 thence North 86 Degrees 00 Minutes 17 Seconds East 30.6 feet
 thence North 80 Degrees 14 Minutes 01 Seconds East 29.9 feet
 thence North 77 Degrees 01 Minutes 51 Seconds East 29.9 feet
 thence North 73 Degrees 50 Minutes 12 Seconds East 30 feet
 thence North 74 Degrees 10 Minutes 19 Seconds East 30.7 feet
 thence North 74 Degrees 10 Minutes 19 Seconds East 30.7 feet
 thence North 83 Degrees 29 Minutes 33 Seconds East 30.4 feet
 thence North 83 Degrees 33 Minutes 31 Seconds East 30.7 feet
 thence North 89 Degrees 41 Minutes 46 Seconds East 30.9 feet
 thence North 89 Degrees 41 Minutes 46 Seconds East 30.9 feet
 thence North 89 Degrees 41 Minutes 46 Seconds East 31.2 feet
 thence South 87 Degrees 17 Minutes 27 Seconds East 31.2 feet
 thence North 89 Degrees 41 Minutes 46 Seconds East 31.2 feet
 thence North 89 Degrees 41 Minutes 46 Seconds East 30.5 feet
 thence North 89 Degrees 41 Minutes 46 Seconds East 28.9 feet
 thence South 86 Degrees 56 Minutes 14 Seconds East 27.9 feet
 thence South 82 Degrees 59 Minutes 53 Seconds East 25.8 feet
 thence South 77 Degrees 51 Minutes 51 Seconds East 22.9 feet
 thence South 73 Degrees 12 Minutes 04 Seconds East 22.3 feet
 thence South 66 Degrees 24 Minutes 31 Seconds East 28.4 feet
 thence South 60 Degrees 16 Minutes 14 Seconds East 24.3 feet
 thence South 57 Degrees 41 Minutes 04 Seconds East 29.2 feet
 thence South 56 Degrees 36 Minutes 49 Seconds East 30.8 feet
 thence South 52 Degrees 59 Minutes 59 Seconds East 26 feet
 thence South 48 Degrees 25 Minutes 33 Seconds East 25.6 feet
 thence South 38 Degrees 25 Minutes 19 Seconds East 27.1 feet
 thence South 27 Degrees 17 Minutes 02 Seconds East 20.3 feet
 thence South 15 Degrees 00 Minutes 43 Seconds East 27.1 feet
 thence South 07 Degrees 31 Minutes 05 Seconds East 52.3 feet more or less to **the ending**

point at: 38 degrees 22 minutes 17.16 seconds North Latitude and -110 degrees 41 minutes 27.88 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,872,336.0 feet and Y = 10,464,261.3 feet.