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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

BEAVER COUNTY, UTAH, a political
subdivision, and STATE OF UTAH,

Plaintiffs,

vs.

UNITED STATES OF AMERICA,

Defendant.

**AMENDED COMPLAINT
TO QUIET TITLE**

Case No. 2:12-cv-00423-CW

Judge: Honorable Clark Waddoups

Beaver County, Utah (“Beaver County” or “County”), a Utah political subdivision, and the State of Utah (“State”) (collectively referred to as “Plaintiffs”) as their Amended Complaint against the Defendant, United States of America (“United States”), allege as follows:

INTRODUCTION

This is an action to quiet title to certain described rights-of-way for highways, including the scope thereof, under the grant of Section 8 of the Mining Act of 1866, 14 Stat. 251, 253, later codified as Revised Statutes 2477 and as 43 U.S.C. § 932 (repealed October 21, 1976, with savings provisions recognizing validity of rights-of-way already established) (hereinafter “R.S. 2477”). For judicial convenience and ease of reference, the rights-of-way at issue herein have been divided into twenty-seven geographic areas, each with approximately eight to thirty-six roads. Each geographic area has been pleaded as a separate cause of action.

JURISDICTION AND VENUE

1. The claims asserted herein arise under the Quiet Title Act (“QTA”). 28 U.S.C. § 2409a (2006).
2. This Court has subject matter jurisdiction under 28 U.S.C. § 2409a (quiet title) and 28 U.S.C. § 1346(f) (quiet title), as this case involves Plaintiffs’ claims to ownership of public highway rights-of-way crossing lands of the United States.
3. Plaintiffs claim title to the public highway rights-of-way crossing lands of the United States at issue in this case as joint undivided owners. *See* UTAH CODE ANN. §§ 72-5-302(2) (Supp. 2011) and -103(2)(b) (2004).
4. On or about October 13, 2011, the State filed a Notice of Intention to File Suit to Quiet Title to Certain Rights-of-Way in Beaver County, Utah, with the Secretary of Interior over the R.S. 2477 rights-of-way that are the subject of this action. A copy of this letter is attached as Exhibit 1. This 2011 Notice of Intent supplemented the State’s prior Notice of Intent regarding

R.S. 2477 sent in June 2000. A copy of this letter is attached as Exhibit 1A. Thus, the State has complied with the requirement to provide notice to the head of the federal agency with jurisdiction over the lands in question 180 days prior to filing this action. 28 U.S.C. § 2409a(m).

5. Venue is proper under 28 U.S.C. § 1391(e) inasmuch as the lands at issue are located within the state of Utah.

PARTIES

6. Utah is one of the fifty sovereign states forming the United States of America, having been admitted to the Union on January 4, 1896, on an equal footing with the original states. Executive power for the State is vested in the Governor, who is responsible for seeing that the laws of Utah are faithfully executed. UTAH CONST. art. VII, § 5; UTAH CODE ANN. § 67-1-1 (2008).

7. Beaver County is a political subdivision of the state of Utah, located in the southwestern area of the state, and is authorized to maintain this action. UTAH CODE ANN. § 17-50-302(2) (2009).

8. Pursuant to the Utah Constitution, the State owns all property interests acquired from the United States at or after the time of statehood. UTAH CONST. art. XX. The State and the County are joint owners of R.S. 2477 rights-of-way within Beaver County, Utah. UTAH CODE ANN. §§ 72-5-302(2) (Supp. 2011) and -103(2)(b) (2004); *id.* §§ 72-3-103(3) (2004) and -105(3). As an undivided joint owner of the public highway rights-of-way claimed herein, the State is duly authorized to maintain this action. *See* UTAH CONST. art. VII, § 1; *see also generally* UTAH CODE ANN. §§ 72-5-103 through -105, and 72-5-302 (Supp. 2011).

9. In this action, Plaintiffs seek to quiet title in those rights-of-way located within Beaver County, Utah.

10. Defendant United States is the owner of the lands traversed and bordered by the roads and rights-of-way claimed in this action. The United States Department of the Interior ("DOI") and Bureau of Land Management ("BLM") are tasked with managing and protecting the Defendant's interests in the lands traversed and bordered by the roads and rights-of-way claimed in this action.

**THE CONGRESSIONAL GRANT OF RIGHTS-OF-WAY FOR PUBLIC HIGHWAYS
CROSSING PUBLIC LAND**

11. R.S. 2477 provides as follows: "*And be it further enacted*, That the right of way for the construction of highways over public lands, not reserved for public uses, is hereby granted." Act of July 26, 1866, ch. 262, § 8, 14 Stat. 251, 253, codified at 43 U.S.C. § 932, repealed by Federal Land Policy Management Act of 1976 (FLPMA), Pub.L. No. 94-579 § 706(a), 90 Stat. 2743.

12. R.S. 2477 was an open congressional grant *in praesenti* of public highway rights-of-way for the benefit of miners, ranchers, homesteaders, and all other members of the public who had need to travel across public lands.

13. Acceptance and vesting of R.S. 2477 rights-of-way required no administrative formalities: no entry, no application, no license, no patent, and no deed on the federal side, no formal act of public acceptance on the part of the states or localities in which the right was vested. *See Southern Utah Wilderness Alliance v. Bureau of Land Mgmt.*, 425 F.3d 735, 741 (10th Cir. 2005) (hereinafter "*SUWA v. BLM*"). R.S. 2477 operated as a standing offer of a right-

of-way over the public domain, and the grant may be accepted without formal action by public authorities. *Id.*

LONG-STANDING DEPARTMENT OF INTERIOR INTERPRETATION OF R.S. 2477

14. Prior to its recent adverse actions, the DOI historically recognized and agreed that state law is borrowed so as to govern the acceptance, scope, and regulatory jurisdiction of R.S. 2477 public highways.

15. Over the years, the DOI adopted numerous regulations and policies interpreting the congressional grant of R.S. 2477 rights-of-way. These regulations and policies served to ensure the DOI's compliance with its statutory duty to manage the public lands subject to valid existing rights.

16. As of and following 1939, R.S. 2477 interpretive regulations found at 43 C.F.R. § 244.55 (1939) stated:

[R.S. 2477] becomes effective upon the construction or establishing of highways, in accordance with the State laws, over public lands not reserved for public uses. No application should be filed under said R.S. 2477 as no action on the part of the Federal Government is necessary.

17. As of and following 1963, R.S. 2477 interpretive regulations found at 43 C.F.R. § 244.58 (1963) stated:

Grants of [R.S. 2477 rights-of-way] become effective upon the construction or establishment of highways, in accordance with the State laws, over public lands, not reserved for public uses. No application should be filed under R.S. 2477, as no action on the part of the Government is necessary.

18. As of and following 1974, R.S. 2477 interpretive regulations found at 43 C.F.R. §§ 2822.1-2 & 2822.2-1 (1974) stated:

No application should be filed under R.S. 2477, as no action on the part of the Government is necessary. ... Grants of [R.S. 2477 rights-of-way] become effective upon the construction or establishment of highways, in accordance with the State laws, over public lands, not reserved for public uses.

19. As of and following 1986, R.S. 2477 interpretive policies stated in the Bureau of Land Management Manual, R.2-229 stated:

When public funds have been spent on the road it shall be considered a public road. When the history of the road is unknown or questionable, its existence in a condition suitable for public use is evidence that construction sufficient to cause a grant under R.S. 2477 has taken place.

20. As a matter of federal law, R.S. 2477 borrows from State law relating to acceptance (validity) and scope of such rights-of-way. *See SUWA v. BLM*, 425 F.3d 735 (10th Cir. 2005).

21. R.S. 2477 rights-of-way vested by acts of governmental entities or the public evidencing the acceptance of the right-of-way during operation of the grant.

22. R.S. 2477 rights-of-way were accepted by various acts of the local government highway authority or the public, including, but not limited to, (1) designating the road as a general public highway; (2) expending State or County funds to construct or maintain the road for general highway purposes prior to October 21, 1976; and/or (3) continually using the road as a public thoroughfare, as often as the need arose, for a continuous period of 10 years prior to October 21, 1976. *See, e.g.*, UTAH CODE ANN. § 72-5-104 (Supp. 2011).

23. Congressionally granted R.S. 2477 public highway rights-of-way are property interests, sometimes considered a species of easement. As a congressional grant of property for public purposes, the grant includes the right of use and enjoyment, and the implied or actual right to cross public land to access and use the property interest granted.

24. The scope of an R.S. 2477 right-of-way is not restricted to the beaten path of the road, which DOI now characterizes as the “disturbed width.” The scope of an R.S. 2477 right-of-way includes the physical features of the right-of-way as accepted and used, and that which is reasonable and necessary to accommodate the exigencies of increasing travel. *See id.* § 72-5-104(3).

25. R.S. 2477 case law, long-standing DOI interpretation, and historical practice establish the scope of the rights-of-way claimed herein to include that which is reasonable and necessary to ensure safe travel and passage of vehicles on a two-lane road according to sound engineering practices that protect the safety of the traveling public, the features of the road, and improvements that prevent undue degradation or impairment of adjacent lands and resources.

26. Such areas along the roadway beyond the actual beaten path as are reasonable and necessary to provide safe travel on the road, including lands on which attendant accoutrements such as drainage ditches and culverts existed as of the date of the reservation of the subject lands adjacent to the road, or are reasonably and necessarily added after that date to accommodate increased travel for pre-existing uses, are part of the reasonable and necessary use of the roadway, and are therefore within the scope of each highway right-of-way. *See Sierra Club v. Hodel*, 848 F.2d 1068, 1083-84 (10th Cir. 1988).

27. Applicable law, historical practice, and sound engineering confirm that an R.S. 2477 right-of-way, as distinguished from the disturbed width of the road, includes a minimum width of 66 feet and any features, facilities, cuts, slopes, water bars, drainage runouts, and fill areas necessary to ensure a safe travel surface as reasonable and necessary under the circumstances specific to each road.

28. The congressional grant of public highway rights-of-way embodied by R.S. 2477 operated on unreserved public lands for 110 years until it was repealed on October 21, 1976, by the Federal Land Policy and Management Act of 1976 (“FLPMA”), 43 U.S.C. § 1701 *et seq.*

29. In repealing R.S. 2477, Congress preserved vested R.S. 2477 rights-of-way as valid existing rights and expressly directed the United States and its subordinate agencies (including the DOI and the BLM) to manage federal lands subject to these valid existing rights.

30. Section 701(h) of FLPMA provides as follows: “All actions by the Secretary concerned under this Act shall be subject to valid existing rights.” *Id.* § 1701, note; *see also id.* § 1769(a) (“Nothing in this subchapter shall have the effect of terminating any right-of-way or right of use heretofore issued, granted or permitted.”).

PLAINTIFFS’ R.S. 2477 AND PUBLIC HIGHWAY RIGHTS-OF-WAY

31. Plaintiffs’ R.S. 2477 and public highway rights-of-way, easements, and rights-of-entry (collectively referred to as “rights-of-way”) serve the common good, benefit the public, and implement the congressional intent of facilitating safe and efficient travel across public lands. The R.S. 2477 rights-of-way granted by Congress necessarily include an implied right of access to the rights-of-way so that they may be used as public thoroughfares.

32. Beaver County classifies its public highways as Class B (maintained) and Class D (lightly maintained) county roads. This classification is a matter of Utah law and is, herein, generally relevant only to the manner of acceptance of the rights-of-way for the roads. *See* UTAH CODE ANN. §§ 72-3-101 through -105 (2004) (explaining Utah’s road classification system).

33. At all times relevant herein, Utah law provided that R.S. 2477 rights-of-way could be accepted by various acts of the local government highway authority or by acts of the public, including, but not limited to, (1) designating the road as a general public highway, also known as a Class B county road; *See id.* § 72-3-103 (prior law in accord); *see also id.* § 27-12-22 (1963); (2) expending State or County funds to construct or maintain a road for general highway purposes prior to October 21, 1976; and/or (3) continually using the road as a public thoroughfare, as often as the need arose, for a continuous period of 10 years prior to October 21, 1976, *see id.* § 72-5-104 (Supp. 2011) (stating that a public highway right-of way is “dedicated and abandoned to the use of the public when it has been continuously used as a public thoroughfare for a period of 10 years”).

34. The R.S. 2477 rights-of-way for the Class B and D roads claimed herein were initially accepted as public highways by public use for a continuous period of at least 10 years prior to October 21, 1976, or such other date as requisite for the acceptance of a particular road and its right-of-way claimed herein.

35. The R.S. 2477 rights-of-way for the Class B and D roads may also have been accepted by Beaver County’s designation of these roads as county general highways and/or by Beaver County’s expenditure of State and County funds to construct and maintain these roads as

public highways prior to October 21, 1976, or such other date as requisite for the acceptance of a particular road and its R.S. 2477 right-of-way claimed herein.

36. Plaintiffs, by and on behalf of the public, accepted and own the R.S. 2477 rights-of-way for the roads described herein.

37. However, Beaver County is the highway authority with sole jurisdiction and control of all Class B and Class D roads within its borders. UTAH CODE ANN. §§ 72-3-103(4) and -105(4) (2004). Beaver County has the sole obligation to manage, construct, and maintain its Class B roads to meet general travel standards established by State law. *See id.* §72-3-103(5).

38. Prior to October 21, 1976, or such other date as is requisite for the acceptance of a particular right-of-way, Plaintiffs accepted R.S. 2477 rights-of-way for the roads claimed herein on unreserved public lands.

39. In addition to the public lands of the United States, some of the roads claimed in this action have segments that access and cross land now or formerly owned by the State of Utah and the Utah School and Institutional Trust Land Administration (sometimes collectively referred to as "SITLA").

40. In those instances where the roads and rights-of-way cross lands formerly in SITLA ownership, Plaintiffs' rights-of-way claimed herein were accepted and perfected as valid existing rights-of-way through the facts set forth herein, prior to the United States' ownership of the subject lands. Title of the United States is subject to these valid existing rights as a matter of law. 43 U.S.C. § 1701, note (2006); cf. UTAH CODE ANN. § 53C-4-203(2) (2009) (stating that patents for SITLA lands are "subject to any valid existing easement or public right-of-way"). In

each cause of action set forth below, Plaintiffs' claimed rights-of-way include those granted pursuant to R.S. 2477 and established under law as valid existing rights on the land at issue.

41. The course, existence, and location of the rights-of-way and roads that cross private and SITLA land have not been challenged and are not at issue in this action. This action seeks to quiet title to the rights-of-way crossing the lands of the United States.

42. Plaintiffs' vested public highway rights-of-way for the roads claimed herein continue as valid existing rights until formally abandoned by Plaintiffs. *See* UTAH CODE ANN. §§ 72-5-105(1) and -305 (Supp. 2011).

43. Plaintiffs have not abandoned the rights-of-way for any of the roads claimed in this action.

AREA DESCRIPTIONS

44. In order to better organize the rights-of-way included in this Amended Complaint to fit within Utah's transportation system, the roads have been divided into twenty-seven areas: (1) Hamlin Valley Road Area, (2) Cougar Spar Road Area, (3) Indian Peak Road Area, (4) Lopers Spring Road Area, (5) Pots Sum Pa Road Area, (6) Vance Spring Road Area, (7) Rose Spring Canyon/Blawn Wash Road Area, (8) Pine Grove/Revenue Basin Road Area, (9) North Wah Wah Road Area, (10) South Wah Wah Road Area, (11) Big Wash Road Area, (12) Frisco Peak Road Area, (13) Shauntie Road Area, (14) Jockey Road Area, (15) Milford Flats Road Area, (16) Big Maple Road Area, (17) Lincoln Gulch Road Area, (18) Pass Road Area, (19) Ranch Canyon Road Area, (20) Geothermal Road Area, (21) Cunningham Wash Road Area, (22) Mineral Mountain Upper Bench Road Area, (23) Pine Creek Road Area, (24) Indian

Creek/North Creek Road Area, (25) South Creek Road Area, (26) Beaver/West Road Area, and (27) Bald Ridges Road Area (collectively, the “Twenty-Seven Areas”).

45. The roads within each of the Twenty-Seven Areas are important links in Plaintiffs’ transportation system. These roads connect communities and provide access to natural resources, other roads, and areas of scenic, recreational, and historic value.

46. As important links in Plaintiffs’ transportation systems, clear title to the rights-of-way that underlie these roads is of the utmost importance to Plaintiffs and the general public.

47. The Hamlin Valley Road Area is located in the western part of Beaver County and is shown on Exhibit 2, attached hereto and incorporated herein.

48. The Hamlin Valley Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Hamlin Valley Road, B-16; (2) D-300 Road; (3) D-731 Road; (4) D-732 Road; (5) D-740 Road; (6) D-741 Road; (7) D-743 Road; (8) Miners Cabin Wash Road, D-776; (9) Spring Valley Road, D-1240; (10) D-1241 Road; (11) D-1242 Road; (12) D-1243 Road; (13) D-1246 Road; and (14) D-1248 Road.

49. The Cougar Spar Road Area is located in southwestern Beaver County and is shown on Exhibit 3, attached hereto and incorporated herein.

50. The Cougar Spar Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Cougar Spar Road, B-6; (2) Pinto Creek Road, B-142; (3) Sheep Creek Road, B-143; (4) Cottonwood Bench Road, B-144; (5) Cottonwood Creek Road, B-145; (6) D-1259 Road; (7) D-1260 Road; (8) D-1262 Road; (9) D-1264 Road; (10) D-1265 Road; (11) D-1267 Road; (12) D-1283 Road; (13) D-1285 Road; (14)

D-1290 Road; (15) D-1293 Road; and (16) D-1299 Road.

51. The Indian Peak Road Area is located in west-central Beaver County and is shown on Exhibit 4, attached hereto and incorporated herein.

52. The Indian Peak Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Indian Peak WMA Road, B-156; (2) Buckhorn Bench Road, B-158; (3) D-755 Road; (4) D-756 Road; (5) Mackleprang Ranch Road, D-757; (6) D-761 Road; (7) D-762 Road; (8) D-765 Road; (9) D-770 Road; (10) D-779 Road; (11) D-786 Road; and (12) D-795 Road.

53. The Lopers Spring Road Area is located in northwestern Beaver County and is shown on Exhibit 5, attached hereto and incorporated herein.

54. The Lopers Spring Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Lopers Spring Road, B-146; (2) D-1 Road; (3) D-2 Road; (4) D-6 Road; (5) Lopers Spring Road, D-8; (6) D-18 Road; (7) D-20 Road; (8) McCune Pass Road, D-34; (9) D-280 Road; (10) Sulphur Spring Road, D-288; (11) D-292 Road; (12) Spike Hollow Trail Road, D-294; (13) D-299 Road; (14) D-301 Road; (15) D-304 Road; and (16) D-440 Road.

55. The Pots Sum Pa Road Area is located in northwestern Beaver County and is shown on Exhibit 6, attached hereto and incorporated herein.

56. The Pots Sum Pa Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Pots Sum Pa Road, B-147; (2) Woods & Eyre Branding Road, B-148; (3) Northern Pine Valley Road, B-150; (4) Desert

Research Road, B-151; (5) Beers Pass Road, D-11; (6) D-19 Road; (7) D-21 Road; (8) D-25 Road; (9) D-30 Road; (10) D-35 Road; (11) D-38 Road; (12) D-39 Road; (13) Jackson Wash Road, D-42a; (14) Upper Pots Sum Pa Road, D-44; (15) D-54 Road; (16) D-320 Road; and (17) D-327 Road.

57. The Vance Spring Road Area is located in west-central Beaver County and is shown on Exhibit 7, attached hereto and incorporated herein.

58. The Vance Spring Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Vance Spring Road, B-17; (2) Buckhorn Spring Road, B-154; (3) Turkey Wash Road, B-157; (4) Lower Buckhorn Bench Road, B-159; (5) Willow Spring Road, D-324; (6) Sawtooth Road, D-324a; (7) D-325 Road; (8) D-335 Road; (9) D-338 Road; (10) D-345 Road; (11) D-346 Road; (12) D-347 Road; and (13) D-804 Road.

59. The Rose Spring Canyon/Blawn Wash Road Area is located in west-central Beaver County and is shown on Exhibit 8, attached hereto and incorporated herein.

60. The Rose Spring Canyon/Blawn Wash Road includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Pine Valley Road, B-4; (2) Blawn Wash Road, B-136; (3) Blawn Mountain Road, B-137; (4) Sage Well Road, B-138; (5) Sawmill/Rose Spring Pass Road, B-139; (6) Sawmill Canyon Road, B-140; (7) Rose Spring Canyon Road, B-141; (8) Willow Creek Road, B-160; (9) Upper Blawn Wash Road, B-257; (10) Baudino Ranch Road, B-259; (11) D-805 Road; (12) D-806 Road; (13) D-807 Road; (14) D-809 Road; (15) D-810 Road; (16) D-811 Road; (17) D-813 Road; (18) D-830 Road; (19) D-832

Road; (20) D-834 Road; (21) D-836 Road; (22) D-838 Road; (23) D-846 Road; (24) D-1327 Road; (25) D-1333 Road; (26) Fishers Wash Road, D-1340; (27) D-1345 Road; and (28) D-1349 Road.

61. The Pine Grove/Revenue Basin Road Area is located in west-central Beaver County and is shown on Exhibit 9, attached hereto and incorporated herein.

62. The Pine Grove/Revenue Basin Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Pine Grove Road, B-12; (2) Pine Valley Road (Chamisa), B-149; (3) Pine Grove Cutoff Road, B-153; (4) Revenue Basin Road, B-162; (5) Pierson Cove Road, D-58; (6) D-59 Road; (7) D-62 Road; (8) Sols Knoll Road, D-64; (9) Sewing Machine Pass Road, D-69; (10) D-72 Road; (11) D-79 Road; (12) D-341 Road; (13) D-350 Road; (14) D-354 Road; (15) Kiln Spring Road, D-360; (16) D-818 Road; (17) D-820 Road; (18) D-827 Road; and (19) D-829 Road.

63. The North Wah Wah Road Area is located in north-central Beaver County and is shown on Exhibit 10, attached hereto and incorporated herein.

64. The North Wah Wah Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) North Wah Wah Road, B-13; (2) Newhouse Road, B-18; (3) Long Valley Road, D-77; (4) D-78 Road; (5) Kelly's Place Road, D-81; (6) D-90 Road; (7) D-92 Road; (8) D-94 Road; (9) D-97 Road; (10) D-101 Road; (11) D-103 Road; and (12) Crystal Springs Road, D-105.

65. The South Wah Wah Road Area is located in central Beaver County and is shown on Exhibit 11, attached hereto and incorporated herein.

66. The South Wah Wah Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) South Wah Wah Valley Road, B-20; (2) Lower Willow Creek Road, B-161; (3) Antelope Flat Road, B-165; (4) Bumble Bee Road, B-256; (5) D-370 Road; (6) D-377 Road; (7) D-372 Road; (8) Antelope Springs Road, D-378; (9) Squaw Peak Road, D-464; (10) Rocky Road, D-865; (11) D-895 Road; and (12) D-902 Road.

67. The Big Wash Road Area is located in central Beaver County and is shown on Exhibit 12, attached hereto and incorporated herein.

68. The Big Wash Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Long Lick Canyon Road, B-135; (2) Big Wash Road, B-164; (3) D-135-955 Road; (4) D-410 Road; (5) D-466 Road; (6) D-904 Road; (7) D-906 Road; (8) D-907 Road; (9) D-911 Road; (10) Mertons Spring Road, D-915; (11) D-935 Road; (12) D-955 Road; and (13) D-959 Road.

69. The Frisco Peak Road Area is located in north-central Beaver County and is shown on Exhibit 13, attached hereto and incorporated herein.

70. The Frisco Peak Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) 3 Kilns Spring Road, B-10; (2) Frisco Peak Road, B-14; (3) Iron Mine Pass Road, B-42; (4) Twin Mountain Road, B-43; (5) O.K. Mine Road, B-45; (6) Old Hickory Mine Road, B-46; (7) Beaver Lake Mountain Road, B-47; (8) Brownfield Canyon Road, B-48; (9) 5 Mile Dam Road, B-212; (10) Copper Road, B-213; (11) Old Mill Road, B-241; (12) Smith Spring Road, B-275; (13) D-48-147 Road; (14) Carbonate Gulch, D-110; (15) High Rock Road, D-125; (16) D-126 Road; (17) D-131 Road; (18)

D-136 Road; (19) D-170 Road; (20) D-177 Road; (21) D-178 Road; (22) D-181 Road; (23) D-183 Road; and (24) D-456 Road.

71. The Shauntie Road Area is located in central Beaver County and is shown on Exhibit 14, attached hereto and incorporated herein.

72. The Shauntie Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Pioche Road, B-11; (2) Hickory Peak Road, B-104; (3) Pioche Diagonal Road, B-105; (4) Vicks Peak Road, B-107; (5) East Star Range Road, B-108; (6) Elephant Canyon Road, B-109; (7) Topache Peak Road, B-110; (8) Shauntie Hills Road, B-111; (9) Shauntie Diagonal Road, B-112; (10) Copper King Mine Road, B-113; (11) Laho Road, B-114; (12) Dead Horse Well Road, B-134; (13) D-461 Road; (14) Historic Freight Route Road, D-526; (15) D-948 Road; (16) D-954 Road; (17) D-997 Road; (18) D-1008 Road; (19) D-1024 Road; and (20) D-1025 Road.

73. The Jockey Road Area is located in south-central Beaver County and is shown on Exhibit 15, attached hereto and incorporated herein.

74. The Jockey Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Jockey Road, B-5; (2) Thermo Road, B-115; (3) Thermo Pit Road, B-122; (4) D-938 Road; (5) D-962 Road; (6) D-1351 Road; (7) D-1352 Road; (8) D-1356 Road; (9) D-1358 Road; (10) Burns Well Road, D-1359; and (11) D-1370 Road.

75. The Milford Flats Road Area is located in south-central Beaver County and is shown on Exhibit 16, attached hereto and incorporated herein.

76. The Milford Flats Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) South Side Road, B-19; (2) Low Line Canal Road, B-90; (3) Moody Farm Road, B-106; (4) M&M Road, B-116; (5) Skyline Road, B-117; (6) R.R. Frontage Road, B-121; (7) Minersville Center Farm Road, B-123; (8) Utopia Road, B-125; (9) North Utopia Access Road, B-126; (10) Marshall Well Road, B-129; (11) Horse Valley Road, B-130; (12) Old Rambler Hill Road, B-132; (13) Nada Crossing Road, B-133; (14) 5300 South Road (Milford Flat), B-221; (15) 6900 South Road (Milford Flat), B-222; (16) 800 West Diagonal Road, B-224; (17) Imperial Avenue, B-225; (18) Bailey’s Road, B-229; (19) 300 West Road (Minersville), B-234; (20) 400 West Road (Minersville), B-235; (21) D-968 Road; (22) D-1031 Road; (23) D-1036 Road; (24) D-1073 Road; (25) D-1381 Road; (26) D-1384 Road; (27) D-1385 Road; (28) D-1387 Road; (29) D-1392 Road; (30) D-1398 Road; (31) D-1413 Road; (32) D-1421 Road; (33) D-1423 Road; (34) D-1428 Road; (35) D-1434 Road; and (36) D-1435 Road.

77. The Big Maple Road Area is located in southeastern Beaver County and is shown on Exhibit 17, attached hereto and incorporated herein.

78. The Big Maple Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Big Maple Road, B-27; (2) Yellow Mountain Road, B-230; (3) D-1437 Road; (4) D-1438 Road; (5) Black Mountain Road, D-1441; (6) D-1451 Road; (7) Blue Ribbon Road, D-1453; (8) Rocky Ford Hollow Road, D-1467; (9) Stewart Spring Road, D-1469; and (10) D-1883 Road.

79. The Lincoln Gulch Road Area is located in eastern Beaver County and is shown on Exhibit 18, attached hereto and incorporated herein.

80. The Lincoln Gulch Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Cave Canyon Road, B-9; (2) Lincoln Gulch Road, B-30; (3) West Lincoln Gulch Road, B-31; (4) West Lake Access Road, B-86; (5) North Spring Road, B-91; (6) D-1068 Road; (7) D-1070 Road; (8) Oak Spring Road, D-1080; (9) D-1081 Road; (10) D-1081B Road; (11) D-1082 Road; (12) D-1090 Road; (13) D-1455 Road; and (14) D-1457 Road.

81. The Pass Road Area is located in east-central Beaver County and is shown on Exhibit 19, attached hereto and incorporated herein.

82. The Pass Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Pass Road, B-3; (2) Harkley Mountain Road, B-92; (3) Harkley Cutoff Road, B-93; (4) McEwen Spring Road, B-94; (5) D-612 Road; (6) D-1047 Road; (7) D-1050 Road; (8) D-1064 Road; (9) D-1100 Road; (10) D-1638 Road; and (11) D-1641 Road.

83. The Ranch Canyon Road Area is located in east-central Beaver County and is shown on Exhibit 20, attached hereto and incorporated herein.

84. The Ranch Canyon Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Lower Ranch Canyon Road, B-23; (2) Upper Ranch Canyon Road, B-28; (3) Rock Corral Road, B-29; (4) Hot Spring Road, B-40; (5) Corral Canyon Wash Road, B-95; (6) Wild Horse Wash Road, B-98; (7) D-547 Road; (8) D-

550 Road; (9) D-553 Road; (10) D-555 Road; (11) D-558 Road; (12) D-561 Road; (13) D-564 Road; (14) D-569 Road; (15) D-570 Road, (16) D-577 Road; (17) D-581 Road; (18) D-586 Road; (19) D-591 Road; and (20) D-605 Road.

85. The Geothermal Road Area is located in north-central Beaver County and is shown on Exhibit 21, attached hereto and incorporated herein.

86. The Geothermal Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Geothermal Road, B-15; (2) Antelope Point Road, B-24; (3) Salt Cove Road, B-39; (4) Lower Antelope Point Road, B-41; (5) Big Cedar Cove Road, B-99; (6) D-213 Road; (7) D-220 Road; (8) D-228 Road; (9) Rock Cabin Road, D-229; (10) D-231 Road; (11) D-546 Road; and (12) D-1562 Road.

87. The Cunningham Wash Road Area is located in northeastern Beaver County and is shown on Exhibit 22, attached hereto and incorporated herein.

88. The Cunningham Wash Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Cunningham Wash Road, B-7; (2) Fortuna Canyon, B-21; (3) Cowboy Spring Road, B-33; (4) Wiregrass Road, B-38; (5) Shag Hollow Road, B-82; (6) School Mine Road, B-100; (7) Bearskin Flat Road, B-101; (8) Bailey Spring Road, B-102; (9) T.V. Hill Road (Milford), B-103; (10) Horse Flat Road, B-237; (11) Shag Hollow Trail Road, D-82-619; (12) Antelope Mountain Road, D-238; (13) T.V. Hill Road, D-241; (14) D-250 Road; (15) D-251 Road; (16) D-252 Road; (17) D-254 Road; (18) D-618 Road; (19) D-662 Road; and (20) D-704 Road.

89. The Mineral Mountain Upper Bench Road Area is located in east-central Beaver County and is shown on Exhibit 23, attached hereto and incorporated herein.

90. The Mineral Mountain Upper Bench Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Lower Cunningham Wash Road, B-22; (2) Mineral Mountain Upper Bench Road, B-25; (3) Black Mountain Road, B-79; (4) Lower Porcupine Canyon Road, B-83; (5) Porcupine Water Tank Road, B-84; (6) Adamsville Wash Road, B-239; (7) D-622 Road; (8) D-1108 Road; (9) D-1114 Road; (10) D-1116 Road; (11) D-1117 Road; (12) Solomons Hollow Road, D-1121; (13) D-1144 Road; and (14) D-1654 Road.

91. The Pine Creek Road Area is located in northeastern Beaver County and is shown on Exhibit 24, attached hereto and incorporated herein.

92. The Pine Creek Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Bull Hollow Road, B-34; (2) Pine Creek Highway 91, B-208; (3) Pine Creek Loop Road, B-209; (4) Sulphurdale Road, B-210; (5) North Sulphurdale Forest Access Road, B-240; (6) D-255 Road; (7) 4 Mile Canyon Road, D-265; (8) D-266 Road; (9) D-269 Road; (10) D-270 Road; (11) D-272 Road; (12) D-672 Road; (13) Mud Spring Ridge Road, D-714; and (14) Brush Hollow Road, D-715.

93. The Indian Creek/North Creek Road Area is located in eastern Beaver County and is shown on Exhibit 25, attached hereto and incorporated herein.

94. The Indian Creek/North Creek Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Indian Creek Road, B-1;

(2) Tesian Highway, B-35; (3) Wildcat Creek Road, B-36; (4) Gillies Hill Road, B-37; (5) Lower Last Chance Road, B-52; (6) Manderfield Rim Road, B-53; (7) North Creek Road, B-55; (8) Last Chance Bench Road, B-56; (9) North Bench Loop Road, B-57; (10) North Bench Canal Road, B-58; (11) North Bench Farm Road, B-59; (12) Sheep Rock Road, B-61; (13) South Fork North Creek, B-62; (14) Puffer Lane, B-63; (15) Table Grounds Loop Road, B-64; (16) Last Chance Pasture Road, B-202; (17) Indian Creek Gravel Pit Road, B-204; (18) Indian Creek Power Line Road, B-205; (19) Wildcat Frontage Road, B-206; (20) Manderfield Road, B-260; (21) Upper Bench Corrals Road, B-267; (22) Upper Wildcat Road, D-717; (23) D-724 Road, D-204-724; (24) D-725 Road; (25) D-727 Road; (26) D-1200 Road; (27) D-1204 Road; (28) D-1210 Road; (29) D-1219 Road; (30) D-1220 Road; and (31) Powerline Road, D-1718.

95. The South Creek Road Area is located in southeastern Beaver County and is shown on Exhibit 26, attached hereto and incorporated herein.

96. The South Creek Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) South Creek Road, B-2; (2) The "B" Road, B-8; (3) Holdaway Lane, B-68; (4) South Creek Narrows Road, B-69; (5) Blue Valley Road, B-71; (6) I-15 Frontage Road, B-70; (7) Old Highway 91, B-254; (8) Grassy Road, D-1235; (9) D-1520 Road; (10) D-1521 Road; (11) Lee's Spring Road, D-1537; (12) Kane Canyon Road, D-1539; (13) Birch Creek Road, D-1542; (14) Big Twist Creek Road, D-1543; (15) D-1549 Road; (16) D-1553 Road; (17) D-1554 Road; and (18) D-1557 Road.

97. The Beaver/West Road Area is located in southeastern Beaver County and is shown on Exhibit 27, attached hereto and incorporated herein.

98. The Beaver/West Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Dryland Farm Road, B-50; (2) Carter Lane, B-51; (3) Dry Creek Loop Road, B-180; (4) Dust Bowl Road, B-193; (5) Dry Farm Diagonal Road, B-199; (6) North Manderfield Road, B-200; (7) D-1141 Road; and (8) D-1146 Road.

99. The Bald Ridges Road Area is located in southeastern Beaver County and is shown on Exhibit 28, attached hereto and incorporated herein.

100. The Bald Ridges Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Bald Ridges Road, B-26; (2) Adamsville Bench Road, B-32; (3) Knox's Road, B-72; (4) Bean Farm Road, B-74; (5) Little Valley Road, B-75; (6) Blake Smith Farm Road, D-78; (7) South Lake Access Road, B-87; (8) South Lake Access II Road, B-88; (9) Aberdare Canal Road, B-89; (10) Adamsville Loop Road, B-196; (11) Bait Shop Road, B-201; (12) Chalk Hollow Rim Road, D-1472; (13) Chalk Hollow Road, D-1475; (14) D-1477 Road; (15) D-1502 Road; (16) D-1505 Road; (17) D-1511 Road; (18) Sand Hollow Road, D-1516; and (19) D-1724 Road.

101. The surveyed centerlines of the above-named roads in the Twenty-Seven Areas are displayed, respectively, as Exhibits 30-503, attached hereto and incorporated herein. Each centerline was plotted using NAD83 mapping grade Global Positioning Survey ("GPS") data collected by Plaintiffs. This centerline data has been verified, confirmed by on the ground inspection, referenced to historic aerial photography, and overlaid upon United States Geological Survey ("USGS") topographic maps.

102. The information and documentation relevant to the above Twenty-Seven Areas was collected by personnel of the State and the County and compiled pursuant to Utah law. *See* UTAH CODE ANN. §§ 72-5-309 and -310.

103. Within each cause of action set forth below, the right-of-way is shown by map, description, and by reference to verified GPS data plotted on maps showing the United States Public Land Survey System (“PLSS”) aliquot parts of each section, township, and range crossed by the right-of-way.

104. The USGS 7.5- and 15-minute quadrangle maps covering Beaver County evidence the existence, use, and acceptance of the rights-of-way in this action prior to 1976. *See* Exhibit 29 for detailed map information.

105. As a matter of historical practice within the agencies of the United States, rights-of-way crossing federal lands are granted, recognized, and acknowledged by reference to PLSS aliquot parts. That is, the United States and its agencies grant, recognize, and acknowledge rights-of-way on federal lands by reference to PLSS aliquot parts and not by metes and bounds.

106. With more precision than a PLSS aliquot part description, Plaintiffs have also provided maps and a GPS data description of the location and centerline course of the roads crossing the rights-of-way claimed herein. The precision in these descriptions exceeds that which has been historically recognized by the United States as sufficient to describe and confirm rights-of-way crossing its lands.

107. Notwithstanding the diligent precision and particularity pleaded herein, each and every right-of-way and road claimed herein exists, is to be decided, and is to be established by

the course, location, and historical existence of the right-of-way on the ground as has been accepted, used, and enjoyed by, for, and on behalf of the public, including deviations in course recognized by law as being reasonable and necessary.

108. This action seeks to quiet title only to those portions of the rights-of-way and roads claimed herein and described in the GPS data, attached hereto as Exhibits 30-503, crossing public lands managed by the BLM. As stated earlier, the course, existence, and location of the segments of the rights-of-way and roads crossing private and SITLA lands are not at issue, are not contested, and are not claimed herein.

109. The segments of roads, if any, crossing United States land managed by federal agencies other than BLM and DOI are not at issue in this Amended Complaint. Plaintiffs, however, do not concede that the segments are not R.S. 2477 rights-of-way and reserve the right to bring a future quiet title action on these segments.

THE CASE OR CONTROVERSY

A. The Case or Controversy over Disputed Title to Roads over R.S. 2477 Rights-of-Way

110. Beaver County encompasses approximately 2,585 square miles of land. Approximately 77 % of the land within the County is federal land.

111. Due to the vast expanse of federal land in Beaver County, R.S. 2477 provides the sole legal basis for Beaver County to claim title to many of the rights-of-way that serve as roads and public highways in the county. All such roads that exist over R.S. 2477 rights-of-way and that are at issue in this suit were authorized, established, constructed, or accepted as R.S. 2477

rights-of-way on unreserved lands prior to October 21, 1976, or have vested as public highways, easements, and valid existing rights by law as set forth in the facts below.

112. The roads over R.S. 2477 rights-of-way have long served the common good by providing a safe and efficient transportation system within Beaver County. Some of the roads over R.S. 2477 rights-of-way in this action predate Utah's statehood in 1896.

113. The roads over R.S. 2477 rights-of-way described in this Amended Complaint connect roads in the County and in adjacent counties and are integral components of the State of Utah and County's transportation systems.

114. The roads over R.S. 2477 rights-of-way have long served the vital function of linking communities, business operations, private land, and SITLA land and were historically established and constructed to facilitate settlement, commerce, and general public access to public lands and communities.

115. The roads over R.S. 2477 rights-of-way claimed herein are important because, in many instances, there are no alternative routes to serve the public's transportation needs.

116. For decades, and in some instances a century, Plaintiffs and the public have benefitted from the quiet and peaceful enjoyment of the roads over R.S. 2477 rights-of-way. In 1976, Congress enacted FLPMA, and R.S. 2477 ceased as a means whereby states and counties could acquire new rights-of-way over public lands. Any and all R.S. 2477 rights-of-way and easements then existing were grandfathered and preserved by Congress as valid and existing rights.

117. Accordingly, Congress directed the agencies of the United States to manage federal public lands subject to the valid existing rights of the State of Utah and its counties, including their R.S. 2477 rights-of-way.

118. Historically, the County, federal land managers, ranchers, mineral resource developers, and other members of the public generally cooperated in the construction, maintenance, and use of the roads over R.S. 2477 rights-of-way in furtherance of the common good and without specific concern regarding legal ownership.

119. Without any change in FLPMA or other federal law, the DOI and its agencies recently have engaged in efforts to impair or entirely deprive the State of Utah, Beaver County, and the public of the use of their vested rights to roads over R.S. 2477 rights-of-way. In so doing, DOI has abrogated its duty to manage public lands subject to valid existing rights.

120. DOI's recent actions have sparked numerous lawsuits and conflicts across the West, including this lawsuit.

B. The Quiet Title Act is the Proper Mechanism for Quieting Title to Plaintiffs' Claimed Rights-of-Way in this Case

121. Under the Quiet Title Act, 28 U.S.C. § 2409a, the only prerequisite for a party bringing suit against the United States to quiet title in and to land or property interests is that the aggrieved party have a "reasonable awareness" that the United States claims some interest adverse to the claims of that party.

122. Under Article III of the Constitution, an aggrieved party has standing to bring a Quiet Title Act claim if the party suffers adverse economic effects as a result of uncertainty regarding legal ownership of a right-of-way.

123. An adverse economic effect constitutes injury in fact and results from unresolved questions of land ownership.

124. The State of Utah and Beaver County have suffered and are continuing to suffer economic injury from uncertainty regarding legal ownership of the roads over R.S. 2477 rights-of-way at issue in this case.

125. The confusion regarding the existence, location, scope, and ownership of roads over R.S. 2477 rights-of-way at issue in this case has created dangerous lapses in road maintenance, uncertainty regarding future road funding, and economic injuries to the State of Utah and Beaver County which only resolution by the Court can redress.

126. The Quiet Title Act was enacted at the suggestion of then-United States Attorney General, who explained that such suits were necessary for

a plaintiff whose title to land was continually being subjected to litigation in the law courts. [Such a plaintiff] could bring a suit to quiet title in a court of equity in order to obtain an adjudication on title and relief against further suits. Similarly, one who feared that an outstanding deed or other interest might cause a claim to be presented in the future could maintain a suit to remove a cloud on title.

H.R. REP. NO. 92-1559, at 4 (1972), *reprinted in* 1972 U.S.C.C.A.N. 4547, 4551, 1972 WL 12541, 4.

127. The Attorney General also specifically highlighted the cases in which the QTA is applicable, including “in boundary disputes between the United States and owners of adjacent property. The quieting of title where the plaintiff claims an estate less than a fee simple-- an easement or the title to minerals-- is likewise included in the terms of the proposed statute.” *Id.* at 5.

128. Once the federal government has formally asserted a claim to an interest in land in which a state government also claims an interest, a state government is entitled to treat the land as “real property in which the United States claims an interest.” Additionally, once the United States claims an interest in land, that claim is sufficient to cloud title and operates as a present cloud on title for as long as the United States retains authority to assert its claim.

129. The United States has taken several actions that constitute their “claim of interest” in the rights-of-way at issue, as explained in detail below. Therefore, a cloud on title exists with respect to each of the rights-of-way claimed herein, and the Quiet Title Act is the proper mechanism for adjudicating and quieting title.

130. A court of equity has jurisdiction both to prevent the casting of a cloud on title to property and to remove an existing cloud.

131. To eliminate a cloud on title arising out of the United States’ asserted claim, and to unilaterally destroy jurisdiction of any such a claim, the United States may file a disclaimer under section (e) of the QTA, which provides that

If the United States disclaims all interest in the real property or interest therein adverse to the plaintiff at any time prior to the actual commencement of the trial, which disclaimer is confirmed by order of the court, the jurisdiction of the district court shall cease unless it has jurisdiction of the civil action or suit on ground other than and independent of the authority conferred by section 1346(f) of this title.

132. On June 15, 2000, the State of Utah sent a Notice of Intent to Sue (“2000 NOI”) to the Secretary of the Interior indicating its intent to file suit to quiet title to roads over R.S.

2477 rights-of-way throughout Utah. Along with the NOI, the State included maps depicting the claimed roads in each county.

133. After filing the 2000 NOI, and between 2006 and 2011, the State of Utah recorded all Class B roads in the State, including those in Beaver County. The recording documents included legal descriptions of the roads, maps, affidavits of historical use, and other identifying information regarding the claimed roads over the R.S. 2477 rights-of-way.

134. The State filed the recording documents with the BLM.

135. In response, the BLM failed and refused to recognize any of the R.S. 2477 rights-of-way in any administrative proceeding or to issue any non-binding determination with respect to any of the roads over R.S. 2477 rights-of-way.

136. In 2011, the State of Utah amended and sent to Secretary Salazar a second set of NOIs (“2011 NOIs”)—one NOI for each County that claims roads over R.S. 2477 rights-of-way in the State. The 2011 NOIs provided County-specific, detailed information regarding those roads.

137. The 2011 NOIs also included detailed county maps, legal descriptions of each road, and affidavits of witnesses attesting to the location and use of the R.S. 2477 rights-of-way at issue in each county.

138. The DOI has failed to file a disclaimer of interest with respect to the 2000 NOI, 2011 NOIs, or the claims of the State of Utah and Beaver County with respect to the roads over R.S. 2477 rights-of-way at issue herein.

139. Because the DOI has failed to respond to the claims asserted by the State of Utah and Beaver County, the ownership, existence, scope, and location of the roads over the R.S. 2477 rights-of-way claimed by the State of Utah and Beaver County remain in dispute.

C.The Specific Case or Controversy Caused by The Department of Interior’s Actions Adverse to All of Plaintiffs’ Claimed Rights-of-Way in this Case

140. In 1996, Southern Utah Wilderness Alliance (“SUWA”) commenced an action initially against BLM and San Juan County, a Utah county, to require BLM to take action against San Juan County to prevent certain grading activities by the County. *See generally SUWA v. BLM*, 425 F.3d 735 (10th Cir. 2005).

141. Kane and Garfield Counties, also counties in the State of Utah, were ultimately added as defendants for grading activities undertaken in those counties.

142. BLM cross-claimed against San Juan, Garfield, and Kane counties for trespass in grading some of the county roads crossing public lands.

143. In doing so, BLM claimed that regardless of any vested R.S. 2477 right-of-way, the counties could not regulate or maintain their roads without prior authorization from the BLM.

144. The district court rejected this argument and held that the existence of an R.S. 2477 right-of-way was key to resolution of the trespass claims. *See id.* at 743.

145. In response, BLM prevailed upon the district court to allow BLM to determine whether, in the first instance, the Counties owned an R.S. 2477 right-of-way for any of the roads graded. *See id.*

146. In 2005, after nine years of litigation, BLM’s preemptive claim to the right to determine the existence of the Counties’ R.S. 2477 rights-of-way was wholly rejected, as were the legal standards BLM asked the district court to adopt. *See id.* at 757.

147. The Tenth Circuit confirmed that the “holder” of an R.S. 2477 right-of-way may conduct routine road maintenance without prior approval of the BLM. *See id.* at 745.

148. In light of *SUWA v. BLM*, the DOI concluded that the “interim departmental policy on R.S. 2477, issued in 1997, must be revised.” March 22, 2006 Memorandum from Secretary of Interior, Departmental Implementation of *Southern Utah Wilderness Alliance v. Bureau of Land Management*, 425 F.3d 735 (10th Cir. 2005); Revocation of January 22, 1997, Interim Policy; Revocation of December 7, 1988 Policy (2006 DOI Memo).

149. In the 2006 DOI Memo, the DOI acknowledged, that

Although R.S. 2477 was repealed nearly 30 years ago, controversies continue to arise about the existence and scope of the rights-of-way it granted. R.S. 2477 has been subject to inconsistent judicial and administrative interpretations through its history. Because R.S. 2477 did not require that the rights-of-way be recorded or otherwise documented, it is often difficult for Federal land managers, State, local and tribal governments and public land users to know which right-of-way claims are valid, where they are located and how they may be used.

Id. at 2.

150. The 2006 DOI Memo included an “Attachment- Guidelines for Implementation of *SUWA v. BLM* Principles” (DOI Guidelines).

151. The DOI Guidelines, issued pursuant to the authority of the Secretary of the DOI, direct as follows:

As the *SUWA v. BLM* court noted, ultimately deciding who holds legal title to an interest in real property, including an R.S. 2477 right-of-way, 'is a judicial, not an executive function.' 425 F.3d at 753. Thus if a claimant seeks a definitive, binding determination of its R.S. 2477 rights, it must file a claim under the Quiet Title Act, 28 U.S.C. § 2409a.

Id. at 6.

152. The DOI Guidelines further direct that the BLM should gather information and “decide ‘on a preponderance of the evidence standard’ if it supports the existence of a right-of-way under State law in effect prior to the repeal of R.S. 2477.” *Id.*

153. The DOI Guidelines specify that

The inclusion of a highway in a State, county or other local road system is strong evidence of acceptance of the federal grant of a right-of-way, as is the expenditure of money for construction or maintenance. In some States, official action may even be determinative. These facts may also be helpful in determining whether the claimed right-of-way was public in nature.

Id. at 9.

154. On March 22, 2006, in connection with the issuance of the 2006 DOI Memo, the DOI drafted and issued its own press release entitled “Interior Department Announces Guidelines to Implement Court Decision on R.S. 2477.” (“DOI Press Release”).

155. The DOI Press Release stated the following:

R.S. 2477 granted rights-of-way for public use across federal land prior to 1976, when Congress repealed the law. Congress specified that any valid R.S. 2477 rights-of-way existing at the time of the repeal would continue in effect. **This has resulted in considerable doubt as to whether counties or the federal government own certain roads on federal lands.**

Id. (emphasis added).

156. The DOI Press Release further acknowledged and recognized that, “[i]n *SUWA v. BLM*, the 10th Circuit clarified that only courts could finally determine the ownership issue, but that federal agencies are permitted to develop a process to analyze claims for administrative purposes.” *Id.*

157. The DOI Press Release further acknowledged and stated that “where a claimant seeks a binding determination of a claimed right-of-way, the claimant may file a quiet title action. A court would then make a determination.” *Id.*

158. The 2006 DOI Memo also terminated a Memorandum of Understanding dated April 9, 2003 between the Department of Interior and the State of Utah regarding an acknowledgement process for R.S. 2477 rights-of-way (the “MOU”).

159. According to a DOI Press Release dated April 9, 2003 and prepared by a spokesperson for the DOI, the MOU recognized “the uncertainty about existing rights-of-way claims on federal land ... and [was negotiated to establish] ... a process to resolve many of the long-standing disputes over Revised Statute 2477 (R.S. 2477) existing rights-of-way in Utah.”

160. The DOI April 9, 2003 Press Release quoted DOI Secretary, Gale Norton, who acknowledged that “[i]t's time to move forward and, by working collaboratively with the state of Utah, we are able to resolve a long-disputed issue that may otherwise have lead [sic] to costly and lengthy litigation.”

161. The MOU provided that DOI would implement a “State and County Road Acknowledgment Process” to “acknowledge the existence of certain R.S. 2477 rights-of-way on

[BLM] land within the State of Utah,” and outlined the process DOI was to use to make such acknowledgments.

162. The MOU implicitly, and the DOI April 9, 2003 Press Release explicitly, recognized that there were continuing controversies regarding the ownership, existence, location, and scope of R.S. 2477 rights-of-way.

163. The MOU recitals included background of the R.S. 2477 disputes and highlighted—as the existence of the ongoing issues and disputes between the State of Utah and the federal government:

- a. In a Report to Congress prepared in June of 1993, the Department of the Interior explained that unresolved conflicts over the status of rights-of-way created pursuant to Revised Statute 2477 were creating a continuing cloud on Federal agencies' ability to manage federal lands.
- b. On August 7, 2002, a bipartisan group of eight western governors wrote urging the Department of the Interior to “bring finality to R.S. 2477 disputes in a cooperative manner.”
- c. On July 16, 2002, the National Association of Counties adopted a resolution urging the Department of the Interior to adopt a policy approach to R.S. 2477 rights-of-way that would allow counties to maintain historical rights-of-way across federally managed lands.
- d. Disputes involving R.S. 2477 rights-of-way have generated numerous expensive and inconclusive federal court lawsuits that have left numerous questions concerning the ownership status of R.S. 2477 rights-of-way unresolved; and the high cost of this litigation has made it difficult for states and counties to assert their rights and for conservation groups to assert their interests.
- e. The Department of the Interior has traditionally approached R.S. 2477 issues by trying to define the precise legal limits of the original statutory grant.
- f. Most of the asserted R.S. 2477 rights-of-way that actually have been part of western states inventoried and maintained transportation infrastructure since before the enactment of the Federal Land Policy and Management Act (FLPMA)

in 1976 satisfy the statutory requirements of “construction” and “highway” under almost any interpretation of those statutory terms.

- g. The State of Utah has many R.S. 2477 claims, and on June 14, 2000, sent to the Secretary of the Interior a Notice of Intention to File Suit under 28 U.S.C. §2409a(m) to quiet the title to those claims.
- h. The roads in which the State of Utah and Utah counties assert claims include many roads of continuing importance to rural transportation.
- i. Rights-of-way granted under R.S. 2477 are vested property rights that cannot be eliminated or diminished without due process. However, the statutory grant of the rights-of-way did not require the issuance of an identifying record, such as a patent. The resulting uncertainty surrounding the identity and scope of R.S. 2477 rights-of-way has created unnecessary difficulties in federal, state and local transportation and land use planning decisions.
- j. The State of Utah and Utah counties have spent considerable time and substantial resources to gather information about road claims and are prepared, if necessary, to litigate those claims.
- k. Federal, state and local land managers and environmental advocacy organizations have all demonstrated a desire to put disputes surrounding R.S. 2477 to rest and move toward an approach to land management that emphasizes cooperation.

164. The termination of the MOU in 2003 once again made certain that R.S. 2477 rights-of-way in Utah would remain undetermined and in disputed status. That is, title would remain clouded.

165. With the termination of the MOU and in an attempt to resolve the ongoing dispute, beginning in 2006 and continuing through 2011, the State of Utah sent documentation of recordation to the BLM of each road that had been recorded in county recorder offices throughout Utah. These recorded roads were filed with the BLM on all Class B roads in Beaver County.

166. The BLM failed to evaluate the recordation documents and refused to recognize any road in Beaver County as a valid R.S. 2477 right-of-way. The BLM also failed to process any non-binding determinations.

167. On May 26, 2006, as directed by the 2006 DOI Memo, BLM issued IM No. 2006-161. *See Consultation on Proposed Improvements to R.S. 2477 Rights-of-way.*

168. IM No. 2006-161 described the process BLM was to follow when working on roads with “holders” of R.S. 2477 rights-of-way. BLM was to engage in

consultation with the holder of an R.S. 2477 right-of-way (ROW), when the holder proposes to undertake any construction or improvement (collectively improvement), beyond routine maintenance, on any portion of the ROW crossing lands administered by the BLM.

Id.

169. IM No. 2006-161 did not define a “holder” of an R.S. 2477 right-of-way.

170. IM No. 2006-161 “[e]xpire[d]: 09/30/2007.” *Id.*

171. On August 8, 2008, BLM issued IM No. 2008-175 which “clarifies and supplements the information set forth in IM No. 2006-161, and hereby replaces it.” *Id.*

172. IM No. 2008-175 defines “holder” as

(1) a state or political subdivision of a state that holds an R.S. 2477 ROW, as adjudicated by a Federal court, or (2) a state or political subdivision of a state claiming to have an R.S. 2477 ROW that has been recognized by the BLM in an administrative nonbinding determination (NBD).

Id.

173. IM No. 2008-175 states as follows:

Policy/Action: Before the consultation process described in this IM may occur, the validity of an asserted ROW established under R.S. 2477 must have been adjudicated by a Federal court or recognized by the BLM in an NBD. IM No. 2006-159 (dated May 26, 2006), describes the process for the BLM to follow if it chooses to process an NBD on an asserted R.S. 2477 ROW.

Id.

174. IM No. 2008-175 further states that

[i]f the validity of an asserted R.S. 2477 ROW has not been adjudicated as valid by a Federal court or recognized as valid by the BLM in an NBD, the entity asserting that it is the holder of the ROW may not undertake any improvement on the ROW. When an entity undertakes an improvement without such adjudication or NBD and, thus, has not been found to be a holder, the BLM may deem the action a trespass or take other appropriate action to protect the public lands and resources.

Id.

175. IM No. 2008-175 “[e]xpire[d]: 09/30/2009.” *Id.*

176. It is the custom and practice of BLM to continue to act in accordance with the directives of an IM, including IM No. 2008-175, after its stated expiration date until the issuance of a supplement or replacement IM.

177. The DOI continues to act in accordance with the directives states in IM No. 2008-175. On August 8, 2008, BLM also issued IM No. 2008-174 entitled “Road Maintenance Agreements,” which provides that

. . . under the principles set forth in *SUWA v. BLM*, the holder of an R.S. 2477 that has been adjudicated in Federal Court or recognized by the BLM in an administrative nonbinding determination may undertake routine maintenance on the ROW without first consulting with the BLM regarding such activities.

Id.

178. IM No. 2008-174 “[e]xpire[d]: 9/30/2009.” *Id.*

179. The DOI continues to act in accordance with the directives stated in IM No. 2008-174.

180. A Federal Court has not adjudicated either the State of Utah or Beaver County to be a “holder” of any of the R.S. 2477 rights-of-way claimed by the Plaintiffs herein.

181. The R.S. 2477 rights-of-way claimed by Plaintiffs herein have not been recognized by the BLM in an administrative non-binding determination.

182. IM Nos. 2008-175 and 174 are regulations issued by the BLM and the DOI that prohibit routine maintenance on R.S. 2477 rights-of-way that have not been adjudicated or recognized by the BLM in a nonbinding determination.

183. Because there has been no adjudication or recognition of the R.S. 2477 rights-of-way at issue in this case, neither the State of Utah nor Beaver County are “holders” as defined by the BLM and are, therefore, prohibited by the regulations of the BLM from performing routine maintenance on the R.S. 2477 rights-of-way at issue herein.

184. IM No. 2008-175 and 174 contradict the holding of *SUWA v. BLM* and violate the rights of the State of Utah and Beaver County specifically recognized therein.

185. IM No. 2008-175 also references the BLM “2800 series Manual/Handbook” (the “BLM Manual”), which—in its glossary of terms—defines “holder” as “any entity to whom the BLM has issued a ROW grant.”

186. Because the State of Utah and Beaver County are not “holders” as defined by the BLM, they have only two options: (1) fail to maintain the roads over R.S. 2477 rights-of-way,

thus creating dangerous driving conditions, or (2) perform routine maintenance at their own risk, subjecting themselves to possible trespass actions by BLM.

187. Additionally, without a determination of their ownership rights or status as “holders,” the State of Utah and Beaver County, are unable to make budgetary and economic determinations regarding those roads that can be routinely maintained.

188. Certain roads become impassable and dangerous without maintenance.

189. The BLM Manual also provides as follows:

As to grants issued on or before October 21, 1976, under then existing statutory authority, this manual/handbook/IM series applies to the extent that it does not diminish or reduce any rights conferred by the grant or the statute under which they were issued. Where there is a reduction, the grant or enabling statute will apply instead of the manual.

BLM Manual 2801.6.C.

190. The BLM Manual states the general policy of BLM:

G. Prior Authorizations/Existing Uses. Such uses should be serialized and noted to the public land records for informational purposes.

1. Pre-FLPMA. Recognize as an authorized use, any ROW facility constructed on public land on or before October 21, 1976, under the authority of any act repealed as to future authorization by FLPMA. No further authorization is required by the holder for the following:

a. ***

b. A ROW for a public highway constructed on public land under R.S. 2477 (43 U.S.C. 932, repealed 1976).

BLM Manual 2801.8.G.1.b.

191. The BLM Manual further states:

A. Types. The pre-FLPMA ROW laws consist of two types:

1. Discretionary. Those where the Secretary decided whether to issue a ROW, and

2. Ministerial. Those that were granted by the Congressional Act and the Secretary had no more than a ministerial duty. It is this type of pre-FLPMA ROW with which we are most concerned.

B. Regulations. Prior and current regulations shall be utilized to the extent they do not impair the rights of the holder. Regulations involving procedures such as abandonment and termination activities or methods of review of proposed major maintenance or reconstruction generally do not impair rights so long as the BLM acts promptly.

BLM Manual 2809.20, Special Considerations.

192. The BLM Manual further states:

.21 R.S. 2477, Highway ROW. This is an 1866 Act (14 Stat. 253) granting the ROW for the construction of highways over public land not reserved for a public use. No action by the Secretary was involved in the grant, although there have been occasions where the Secretary had opened otherwise unavailable land to the operation of R.S. 2477.

6. Reasonable Regulations [governing ROWs] are those which do not:

a. Impair rights the holder had under the pre-FLPMA law and regulations in effect at the time of the ROW grant, or

b. Increase the holder's liability for past conduct, or

c. Impose new duties to transactions already completed.

BLM Manual 2809.21.A.6, Special Considerations.

193. The BLM Manual further states:

1. FLPMA ROW. Because the legally binding determination of whether a R.S.2477 ROW exists is a judicial one, the BLM should encourage and assist claimants to obtain a ROW pursuant to FLPMA or similar authority

BLM Manual 2809.21.B.1, Special Considerations.

194. The actions of BLM and DOI as alleged herein violate the stated policy of the BLM as set forth in the BLM Manual.

195. On February 20, 2009, DOI Acting Director Ron Wenker issued a Memorandum (“Wenker Memo”) to all BLM State Directors stating that, “[p]ending further review and direction from the Secretary, the Bureau of Land Management has been directed not to process or review any claims under R.S. 2477, including the use of the disclaimer rule.”

196. No notice, explanation, publication, fact finding, or opportunity for comment or hearing was given with regard to the policy announced by the Wenker Memo.

197. The Wenker Memo stated that the “interim step” outlined therein was “designed to preserve the status quo and is not a final policy decision on R.S. 2477 Claims.” However, since the issuance of the Wenker Memo in February of 2009, the policy stated therein has been followed by the BLM.

198. In accordance with the Wenker Memo, with the exception of a legal action being commenced by the State of Utah or a County of the State of Utah, the federal government has not reviewed or processed any claims under R.S. 2477 since February 2009.

199. DOI's actions also have recently sparked numerous public highway lawsuits across the western states. DOI solicitors and BLM managers have decided that Plaintiffs have no

rights, title, or interest in these public highways crossing federal land unless and until Plaintiffs' rights-of-way are adjudicated in court.

200. Beaver County is the local highway regulatory authority and has the right to manage and regulate its roads, including the right to adopt ordinances regulating all forms of public motor vehicle travel on its roads. *See* UTAH CODE ANN. § 17-50-309 (2009).

201. Beaver County is the highway authority with jurisdiction of county roads and is statutorily authorized to place numbering signs, markers, and traffic control signs along its roads. *See* UTAH CODE ANN. §§ 41-6a-208(1) and -102(63) (2010). “[I]nstalling, maintaining, repairing and replacing road signs” is statutorily defined “maintenance” within the County’s lawful governmental authority. *See* UTAH CODE ANN. § 72-5-301(5)(p) & (s) (2004).

202. DOI officials have admitted that the DOI is regulating the roads at issue in this lawsuit as DOI roads, and that DOI is responsible for the roads until Plaintiffs’ title is confirmed.

203. Despite the DOI’s claims, it refuses to pay to maintain the roads or clear snow from them.

204. The BLM, in particular, has refused to use its own funds to repair and maintain the roads and has ignored the widespread public safety hazards directly caused by its recent claim to own the rights-of-way over the roads.

205. Plaintiffs are informed and believe that BLM has significantly reduced the number of instances it grades roads each year in the State of Utah and Beaver County.

206. Plaintiffs are further informed and believe that BLM has significantly reduced the number of road miles graded and maintained by the BLM in the State of Utah and every year since the passage of FLPMA.

207. Since 2005, the DOI has denied that Plaintiffs have any rights, title, or interest to any road crossing federal land unless and until Plaintiffs have first proven their ownership in court, including the roads in this case.

208. Plaintiffs must confirm their title to the roads in this case so that the County can safely maintain these roads as part of its public highway transportation system and regulate and maintain them as county roads.

209. Certain roads have fallen into disrepair without Beaver County's maintenance; and both the public and BLM employees have complained of safety hazards, precipitous headcutting, washboards, and entire washouts on many of the roads in this case.

210. Upon confirmation of Plaintiffs' title, the County will immediately resume routine maintenance, repair, and management of any relevant roads.

211. After taking the adverse actions complained of herein, the DOI has stated that the door is wide open for Plaintiffs to come to court to prove their claims and establish their rights.

212. In fact, the BLM's State Director recently testified that it is time to have Plaintiffs' rights-of-way decided.

213. In November of 2005, Kane County filed suit against the DOI (and BLM) under the Administrative Procedures Act, 5 U.S.C. § 551 et seq., and challenged the transportation provisions of the Monument Plan as being arbitrary and capricious. *See Kane County v.*

Kemphorne, 495 F. Supp. 1143 (D. Utah 2007), *aff'd* 562 F.3d 1077 (10th Cir. 2009)

(“Monument lawsuit”).

214. Kane County claimed that the DOI could not restrict, manage, or close Kane County’s public highways until after DOI first determined that its actions would not impair Kane County’s valid existing rights in its R.S. 2477 public highway rights-of-way. *See Id.*

215. In response, the DOI argued that Kane County lacked standing and could not claim any injury in fact relating to any R.S. 2477 right-of-way until after it had first quieted title to each right-of-way.

216. As expressly stated by the DOI, Kane County had nothing more than “unproven” assertions, not vested R.S. 2477 rights-of-way within the Monument. *See id.*

217. The Court agreed and held that as a matter of sequence, Kane County must quiet title to its rights-of-way before it could challenge DOI’s road management actions. *See id.*

218. Although the Tenth Circuit vacated the ruling on the ground that plaintiffs lacked standing, the underlying analysis went unaddressed.

219. The ongoing controversy caused by the DOI will be resolved by this Court’s order quieting title to the rights-of-way for the roads claimed herein.

220. On or about February 17, 2012, as a result of the above concerns, the State of Utah, through the Public Lands Policy Coordinator, Kathleen Clarke, sent a letter to Juan Palma, the Utah State Director of the BLM.

221. This letter notified the BLM that the State and Counties would begin maintenance and repair on Class B and D roads statewide and that this maintenance would include, as needed,

going outside the disturbed width of roads, but within the statutory right-of-way under Utah law of 66 feet for class D roads and 100 feet for class B roads.

222. On March 1, 2012, Larry Jensen, Department of Interior Regional Solicitor, wrote a letter seeking clarification of the State and Counties position on certain aspects of the letter and stating that

some activities described in the letter— i.e., “widening and straightening of various road segments” and the collection of fill material from outside the disturbed area **but within the right-of-way**—fall, in my opinion, squarely within the 10th Circuit’s definition of “improvement” or “construction,” and are the types of activities on which consultation is required before the State and the Counties can proceed. (Emphasis added).

223. In April 2012, Utah State BLM Director Juan Palma delivered a draft of a letter to Utah Public Lands Policy Coordinator Kathleen Clarke in which he stated that the BLM did not concede that Utah could undertake the actions detailed in its letter without prior consultation with the BLM.

224. The DOI’s actions have clouded Plaintiffs’ title to their R.S. 2477 rights-of-way for the roads claimed herein and constitute claims adverse to Plaintiffs’ interests.

225. The DOI’s deliberate actions have created legal liability for Beaver County, clouded Plaintiffs’ title to these rights-of-way, impaired Beaver County’s regulatory authority, and placed the traveling public at risk.

226. During the last twelve years, the actions of the United States and its agencies have clouded Plaintiffs’ title and created a case or controversy regarding Plaintiffs’ rights of ownership, maintenance, and regulation of the public highway rights-of-way claimed herein.

227. The BLM refused to acknowledge Plaintiffs' right, title, and interest in these R.S. 2477 rights-of-way in the Cedar City RMP, and the BLM directed the State and County to first prove their title in Court before the BLM would reevaluate its travel plan.

228. In response to Beaver County's claims of ownership of these rights-of-way, the RMP finalized by the BLM covering Beaver County provides that the RMP does not alter or extinguish any valid R.S. 2477 rights that the County or individuals may have, or their right to assert and protect R.S. 2477 rights, and to challenge in Federal court or other appropriate venue any restrictions that they believe are inconsistent with their rights. *Id.*

229. The BLM has refused to acknowledge any right, title, or interest of Beaver County in the rights-of-way for these roads until this Court quiets title to the rights-of-way.

230. The BLM's actions in implementing and enforcing the Cedar City RMP's transportation decisions and the subsequent road closures have excluded Beaver County from the peaceful enjoyment and regulatory authority of each of the roads pleaded herein and clouded title to all roads in the area subject to the Travel Management Plan.

231. Despite the State of Utah and Beaver County's diligent efforts to work with the BLM to resolve numerous road management needs, the BLM wholly refuses to acknowledge the State and County's right, title, and interest in each of the roads until confirmed by this Court.

232. Furthermore, the United States and its agencies' actions have impeded Beaver County's ability to undertake construction and maintenance on the roads that exist over the rights-of-way claimed herein.

233. Pursuant to the Quiet Title Act, Plaintiffs are entitled to confirm their ownership of the rights-of-way claimed herein to ensure that State and County funds are spent to regulate and maintain Plaintiffs' public highways and to define the relative parties' rights, title, and interest to avoid future trespass actions.

234. Plaintiffs are further entitled to confirm their ownership of the rights-of-way claimed herein to ensure that the United States and its agencies will change their current practices and comply with their statutory obligation to administer federal lands subject to Plaintiffs' valid existing rights.

FIRST CAUSE OF ACTION – QUIET TITLE
HAMLIN VALLEY ROAD AREA

235. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

236. The Hamlin Valley Road Area is located in the western part of Beaver County. *See* Exhibit 2 for more detailed map information.

237. The Hamlin Valley Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Hamlin Valley Road, B-16; (2) D-300 Road; (3) D-731 Road; (4) D-732 Road; (5) D-740 Road; (6) D-741 Road; (7) D-743 Road; (8) Miners Cabin Wash Road, D-776; (9) Spring Valley Road, D-1240; (10) D-1241 Road; (11) D-1242 Road; (12) D-1243 Road; (13) D-1246 Road; and (14) D-1248 Road.

238. Each right-of-way claimed in the Hamlin Valley Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping,

government access, traveling in and through the area, or any other legitimate purpose.

239. All rights-of-way claimed in the Hamlin Valley Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

240. All rights-of-way claimed in the Hamlin Valley Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

241. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Hamlin Valley Road, B-16

242. The Hamlin Valley Road is designated as county road number B-16 and SGID road identification number RD010061 and is more or less 16.47 miles long.

243. Exhibit 30 (attached hereto and incorporated herein) contains certain information pertaining to the Hamlin Valley Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

244. In this action, the State and County seek to quiet title to the public highway right-of-way for the Hamlin Valley Road solely as it crosses United States public land as included and specifically described in Exhibit 30. The Hamlin Valley Road includes the segment of road specifically set forth in Exhibit 30 and as exists on the ground.

Acceptance of the Hamlin Valley Road R.S. 2477 Right-of-way Prior to October 21, 1976

245. The Hamlin Valley Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

246. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Hamlin Valley Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

247. The Hamlin Valley Road appears on the Gleason Basin (1972), the Miners Cabin Wash (1972), and the Atchison Creek (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

248. The County confirmed its acceptance of the Hamlin Valley Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Hamlin Valley Road using public funds pursuant to the County's governmental right and authority.

249. Witnesses with personal knowledge of the history of the Hamlin Valley Road

confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

250. Currently known reputation in the community is that the Hamlin Valley Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

251. Public motor vehicle use of the Hamlin Valley Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

252. The Hamlin Valley Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

253. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Hamlin Valley Road.

254. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Hamlin Valley Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-300 Road

255. The D-300 Road is designated as county road number D-300 and SGID road

identification number RD011762 and is more or less 6.75 miles long.

256. Exhibit 31 (attached hereto and incorporated herein) contains certain information pertaining to the D-300 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

257. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-300 Road solely as it crosses United States public land as included and specifically described in Exhibit 31. The D-300 Road includes the segment of road specifically set forth in Exhibit 31 and as exists on the ground.

Acceptance of the D-300 Road R.S. 2477 Right-of-way Prior to October 21, 1976

258. The D-300 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

259. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-300 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

260. The D-300 Road appears on the Miners Cabin Wash (1972) and the Lopers Spring (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

261. The County confirmed its acceptance of the D-300 Road by 1976, when it

designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-300 Road pursuant to the County's governmental right and authority.

262. Witnesses with personal knowledge of the history of the D-300 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

263. Currently known reputation in the community is that the D-300 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

264. Public motor vehicle use of the D-300 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

265. The D-300 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

266. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-300 Road.

267. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-300 Road on lands owned by the United States as described herein and

including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-731 Road

268. The D-731 Road is designated as county road number D-731 and SGID road identification number RD011963 and is more or less 2.41 miles long.

269. Exhibit 32 (attached hereto and incorporated herein) contains certain information pertaining to the D-731 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

270. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-731 Road solely as it crosses United States public land as included and specifically described in Exhibit 32. The D-731 Road includes the segment of road specifically set forth in Exhibit 32 and as exists on the ground.

Acceptance of the D-731 Road R.S. 2477 Right-of-way Prior to October 21, 1976

271. The D-731 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

272. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-731 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

273. The D-731 Road appears on the Gleason Basin (1972) and the Miners Cabin Wash (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and

acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

274. The County confirmed its acceptance of the D-731 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-731 Road pursuant to the County's governmental right and authority.

275. Witnesses with personal knowledge of the history of the D-731 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

276. Currently known reputation in the community is that the D-731 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

277. Public motor vehicle use of the D-731 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

278. The D-731 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

279. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the D-731 Road.

280. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-731 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-732 Road

281. The D-732 Road is designated as county road number D-732 and SGID road identification number RD011964 and is more or less 2.02 miles long.

282. Exhibit 33 (attached hereto and incorporated herein) contains certain information pertaining to the D-732 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

283. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-732 Road solely as it crosses United States public land as included and specifically described in Exhibit 33. The D-732 Road includes the segment of road specifically set forth in Exhibit 33 and as exists on the ground.

Acceptance of the D-732 Road R.S. 2477 Right-of-way Prior to October 21, 1976

284. The D-732 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

285. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-732 Road as a public highway located on

the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

286. The D-732 Road appears on the Gleason Basin (1972) and the Miners Cabin Wash (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

287. The County confirmed its acceptance of the D-732 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-732 Road pursuant to the County's governmental right and authority.

288. Witnesses with personal knowledge of the history of the D-732 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

289. Currently known reputation in the community is that the D-732 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

290. Public motor vehicle use of the D-732 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

291. The D-732 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

292. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-732 Road.

293. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-732 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-740 Road

294. The D-740 Road is designated as county road number D-740 and SGID road identification number RD011968 and is more or less 1.01 miles long.

295. Exhibit 34 (attached hereto and incorporated herein) contains certain information pertaining to the D-740 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

296. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-740 Road solely as it crosses United States public land as included and specifically described in Exhibit 34. The D-740 Road includes the segment of road specifically set forth in Exhibit 34 and as exists on the ground.

Acceptance of the D-740 Road R.S. 2477 Right-of-way Prior to October 21, 1976

297. The D-740 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

298. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-740 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

299. The D-740 Road appears on the Gleason Basin (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

300. The D-740 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-740 Road pursuant to the County's governmental right and authority.

301. Witnesses with personal knowledge of the history of the D-740 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

302. Currently known reputation in the community is that the D-740 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

303. Public motor vehicle use of the D-740 Road as a public thoroughfare traversing

unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

304. The D-740 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

305. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-740 Road.

306. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-740 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-741 Road

307. The D-741 Road is designated as county road number D-741 and SGID road identification number RD011969 and is more or less 2.14 miles long.

308. Exhibit 35 (attached hereto and incorporated herein) contains certain information pertaining to the D-741 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

309. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-741 Road solely as it crosses United States public land as included and specifically described in Exhibit 35. The D-741 Road includes the segment of road specifically

set forth in Exhibit 35 and as exists on the ground.

Acceptance of the D-741 Road R.S. 2477 Right-of-way Prior to October 21, 1976

310. The D-741 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

311. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-741 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

312. The D-741 Road appears on the Gleason Basin (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

313. The County confirmed its acceptance of the D-741 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-741 Road pursuant to the County's governmental right and authority.

314. Witnesses with personal knowledge of the history of the D-741 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

315. Currently known reputation in the community is that the D-741 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to

October 21, 1976, and continuing to the present.

316. Public motor vehicle use of the D-741 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

317. The D-741 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

318. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-741 Road.

319. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-741 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-743 Road

320. The D-743 Road, part of which was formerly known as D-744, is designated as county road number D-743 and SGID road identification number RD011970 and is more or less 3.87 miles long.

321. Exhibit 36 (attached hereto and incorporated herein) contains certain information pertaining to the D-743 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

322. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-743 Road solely as it crosses United States public land as included and specifically described in Exhibit 36. The D-743 Road includes the segment of road specifically set forth in Exhibit 36 and as exists on the ground.

Acceptance of the D-743 Road R.S. 2477 Right-of-way Prior to October 21, 1976

323. The D-743 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

324. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-743 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

325. The D-743 Road appears on the Miners Cabin Wash (1972), the Gleason Basin (1972) and The White Rock Peak (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

326. The County confirmed its acceptance of the D-743 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-743 Road pursuant to the County's governmental right and authority.

327. Witnesses with personal knowledge of the history of the D-743 Road confirm

public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

328. Currently known reputation in the community is that the D-743 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

329. Public motor vehicle use of the D-743 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

330. The D-743 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

331. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-743 Road.

332. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-743 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Miners Cabin Wash Road, D-776

333. The Miners Cabin Wash Road is designated as county road number D-776 and SGID road identification number RD011988 and is more or less 2.03 miles long.

334. Exhibit 37 (attached hereto and incorporated herein) contains certain information

pertaining to the Miners Cabin Wash Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

335. In this action, the State and County seek to quiet title to the public highway right-of-way for the Miners Cabin Wash Road solely as it crosses United States public land as included and specifically described in Exhibit 37. The Miners Cabin Wash Road includes the segment of road specifically set forth in Exhibit 37 and as exists on the ground.

Acceptance of the Miners Cabin Wash Road R.S. 2477 Right-of-way Prior to October 21, 1976

336. The Miners Cabin Wash Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

337. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Miners Cabin Wash Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

338. The Miners Cabin Wash Road appears on the Miners Cabin Wash (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

339. The County confirmed its acceptance of the Miners Cabin Wash Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Miners Cabin Wash Road pursuant to

the County's governmental right and authority.

340. Witnesses with personal knowledge of the history of the Miners Cabin Wash Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

341. Currently known reputation in the community is that the Miners Cabin Wash Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

342. Public motor vehicle use of the Miners Cabin Wash Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

343. The Miners Cabin Wash Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

344. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Miners Cabin Wash Road.

345. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Miners Cabin Wash Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Spring Valley Road, D-1240

346. The Spring Valley Road is designated as county road number D-1240 and SGID road identification number RD011318 and is more or less 10.68 miles long.

347. Exhibit 38 (attached hereto and incorporated herein) contains certain information pertaining to the Spring Valley Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

348. In this action, the State and County seek to quiet title to the public highway right-of-way for the Spring Valley Road solely as it crosses United States public land as included and specifically described in Exhibit 38. The Spring Valley Road includes the segment of road specifically set forth in Exhibit 38 and as exists on the ground.

Acceptance of the Spring Valley Road R.S. 2477 Right-of-way Prior to October 21, 1976

349. The Spring Valley Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

350. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Spring Valley Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

351. The Spring Valley Road appears on the Gleason Basin (1972) and the White Rock Peak (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map

information.

352. The County confirmed its acceptance of the Spring Valley Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Spring Valley Road pursuant to the County's governmental right and authority.

353. Witnesses with personal knowledge of the history of the Spring Valley Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

354. Currently known reputation in the community is that the Spring Valley Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

355. Public motor vehicle use of the Spring Valley Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

356. The Spring Valley Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

357. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the Spring Valley Road.

358. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Spring Valley Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1241 Road

359. The D-1241 Road, also known as Crested Wheatgrass Road, is designated as county road number D-1241 and SGID road identification number RD011319 and is more or less 1.59 miles long.

360. Exhibit 39 (attached hereto and incorporated herein) contains certain information pertaining to the D-1241 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

361. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1241 Road solely as it crosses United States public land as included and specifically described in Exhibit 39. The D-1241 Road includes the segment of road specifically set forth in Exhibit 39 and as exists on the ground.

Acceptance of the D-1241 Road R.S. 2477 Right-of-way Prior to October 21, 1976

362. The D-1241 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

363. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1241 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

364. The D-1241 Road appears on the White Rock Peak (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

365. The D-1241 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1241 Road pursuant to the County's governmental right and authority.

366. Witnesses with personal knowledge of the history of the D-1241 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

367. Currently known reputation in the community is that the D-1241 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

368. Public motor vehicle use of the D-1241 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

369. The D-1241 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

370. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1241 Road.

371. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1241 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1242 Road

372. The D-1242 Road is designated as county road number D-1242 and SGID road identification number RD011320 and is more or less 1.73 miles long.

373. Exhibit 40 (attached hereto and incorporated herein) contains certain information pertaining to the D-1242 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

374. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1242 Road solely as it crosses United States public land as included and specifically described in Exhibit 40. The D-1242 Road includes the segment of road specifically set forth in Exhibit 40 and as exists on the ground.

Acceptance of the D-1242 Road R.S. 2477 Right-of-way Prior to October 21, 1976

375. The D-1242 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

376. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1242 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

377. The D-1242 Road appears on the Atchison Creek (1971) and the White Rock Peak (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

378. The D-1242 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1242 Road pursuant to the County's governmental right and authority.

379. Witnesses with personal knowledge of the history of the D-1242 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

380. Currently known reputation in the community is that the D-1242 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

381. Public motor vehicle use of the D-1242 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

382. The D-1242 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

383. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1242 Road.

384. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1242 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1243 Road

385. The D-1243 Road is designated as county road number D-1243 and SGID road identification number RD011321 and is more or less 2.64 miles long.

386. Exhibit 41 (attached hereto and incorporated herein) contains certain information pertaining to the D-1243 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

387. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1243 Road solely as it crosses United States public land as included and

specifically described in Exhibit 41. The D-1243 Road includes the segment of road specifically set forth in Exhibit 41 and as exists on the ground.

Acceptance of the D-1243 Road R.S. 2477 Right-of-way Prior to October 21, 1976

388. The D-1243 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

389. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1243 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

390. The D-1243 Road appears on the Atchison Creek (1971) and the White Rock Peak (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

391. The County confirmed its acceptance of the D-1243 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1243 Road pursuant to the County's governmental right and authority.

392. Witnesses with personal knowledge of the history of the D-1243 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

393. Currently known reputation in the community is that the D-1243 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

394. Public motor vehicle use of the D-1243 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

395. The D-1243 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

396. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1243 Road.

397. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1243 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1246 Road

398. The D-1246 Road, also known as White Rock Road, is designated as county road number D-1246 and SGID road identification number RD011322 and is more or less 3.56 miles long.

399. Exhibit 42 (attached hereto and incorporated herein) contains certain information pertaining to the D-1246 Road including: a map depicting the road; township, range, and section

references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

400. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1246 Road solely as it crosses United States public land as included and specifically described in Exhibit 42. The D-1246 Road includes the segment of road specifically set forth in Exhibit 42 and as exists on the ground.

Acceptance of the D-1246 Road R.S. 2477 Right-of-way Prior to October 21, 1976

401. The D-1246 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

402. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1246 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

403. The D-1246 Road appears on the Atchison Creek (1971) and the White Rock Peak (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

404. The County confirmed its acceptance of the D-1246 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1246 Road pursuant to the County's

governmental right and authority.

405. Witnesses with personal knowledge of the history of the D-1246 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

406. Currently known reputation in the community is that the D-1246 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

407. Public motor vehicle use of the D-1246 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

408. The D-1246 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

409. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1246 Road.

410. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1246 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1248 Road

411. The D-1248 Road, also known as Miners Wash Road, is designated as county

road number D-1248 and SGID road identification number RD011323 and is more or less 5.68 miles long.

412. Exhibit 43 (attached hereto and incorporated herein) contains certain information pertaining to the D-1248 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

413. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1248 Road solely as it crosses United States public land as included and specifically described in Exhibit 43. The D-1248 Road includes the segment of road specifically set forth in Exhibit 43 and as exists on the ground.

Acceptance of the D-1248 Road R.S. 2477 Right-of-way Prior to October 21, 1976

414. The D-1248 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

415. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1248 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

416. The D-1248 Road appears on the Atchison Creek (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

417. The County confirmed its acceptance of the D-1248 Road by 1976, when it

designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1248 Road pursuant to the County's governmental right and authority.

418. Witnesses with personal knowledge of the history of the D-1248 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

419. Currently known reputation in the community is that the D-1248 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

420. Public motor vehicle use of the D-1248 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

421. The D-1248 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

422. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1248 Road.

423. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1248 Road on lands owned by the United States as described herein and

including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

SECOND CAUSE OF ACTION – QUIET TITLE
COUGAR SPAR ROAD AREA

424. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

425. The Cougar Spar Road Area is located in southwestern Beaver County. *See* Exhibit 3 for more detailed map information.

426. The Cougar Spar Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Cougar Spar Road, B-6; (2) Pinto Creek Road, B-142; (3) Sheep Creek Road, B-143; (4) Cottonwood Bench Road, B-144; (5) Cottonwood Creek Road, B-145; (6) D-1259 Road; (7) D-1260 Road; (8) D-1262 Road; (9) D-1264 Road; (10) D-1265 Road; (11) D-1267 Road; (12) D-1283 Road; (13) D-1285 Road; (14) D-1290 Road; (15) D-1293 Road; and (16) D-1299 Road.

427. Each right-of-way claimed in the Cougar Spar Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

428. All rights-of-way claimed in the Cougar Spar Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

429. All rights-of-way claimed in the Cougar Spar Road Area include a minimum

right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

430. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Cougar Spar Road, B-6

431. The Cougar Spar Road is designated as county road number B-6 and SGID road identification number RD010146 and is more or less 19.60 miles long.

432. Exhibit 44 (attached hereto and incorporated herein) contains certain information pertaining to the Cougar Spar Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

433. In this action, the State and County seek to quiet title to the public highway right-of-way for the Cougar Spar Road solely as it crosses United States public land as included and specifically described in Exhibit 44. The Cougar Spar Road includes the segment of road specifically set forth in Exhibit 44 and as exists on the ground.

Acceptance of the Cougar Spar Road R.S. 2477 Right-of-way Prior to October 21, 1976

434. The Cougar Spar Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

435. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Cougar Spar Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

436. The Cougar Spar Road appears on the Observation Knoll (1971), the Pinto Spring (1971), and the Atchison Creek (1971) USGS 7.5-minute maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

437. The County confirmed its acceptance of the Cougar Spar Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Cougar Spar Road using public funds pursuant to the County's governmental right and authority.

438. Witnesses with personal knowledge of the history of the Cougar Spar Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

439. Currently known reputation in the community is that the Cougar Spar Road has

been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

440. Public motor vehicle use of the Cougar Spar Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

441. The Cougar Spar Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

442. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Cougar Spar Road.

443. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Cougar Spar Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Pinto Creek Road, B-142

444. The Pinto Creek Road is designated as county road number B-142 and SGID road identification number RD010043 and is more or less 1.53 miles long.

445. Exhibit 45 (attached hereto and incorporated herein) contains certain information pertaining to the Pinto Creek Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

446. In this action, the State and County seek to quiet title to the public highway right-of-way for the Pinto Creek Road solely as it crosses United States public land as included and specifically described in Exhibit 45. The Pinto Creek Road includes the segment of road specifically set forth in Exhibit 45 and as exists on the ground.

Acceptance of the Pinto Creek Road R.S. 2477 Right-of-way Prior to October 21, 1976

447. The Pinto Creek Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

448. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Pinto Creek Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

449. The Pinto Creek Road appears on the Observation Knoll (1971) USGS 7.5-minute map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

450. The County confirmed its acceptance of the Pinto Creek Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Pinto Creek Road using public funds pursuant to the County's governmental right and authority.

451. Witnesses with personal knowledge of the history of the Pinto Creek Road

confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

452. Currently known reputation in the community is that the Pinto Creek Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

453. Public motor vehicle use of the Pinto Creek Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

454. The Pinto Creek Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

455. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Pinto Creek Road.

456. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Pinto Creek Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Sheep Creek Road, B-143

457. The Sheep Creek Road is designated as county road number B-143 and SGID

road identification number RD010044 and is more or less 5.59 miles long.

458. Exhibit 46 (attached hereto and incorporated herein) contains certain information pertaining to the Sheep Creek Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

459. In this action, the State and County seek to quiet title to the public highway right-of-way for the Sheep Creek Road solely as it crosses United States public land as included and specifically described in Exhibit 46. The Sheep Creek Road includes the segment of road specifically set forth in Exhibit 46 and as exists on the ground.

Acceptance of the Sheep Creek Road R.S. 2477 Right-of-way Prior to October 21, 1976

460. The Sheep Creek Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

461. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Sheep Creek Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

462. The Sheep Creek Road appears on the Observation Knoll (1971) and the Pinto Spring (1971) USGS 7.5-minute maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

463. The County confirmed its acceptance of the Sheep Creek Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of

Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Sheep Creek Road using public funds pursuant to the County's governmental right and authority.

464. Witnesses with personal knowledge of the history of the Sheep Creek Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

465. Currently known reputation in the community is that the Sheep Creek Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

466. Public motor vehicle use of the Sheep Creek Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

467. The Sheep Creek Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

468. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Sheep Creek Road.

469. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Sheep Creek Road on lands owned by the United States as described herein

and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Cottonwood Bench Road, B-144

470. The Cottonwood Bench Road is designated as county road number B-144 and SGID road identification number RD010045 and is more or less 2.51 miles long.

471. Exhibit 47 (attached hereto and incorporated herein) contains certain information pertaining to the Cottonwood Bench Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

472. In this action, the State and County seek to quiet title to the public highway right-of-way for the Cottonwood Bench Road solely as it crosses United States public land as included and specifically described in Exhibit 47. The Cottonwood Bench Road includes the segment of road specifically set forth in Exhibit 47 and as exists on the ground.

Acceptance of the Cottonwood Bench Road R.S. 2477 Right-of-way Prior to October 21, 1976

473. The Cottonwood Bench Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

474. The Cottonwood Bench Road appears on the Pinto Spring (1971) USGS 7.5-minute map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

475. The County confirmed its acceptance of the Cottonwood Bench Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway

Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Cottonwood Bench Road using public funds pursuant to the County's governmental right and authority.

476. Witnesses with personal knowledge of the history of the Cottonwood Bench Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

477. Currently known reputation in the community is that the Cottonwood Bench Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

478. Public motor vehicle use of the Cottonwood Bench Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

479. The Cottonwood Bench Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

480. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Cottonwood Bench Road.

481. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Cottonwood Bench Road on lands owned by the United States as described

herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Cottonwood Creek Road, B-145

482. The Cottonwood Creek Road is designated as county road number B-145 and SGID road identification number RD010046 and is more or less 1.96 miles long.

483. Exhibit 48 (attached hereto and incorporated herein) contains certain information pertaining to the Cottonwood Creek Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

484. In this action, the State and County seek to quiet title to the public highway right-of-way for the Cottonwood Creek Road solely as it crosses United States public land as included and specifically described in Exhibit 48. The Cottonwood Creek Road includes the segment of road specifically set forth in Exhibit 48 and as exists on the ground.

Acceptance of the Cottonwood Creek Road R.S. 2477 Right-of-way Prior to October 21, 1976

485. The Cottonwood Creek Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

486. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Cottonwood Creek Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

487. The Cottonwood Creek Road appears on the Pinto Spring (1971) USGS 7.5-

minute map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

488. The County confirmed its acceptance of the Cottonwood Creek Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Cottonwood Creek Road using public funds pursuant to the County's governmental right and authority.

489. Witnesses with personal knowledge of the history of the Cottonwood Creek Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

490. Currently known reputation in the community is that the Cottonwood Creek Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

491. Public motor vehicle use of the Cottonwood Creek Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

492. The Cottonwood Creek Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

493. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Cottonwood Creek Road.

494. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Cottonwood Creek Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1259 Road

495. The D-1259 Road is designated as county road number D-1259 and SGID road identification number RD011326 and is more or less 1.68 miles long.

496. Exhibit 49 (attached hereto and incorporated herein) contains certain information pertaining to the D-1259 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

497. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1259 Road solely as it crosses United States public land as included and specifically described in Exhibit 49. The D-1259 Road includes the segment of road specifically set forth in Exhibit 49 and as exists on the ground.

Acceptance of the D-1259 Road R.S. 2477 Right-of-way Prior to October 21, 1976

498. The D-1259 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

499. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1259 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

500. The D-1259 Road appears on the Atchison Creek (1971) and the Pinto Spring (1971) USGS 7.5-minute maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

501. The D-1259 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1259 Road pursuant to the County's governmental right and authority.

502. Witnesses with personal knowledge of the history of the D-1259 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

503. Currently known reputation in the community is that the D-1259 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

504. Public motor vehicle use of the D-1259 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

505. The D-1259 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

506. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1259 Road.

507. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1259 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1260 Road

508. The D-1260 Road is designated as county road number D-1260 and SGID road identification number RD011328 and is more or less 1.61 miles long.

509. Exhibit 50 (attached hereto and incorporated herein) contains certain information pertaining to the D-1260 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

510. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1260 Road solely as it crosses United States public land as included and specifically described in Exhibit 50. The D-1260 Road includes the segment of road specifically set forth in Exhibit 50 and as exists on the ground.

Acceptance of the D-1260 Road R.S. 2477 Right-of-way Prior to October 21, 1976

511. The D-1260 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

512. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1260 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

513. The D-1260 Road appears on the Atchison Creek (1971) and the Pinto Spring (1971) USGS 7.5-minute maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

514. The D-1260 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1260 Road pursuant to the County's governmental right and authority.

515. Witnesses with personal knowledge of the history of the D-1260 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

516. Currently known reputation in the community is that the D-1260 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

517. Public motor vehicle use of the D-1260 Road as a public thoroughfare traversing

unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

518. The D-1260 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

519. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1260 Road.

520. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1260 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1262 Road

521. The D-1262 Road is designated as county road number D-1262 and SGID road identification number RD011329 and is more or less 4.96 miles long.

522. Exhibit 51 (attached hereto and incorporated herein) contains certain information pertaining to the D-1262 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

523. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1262 Road solely as it crosses United States public land as included and specifically described in Exhibit 51. The D-1262 Road includes the segment of road specifically

set forth in Exhibit 51 and as exists on the ground.

Acceptance of the D-1262 Road R.S. 2477 Right-of-way Prior to October 21, 1976

524. The D-1262 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

525. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1262 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

526. The D-1262 Road appears on the Atchison Creek (1971), the Pinto Spring (1971), and the Miners Cabin Wash (1972) USGS 7.5-minute maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

527. The County confirmed its acceptance of the D-1262 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1262 Road pursuant to the County's governmental right and authority.

528. Witnesses with personal knowledge of the history of the D-1262 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

529. Currently known reputation in the community is that the D-1262 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

530. Public motor vehicle use of the D-1262 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

531. The D-1262 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

532. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1262 Road.

533. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1262 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1264 Road

534. The D-1264 Road, also known as Indian Peak High Road, is designated as county road number D-1264 and SGID road identification number RD011330 and is more or less 1.53 miles long.

535. Exhibit 52 (attached hereto and incorporated herein) contains certain information pertaining to the D-1264 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

536. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1264 Road solely as it crosses United States public land as included and specifically described in Exhibit 52. The D-1264 Road includes the segment of road specifically set forth in Exhibit 52 and as exists on the ground.

Acceptance of the D-1264 Road R.S. 2477 Right-of-way Prior to October 21, 1976

537. The D-1264 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

538. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1264 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

539. The D-1264 Road appears on the Pinto Spring (1971) USGS 7.5-minute map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

540. The County confirmed its acceptance of the D-1264 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1264 Road pursuant to the County's governmental right and authority.

541. Witnesses with personal knowledge of the history of the D-1264 Road confirm

public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

542. Currently known reputation in the community is that the D-1264 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

543. Public motor vehicle use of the D-1264 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

544. The D-1264 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

545. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1264 Road.

546. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1264 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1265 Road

547. The D-1265 Road, also known as Indian Peak Low Road, is designated as county road number D-1265 and SGID road identification number RD011331 and is more or less 4.49 miles long.

548. Exhibit 53 (attached hereto and incorporated herein) contains certain information pertaining to the D-1265 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

549. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1265 Road solely as it crosses United States public land as included and specifically described in Exhibit 53. The D-1265 Road includes the segment of road specifically set forth in Exhibit 53 and as exists on the ground.

Acceptance of the D-1265 Road R.S. 2477 Right-of-way Prior to October 21, 1976

550. The D-1265 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

551. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1265 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

552. The D-1265 Road appears on and the Pinto Spring (1971) and the Buckhorn Spring (1972) USGS 7.5-minute maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

553. The County confirmed its acceptance of the D-1265 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way

by managing, maintaining, or improving the D-1265 Road pursuant to the County's governmental right and authority.

554. Witnesses with personal knowledge of the history of the D-1265 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

555. Currently known reputation in the community is that the D-1265 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

556. Public motor vehicle use of the D-1265 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

557. The D-1265 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

558. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1265 Road.

559. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1265 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1267 Road

560. The D-1267 Road is designated as county road number D-1267 and SGID road identification number RD011334 and is more or less 2.04 miles long.

561. Exhibit 54 (attached hereto and incorporated herein) contains certain information pertaining to the D-1267 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

562. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1267 Road solely as it crosses United States public land as included and specifically described in Exhibit 54. The D-1267 Road includes the segment of road specifically set forth in Exhibit 54 and as exists on the ground.

Acceptance of the D-1267 Road R.S. 2477 Right-of-way Prior to October 21, 1976

563. The D-1267 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

564. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1267 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

565. The D-1267 Road appears on and the Pinto Spring (1971) USGS 7.5-minute map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

566. The County confirmed its acceptance of the D-1267 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1267 Road pursuant to the County's governmental right and authority.

567. Witnesses with personal knowledge of the history of the D-1267 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

568. Currently known reputation in the community is that the D-1267 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

569. Public motor vehicle use of the D-1267 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

570. The D-1267 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

571. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1267 Road.

572. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the D-1267 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1283 Road

573. The D-1283 Road is designated as county road number D-1283 and SGID road identification number RD011339 and is more or less 7.80 miles long.

574. Exhibit 55 (attached hereto and incorporated herein) contains certain information pertaining to the D-1283 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

575. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1283 Road solely as it crosses United States public land as included and specifically described in Exhibit 55. The D-1283 Road includes the segment of road specifically set forth in Exhibit 55 and as exists on the ground.

Acceptance of the D-1283 Road R.S. 2477 Right-of-way Prior to October 21, 1976

576. The D-1283 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

577. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1283 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

578. The D-1283 Road appears on the Observation Knoll (1971) and the Pinto Spring

(1971) USGS 7.5-minute maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

579. The County confirmed its acceptance of the D-1283 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1283 Road pursuant to the County's governmental right and authority.

580. Witnesses with personal knowledge of the history of the D-1283 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

581. Currently known reputation in the community is that the D-1283 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

582. Public motor vehicle use of the D-1283 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

583. The D-1283 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

584. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the D-1283 Road.

585. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1283 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1285 Road

586. The D-1285 Road is designated as county road number D-1285 and SGID road identification number RD011340 and is more or less 1.86 miles long.

587. Exhibit 56 (attached hereto and incorporated herein) contains certain information pertaining to the D-1285 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

588. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1285 Road solely as it crosses United States public land as included and specifically described in Exhibit 56. The D-1285 Road includes the segment of road specifically set forth in Exhibit 56 and as exists on the ground.

Acceptance of the D-1285 Road R.S. 2477 Right-of-way Prior to October 21, 1976

589. The D-1285 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

590. The D-1285 Road appears on the Pinto Spring (1971) USGS 7.5-minute map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

591. The D-1285 Road was accepted a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1285 Road pursuant to the County's governmental right and authority.

592. Witnesses with personal knowledge of the history of the D-1285 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

593. Currently known reputation in the community is that the D-1285 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

594. Public motor vehicle use of the D-1285 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

595. The D-1285 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

596. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1285 Road.

597. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1285 Road on lands owned by the United States as described herein and

including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1290 Road

598. The D-1290 Road is designated as county road number D-1290 and SGID road identification number RD011342 and is more or less 3.78 miles long.

599. Exhibit 57 (attached hereto and incorporated herein) contains certain information pertaining to the D-1290 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

600. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1290 Road solely as it crosses United States public land as included and specifically described in Exhibit 57. The D-1290 Road includes the segment of road specifically set forth in Exhibit 57 and as exists on the ground.

Acceptance of the D-1290 Road R.S. 2477 Right-of-way Prior to October 21, 1976

601. The D-1290 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

602. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1290 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

603. The D-1290 Road appears on the Observation Knoll (1971) and the Pine Grove Reservoir (1971) USGS 7.5-minute maps, which evidence the existence, use, and acceptance of

the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

604. The County confirmed its acceptance of the D-1290 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1290 Road pursuant to the County's governmental right and authority.

605. Witnesses with personal knowledge of the history of the D-1290 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

606. Currently known reputation in the community is that the D-1290 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

607. Public motor vehicle use of the D-1290 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

608. The D-1290 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

609. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1290 Road.

610. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1290 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1293 Road

611. The D-1293 Road is designated as county road number D-1293 and SGID road identification number RD011344 and is more or less 3.14 miles long.

612. Exhibit 58 (attached hereto and incorporated herein) contains certain information pertaining to the D-1293 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

613. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1293 Road solely as it crosses United States public land as included and specifically described in Exhibit 58. The D-1293 Road includes the segment of road specifically set forth in Exhibit 58 and as exists on the ground.

Acceptance of the D-1293 Road R.S. 2477 Right-of-way Prior to October 21, 1976

614. The D-1293 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

615. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1293 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

616. The D-1293 Road appears on the Observation Knoll (1971) USGS 7.5-minute map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

617. The D-1293 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1293 Road pursuant to the County's governmental right and authority.

618. Witnesses with personal knowledge of the history of the D-1293 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

619. Currently known reputation in the community is that the D-1293 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

620. Public motor vehicle use of the D-1293 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

621. The D-1293 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

622. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the D-1293 Road.

623. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1293 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1299 Road

624. The D-1299 Road is designated as county road number D-1299 and SGID road identification number RD011347 and is more or less 1.74 miles long.

625. Exhibit 59 (attached hereto and incorporated herein) contains certain information pertaining to the D-1299 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

626. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1299 Road solely as it crosses United States public land as included and specifically described in Exhibit 59. The D-1299 Road includes the segment of road specifically set forth in Exhibit 59 and as exists on the ground.

Acceptance of the D-1299 Road R.S. 2477 Right-of-way Prior to October 21, 1976

627. The D-1299 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

628. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1299 Road as a public highway located on the land

at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

629. The D-1299 Road appears on the Observation Knoll (1971) USGS 7.5-minute map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

630. The D-1299 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1299 Road pursuant to the County's governmental right and authority.

631. Witnesses with personal knowledge of the history of the D-1299 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

632. Currently known reputation in the community is that the D-1299 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

633. Public motor vehicle use of the D-1299 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

634. The D-1299 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

635. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1299 Road.

636. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1299 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

THIRD CAUSE OF ACTION – QUIET TITLE
INDIAN PEAK ROAD AREA

637. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

638. The Indian Peak Road Area is located in west-central Beaver County. *See* Exhibit 4 for more detailed map information.

639. The Indian Peak Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Indian Peak WMA Road, B-156; (2) Buckhorn Bench Road, B-158; (3) D-755 Road; (4) D-756 Road; (5) Mackleprang Ranch Road, D-757; (6) D-761 Road; (7) D-762 Road; (8) D-765 Road; (9) D-770 Road; (10) D-779 Road; (11) D-786 Road; and (12) D-795 Road.

640. Each right-of-way claimed in the Indian Peak Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

641. All rights-of-way claimed in the Indian Peak Road Area are sufficient in scope for

general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

642. All rights-of-way claimed in the Indian Peak Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

643. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Indian Peak WMA Road, B-156

644. The Indian Peak WMA Road is designated as county road number B-156 and SGID road identification number RD010057 and is more or less 2.60 miles long.

645. Exhibit 61¹ (attached hereto and incorporated herein) contains certain information pertaining to the Indian Peak WMA Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

¹ Exhibit 60 was intentionally omitted.

646. In this action, the State and County seek to quiet title to the public highway right-of-way for the Indian Peak WMA Road solely as it crosses United States public land as included and specifically described in Exhibit 61. The Indian Peak WMA Road includes the segment of road specifically set forth in Exhibit 61 and as exists on the ground.

Acceptance of the Indian Peak WMA Road R.S. 2477 Right-of-way Prior to October 21, 1976

647. The Indian Peak WMA Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

648. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Indian Peak WMA Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

649. The Indian Peak WMA Road appears on the Pine Grove Reservoir (1971) and the Buckhorn Spring (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. See Exhibit 29 for more detailed map information.

650. The County confirmed its acceptance of the Indian Peak WMA Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Indian Peak WMA Road using public funds pursuant to the County's governmental right and authority.

651. Witnesses with personal knowledge of the history of the Indian Peak WMA Road

confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

652. Currently known reputation in the community is that the Indian Peak WMA Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

653. Public motor vehicle use of the Indian Peak WMA Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

654. The Indian Peak WMA Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

655. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Indian Peak WMA Road.

656. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Indian Peak WMA Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Buckhorn Bench Road, B-158

657. The Buckhorn Bench Road is designated as county road number B-158 and SGID

road identification number RD010059 and is more or less 7.66 miles long.

658. Exhibit 62 (attached hereto and incorporated herein) contains certain information pertaining to the Buckhorn Bench Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

659. In this action, the State and County seek to quiet title to the public highway right-of-way for the Buckhorn Bench Road solely as it crosses United States public land as included and specifically described in Exhibit 62. The Buckhorn Bench Road includes the segment of road specifically set forth in Exhibit 62 and as exists on the ground.

Acceptance of the Buckhorn Bench Road R.S. 2477 Right-of-way Prior to October 21, 1976

660. The Buckhorn Bench Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

661. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Buckhorn Bench Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

662. The Buckhorn Bench Road appears on the Buckhorn Spring (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

663. The County confirmed its acceptance of the Buckhorn Bench Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway

Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Buckhorn Bench Road using public funds pursuant to the County's governmental right and authority.

664. Witnesses with personal knowledge of the history of the Buckhorn Bench Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

665. Currently known reputation in the community is that the Buckhorn Bench Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

666. Public motor vehicle use of the Buckhorn Bench Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

667. The Buckhorn Bench Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

668. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Buckhorn Bench Road.

669. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Buckhorn Bench Road on lands owned by the United States as described

herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-755 Road

670. The D-755 Road, also known as the Meadow Spring Road, is designated as county road number D-755 and SGID road identification number RD011976 and is more or less 3.82 miles long.

671. Exhibit 63 (attached hereto and incorporated herein) contains certain information pertaining to the D-755 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

672. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-755 Road solely as it crosses United States public land as included and specifically described in Exhibit 63. The D-755 Road includes the segment of road specifically set forth in Exhibit 63 and as exists on the ground.

Acceptance of the D-755 Road R.S. 2477 Right-of-way Prior to October 21, 1976

673. The D-755 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

674. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-755 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

675. The D-755 Road appears on the Miners Cabin Wash (1972) and the Buckhorn Spring (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

676. The County confirmed its acceptance of the D-755 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-755 Road pursuant to the County's governmental right and authority.

677. Witnesses with personal knowledge of the history of the D-755 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

678. Currently known reputation in the community is that the D-755 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

679. Public motor vehicle use of the D-755 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

680. The D-755 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

681. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-755 Road.

682. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-755 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-756 Road

683. The D-756 Road is designated as county road number D-756 and SGID road identification number RD011977 and is more or less 1.57 miles long.

684. Exhibit 64 (attached hereto and incorporated herein) contains certain information pertaining to the D-756 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

685. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-756 Road solely as it crosses United States public land as included and specifically described in Exhibit 64. The D-756 Road includes the segment of road specifically set forth in Exhibit 64 and as exists on the ground.

Acceptance of the D-756 Road R.S. 2477 Right-of-way Prior to October 21, 1976

686. The D-756 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

687. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-756 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

688. The D-756 Road appears on the Miners Cabin Wash (1972) and the Buckhorn Spring (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

689. The County confirmed its acceptance of the D-756 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-756 Road pursuant to the County's governmental right and authority.

690. Witnesses with personal knowledge of the history of the D-756 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

691. Currently known reputation in the community is that the D-756 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

692. Public motor vehicle use of the D-756 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of

10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

693. The D-756 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

694. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-756 Road.

695. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-756 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Mackleprang Ranch Road, D-757

696. The Mackleprang Ranch Road is designated as county road number D-757 and SGID road identification number RD011978 and is more or less 3.20 miles long.

697. Exhibit 65 (attached hereto and incorporated herein) contains certain information pertaining to the Mackleprang Ranch Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

698. In this action, the State and County seek to quiet title to the public highway right-of-way for the Mackleprang Ranch Road solely as it crosses United States public land as included and specifically described in Exhibit 65. The Mackleprang Ranch Road includes the segment of road specifically set forth in Exhibit 65 and as exists on the ground.

Acceptance of the Mackleprang Ranch Road R.S. 2477 Right-of-way Prior to October 21, 1976

699. The Mackleprang Ranch Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

700. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Mackleprang Ranch Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

701. The Mackleprang Ranch Road appears on the Miners Cabin Wash (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

702. The County confirmed its acceptance of the Mackleprang Ranch Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Mackleprang Ranch Road pursuant to the County's governmental right and authority.

703. Witnesses with personal knowledge of the history of the Mackleprang Ranch Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

704. Currently known reputation in the community is that the Mackleprang Ranch Road has been open for all to come and go whenever convenient or necessary for more than 10

years prior to October 21, 1976, and continuing to the present.

705. Public motor vehicle use of the Mackleprang Ranch Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

706. The Mackleprang Ranch Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

707. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Mackleprang Ranch Road.

708. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Mackleprang Ranch Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-761 Road

709. The D-761 Road is designated as county road number D-761 and SGID road identification number RD011982 and is more or less 2.72 miles long.

710. Exhibit 66 (attached hereto and incorporated herein) contains certain information pertaining to the D-761 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

711. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-761 Road solely as it crosses United States public land as included and specifically described in Exhibit 66. The D-761 Road includes the segment of road specifically set forth in Exhibit 66 and as exists on the ground.

Acceptance of the D-761 Road R.S. 2477 Right-of-way Prior to October 21, 1976

712. The D-761 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

713. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-761 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

714. The D-761 Road appears on the Miners Cabin Wash (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

715. The County confirmed its acceptance of the D-761 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-761 Road pursuant to the County's governmental right and authority.

716. Witnesses with personal knowledge of the history of the D-761 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous

basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

717. Currently known reputation in the community is that the D-761 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

718. Public motor vehicle use of the D-761 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

719. The D-761 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

720. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-761 Road.

721. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-761 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-762 Road

722. The D-762 Road is designated as county road number D-762 and SGID road identification number RD011983 and is more or less 3.32 miles long.

723. Exhibit 67 (attached hereto and incorporated herein) contains certain information pertaining to the D-762 Road including: a map depicting the road; township, range, and section

references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

724. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-762 Road solely as it crosses United States public land as included and specifically described in Exhibit 67. The D-762 Road includes the segment of road specifically set forth in Exhibit 67 and as exists on the ground.

Acceptance of the D-762 Road R.S. 2477 Right-of-way Prior to October 21, 1976

725. The D-762 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

726. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-762 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

727. The D-762 Road appears on the Miners Cabin Wash (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

728. The County confirmed its acceptance of the D-762 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-762 Road pursuant to the County's governmental right and authority.

729. Witnesses with personal knowledge of the history of the D-762 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

730. Currently known reputation in the community is that the D-762 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

731. Public motor vehicle use of the D-762 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

732. The D-762 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

733. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-762 Road.

734. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-762 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-765 Road

735. The D-765 Road is designated as county road number D-765 and SGID road identification number RD011984 and is more or less 8.12 miles long.

736. Exhibit 68 (attached hereto and incorporated herein) contains certain information pertaining to the D-765 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

737. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-765 Road solely as it crosses United States public land as included and specifically described in Exhibit 68. The D-765 Road includes the segment of road specifically set forth in Exhibit 68 and as exists on the ground.

Acceptance of the D-765 Road R.S. 2477 Right-of-way Prior to October 21, 1976

738. The D-765 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

739. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-765 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

740. The D-765 Road appears on the Miners Cabin Wash (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

741. The County confirmed its acceptance of the D-765 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way

by managing, maintaining, or improving the D-765 Road pursuant to the County's governmental right and authority.

742. Witnesses with personal knowledge of the history of the D-765 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

743. Currently known reputation in the community is that the D-765 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

744. Public motor vehicle use of the D-765 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

745. The D-765 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

746. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-765 Road.

747. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-765 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-770 Road

748. The D-770 Road is designated as county road number D-770 and SGID road identification number RD011986 and is more or less 3.21 miles long.

749. Exhibit 69 (attached hereto and incorporated herein) contains certain information pertaining to the D-770 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

750. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-770 Road solely as it crosses United States public land as included and specifically described in Exhibit 69. The D-770 Road includes the segment of road specifically set forth in Exhibit 69 and as exists on the ground.

Acceptance of the D-770 Road R.S. 2477 Right-of-way Prior to October 21, 1976

751. The D-770 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

752. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-770 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

753. The D-770 Road appears on the Miners Cabin Wash (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

754. The D-770 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-770 Road pursuant to the County's governmental right and authority.

755. Witnesses with personal knowledge of the history of the D-770 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

756. Currently known reputation in the community is that the D-770 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

757. Public motor vehicle use of the D-770 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

758. The D-770 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

759. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-770 Road.

760. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-770 Road on lands owned by the United States as described herein and

including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-779 Road

761. The D-779 Road is designated as county road number D-779 and SGID road identification number RD011989 and is more or less 7.99 miles long.

762. Exhibit 70 (attached hereto and incorporated herein) contains certain information pertaining to the D-779 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

763. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-779 Road solely as it crosses United States public land as included and specifically described in Exhibit 70. The D-779 Road includes the segment of road specifically set forth in Exhibit 70 and as exists on the ground.

Acceptance of the D-779 Road R.S. 2477 Right-of-way Prior to October 21, 1976

764. The D-779 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

765. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-779 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

766. The D-779 Road appears on the Pine Grove Reservoir (1971), the Pinto Spring (1971), and the Buckhorn Spring (1972) USGS 7.5-minute quadrangle maps, which evidence the

existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

767. The D-779 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-779 Road pursuant to the County's governmental right and authority.

768. Witnesses with personal knowledge of the history of the D-779 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

769. Currently known reputation in the community is that the D-779 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

770. Public motor vehicle use of the D-779 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

771. The D-779 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

772. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-779 Road.

773. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-779 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-786 Road

774. The D-786 Road is designated as county road number D-786 and SGID road identification number RD011992 and is more or less 0.48 miles long.

775. Exhibit 71 (attached hereto and incorporated herein) contains certain information pertaining to the D-786 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

776. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-786 Road solely as it crosses United States public land as included and specifically described in Exhibit 71. The D-786 Road includes the segment of road specifically set forth in Exhibit 71 and as exists on the ground.

Acceptance of the D-786 Road R.S. 2477 Right-of-way Prior to October 21, 1976

777. The D-786 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

778. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-786 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

779. The D-786 Road appears on the Buckhorn Spring (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

780. The D-786 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-786 Road pursuant to the County's governmental right and authority.

781. Witnesses with personal knowledge of the history of the D-786 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

782. Currently known reputation in the community is that the D-786 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

783. Public motor vehicle use of the D-786 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

784. The D-786 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

785. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the D-786 Road.

786. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-786 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-795 Road

787. The D-795 Road is designated as county road number D-795 and SGID road identification number RD011999 and is more or less 1.32 miles long.

788. Exhibit 73² (attached hereto and incorporated herein) contains certain information pertaining to the D-795 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

789. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-795 Road solely as it crosses United States public land as included and specifically described in Exhibit 73. The D-795 Road includes the segment of road specifically set forth in Exhibit 73 and as exists on the ground.

Acceptance of the D-795 Road R.S. 2477 Right-of-way Prior to October 21, 1976

790. The D-795 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

² Exhibit 72 was intentionally omitted.

791. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-795 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

792. The D-795 Road appears on the Pine Grove Reservoir (1971) and the Buckhorn Spring (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

793. The D-795 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-795 Road pursuant to the County's governmental right and authority.

794. Witnesses with personal knowledge of the history of the D-795 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

795. Currently known reputation in the community is that the D-795 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

796. Public motor vehicle use of the D-795 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of

10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

797. The D-795 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

798. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-795 Road.

799. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-795 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

FOURTH CAUSE OF ACTION – QUIET TITLE
LOPERS SPRING ROAD AREA

800. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

801. The Lopers Spring Road Area is located in northwestern Beaver County. *See* Exhibit 5 for more detailed map information.

802. The Lopers Spring Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Lopers Spring Road, B-146; (2) D-1 Road; (3) D-2 Road; (4) D-6 Road; (5) Lopers Spring Road, D-8; (6) D-18 Road; (7) D-20 Road; (8) McCune Pass Road, D-34; (9) D-280 Road; (10) Sulphur Spring Road, D-288; (11) D-292 Road; (12) Spike Hollow Trail Road, D-294; (13) D-299 Road; (14) D-301 Road; (15) D-304 Road; and (16) D-440 Road.

803. Each right-of-way claimed in the Lopers Spring Road Area was used by the

general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

804. All rights-of-way claimed in the Lopers Spring Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

805. All rights-of-way claimed in the Lopers Spring Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

806. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Lopers Spring Road, B-146

807. The Lopers Spring Road is designated as county road number B-146 and SGID road identification number RD010047 and is more or less 8.05 miles long.

808. Exhibit 74 (attached hereto and incorporated herein) contains certain information

pertaining to the Lopers Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

809. In this action, the State and County seek to quiet title to the public highway right-of-way for the Lopers Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 74. The Lopers Spring Road includes the segment of road specifically set forth in Exhibit 74 and as exists on the ground.

Acceptance of the Lopers Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

810. The Lopers Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

811. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Lopers Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

812. The Lopers Spring Road appears on the Miners Cabin Wash (1972), the Buckhorn Spring (1972), and the Lopers Spring (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

813. The County confirmed its acceptance of the Lopers Spring Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way

by managing, maintaining, or improving the Lopers Spring Road using public funds pursuant to the County's governmental right and authority.

814. Witnesses with personal knowledge of the history of the Lopers Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

815. Currently known reputation in the community is that the Lopers Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

816. Public motor vehicle use of the Lopers Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

817. The Lopers Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

818. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Lopers Spring Road.

819. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Lopers Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment

of this road.

D-1 Road

820. The D-1 Road is designated as county road number D-1 Road and SGID road identification number RD011220 and is more or less 18.00 miles long.

821. Exhibit 75 (attached hereto and incorporated herein) contains certain information pertaining to the D-1 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

822. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1 Road solely as it crosses United States public land as included and specifically described in Exhibit 75. The D-1 Road includes the segment of road specifically set forth in Exhibit 75 and as exists on the ground.

Acceptance of the D-1 Road R.S. 2477 Right-of-way Prior to October 21, 1976

823. The D-1 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

824. Aerial photography from 1977, 1978, and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

825. The D-1 Road appears on the Miller Wash (1972), the Hamlin Well (1972), the Lopers Spring (1972), and the Gleason Basin (1972) USGS 7.5-minute quadrangle maps, which

evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

826. The County confirmed its acceptance of the D-1 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1 Road pursuant to the County's governmental right and authority.

827. Witnesses with personal knowledge of the history of the D-1 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

828. Currently known reputation in the community is that the D-1 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

829. Public motor vehicle use of the D-1 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

830. The D-1 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

831. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the D-1 Road.

832. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-2 Road

833. The D-2 Road, also known as the Cobb Spring Road, is designated as county road number D-2 Road and SGID road identification number RD011690 and is more or less 3.42 miles long.

834. Exhibit 76 (attached hereto and incorporated herein) contains certain information pertaining to the D-2 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

835. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-2 Road solely as it crosses United States public land as included and specifically described in Exhibit 76. The D-2 Road includes the segment of road specifically set forth in Exhibit 76 and as exists on the ground.

Acceptance of the D-2 Road R.S. 2477 Right-of-way Prior to October 21, 1976

836. The D-2 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

837. Aerial photography from 1977 and 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-2 Road as a public highway located on

the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

838. The D-2 Road appears on the Miller Wash (1972) and the Mountain Home Pass (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

839. The D-2 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-2 Road pursuant to the County's governmental right and authority.

840. Witnesses with personal knowledge of the history of the D-2 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

841. Currently known reputation in the community is that the D-2 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

842. Public motor vehicle use of the D-2 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

843. The D-2 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

844. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-2 Road.

845. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-2 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-6 Road

846. The D-6 Road is designated as county road number D-6 Road and SGID road identification number RD011906 and is more or less 2.41 miles long.

847. Exhibit 77 (attached hereto and incorporated herein) contains certain information pertaining to the D-6 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

848. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-6 Road solely as it crosses United States public land as included and specifically described in Exhibit 77. The D-6 Road includes the segment of road specifically set forth in Exhibit 77 and as exists on the ground.

Acceptance of the D-6 Road R.S. 2477 Right-of-way Prior to October 21, 1976

849. The D-6 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

850. Aerial photography from 1977 and 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-6 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

851. The D-6 Road appears on the Miller Wash (1972) and the Mountain Home Pass (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

852. The County confirmed its acceptance of the D-6 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-6 Road pursuant to the County's governmental right and authority.

853. Witnesses with personal knowledge of the history of the D-6 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

854. Currently known reputation in the community is that the D-6 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

855. Public motor vehicle use of the D-6 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public

highway right-of-way underlying this road.

856. The D-6 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

857. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-6 Road.

858. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-6 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Lopers Spring Road, D-8

859. The Lopers Spring Road is designated as county road number D-8 and SGID road identification number RD012002 and is more or less 11.67 miles long.

860. Exhibit 78 (attached hereto and incorporated herein) contains certain information pertaining to the Lopers Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

861. In this action, the State and County seek to quiet title to the public highway right-of-way for the Lopers Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 78. The Lopers Spring Road includes the segment of road specifically set forth in Exhibit 78 and as exists on the ground.

Acceptance of the Lopers Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

862. The Lopers Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

863. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Lopers Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

864. The Lopers Spring Road appears on the Mountain Home Pass (1971) and the Lopers Spring (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

865. The County confirmed its acceptance of the Lopers Spring Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Lopers Spring Road pursuant to the County's governmental right and authority.

866. Witnesses with personal knowledge of the history of the Lopers Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

867. Currently known reputation in the community is that the Lopers Spring Road has

been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

868. Public motor vehicle use of the Lopers Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

869. The Lopers Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

870. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Lopers Spring Road.

871. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Lopers Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-18 Road

872. The D-18 Road is designated as county road number D-18 and SGID road identification number RD011616 and is more or less 1.88 miles long.

873. Exhibit 79 (attached hereto and incorporated herein) contains certain information pertaining to the D-18 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

874. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-18 Road solely as it crosses United States public land as included and specifically described in Exhibit 79. The D-18 Road includes the segment of road specifically set forth in Exhibit 79 and as exists on the ground.

Acceptance of the D-18 Road R.S. 2477 Right-of-way Prior to October 21, 1976

875. The D-18 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

876. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-18 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

877. The D-18 Road appears on the Mountain Home Pass (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

878. The D-18 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-18 Road pursuant to the County's governmental right and authority.

879. Witnesses with personal knowledge of the history of the D-18 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous

basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

880. Currently known reputation in the community is that the D-18 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

881. Public motor vehicle use of the D-18 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

882. The D-18 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

883. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-18 Road.

884. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-18 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-20 Road

885. The D-20 Road, also known as Needles Road, is designated as county road number D-20 and SGID road identification number RD011691 and is more or less 13.72 miles long.

886. Exhibit 80 (attached hereto and incorporated herein) contains certain information

pertaining to the D-20 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

887. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-20 Road solely as it crosses United States public land as included and specifically described in Exhibit 80. The D-20 Road includes the segment of road specifically set forth in Exhibit 80 and as exists on the ground.

Acceptance of the D-20 Road R.S. 2477 Right-of-way Prior to October 21, 1976

888. The D-20 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

889. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-20 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

890. The D-20 Road appears on the Mountain Home Pass (1971), the Lopers Spring (1972), the Sawtooth Peak (1971), and the Buckhorn Springs (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

891. The County confirmed its acceptance of the D-20 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way

by managing, maintaining, or improving the D-20 Road pursuant to the County's governmental right and authority.

892. Witnesses with personal knowledge of the history of the D-20 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

893. Currently known reputation in the community is that the D-20 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

894. Public motor vehicle use of the D-20 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

895. The D-20 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

896. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-20 Road.

897. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-20 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

McCune Pass Road, D-34

898. The McCune Pass Road is designated as county road number D-34 and SGID road identification number RD011782 and is more or less 3.63 miles long.

899. Exhibit 81 (attached hereto and incorporated herein) contains certain information pertaining to the McCune Pass Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

900. In this action, the State and County seek to quiet title to the public highway right-of-way for the McCune Pass Road solely as it crosses United States public land as included and specifically described in Exhibit 81. The McCune Pass Road includes the segment of road specifically set forth in Exhibit 81 and as exists on the ground.

Acceptance of the McCune Pass Road R.S. 2477 Right-of-way Prior to October 21, 1976

901. The McCune Pass Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

902. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the McCune Pass Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

903. The McCune Pass Road appears on the Mountain Home Pass (1971) and the Halfway Summit (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map

information.

904. The County confirmed its acceptance of the McCune Pass Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the McCune Pass Road pursuant to the County's governmental right and authority.

905. Witnesses with personal knowledge of the history of the McCune Pass Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

906. Currently known reputation in the community is that the McCune Pass Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

907. Public motor vehicle use of the McCune Pass Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

908. The McCune Pass Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

909. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the McCune Pass Road.

910. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the McCune Pass Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-280 Road

911. The D-280 Road is designated as county road number D-280 and SGID road identification number RD011746 and is more or less 1.77 miles long.

912. Exhibit 82 (attached hereto and incorporated herein) contains certain information pertaining to the D-280 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

913. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-280 Road solely as it crosses United States public land as included and specifically described in Exhibit 82. The D-280 Road includes the segment of road specifically set forth in Exhibit 82 and as exists on the ground.

Acceptance of the D-280 Road R.S. 2477 Right-of-way Prior to October 21, 1976

914. The D-280 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

915. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-280 Road as a public highway located on the land

at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

916. The D-280 Road appears on the Hamlin Well (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

917. The County confirmed its acceptance of the D-280 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-280 Road pursuant to the County's governmental right and authority.

918. Witnesses with personal knowledge of the history of the D-280 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

919. Currently known reputation in the community is that the D-280 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

920. Public motor vehicle use of the D-280 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

921. The D-280 Road traverses a valid and perfected R.S. 2477 public highway right-

of-way as described herein.

922. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-280 Road.

923. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-280 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Sulphur Spring Road, D-288

924. The Sulphur Spring Road is designated as county road number D-288 and SGID road identification number RD011751 and is more or less 9.17 miles long.

925. Exhibit 83 (attached hereto and incorporated herein) contains certain information pertaining to the Sulphur Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

926. In this action, the State and County seek to quiet title to the public highway right-of-way for the Sulphur Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 83. The Sulphur Spring Road includes the segment of road specifically set forth in Exhibit 83 and as exists on the ground.

Acceptance of the Sulphur Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

927. The Sulphur Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

928. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Sulphur Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

929. The Sulphur Spring Road appears on the Hamlin Well (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

930. The County confirmed its acceptance of the Sulphur Spring Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Sulphur Spring Road pursuant to the County's governmental right and authority.

931. Witnesses with personal knowledge of the history of the Sulphur Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

932. Currently known reputation in the community is that the Sulphur Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

933. Public motor vehicle use of the Sulphur Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for

a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

934. The Sulphur Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

935. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Sulphur Spring Road.

936. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Sulphur Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-292 Road

937. The D-292 Road, also known as North Sulphur Spring Road, is designated as county road number D-292 and SGID road identification number RD011756 and is more or less 5.89 miles long.

938. Exhibit 84 (attached hereto and incorporated herein) contains certain information pertaining to the D-292 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

939. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-292 Road solely as it crosses United States public land as included and

specifically described in Exhibit 84. The D-292 Road includes the segment of road specifically set forth in Exhibit 84 and as exists on the ground.

Acceptance of the D-292 Road R.S. 2477 Right-of-way Prior to October 21, 1976

940. The D-292 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

941. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-292 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

942. The D-292 Road appears on the Lopers Spring (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

943. The County confirmed its acceptance of the D-292 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-292 Road pursuant to the County's governmental right and authority.

944. Witnesses with personal knowledge of the history of the D-292 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

945. Currently known reputation in the community is that the D-292 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

946. Public motor vehicle use of the D-292 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

947. The D-292 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

948. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-292 Road.

949. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-292 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Spike Hollow Trail Road, D-294

950. The Spike Hollow Trail Road, also known as Spike Hollow Trail Road and D-295 Road, is designated as county road number D-294 and SGID road identification number RD011757 and is more or less 3.06 miles long.

951. Exhibit 85 (attached hereto and incorporated herein) contains certain information pertaining to the Spike Hollow Trail Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list;

and a complete centerline description of the road.

952. In this action, the State and County seek to quiet title to the public highway right-of-way for the Spike Hollow Trail Road solely as it crosses United States public land as included and specifically described in Exhibit 85. The Spike Hollow Trail Road includes the segment of road specifically set forth in Exhibit 85 and as exists on the ground.

Acceptance of the Spike Hollow Trail Road R.S. 2477 Right-of-way Prior to October 21, 1976

953. The Spike Hollow Trail Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

954. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Spike Hollow Trail Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

955. The Spike Hollow Trail Road appears on the Lopers Spring (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

956. The Spike Hollow Trail Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Spike Hollow Trail Road pursuant to the County's governmental right and authority.

957. Witnesses with personal knowledge of the history of the Spike Hollow Trail Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a

continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

958. Currently known reputation in the community is that the Spike Hollow Trail Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

959. Public motor vehicle use of the Spike Hollow Trail Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

960. The Spike Hollow Trail Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

961. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Spike Hollow Trail Road.

962. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Spike Hollow Trail Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-299 Road

963. The D-299 Road, also known as South Sulphur Spring Road, is designated as county road number D-299 and SGID road identification number RD011759 and is more or less

3.71 miles long.

964. Exhibit 87³ (attached hereto and incorporated herein) contains certain information pertaining to the D-299 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

965. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-299 Road solely as it crosses United States public land as included and specifically described in Exhibit 87. The D-299 Road includes the segment of road specifically set forth in Exhibit 87 and as exists on the ground.

Acceptance of the D-299 Road R.S. 2477 Right-of-way Prior to October 21, 1976

966. The D-299 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

967. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-299 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

³ Exhibit 86 was intentionally omitted.

968. The D-299 Road appears on the Lopers Spring (1972) and the Miners Cabin Wash (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

969. The County confirmed its acceptance of the D-299 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-299 Road pursuant to the County's governmental right and authority.

970. Witnesses with personal knowledge of the history of the D-299 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

971. Currently known reputation in the community is that the D-299 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

972. Public motor vehicle use of the D-299 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

973. The D-299 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

974. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-299 Road.

975. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-299 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-301 Road

976. The D-301 Road is designated as county road number D-301 and SGID road identification number RD011764 and is more or less 2.65 miles long.

977. Exhibit 88 (attached hereto and incorporated herein) contains certain information pertaining to the D-301 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

978. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-301 Road solely as it crosses United States public land as included and specifically described in Exhibit 88. The D-301 Road includes the segment of road specifically set forth in Exhibit 88 and as exists on the ground.

Acceptance of the D-301 Road R.S. 2477 Right-of-way Prior to October 21, 1976

979. The D-301 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

980. Aerial photography from 1978 or 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-301 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

981. The D-301 Road appears on the Hamlin Well (1972) and the Lopers Spring (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

982. The D-301 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-301 Road pursuant to the County's governmental right and authority.

983. Witnesses with personal knowledge of the history of the D-301 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

984. Currently known reputation in the community is that the D-301 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

985. Public motor vehicle use of the D-301 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

986. The D-301 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

987. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-301 Road.

988. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-301 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-304 Road

989. The D-304 Road is designated as county road number D-304 and SGID road identification number RD011766 and is more or less 4.59 miles long.

990. Exhibit 89 (attached hereto and incorporated herein) contains certain information pertaining to the D-304 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

991. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-304 Road solely as it crosses United States public land as included and specifically described in Exhibit 89. The D-304 Road includes the segment of road specifically set forth in Exhibit 89 and as exists on the ground.

Acceptance of the D-304 Road R.S. 2477 Right-of-way Prior to October 21, 1976

992. The D-304 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

993. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-304 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

994. The D-304 Road appears on the Sawtooth Peak (1971) and the Lopers Spring (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

995. The County confirmed its acceptance of the D-304 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-304 Road pursuant to the County's governmental right and authority.

996. Witnesses with personal knowledge of the history of the D-304 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

997. Currently known reputation in the community is that the D-304 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

998. Public motor vehicle use of the D-304 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

999. The D-304 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1000. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-304 Road.

1001. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-304 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-440 Road

1002. The D-440 Road is designated as county road number D-440 and SGID road identification number RD011835 and is more or less 3.04 miles long.

1003. Exhibit 90 (attached hereto and incorporated herein) contains certain information pertaining to the D-440 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1004. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-440 Road solely as it crosses United States public land as included and

specifically described in Exhibit 90. The D-440 Road includes the segment of road specifically set forth in Exhibit 90 and as exists on the ground.

Acceptance of the D-440 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1005. The D-440 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1006. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-440 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1007. The D-440 Road appears on the Sawtooth Peak (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1008. The County confirmed its acceptance of the D-440 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-440 Road pursuant to the County's governmental right and authority.

1009. Witnesses with personal knowledge of the history of the D-440 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1010. Currently known reputation in the community is that the D-440 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1011. Public motor vehicle use of the D-440 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1012. The D-440 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1013. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-440 Road.

1014. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-440 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

FIFTH CAUSE OF ACTION – QUIET TITLE
POTS SUM PA ROAD AREA

1015. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

1016. The Pots Sum Pa Road Area is located in northwestern Beaver County. *See* Exhibit 6 for more detailed map information.

1017. The Pots Sum Pa Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Pots Sum Pa Road, B-147; (2) Woods & Eyre Branding Road, B-148; (3) Northern Pine Valley Road, B-150; (4) Desert

Research Road, B-151; (5) Beers Pass Road, D-11; (6) D-19 Road; (7) D-21 Road; (8) D-25 Road; (9) D-30 Road; (10) D-35 Road; (11) D-38 Road; (12) D-39 Road; (13) Jackson Wash Road, D-42a; (14) Upper Pots Sum Pa Road, D-44; (15) D-54 Road; (16) D-320 Road; and (17) D-327 Road.

1018. Each right-of-way claimed in the Pots Sum Pa Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

1019. All rights-of-way claimed in the Pots Sum Pa Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

1020. All rights-of-way claimed in the Pots Sum Pa Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

1021. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United

States.

Pots Sum Pa Road, B-147

1022. The Pots Sum Pa Road is designated as county road number B-147 and SGID road identification number RD010048 and is more or less 18.78 miles long.

1023. Exhibit 91 (attached hereto and incorporated herein) contains certain information pertaining to the Pots Sum Pa Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1024. In this action, the State and County seek to quiet title to the public highway right-of-way for the Pots Sum Pa Road solely as it crosses United States public land as included and specifically described in Exhibit 91. The Pots Sum Pa Road includes the segment of road specifically set forth in Exhibit 91 and as exists on the ground.

Acceptance of the Pots Sum Pa Road R.S. 2477 Right-of-way Prior to October 21, 1976

1025. The Pots Sum Pa Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1026. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Pots Sum Pa Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1027. The Pots Sum Pa Road appears on the Halfway Summit (1971), the Sawtooth Peak (1971), and the Lamerdorf Peak NW (1971) USGS 7.5-minute quadrangle maps, which

evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1028. The County confirmed its acceptance of the Pots Sum Pa Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Pots Sum Pa Road using public funds pursuant to the County's governmental right and authority.

1029. Witnesses with personal knowledge of the history of the Pots Sum Pa Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1030. Currently known reputation in the community is that the Pots Sum Pa Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1031. Public motor vehicle use of the Pots Sum Pa Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1032. The Pots Sum Pa Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1033. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Pots Sum Pa Road.

1034. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Pots Sum Pa Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Woods & Eyre Branding Road, B-148

1035. The Woods & Eyre Branding Road is designated as county road number B-148 and SGID road identification number RD010049 and is more or less 4.95 miles long.

1036. Exhibit 92 (attached hereto and incorporated herein) contains certain information pertaining to the Woods & Eyre Branding Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1037. In this action, the State and County seek to quiet title to the public highway right-of-way for the Woods & Eyre Branding Road solely as it crosses United States public land as included and specifically described in Exhibit 92. The Woods & Eyre Branding Road includes the segment of road specifically set forth in Exhibit 92 and as exists on the ground.

Acceptance of the Woods & Eyre Branding Road R.S. 2477 Right-of-way Prior to October 21, 1976

1038. The Woods & Eyre Branding Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1039. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Woods & Eyre Branding Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1040. The Woods & Eyre Branding Road appears on the Lamerdorf Peak NW (1971) USGS 7.5-minute quadrangle map and the Wah Wah Summit (1960) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1041. The County confirmed its acceptance of the Woods & Eyre Branding Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Woods & Eyre Branding Road using public funds pursuant to the County's governmental right and authority.

1042. Witnesses with personal knowledge of the history of the Woods & Eyre Branding Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1043. Currently known reputation in the community is that the Woods & Eyre Branding Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1044. Public motor vehicle use of the Woods & Eyre Branding Road as a public

thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1045. The Woods & Eyre Branding Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1046. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Woods & Eyre Branding Road.

1047. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Woods & Eyre Branding Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Northern Pine Valley Road, B-150

1048. The Northern Pine Valley Road is designated as county road number B-150 and SGID road identification number RD010052 and is more or less 2.87 miles long.

1049. Exhibit 93 (attached hereto and incorporated herein) contains certain information pertaining to the Northern Pine Valley Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1050. In this action, the State and County seek to quiet title to the public highway right-of-way for the Northern Pine Valley Road solely as it crosses United States public land as

included and specifically described in Exhibit 93. The Northern Pine Valley Road includes the segment of road specifically set forth in Exhibit 93 and as exists on the ground.

Acceptance of the Northern Pine Valley Road R.S. 2477 Right-of-way Prior to October 21, 1976

1051. The Northern Pine Valley Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1052. The Northern Pine Valley Road appears on the Wah Wah Summit (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1053. The County confirmed its acceptance of the Northern Pine Valley Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Northern Pine Valley Road using public funds pursuant to the County's governmental right and authority.

1054. Witnesses with personal knowledge of the history of the Northern Pine Valley Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1055. Currently known reputation in the community is that the Northern Pine Valley Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1056. Public motor vehicle use of the Northern Pine Valley Road as a public

thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1057. The Northern Pine Valley Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1058. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Northern Pine Valley Road.

1059. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Northern Pine Valley Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Desert Research Road, B-151

1060. The Desert Research Road is designated as county road number B-151 and SGID road identification number RD010053 and is more or less 1.51 miles long.

1061. Exhibit 94 (attached hereto and incorporated herein) contains certain information pertaining to the Desert Research Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1062. In this action, the State and County seek to quiet title to the public highway right-of-way for the Desert Research Road solely as it crosses United States public land as included

and specifically described in Exhibit 94. The Desert Research Road includes the segment of road specifically set forth in Exhibit 94 and as exists on the ground.

Acceptance of the Desert Research Road R.S. 2477 Right-of-way Prior to October 21, 1976

1063. The Desert Research Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1064. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Desert Research Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1065. The Desert Research Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Desert Research Road using public funds pursuant to the County's governmental right and authority.

1066. Witnesses with personal knowledge of the history of the Desert Research Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1067. Currently known reputation in the community is that the Desert Research Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1068. Public motor vehicle use of the Desert Research Road as a public thoroughfare

traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1069. The Desert Research Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1070. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Desert Research Road.

1071. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Desert Research Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Beers Pass Road, D-11

1072. The Beers Pass Road is designated as county road number D-11 and SGID road identification number RD011265 and is more or less 9.19 miles long.

1073. Exhibit 95 (attached hereto and incorporated herein) contains certain information pertaining to the Beers Pass Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1074. In this action, the State and County seek to quiet title to the public highway right-of-way for the Beers Pass Road solely as it crosses United States public land as included and

specifically described in Exhibit 95. The Beers Pass Road includes the segment of road specifically set forth in Exhibit 95 and as exists on the ground.

Acceptance of the Beers Pass Road R.S. 2477 Right-of-way Prior to October 21, 1976

1075. The Beers Pass Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1076. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Beers Pass Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1077. The Beers Pass Road appears on the Mountain Home Pass (1971) and the Halfway Summit (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

1078. The County confirmed its acceptance of the Beers Pass Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Beers Pass Road pursuant to the County's governmental right and authority.

1079. Witnesses with personal knowledge of the history of the Beers Pass Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1080. Currently known reputation in the community is that the Beers Pass Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1081. Public motor vehicle use of the Beers Pass Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1082. The Beers Pass Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1083. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Beers Pass Road.

1084. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Beers Pass Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-19 Road

1085. The D-19 Road is designated as county road number D-19 and SGID road identification number RD011668 and is more or less 1.18 miles long.

1086. Exhibit 96 (attached hereto and incorporated herein) contains certain information pertaining to the D-19 Road including: a map depicting the road; township, range, and section

references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1087. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-19 Road solely as it crosses United States public land as included and specifically described in Exhibit 96. The D-19 Road includes the segment of road specifically set forth in Exhibit 96 and as exists on the ground.

Acceptance of the D-19 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1088. The D-19 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1089. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-19 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1090. The D-19 Road appears on the Halfway Summit (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1091. The County confirmed its acceptance of the D-19 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-19 Road pursuant to the County's governmental right and authority.

1092. Witnesses with personal knowledge of the history of the D-19 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1093. Currently known reputation in the community is that the D-19 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1094. Public motor vehicle use of the D-19 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1095. The D-19 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1096. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-19 Road.

1097. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-19 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-21 Road

1098. The D-21 Road is designated as county road number D-21 and SGID road identification number RD011694 and is more or less 1.88 miles long.

1099. Exhibit 97 (attached hereto and incorporated herein) contains certain information pertaining to the D-21 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1100. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-21 Road solely as it crosses United States public land as included and specifically described in Exhibit 97. The D-21 Road includes the segment of road specifically set forth in Exhibit 97 and as exists on the ground.

Acceptance of the D-21 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1101. The D-21 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1102. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-21 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1103. The D-21 Road appears on the Halfway Summit (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1104. The County confirmed its acceptance of the D-21 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way

by managing, maintaining, or improving the D-21 Road pursuant to the County's governmental right and authority.

1105. Witnesses with personal knowledge of the history of the D-21 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1106. Currently known reputation in the community is that the D-21 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1107. Public motor vehicle use of the D-21 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1108. The D-21 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1109. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-21 Road.

1110. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-21 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-25 Road

1111. The D-25 Road is designated as county road number D-25 and SGID road identification number RD011720 and is more or less 4.70 miles long.

1112. Exhibit 98 (attached hereto and incorporated herein) contains certain information pertaining to the D-25 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1113. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-25 Road solely as it crosses United States public land as included and specifically described in Exhibit 98. The D-25 Road includes the segment of road specifically set forth in Exhibit 98 and as exists on the ground.

Acceptance of the D-25 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1114. The D-25 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1115. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-25 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1116. The D-25 Road appears on the Halfway Summit (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1117. The County confirmed its acceptance of the D-25 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-25 Road pursuant to the County's governmental right and authority.

1118. Witnesses with personal knowledge of the history of the D-25 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1119. Currently known reputation in the community is that the D-25 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1120. Public motor vehicle use of the D-25 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1121. The D-25 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1122. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-25 Road.

1123. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the D-25 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-30 Road

1124. The D-30 Road is designated as county road number D-30 and SGID road identification number RD011761 and is more or less 3.71 miles long.

1125. Exhibit 99 (attached hereto and incorporated herein) contains certain information pertaining to the D-30 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1126. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-30 Road solely as it crosses United States public land as included and specifically described in Exhibit 99. The D-30 Road includes the segment of road specifically set forth in Exhibit 99 and as exists on the ground.

Acceptance of the D-30 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1127. The D-30 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1128. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-30 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1129. The D-30 Road appears on the Halfway Summit (1971) USGS 7.5-minute

quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1130. The County confirmed its acceptance of the D-30 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-30 Road pursuant to the County's governmental right and authority.

1131. Witnesses with personal knowledge of the history of the D-30 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1132. Currently known reputation in the community is that the D-30 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1133. Public motor vehicle use of the D-30 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1134. The D-30 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1135. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the D-30 Road.

1136. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-30 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-35 Road

1137. The D-35 Road is designated as county road number D-35 and SGID road identification number RD011793 and is more or less 2.13 miles long.

1138. Exhibit 100 (attached hereto and incorporated herein) contains certain information pertaining to the D-35 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1139. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-35 Road solely as it crosses United States public land as included and specifically described in Exhibit 100. The D-35 Road includes the segment of road specifically set forth in Exhibit 100 and as exists on the ground.

Acceptance of the D-35 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1140. The D-35 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1141. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-35 Road as a public highway located on the land at

issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1142. The D-35 Road appears on the Halfway Summit (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1143. The County confirmed its acceptance of the D-35 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-35 Road pursuant to the County's governmental right and authority.

1144. Witnesses with personal knowledge of the history of the D-35 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1145. Currently known reputation in the community is that the D-35 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1146. Public motor vehicle use of the D-35 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1147. The D-35 Road traverses a valid and perfected R.S. 2477 public highway right-of-

way as described herein.

1148. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-35 Road.

1149. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-35 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-38 Road

1150. The D-38 Road is designated as county road number D-38 and SGID road identification number RD011813 and is more or less 3.80 miles long.

1151. Exhibit 101 (attached hereto and incorporated herein) contains certain information pertaining to the D-38 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1152. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-38 Road solely as it crosses United States public land as included and specifically described in Exhibit 101. The D-38 Road includes the segment of road specifically set forth in Exhibit 101 and as exists on the ground.

Acceptance of the D-38 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1153. The D-38 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1154. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-38 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1155. The D-38 Road appears on the Halfway Summit (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1156. The County confirmed its acceptance of the D-38 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-38 Road pursuant to the County's governmental right and authority.

1157. Witnesses with personal knowledge of the history of the D-38 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1158. Currently known reputation in the community is that the D-38 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1159. Public motor vehicle use of the D-38 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public

highway right-of-way underlying this road.

1160. The D-38 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1161. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-38 Road.

1162. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-38 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-39 Road

1163. The D-39 Road is designated as county road number D-39 and SGID road identification number RD011817 and is more or less 2.43 miles long.

1164. Exhibit 102 (attached hereto and incorporated herein) contains certain information pertaining to the D-39 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1165. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-39 Road solely as it crosses United States public land as included and specifically described in Exhibit 102. The D-39 Road includes the segment of road specifically set forth in Exhibit 102 and as exists on the ground.

Acceptance of the D-39 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1166. The D-39 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1167. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-39 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1168. The D-39 Road appears on the Halfway Summit (1971) and the Sawtooth Peak (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1169. The County confirmed its acceptance of the D-39 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-39 Road pursuant to the County's governmental right and authority.

1170. Witnesses with personal knowledge of the history of the D-39 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1171. Currently known reputation in the community is that the D-39 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1172. Public motor vehicle use of the D-39 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1173. The D-39 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1174. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-39 Road.

1175. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-39 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Jackson Wash Road, D-42a

1176. The Jackson Wash Road is designated as county road number D-42a and SGID road identification number RD011829 and is more or less 2.40 miles long.

1177. Exhibit 103 (attached hereto and incorporated herein) contains certain information pertaining to the Jackson Wash Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1178. In this action, the State and County seek to quiet title to the public highway right-of-way for the Jackson Wash Road solely as it crosses United States public land as included and

specifically described in Exhibit 103. The Jackson Wash Road includes the segment of road specifically set forth in Exhibit 103 and as exists on the ground.

Acceptance of the Jackson Wash Road R.S. 2477 Right-of-way Prior to October 21, 1976

1179. The Jackson Wash Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1180. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Jackson Wash Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1181. The Jackson Wash Road appears on the Sawtooth Peak (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1182. The County confirmed its acceptance of the Jackson Wash Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Jackson Wash Road pursuant to the County's governmental right and authority.

1183. Witnesses with personal knowledge of the history of the Jackson Wash Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1184. Currently known reputation in the community is that the Jackson Wash Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1185. Public motor vehicle use of the Jackson Wash Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1186. The Jackson Wash Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1187. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Jackson Wash Road.

1188. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Jackson Wash Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Upper Pots Sum Pa Road, D-44

1189. The Upper Pots Sum Pa Road is designated as county road number D-44 and SGID road identification number RD011834 and is more or less 7.00 miles long.

1190. Exhibit 104 (attached hereto and incorporated herein) contains certain information pertaining to the Upper Pots Sum Pa Road including: a map depicting the road; township, range,

and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1191. In this action, the State and County seek to quiet title to the public highway right-of-way for the Upper Pots Sum Pa Road solely as it crosses United States public land as included and specifically described in Exhibit 104. The Upper Pots Sum Pa Road includes the segment of road specifically set forth in Exhibit 104 and as exists on the ground.

Acceptance of the Upper Pots Sum Pa Road R.S. 2477 Right-of-way Prior to October 21, 1976

1192. The Upper Pots Sum Pa Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1193. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Upper Pots Sum Pa Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1194. The Upper Pots Sum Pa Road appears on the Sawtooth Peak (1971) and the Halfway Summit (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1195. The County confirmed its acceptance of the Upper Pots Sum Pa Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Upper Pots Sum Pa Road pursuant to

the County's governmental right and authority.

1196. Witnesses with personal knowledge of the history of the Upper Pots Sum Pa Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1197. Currently known reputation in the community is that the Upper Pots Sum Pa Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1198. Public motor vehicle use of the Upper Pots Sum Pa Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1199. The Upper Pots Sum Pa Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1200. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Upper Pots Sum Pa Road.

1201. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Upper Pots Sum Pa Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-54 Road

1202. The D-54 Road is designated as county road number D-54 and SGID road identification number RD011866 and is more or less 6.48 miles long.

1203. Exhibit 105 (attached hereto and incorporated herein) contains certain information pertaining to the D-54 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1204. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-54 Road solely as it crosses United States public land as included and specifically described in Exhibit 105. The D-54 Road includes the segment of road specifically set forth in Exhibit 105 and as exists on the ground.

Acceptance of the D-54 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1205. The D-54 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1206. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-54 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1207. The D-54 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-54 Road pursuant to the County's governmental

right and authority.

1208. Witnesses with personal knowledge of the history of the D-54 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1209. Currently known reputation in the community is that the D-54 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1210. Public motor vehicle use of the D-54 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1211. The D-54 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1212. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-54 Road.

1213. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-54 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-320 Road

1214. The D-320 Road is designated as county road number D-320 and SGID road

identification number RD011770 and is more or less 1.74 miles long.

1215. Exhibit 106 (attached hereto and incorporated herein) contains certain information pertaining to the D-320 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1216. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-320 Road solely as it crosses United States public land as included and specifically described in Exhibit 106. The D-320 Road includes the segment of road specifically set forth in Exhibit 106 and as exists on the ground.

Acceptance of the D-320 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1217. The D-320 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1218. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-320 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1219. The D-320 Road appears on the Sawtooth Peak (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1220. The County confirmed its acceptance of the D-320 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of

Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-320 Road pursuant to the County's governmental right and authority.

1221. Witnesses with personal knowledge of the history of the D-320 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1222. Currently known reputation in the community is that the D-320 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1223. Public motor vehicle use of the D-320 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1224. The D-320 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1225. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-320 Road.

1226. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-320 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-327 Road

1227. The D-327 Road is designated as county road number D-327 and SGID road identification number RD011775 and is more or less 1.94 miles long.

1228. Exhibit 107 (attached hereto and incorporated herein) contains certain information pertaining to the D-327 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1229. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-327 Road solely as it crosses United States public land as included and specifically described in Exhibit 107. The D-327 Road includes the segment of road specifically set forth in Exhibit 107 and as exists on the ground.

Acceptance of the D-327 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1230. The D-327 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1231. The D-327 Road appears on the Sawtooth Peak (1971) and the Lamerdorf Peak NW (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1232. The County confirmed its acceptance of the D-327 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way

by managing, maintaining, or improving the D-327 Road pursuant to the County's governmental right and authority.

1233. Witnesses with personal knowledge of the history of the D-327 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1234. Currently known reputation in the community is that the D-327 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1235. Public motor vehicle use of the D-327 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1236. The D-327 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1237. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-327 Road.

1238. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-327 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

SIXTH CAUSE OF ACTION – QUIET TITLE
VANCE SPRING ROAD AREA

1239. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

1240. The Vance Spring Road Area is located in west-central Beaver County. *See* Exhibit 7 for more detailed map information.

1241. The Vance Spring Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Vance Spring Road, B-17; (2) Buckhorn Spring Road, B-154; (3) Turkey Wash Road, B-157; (4) Lower Buckhorn Bench Road, B-159; (5) Willow Spring Road, D-324; (6) Sawtooth Road, D-324a; (7) D-325 Road; (8) D-335 Road; (9) D-338 Road; (10) D-345 Road; (11) D-346 Road; (12) D-347 Road; and (13) D-804 Road.

1242. Each right-of-way claimed in the Vance Spring Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

1243. All rights-of-way claimed in the Vance Spring Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

1244. All rights-of-way claimed in the Vance Spring Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes,

water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

1245. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Vance Spring Road, B-17

1246. The Vance Spring Road is designated as county road number B-17 and SGID road identification number RD010068 and is more or less 23.83 miles long.

1247. Exhibit 109⁴ (attached hereto and incorporated herein) contains certain information pertaining to the Vance Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1248. In this action, the State and County seek to quiet title to the public highway right-of-way for the Vance Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 109. The Vance Spring Road includes the segment of road specifically set forth in Exhibit 109 and as exists on the ground.

⁴ Exhibit 108 was intentionally omitted.

Acceptance of the Vance Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

1249. The Vance Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1250. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Vance Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1251. The Vance Spring Road appears on the Gleason Basin (1972), the Miners Cabin Wash (1972), the Buckhorn Spring (1972), the Sawtooth Peak (1971), and the Lamerdorf Peak NW (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1252. The County confirmed its acceptance of the Vance Spring Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Vance Spring Road using public funds pursuant to the County's governmental right and authority.

1253. Witnesses with personal knowledge of the history of the Vance Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1254. Currently known reputation in the community is that the Vance Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1255. Public motor vehicle use of the Vance Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1256. The Vance Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1257. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Vance Spring Road.

1258. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Vance Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Buckhorn Spring Road, B-154

1259. The Buckhorn Spring Road is designated as county road number B-154 and SGID road identification number RD010056 and is more or less 6.56 miles long.

1260. Exhibit 110 (attached hereto and incorporated herein) contains certain information pertaining to the Buckhorn Spring Road including: a map depicting the road; township, range,

and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1261. In this action, the State and County seek to quiet title to the public highway right-of-way for the Buckhorn Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 110. The Buckhorn Spring Road includes the segment of road specifically set forth in Exhibit 110 and as exists on the ground.

Acceptance of the Buckhorn Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

1262. The Buckhorn Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1263. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Buckhorn Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1264. The Buckhorn Spring Road appears on the Buckhorn Spring (1972) and the Pine Grove Reservoir (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1265. The County confirmed its acceptance of the Buckhorn Spring Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Buckhorn Spring Road using public

funds pursuant to the County's governmental right and authority.

1266. Witnesses with personal knowledge of the history of the Buckhorn Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1267. Currently known reputation in the community is that the Buckhorn Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1268. Public motor vehicle use of the Buckhorn Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1269. The Buckhorn Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1270. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Buckhorn Spring Road.

1271. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Buckhorn Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Turkey Wash Road, B-157

1272. The Turkey Wash Road is designated as county road number B-157 and SGID road identification number RD010058 and is more or less 1.62 miles long.

1273. Exhibit 111 (attached hereto and incorporated herein) contains certain information pertaining to the Turkey Wash Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1274. In this action, the State and County seek to quiet title to the public highway right-of-way for the Turkey Wash Road solely as it crosses United States public land as included and specifically described in Exhibit 111. The Turkey Wash Road includes the segment of road specifically set forth in Exhibit 111 and as exists on the ground.

Acceptance of the Turkey Wash Road R.S. 2477 Right-of-way Prior to October 21, 1976

1275. The Turkey Wash Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1276. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Turkey Wash Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1277. The Turkey Wash Road appears on the Buckhorn Spring (1972) and the Sawtooth Peak (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map

information.

1278. The County confirmed its acceptance of the Turkey Wash Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Turkey Wash Road using public funds pursuant to the County's governmental right and authority.

1279. Witnesses with personal knowledge of the history of the Turkey Wash Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1280. Currently known reputation in the community is that the Turkey Wash Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1281. Public motor vehicle use of the Turkey Wash Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1282. The Turkey Wash Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1283. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the Turkey Wash Road.

1284. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Turkey Wash Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Lower Buckhorn Bench Road, B-159

1285. The Lower Buckhorn Bench Road is designated as county road number B-159 and SGID road identification number RD010060 and is more or less 0.40 miles long.

1286. Exhibit 112 (attached hereto and incorporated herein) contains certain information pertaining to the Lower Buckhorn Bench Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1287. In this action, the State and County seek to quiet title to the public highway right-of-way for the Lower Buckhorn Bench Road solely as it crosses United States public land as included and specifically described in Exhibit 112. The Lower Buckhorn Bench Road includes the segment of road specifically set forth in Exhibit 112 and as exists on the ground.

Acceptance of the Lower Buckhorn Bench Road R.S. 2477 Right-of-way Prior to October 21, 1976

1288. The Lower Buckhorn Bench Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1289. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Lower Buckhorn Bench Road as a public highway

located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1290. The Lower Buckhorn Bench Road appears on the Buckhorn Spring (1972) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1291. The County confirmed its acceptance of the Lower Buckhorn Bench Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Lower Buckhorn Bench Road using public funds pursuant to the County's governmental right and authority.

1292. Witnesses with personal knowledge of the history of the Lower Buckhorn Bench Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1293. Currently known reputation in the community is that the Lower Buckhorn Bench Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1294. Public motor vehicle use of the Lower Buckhorn Bench Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1295. The Lower Buckhorn Bench Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1296. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Lower Buckhorn Bench Road.

1297. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Lower Buckhorn Bench Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Willow Spring Road, D-324

1298. The Willow Spring Road is designated as county road number D-324 and SGID road identification number RD011773 and is more or less 7.50 miles long.

1299. Exhibit 113 (attached hereto and incorporated herein) contains certain information pertaining to the Willow Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1300. In this action, the State and County seek to quiet title to the public highway right-of-way for the Willow Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 113. The Willow Spring Road includes the segment of road specifically set forth in Exhibit 113 and as exists on the ground.

Acceptance of the Willow Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

1301. The Willow Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1302. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Willow Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1303. The Willow Spring Road appears on the Sawtooth Peak (1971) and the Lamerdorf Peak NW (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1304. The County confirmed its acceptance of the Willow Spring Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Willow Spring Road pursuant to the County's governmental right and authority.

1305. Witnesses with personal knowledge of the history of the Willow Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1306. Currently known reputation in the community is that the Willow Spring Road has

been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1307. Public motor vehicle use of the Willow Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1308. The Willow Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1309. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Willow Spring Road.

1310. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Willow Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Sawtooth Road, D-324a

1311. The Sawtooth Road is designated as county road number D-324a and SGID road identification number RD012111 and is more or less 4.35 miles long.

1312. Exhibit 114 (attached hereto and incorporated herein) contains certain information pertaining to the Sawtooth Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

1313. In this action, the State and County seek to quiet title to the public highway right-of-way for the Sawtooth Road solely as it crosses United States public land as included and specifically described in Exhibit 114. The Sawtooth Road includes the segment of road specifically set forth in Exhibit 114 and as exists on the ground.

Acceptance of the Sawtooth Road R.S. 2477 Right-of-way Prior to October 21, 1976

1314. The Sawtooth Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1315. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Sawtooth Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1316. The Sawtooth Road appears on the Sawtooth Peak (1971) and the Buckhorn Spring (1972) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1317. The County confirmed its acceptance of the Sawtooth Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Sawtooth Road pursuant to the County's governmental right and authority.

1318. Witnesses with personal knowledge of the history of the Sawtooth Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1319. Currently known reputation in the community is that the Sawtooth Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1320. Public motor vehicle use of the Sawtooth Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1321. The Sawtooth Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1322. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Sawtooth Road.

1323. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Sawtooth Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-325 Road

1324. The D-325 Road is designated as county road number D-325 and SGID road identification number RD011774 and is more or less 1.34 miles long.

1325. Exhibit 115 (attached hereto and incorporated herein) contains certain information pertaining to the D-325 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1326. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-325 Road solely as it crosses United States public land as included and specifically described in Exhibit 115. The D-325 Road includes the segment of road specifically set forth in Exhibit 115 and as exists on the ground.

Acceptance of the D-325 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1327. The D-325 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1328. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-325 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1329. The D-325 Road appears on the Sawtooth Peak (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1330. The County confirmed its acceptance of the D-325 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way

by managing, maintaining, or improving the D-325 Road pursuant to the County's governmental right and authority.

1331. Witnesses with personal knowledge of the history of the D-325 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1332. Currently known reputation in the community is that the D-325 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1333. Public motor vehicle use of the D-325 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1334. The D-325 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1335. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-325 Road.

1336. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-325 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-335 Road

1337. The D-335 Road is designated as county road number D-335 and SGID road identification number RD011779 and is more or less 3.41 miles long.

1338. Exhibit 116 (attached hereto and incorporated herein) contains certain information pertaining to the D-335 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1339. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-335 Road solely as it crosses United States public land as included and specifically described in Exhibit 116. The D-335 Road includes the segment of road specifically set forth in Exhibit 116 and as exists on the ground.

Acceptance of the D-335 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1340. The D-335 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1341. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-335 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1342. The D-335 Road appears on the Sawtooth Peak (1971) and the Lamberdorf Peak NW (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map

information.

1343. The County confirmed its acceptance of the D-335 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-335 Road pursuant to the County's governmental right and authority.

1344. Witnesses with personal knowledge of the history of the D-335 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1345. Currently known reputation in the community is that the D-335 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1346. Public motor vehicle use of the D-335 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1347. The D-335 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1348. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-335 Road.

1349. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-335 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-338 Road

1350. The D-338 Road is designated as county road number D-338 and SGID road identification number RD011781 and is more or less 3.75 miles long.

1351. Exhibit 117 (attached hereto and incorporated herein) contains certain information pertaining to the D-338 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1352. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-338 Road solely as it crosses United States public land as included and specifically described in Exhibit 117. The D-338 Road includes the segment of road specifically set forth in Exhibit 117 and as exists on the ground.

Acceptance of the D-338 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1353. The D-338 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1354. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-338 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1355. The D-338 Road appears on the Buckhorn Spring (1972) and the Lamberdorf Peak NW (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1356. The County confirmed its acceptance of the D-338 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-338 Road pursuant to the County's governmental right and authority.

1357. Witnesses with personal knowledge of the history of the D-338 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1358. Currently known reputation in the community is that the D-338 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1359. Public motor vehicle use of the D-338 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1360. The D-338 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1361. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-338 Road.

1362. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-338 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-345 Road

1363. The D-345 Road is designated as county road number D-345 and SGID road identification number RD011788 and is more or less 1.06 miles long.

1364. Exhibit 118 (attached hereto and incorporated herein) contains certain information pertaining to the D-345 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1365. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-345 Road solely as it crosses United States public land as included and specifically described in Exhibit 118. The D-345 Road includes the segment of road specifically set forth in Exhibit 118 and as exists on the ground.

Acceptance of the D-345 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1366. The D-345 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1367. The D-345 Road appears on the Lamberdorf Peak NW (1971) USGS 7.5-minute

quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1368. The D-345 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-345 Road pursuant to the County's governmental right and authority.

1369. Witnesses with personal knowledge of the history of the D-345 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1370. Currently known reputation in the community is that the D-345 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1371. Public motor vehicle use of the D-345 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1372. The D-345 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1373. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-345 Road.

1374. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-345 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-346 Road

1375. The D-346 Road is designated as county road number D-346 and SGID road identification number RD011789 and is more or less 0.80 miles long.

1376. Exhibit 119 (attached hereto and incorporated herein) contains certain information pertaining to the D-346 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1377. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-346 Road solely as it crosses United States public land as included and specifically described in Exhibit 119. The D-346 Road includes the segment of road specifically set forth in Exhibit 119 and as exists on the ground.

Acceptance of the D-346 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1378. The D-346 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1379. The D-346 Road appears on the Lamberdorf Peak NW (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1380. The County confirmed its acceptance of the D-346 Road by 1976, when it

designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-346 Road pursuant to the County's governmental right and authority.

1381. Witnesses with personal knowledge of the history of the D-346 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1382. Currently known reputation in the community is that the D-346 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1383. Public motor vehicle use of the D-346 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1384. The D-346 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1385. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-346 Road.

1386. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-346 Road on lands owned by the United States as described herein and

including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-347 Road

1387. The D-347 Road is designated as county road number D-347 and SGID road identification number RD011790 and is more or less 6.82 miles long.

1388. Exhibit 120 (attached hereto and incorporated herein) contains certain information pertaining to the D-347 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1389. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-347 Road solely as it crosses United States public land as included and specifically described in Exhibit 120. The D-347 Road includes the segment of road specifically set forth in Exhibit 120 and as exists on the ground.

Acceptance of the D-347 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1390. The D-347 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1391. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-347 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1392. The D-347 Road appears on the Lamberdorf Peak NW (1971) and the Pine Grove Reservoir (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and

acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1393. The County confirmed its acceptance of the D-347 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-347 Road pursuant to the County's governmental right and authority.

1394. Witnesses with personal knowledge of the history of the D-347 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1395. Currently known reputation in the community is that the D-347 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1396. Public motor vehicle use of the D-347 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1397. The D-347 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1398. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the D-347 Road.

1399. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-347 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-804 Road

1400. The D-804 Road is designated as county road number D-804 and SGID road identification number RD012005 and is more or less 0.81 miles long.

1401. Exhibit 121 (attached hereto and incorporated herein) contains certain information pertaining to the D-804 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1402. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-804 Road solely as it crosses United States public land as included and specifically described in Exhibit 121. The D-804 Road includes the segment of road specifically set forth in Exhibit 121 and as exists on the ground.

Acceptance of the D-804 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1403. The D-804 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1404. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-804 Road as a public highway located on the land

at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1405. The D-804 Road appears on the Pine Grove Reservoir (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1406. The D-804 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-804 Road pursuant to the County's governmental right and authority.

1407. Witnesses with personal knowledge of the history of the D-804 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1408. Currently known reputation in the community is that the D-804 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1409. Public motor vehicle use of the D-804 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1410. The D-804 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1411. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-804 Road.

1412. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-804 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

SEVENTH CAUSE OF ACTION – QUIET TITLE
ROSE SPRING CANYON/BLAWN WASH ROAD AREA

1413. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

1414. The Rose Spring Canyon/Blawn Wash Road Area is located in west-central Beaver County. *See* Exhibit 8 for more detailed map information.

1415. The Rose Spring Canyon/Blawn Wash Road includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Pine Valley Road, B-4; (2) Blawn Wash Road, B-136; (3) Blawn Mountain Road, B-137; (4) Sage Well Road, B-138; (5) Sawmill/Rose Spring Pass Road, B-139; (6) Sawmill Canyon Road, B-140; (7) Rose Spring Canyon Road, B-141; (8) Willow Creek Road, B-160; (9) Upper Blawn Wash Road, B-257; (10) Baudino Ranch Road, B-259; (11) D-805 Road; (12) D-806 Road; (13) D-807 Road; (14) D-809 Road; (15) D-810 Road; (16) D-811 Road; (17) D-813 Road; (18) D-830 Road; (19) D-832 Road; (20) D-834 Road; (21) D-836 Road; (22) D-838 Road; (23) D-846 Road; (24) D-1327 Road; (25) D-1333 Road; (26) Fishers Wash Road, D-1340; (27) D-1345 Road; and (28) D-1349 Road.

1416. Each right-of-way claimed in the Rose Spring Canyon/Blawn Wash Road Area

was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

1417. All rights-of-way claimed in the Rose Spring Canyon/Blawn Wash Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

1418. All rights-of-way claimed in the Rose Spring Canyon/Blawn Wash Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

1419. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Pine Valley Road, B-4

1420. The Pine Valley Road is designated as county road number B-4 and SGID road identification number RD010124 and is more or less 28.81 miles long.

1421. Exhibit 122 (attached hereto and incorporated herein) contains certain information pertaining to the Pine Valley Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1422. In this action, the State and County seek to quiet title to the public highway right-of-way for the Pine Valley Road solely as it crosses United States public land as included and specifically described in Exhibit 122. The Pine Valley Road includes the segment of road specifically set forth in Exhibit 122 and as exists on the ground.

Acceptance of the Pine Valley Road R.S. 2477 Right-of-way Prior to October 21, 1976

1423. The Pine Valley Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1424. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Pine Valley Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1425. The Pine Valley Road appears on the Lamberdorf Peak NW (1971), the Pine Grove Reservoir (1971), the Observation Knoll (1971), the Sewing Machine Pass (1971) USGS 7.5-minute quadrangle maps and the Wah Wah Summit (1960) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29 for more detailed map information.*

1426. The County confirmed its acceptance of the Pine Valley Road by 1959, when it

designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Pine Valley Road using public funds pursuant to the County's governmental right and authority.

1427. Witnesses with personal knowledge of the history of the Pine Valley Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1428. Currently known reputation in the community is that the Pine Valley Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1429. Public motor vehicle use of the Pine Valley Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1430. The Pine Valley Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1431. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Pine Valley Road.

1432. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the Pine Valley Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Blawn Wash Road, B-136

1433. The Blawn Wash Road is designated as county road number B-136 and SGID road identification number RD010036 and is more or less 2.98 miles long.

1434. Exhibit 123 (attached hereto and incorporated herein) contains certain information pertaining to the Blawn Wash Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1435. In this action, the State and County seek to quiet title to the public highway right-of-way for the Blawn Wash Road solely as it crosses United States public land as included and specifically described in Exhibit 123. The Blawn Wash Road includes the segment of road specifically set forth in Exhibit 123 and as exists on the ground.

Acceptance of the Blawn Wash Road R.S. 2477 Right-of-way Prior to October 21, 1976

1436. The Blawn Wash Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1437. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Blawn Wash Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1438. The Blawn Wash Road appears on the Blue Mountain (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1439. The County confirmed its acceptance of the Blawn Wash Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Blawn Wash Road using public funds pursuant to the County's governmental right and authority.

1440. Witnesses with personal knowledge of the history of the Blawn Wash Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1441. Currently known reputation in the community is that the Blawn Wash Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1442. Public motor vehicle use of the Blawn Wash Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1443. The Blawn Wash Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1444. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Blawn Wash Road.

1445. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Blawn Wash Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Blawn Mountain Road, B-137

1446. The Blawn Mountain Road is designated as county road number B-137 and SGID road identification number RD010037 and is more or less 6.15 miles long.

1447. Exhibit 124 (attached hereto and incorporated herein) contains certain information pertaining to the Blawn Mountain Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1448. In this action, the State and County seek to quiet title to the public highway right-of-way for the Blawn Mountain Road solely as it crosses United States public land as included and specifically described in Exhibit 124. The Blawn Mountain Road includes the segment of road specifically set forth in Exhibit 124 and as exists on the ground.

Acceptance of the Blawn Mountain Road R.S. 2477 Right-of-way Prior to October 21, 1976

1449. The Blawn Mountain Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1450. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Blawn Mountain Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1451. The Blawn Mountain Road appears on the Tetons Mountain (1971) and the Lamberdorf Peak (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1452. The County confirmed its acceptance of the Blawn Mountain Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Blawn Mountain Road using public funds pursuant to the County's governmental right and authority.

1453. Witnesses with personal knowledge of the history of the Blawn Mountain Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1454. Currently known reputation in the community is that the Blawn Mountain Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1455. Public motor vehicle use of the Blawn Mountain Road as a public thoroughfare

traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1456. The Blawn Mountain Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1457. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Blawn Mountain Road.

1458. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Blawn Mountain Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Sage Well Road, B-138

1459. The Sage Well Road is designated as county road number B-138 and SGID road identification number RD010038 and is more or less 2.71 miles long.

1460. Exhibit 125 (attached hereto and incorporated herein) contains certain information pertaining to the Sage Well Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1461. In this action, the State and County seek to quiet title to the public highway right-of-way for the Sage Well Road solely as it crosses United States public land as included and

specifically described in Exhibit 125. The Sage Well Road includes the segment of road specifically set forth in Exhibit 125 and as exists on the ground.

Acceptance of the Sage Well Road R.S. 2477 Right-of-way Prior to October 21, 1976

1462. The Sage Well Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1463. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Sage Well Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1464. The Sage Well Road appears on the Tetons Mountain (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1465. The County confirmed its acceptance of the Sage Well Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Sage Well Road using public funds pursuant to the County's governmental right and authority.

1466. Witnesses with personal knowledge of the history of the Sage Well Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1467. Currently known reputation in the community is that the Sage Well Road has

been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1468. Public motor vehicle use of the Sage Well Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1469. The Sage Well Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1470. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Sage Well Road.

1471. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Sage Well Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Sawmill/Rose Spring Pass Road, B-139

1472. The Sawmill/Rose Spring Pass Road is designated as county road number B-139 and SGID road identification number RD010039 and is more or less 3.24 miles long.

1473. Exhibit 126 (attached hereto and incorporated herein) contains certain information pertaining to the Sawmill/Rose Spring Pass Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership

list; and a complete centerline description of the road.

1474. In this action, the State and County seek to quiet title to the public highway right-of-way for the Sawmill/Rose Spring Pass Road solely as it crosses United States public land as included and specifically described in Exhibit 126. The Sawmill/Rose Spring Pass Road includes the segment of road specifically set forth in Exhibit 126 and as exists on the ground.

Acceptance of the Sawmill/Rose Spring Pass Road R.S. 2477 Right-of-way Prior to October 21, 1976

1475. The Sawmill/Rose Spring Pass Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1476. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Sawmill/Rose Spring Pass Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1477. The Sawmill/Rose Spring Pass Road appears on the Tetons Mountain (1971) and the Lamberdorf Peak (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1478. The Sawmill/Rose Spring Pass Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Sawmill/Rose Spring Pass Road using public funds pursuant to the County's governmental right and authority.

1479. Witnesses with personal knowledge of the history of the Sawmill/Rose Spring

Pass Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1480. Currently known reputation in the community is that the Sawmill/Rose Spring Pass Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1481. Public motor vehicle use of the Sawmill/Rose Spring Pass Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1482. The Sawmill/Rose Spring Pass Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1483. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Sawmill/Rose Spring Pass Road.

1484. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Sawmill/Rose Spring Pass Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Sawmill Canyon Road, B-140

1485. The Sawmill Canyon Road is designated as county road number B-140 and SGID

road identification number RD010041 and is more or less 2.51 miles long.

1486. Exhibit 127 (attached hereto and incorporated herein) contains certain information pertaining to the Sawmill Canyon Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1487. In this action, the State and County seek to quiet title to the public highway right-of-way for the Sawmill Canyon Road solely as it crosses United States public land as included and specifically described in Exhibit 127. The Sawmill Canyon Road includes the segment of road specifically set forth in Exhibit 127 and as exists on the ground.

Acceptance of the Sawmill Canyon Road R.S. 2477 Right-of-way Prior to October 21, 1976

1488. The Sawmill Canyon Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1489. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Sawmill Canyon Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1490. The Sawmill Canyon Road appears on the Tetons Mountain (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1491. The County confirmed its acceptance of the Sawmill Canyon Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of

Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Sawmill Canyon Road using public funds pursuant to the County's governmental right and authority.

1492. Witnesses with personal knowledge of the history of the Sawmill Canyon Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1493. Currently known reputation in the community is that the Sawmill Canyon Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1494. Public motor vehicle use of the Sawmill Canyon Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1495. The Sawmill Canyon Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1496. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Sawmill Canyon Road.

1497. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Sawmill Canyon Road on lands owned by the United States as described

herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Rose Spring Canyon Road, B-141

1498. The Rose Spring Canyon Road is designated as county road number B-141 and SGID road identification number RD010042 and is more or less 7.52 miles long.

1499. Exhibit 128 (attached hereto and incorporated herein) contains certain information pertaining to the Rose Spring Canyon Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1500. In this action, the State and County seek to quiet title to the public highway right-of-way for the Rose Spring Canyon Road solely as it crosses United States public land as included and specifically described in Exhibit 128. The Rose Spring Canyon Road includes the segment of road specifically set forth in Exhibit 128 and as exists on the ground.

Acceptance of the Rose Spring Canyon Road R.S. 2477 Right-of-way Prior to October 21, 1976

1501. The Rose Spring Canyon Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1502. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Rose Spring Canyon Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1503. The Rose Spring Canyon Road appears on the Pine Grove Reservoir (1971), the Lamberdorf Peak (1971), and the Observation Knoll (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1504. The County confirmed its acceptance of the Rose Spring Canyon Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Rose Spring Canyon Road using public funds pursuant to the County's governmental right and authority.

1505. Witnesses with personal knowledge of the history of the Rose Spring Canyon Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1506. Currently known reputation in the community is that the Rose Spring Canyon Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1507. Public motor vehicle use of the Rose Spring Canyon Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1508. The Rose Spring Canyon Road traverses a valid and perfected R.S. 2477 public

highway right-of-way as described herein.

1509. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Rose Spring Canyon Road.

1510. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Rose Spring Canyon Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Willow Creek Road, B-160

1511. The Willow Creek Road, also known as Willow Spring Road, is designated as county road number B-160 and SGID road identification number RD010062 and is more or less 14.14 miles long.

1512. Exhibit 129 (attached hereto and incorporated herein) contains certain information pertaining to the Willow Creek Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1513. In this action, the State and County seek to quiet title to the public highway right-of-way for the Willow Creek Road solely as it crosses United States public land as included and specifically described in Exhibit 129. The Willow Creek Road includes the segment of road specifically set forth in Exhibit 129 and as exists on the ground.

Acceptance of the Willow Creek Road R.S. 2477 Right-of-way Prior to October 21, 1976

1514. The Willow Creek Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1515. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Willow Creek Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1516. The Willow Creek Road appears on the Lamberdorf Peak (1971) USGS 7.5-minute quadrangle map and the Frisco (1959) 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1517. The County confirmed its acceptance of the Willow Creek Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Willow Creek Road using public funds pursuant to the County's governmental right and authority.

1518. Witnesses with personal knowledge of the history of the Willow Creek Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1519. Currently known reputation in the community is that the Willow Creek Road has

been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1520. Public motor vehicle use of the Willow Creek Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1521. The Willow Creek Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1522. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Willow Creek Road.

1523. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Willow Creek Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Upper Blawn Wash Road, B-257

1524. The Upper Blawn Wash Road is designated as county road number B-257 and SGID road identification number RD010105 and is more or less 9.48 miles long.

1525. Exhibit 130 (attached hereto and incorporated herein) contains certain information pertaining to the Upper Blawn Wash Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list;

and a complete centerline description of the road.

1526. In this action, the State and County seek to quiet title to the public highway right-of-way for the Upper Blawn Wash Road solely as it crosses United States public land as included and specifically described in Exhibit 130. The Upper Blawn Wash Road includes the segment of road specifically set forth in Exhibit 130 and as exists on the ground.

Acceptance of the Upper Blawn Wash Road R.S. 2477 Right-of-way Prior to October 21, 1976

1527. The Upper Blawn Wash Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1528. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Upper Blawn Wash Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1529. The Upper Blawn Wash Road appears on the Lamberdorf Peak (1971), the Tetons (1971), and the Blue Mountain (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1530. The County confirmed its acceptance of the Upper Blawn Wash Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Upper Blawn Wash Road using public

funds pursuant to the County's governmental right and authority.

1531. Witnesses with personal knowledge of the history of the Upper Blawn Wash Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1532. Currently known reputation in the community is that the Upper Blawn Wash Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1533. Public motor vehicle use of the Upper Blawn Wash Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1534. The Upper Blawn Wash Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1535. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Upper Blawn Wash Road.

1536. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Upper Blawn Wash Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Baudino Ranch Road, B-259

1537. The Baudino Ranch Road is designated as county road number B-259 and SGID road identification number RD010107 and is more or less 1.66 miles long.

1538. Exhibit 131 (attached hereto and incorporated herein) contains certain information pertaining to the Baudino Ranch Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1539. In this action, the State and County seek to quiet title to the public highway right-of-way for the Baudino Ranch Road solely as it crosses United States public land as included and specifically described in Exhibit 131. The Baudino Ranch Road includes the segment of road specifically set forth in Exhibit 131 and as exists on the ground.

Acceptance of the Baudino Ranch Road R.S. 2477 Right-of-way Prior to October 21, 1976

1540. The Baudino Ranch Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1541. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Baudino Ranch Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1542. The Baudino Ranch Road appears on the Frisco SW (1959) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1543. The County confirmed its acceptance of the Baudino Ranch Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Baudino Ranch Road using public funds pursuant to the County's governmental right and authority.

1544. Witnesses with personal knowledge of the history of the Baudino Ranch Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1545. Currently known reputation in the community is that the Baudino Ranch Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1546. Public motor vehicle use of the Baudino Ranch Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1547. The Baudino Ranch Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1548. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Baudino Ranch Road.

1549. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Baudino Ranch Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-805 Road

1550. The D-805 Road is designated as county road number D-805 and SGID road identification number RD012006 and is more or less 1.12 miles long.

1551. Exhibit 132 (attached hereto and incorporated herein) contains certain information pertaining to the D-805 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1552. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-805 Road solely as it crosses United States public land as included and specifically described in Exhibit 132. The D-805 Road includes the segment of road specifically set forth in Exhibit 132 and as exists on the ground.

Acceptance of the D-805 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1553. The D-805 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1554. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-805 Road as a public highway located on the land

at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1555. The D-805 Road appears on the Pine Grove Reservoir (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1556. The County confirmed its acceptance of the D-805 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-805 Road pursuant to the County's governmental right and authority.

1557. Witnesses with personal knowledge of the history of the D-805 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1558. Currently known reputation in the community is that the D-805 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1559. Public motor vehicle use of the D-805 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1560. The D-805 Road traverses a valid and perfected R.S. 2477 public highway right-

of-way as described herein.

1561. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-805 Road.

1562. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-805 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-806 Road

1563. The D-806 Road is designated as county road number D-806 and SGID road identification number RD012007 and is more or less 6.91 miles long.

1564. Exhibit 133 (attached hereto and incorporated herein) contains certain information pertaining to the D-806 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1565. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-806 Road solely as it crosses United States public land as included and specifically described in Exhibit 133. The D-806 Road includes the segment of road specifically set forth in Exhibit 133 and as exists on the ground.

Acceptance of the D-806 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1566. The D-806 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1567. The D-806 Road appears on the Pine Grove Reservoir (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1568. The County confirmed its acceptance of the D-806 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-806 Road pursuant to the County's governmental right and authority.

1569. Witnesses with personal knowledge of the history of the D-806 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1570. Currently known reputation in the community is that the D-806 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1571. Public motor vehicle use of the D-806 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1572. The D-806 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1573. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-806 Road.

1574. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-806 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-807 Road

1575. The D-807 Road is designated as county road number D-807 and SGID road identification number RD012008 and is more or less 1.71 miles long.

1576. Exhibit 134 (attached hereto and incorporated herein) contains certain information pertaining to the D-807 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1577. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-807 Road solely as it crosses United States public land as included and specifically described in Exhibit 134. The D-807 Road includes the segment of road specifically set forth in Exhibit 134 and as exists on the ground.

Acceptance of the D-807 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1578. The D-807 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1579. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-807 Road as a public highway located on the land

at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1580. The D-807 Road appears on the Pine Grove Reservoir (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1581. The D-807 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-807 Road pursuant to the County's governmental right and authority.

1582. Witnesses with personal knowledge of the history of the D-807 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1583. Currently known reputation in the community is that the D-807 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1584. Public motor vehicle use of the D-807 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1585. The D-807 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1586. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-807 Road.

1587. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-807 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-809 Road

1588. The D-809 Road is designated as county road number D-809 and SGID road identification number RD012009 and is more or less 0.83 miles long.

1589. Exhibit 135 (attached hereto and incorporated herein) contains certain information pertaining to the D-809 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1590. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-809 Road solely as it crosses United States public land as included and specifically described in Exhibit 135. The D-809 Road includes the segment of road specifically set forth in Exhibit 135 and as exists on the ground.

Acceptance of the D-809 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1591. The D-809 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1592. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-809 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1593. The D-809 Road appears on the Pine Grove Reservoir (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1594. The D-809 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-809 Road pursuant to the County's governmental right and authority.

1595. Witnesses with personal knowledge of the history of the D-809 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1596. Currently known reputation in the community is that the D-809 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1597. Public motor vehicle use of the D-809 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1598. The D-809 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1599. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-809 Road.

1600. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-809 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-810 Road

1601. The D-810 Road is designated as county road number D-810 and SGID road identification number RD012012 and is more or less 1.54 miles long.

1602. Exhibit 136 (attached hereto and incorporated herein) contains certain information pertaining to the D-810 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1603. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-810 Road solely as it crosses United States public land as included and specifically described in Exhibit 136. The D-810 Road includes the segment of road specifically set forth in Exhibit 136 and as exists on the ground.

Acceptance of the D-810 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1604. The D-810 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1605. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-810 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1606. The D-810 Road appears on the Pine Grove Reservoir (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

1607. The D-810 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-810 Road pursuant to the County's governmental right and authority.

1608. Witnesses with personal knowledge of the history of the D-810 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1609. Currently known reputation in the community is that the D-810 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1610. Public motor vehicle use of the D-810 Road as a public thoroughfare traversing

unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1611. The D-810 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1612. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-810 Road.

1613. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-810 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-811 Road

1614. The D-811 Road is designated as county road number D-811 and SGID road identification number RD012013 and is more or less 2.22 miles long.

1615. Exhibit 137 (attached hereto and incorporated herein) contains certain information pertaining to the D-811 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1616. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-811 Road solely as it crosses United States public land as included and specifically described in Exhibit 137. The D-811 Road includes the segment of road specifically

set forth in Exhibit 137 and as exists on the ground.

Acceptance of the D-811 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1617. The D-811 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1618. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-811 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1619. The D-811 Road appears on the Pine Grove Reservoir (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1620. The County confirmed its acceptance of the D-811 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-811 Road pursuant to the County's governmental right and authority.

1621. Witnesses with personal knowledge of the history of the D-811 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1622. Currently known reputation in the community is that the D-811 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to

October 21, 1976, and continuing to the present.

1623. Public motor vehicle use of the D-811 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1624. The D-811 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1625. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-811 Road.

1626. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-811 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-813 Road

1627. The D-813 Road is designated as county road number D-813 and SGID road identification number RD012014 and is more or less 3.69 miles long.

1628. Exhibit 138 (attached hereto and incorporated herein) contains certain information pertaining to the D-813 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1629. In this action, the State and County seek to quiet title to the public highway right-

of-way for the D-813 Road solely as it crosses United States public land as included and specifically described in Exhibit 138. The D-813 Road includes the segment of road specifically set forth in Exhibit 138 and as exists on the ground.

Acceptance of the D-813 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1630. The D-813 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1631. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-813 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1632. The D-813 Road appears on the Pine Grove Reservoir (1971) and the Observation Knoll (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1633. The County confirmed its acceptance of the D-813 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-813 Road pursuant to the County's governmental right and authority.

1634. Witnesses with personal knowledge of the history of the D-813 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous

basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1635. Currently known reputation in the community is that the D-813 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1636. Public motor vehicle use of the D-813 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1637. The D-813 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1638. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-813 Road.

1639. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-813 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-830 Road

1640. The D-830 Road is designated as county road number D-830 and SGID road identification number RD012027 and is more or less 2.37 miles long.

1641. Exhibit 139 (attached hereto and incorporated herein) contains certain information pertaining to the D-830 Road including: a map depicting the road; township, range, and section

references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1642. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-830 Road solely as it crosses United States public land as included and specifically described in Exhibit 13. The D-830 Road includes the segment of road specifically set forth in Exhibit 139 and as exists on the ground.

Acceptance of the D-830 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1643. The D-830 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1644. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-830 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1645. The D-830 Road appears on the Lamerdorf Peak (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1646. The County confirmed its acceptance of the D-830 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-830 Road pursuant to the County's governmental right and authority.

1647. Witnesses with personal knowledge of the history of the D-830 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1648. Currently known reputation in the community is that the D-830 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1649. Public motor vehicle use of the D-830 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1650. The D-830 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1651. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-830 Road.

1652. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-830 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-832 Road

1653. The D-832 Road is designated as county road number D-832 and SGID road identification number RD012028 and is more or less 1.92 miles long.

1654. Exhibit 140 (attached hereto and incorporated herein) contains certain information pertaining to the D-832 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1655. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-832 Road solely as it crosses United States public land as included and specifically described in Exhibit 140. The D-832 Road includes the segment of road specifically set forth in Exhibit 140 and as exists on the ground.

Acceptance of the D-832 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1656. The D-832 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1657. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-832 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1658. The D-832 Road appears on the Lamerdorf Peak (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1659. The D-832 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-832 Road pursuant to the County's governmental

right and authority.

1660. Witnesses with personal knowledge of the history of the D-832 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1661. Currently known reputation in the community is that the D-832 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1662. Public motor vehicle use of the D-832 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1663. The D-832 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1664. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-832 Road.

1665. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-832 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-834 Road

1666. The D-834 Road is designated as county road number D-834 and SGID road

identification number RD012029 and is more or less 2.89 miles long.

1667. Exhibit 141 (attached hereto and incorporated herein) contains certain information pertaining to the D-834 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1668. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-834 Road solely as it crosses United States public land as included and specifically described in Exhibit 141. The D-834 Road includes the segment of road specifically set forth in Exhibit 141 and as exists on the ground.

Acceptance of the D-834 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1669. The D-834 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1670. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-834 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1671. The D-834 Road appears on the Lamerdorf Peak (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1672. The D-834 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by

managing, maintaining, or improving the D-834 Road pursuant to the County's governmental right and authority.

1673. Witnesses with personal knowledge of the history of the D-834 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1674. Currently known reputation in the community is that the D-834 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1675. Public motor vehicle use of the D-834 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1676. The D-834 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1677. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-834 Road.

1678. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-834 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-836 Road

1679. The D-836 Road, also known as Lamerdorf Road, is designated as county road number D-836 and SGID road identification number RD012030 and is more or less 5.11 miles long.

1680. Exhibit 142 (attached hereto and incorporated herein) contains certain information pertaining to the D-836 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1681. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-836 Road solely as it crosses United States public land as included and specifically described in Exhibit 142. The D-836 Road includes the segment of road specifically set forth in Exhibit 142 and as exists on the ground.

Acceptance of the D-836 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1682. The D-836 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1683. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-836 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1684. The D-836 Road appears on the Lamerdorf Peak (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way

underlying this road. *See* Exhibit 29 for more detailed map information.

1685. The D-836 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-836 Road pursuant to the County's governmental right and authority.

1686. Witnesses with personal knowledge of the history of the D-836 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1687. Currently known reputation in the community is that the D-836 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1688. Public motor vehicle use of the D-836 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1689. The D-836 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1690. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-836 Road.

1691. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the D-836 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-838 Road

1692. The D-838 Road is designated as county road number D-838 and SGID road identification number RD012031 and is more or less 0.73 miles long.

1693. Exhibit 143 (attached hereto and incorporated herein) contains certain information pertaining to the D-838 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1694. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-838 Road solely as it crosses United States public land as included and specifically described in Exhibit 143. The D-838 Road includes the segment of road specifically set forth in Exhibit 143 and as exists on the ground.

Acceptance of the D-838 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1695. The D-838 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1696. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-838 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1697. The D-838 Road appears on the Lamerdorf Peak (1971) USGS 7.5-minute

quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1698. The D-838 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-838 Road pursuant to the County's governmental right and authority.

1699. Witnesses with personal knowledge of the history of the D-838 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1700. Currently known reputation in the community is that the D-838 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1701. Public motor vehicle use of the D-838 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1702. The D-838 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1703. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-838 Road.

1704. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-838 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-846 Road

1705. The D-846 Road is designated as county road number D-846 and SGID road identification number RD012040 and is more or less 1.65 miles long.

1706. Exhibit 144 (attached hereto and incorporated herein) contains certain information pertaining to the D-846 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1707. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-846 Road solely as it crosses United States public land as included and specifically described in Exhibit 144. The D-846 Road includes the segment of road specifically set forth in Exhibit 144 and as exists on the ground.

Acceptance of the D-846 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1708. The D-846 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1709. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-846 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1710. The D-846 Road appears on the Lamerdorf Peak (1971) and the Tetons (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1711. The County confirmed its acceptance of the D-846 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-846 Road pursuant to the County's governmental right and authority.

1712. Witnesses with personal knowledge of the history of the D-846 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1713. Currently known reputation in the community is that the D-846 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1714. Public motor vehicle use of the D-846 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1715. The D-846 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1716. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-846 Road.

1717. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-846 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1327 Road

1718. The D-1327 Road is designated as county road number D-1327 and SGID road identification number RD011365 and is more or less 2.07 miles long.

1719. Exhibit 145 (attached hereto and incorporated herein) contains certain information pertaining to the D-1327 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1720. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1327 Road solely as it crosses United States public land as included and specifically described in Exhibit 145. The D-1327 Road includes the segment of road specifically set forth in Exhibit 145 and as exists on the ground.

Acceptance of the D-1327 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1721. The D-1327 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1722. The D-1327 Road appears on the Tetons (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this

road. *See* Exhibit 29 for more detailed map information.

1723. The County confirmed its acceptance of the D-1327 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1327 Road pursuant to the County's governmental right and authority.

1724. Witnesses with personal knowledge of the history of the D-1327 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1725. Currently known reputation in the community is that the D-1327 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1726. Public motor vehicle use of the D-1327 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1727. The D-1327 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1728. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1327 Road.

1729. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1327 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1333 Road

1730. The D-1333 Road is designated as county road number D-1333 and SGID road identification number RD011367 and is more or less 2.39 miles long.

1731. Exhibit 146 (attached hereto and incorporated herein) contains certain information pertaining to the D-1333 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1732. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1333 Road solely as it crosses United States public land as included and specifically described in Exhibit 146. The D-1333 Road includes the segment of road specifically set forth in Exhibit 146 and as exists on the ground.

Acceptance of the D-1333 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1733. The D-1333 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1734. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1333 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1735. The D-1333 Road appears on the Tetons (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

1736. The County confirmed its acceptance of the D-1333 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1333 Road pursuant to the County's governmental right and authority.

1737. Witnesses with personal knowledge of the history of the D-1333 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1738. Currently known reputation in the community is that the D-1333 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1739. Public motor vehicle use of the D-1333 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1740. The D-1333 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1741. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1333 Road.

1742. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1333 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Fishers Wash Road, D-1340

1743. The Fishers Wash Road is designated as county road number D-1340 and SGID road identification number RD011369 and is more or less 6.04 miles long.

1744. Exhibit 147 (attached hereto and incorporated herein) contains certain information pertaining to the Fishers Wash Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1745. In this action, the State and County seek to quiet title to the public highway right-of-way for the Fishers Wash Road solely as it crosses United States public land as included and specifically described in Exhibit 147. The Fishers Wash Road includes the segment of road specifically set forth in Exhibit 147 and as exists on the ground.

Acceptance of the Fishers Wash Road R.S. 2477 Right-of-way Prior to October 21, 1976

1746. The Fishers Wash Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1747. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Fishers Wash Road as a public highway

located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1748. The Fishers Wash Road appears on the Tetons (1971) and the Blue Mountain (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1749. The County confirmed its acceptance of the Fishers Wash Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Fishers Wash Road pursuant to the County's governmental right and authority.

1750. Witnesses with personal knowledge of the history of the Fishers Wash Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1751. Currently known reputation in the community is that the Fishers Wash Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1752. Public motor vehicle use of the Fishers Wash Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1753. The Fishers Wash Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1754. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Fishers Wash Road.

1755. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Fishers Wash Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1345 Road

1756. The D-1345 Road is designated as county road number D-1345 and SGID road identification number RD011373 and is more or less 3.42 miles long.

1757. Exhibit 148 (attached hereto and incorporated herein) contains certain information pertaining to the D-1345 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1758. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1345 Road solely as it crosses United States public land as included and specifically described in Exhibit 148. The D-1345 Road includes the segment of road specifically set forth in Exhibit 148 and as exists on the ground.

Acceptance of the D-1345 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1759. The D-1345 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1760. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1345 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1761. The D-1345 Road appears on the Blue Mountain (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

1762. The D-1345 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1345 Road pursuant to the County's governmental right and authority.

1763. Witnesses with personal knowledge of the history of the D-1345 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1764. Currently known reputation in the community is that the D-1345 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1765. Public motor vehicle use of the D-1345 Road as a public thoroughfare traversing

unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1766. The D-1345 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1767. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1345 Road.

1768. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1345 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1349 Road

1769. The D-1349 Road is designated as county road number D-1349 and SGID road identification number RD011376 and is more or less 1.68 miles long.

1770. Exhibit 149 (attached hereto and incorporated herein) contains certain information pertaining to the D-1349 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1771. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1349 Road solely as it crosses United States public land as included and specifically described in Exhibit 149. The D-1349 Road includes the segment of road

specifically set forth in Exhibit 149 and as exists on the ground.

Acceptance of the D-1349 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1772. The D-1349 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1773. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1349 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1774. The D-1349 Road appears on the Blue Mountain (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1775. The D-1349 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1349 Road pursuant to the County's governmental right and authority.

1776. Witnesses with personal knowledge of the history of the D-1349 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1777. Currently known reputation in the community is that the D-1349 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1778. Public motor vehicle use of the D-1349 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1779. The D-1349 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1780. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1349 Road.

1781. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1349 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

EIGHTH CAUSE OF ACTION – QUIET TITLE
PINE GROVE/REVENUE BASIN ROAD AREA

1782. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

1783. The Pine Grove/Revenue Basin Road Area is located in west-central Beaver County. *See* Exhibit 9 for more detailed map information.

1784. The Pine Grove/Revenue Basin Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Pine Grove Road, B-12; (2) Pine Valley Road (Chamisa), B-149; (3) Pine Grove Cutoff Road, B-153; (4) Revenue Basin Road, B-162; (5) Pierson Cove Road, D-58; (6) D-59 Road; (7) D-62 Road; (8) Sols Knoll Road, D-64; (9) Sewing Machine Pass Road, D-69; (10) D-72 Road; (11) D-79 Road; (12) D-

341 Road; (13) D-350 Road; (14) D-354 Road; (15) Kiln Spring Road, D-360; (16) D-818 Road; (17) D-820 Road; (18) D-827 Road; and (19) D-829 Road.

1785. Each right-of-way claimed in the Pine Grove/Revenue Basin Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

1786. All rights-of-way claimed in the Pine Grove/Revenue Basin Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

1787. All rights-of-way claimed in the Pine Grove/Revenue Basin Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.,* UTAH CODE ANN. § 72-5-302(4)(b) (2003).

1788. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Pine Grove Road, B-12

1789. The Pine Grove Road is designated as county road number B-12 and SGID road identification number RD010025 and is more or less 9.59 miles long.

1790. Exhibit 150 (attached hereto and incorporated herein) contains certain information pertaining to the Pine Grove Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1791. In this action, the State and County seek to quiet title to the public highway right-of-way for the Pine Grove Road solely as it crosses United States public land as included and specifically described in Exhibit 150. The Pine Grove Road includes the segment of road specifically set forth in Exhibit 150 and as exists on the ground.

Acceptance of the Pine Grove Road R.S. 2477 Right-of-way Prior to October 21, 1976

1792. The Pine Grove Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1793. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Pine Grove Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1794. The Pine Grove Road appears on the Lamerdorf Peak NW (1971), the Pine Grove Reservoir (1971), and the Lamerdorf Peak (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit

29 for more detailed map information.

1795. The County confirmed its acceptance of the Pine Grove Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Pine Grove Road using public funds pursuant to the County's governmental right and authority.

1796. Witnesses with personal knowledge of the history of the Pine Grove Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1797. Currently known reputation in the community is that the Pine Grove Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1798. Public motor vehicle use of the Pine Grove Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1799. The Pine Grove Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1800. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the Pine Grove Road.

1801. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Pine Grove Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Pine Valley Road (Chamisa), B-149

1802. The Pine Valley Road (Chamisa) is designated as county road number B-149 and SGID road identification number RD010050 and is more or less 3.70 miles long.

1803. Exhibit 151 (attached hereto and incorporated herein) contains certain information pertaining to the Pine Valley Road (Chamisa) including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1804. In this action, the State and County seek to quiet title to the public highway right-of-way for the Pine Valley Road (Chamisa) solely as it crosses United States public land as included and specifically described in Exhibit 151. The Pine Valley Road (Chamisa) includes the segment of road specifically set forth in Exhibit 151 and as exists on the ground.

Acceptance of the Pine Valley Road (Chamisa) R.S. 2477 Right-of-way Prior to October 21, 1976

1805. The Pine Valley Road (Chamisa) has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1806. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Pine Valley Road (Chamisa) as a public highway

located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1807. The Pine Valley Road (Chamisa) appears on the Lamerdorf Peak NW (1971) USGS 7.5-minute quadrangle map and the Wah Wah Summit (1960) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

1808. The County confirmed its acceptance of the Pine Valley Road (Chamisa) by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Pine Valley Road (Chamisa) using public funds pursuant to the County's governmental right and authority.

1809. Witnesses with personal knowledge of the history of the Pine Valley Road (Chamisa) confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1810. Currently known reputation in the community is that the Pine Valley Road (Chamisa) has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1811. Public motor vehicle use of the Pine Valley Road (Chamisa) as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of

an R.S. 2477 public highway right-of-way underlying this road.

1812. The Pine Valley Road (Chamisa) traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1813. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Pine Valley Road (Chamisa).

1814. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Pine Valley Road (Chamisa) on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Pine Grove Cutoff Road, B-153

1815. The Pine Grove Cutoff Road is designated as county road number B-153 and SGID road identification number RD010055 and is more or less 1.53 miles long.

1816. Exhibit 152 (attached hereto and incorporated herein) contains certain information pertaining to the Pine Grove Cutoff Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1817. In this action, the State and County seek to quiet title to the public highway right-of-way for the Pine Grove Cutoff Road solely as it crosses United States public land as included and specifically described in Exhibit 152. The Pine Grove Cutoff Road includes the segment of road specifically set forth in Exhibit 152 and as exists on the ground.

Acceptance of the Pine Grove Cutoff Road R.S. 2477 Right-of-way Prior to October 21, 1976

1818. The Pine Grove Cutoff Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1819. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Pine Grove Cutoff Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1820. The Pine Grove Cutoff Road appears on the Pine Grove Reservoir (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

1821. The County confirmed its acceptance of the Pine Grove Cutoff Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Pine Grove Cutoff Road using public funds pursuant to the County's governmental right and authority.

1822. Witnesses with personal knowledge of the history of the Pine Grove Cutoff Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1823. Currently known reputation in the community is that the Pine Grove Cutoff Road has been open for all to come and go whenever convenient or necessary for more than 10 years

prior to October 21, 1976, and continuing to the present.

1824. Public motor vehicle use of the Pine Grove Cutoff Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1825. The Pine Grove Cutoff Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1826. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Pine Grove Cutoff Road.

1827. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Pine Grove Cutoff Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Revenue Basin Road, B-162

1828. The Revenue Basin Road is designated as county road number B-162 and SGID road identification number RD010064 and is more or less 14.84 miles long.

1829. Exhibit 153 (attached hereto and incorporated herein) contains certain information pertaining to the Revenue Basin Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1830. In this action, the State and County seek to quiet title to the public highway right-of-way for the Revenue Basin Road solely as it crosses United States public land as included and specifically described in Exhibit 153. The Revenue Basin Road includes the segment of road specifically set forth in Exhibit 153 and as exists on the ground.

Acceptance of the Revenue Basin Road R.S. 2477 Right-of-way Prior to October 21, 1976

1831. The Revenue Basin Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1832. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Revenue Basin Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1833. The Revenue Basin Road appears on the Lamerdorf Peak (1971) USGS 7.5-minute quadrangle map and the Frisco (1959) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1834. The County confirmed its acceptance of the Revenue Basin Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Revenue Basin Road using public funds pursuant to the County's governmental right and authority.

1835. Witnesses with personal knowledge of the history of the Revenue Basin Road

confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1836. Currently known reputation in the community is that the Revenue Basin Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1837. Public motor vehicle use of the Revenue Basin Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1838. The Revenue Basin Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1839. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Revenue Basin Road.

1840. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Revenue Basin Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Pierson Cove Road, D-58

1841. The Pierson Cove Road is designated as county road number D-58 and SGID road

identification number RD011894 and is more or less 8.33 miles long.

1842. Exhibit 154 (attached hereto and incorporated herein) contains certain information pertaining to the Pierson Cove Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1843. In this action, the State and County seek to quiet title to the public highway right-of-way for the Pierson Cove Road solely as it crosses United States public land as included and specifically described in Exhibit 154. The Pierson Cove Road includes the segment of road specifically set forth in Exhibit 154 and as exists on the ground.

Acceptance of the Pierson Cove Road R.S. 2477 Right-of-way Prior to October 21, 1976

1844. The Pierson Cove Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1845. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Pierson Cove Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1846. The Pierson Cove Road appears on the Wah Wah Summit (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1847. The County confirmed its acceptance of the Pierson Cove Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of

Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Pierson Cove Road pursuant to the County's governmental right and authority.

1848. Witnesses with personal knowledge of the history of the Pierson Cove Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1849. Currently known reputation in the community is that the Pierson Cove Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1850. Public motor vehicle use of the Pierson Cove Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1851. The Pierson Cove Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1852. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Pierson Cove Road.

1853. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Pierson Cove Road on lands owned by the United States as described herein

and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-59 Road

1854. The D-59 Road, also known as the Guyman Well Road, is designated as county road number D-59 and SGID road identification number RD011902 and is more or less 3.85 miles long.

1855. Exhibit 155 (attached hereto and incorporated herein) contains certain information pertaining to the D-59 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1856. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-59 Road solely as it crosses United States public land as included and specifically described in Exhibit 155. The D-59 Road includes the segment of road specifically set forth in Exhibit 155 and as exists on the ground.

Acceptance of the D-59 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1857. The D-59 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1858. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-59 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1859. The D-59 Road appears on the Wah Wah Summit (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1860. The County confirmed its acceptance of the D-59 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-59 Road pursuant to the County's governmental right and authority.

1861. Witnesses with personal knowledge of the history of the D-59 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1862. Currently known reputation in the community is that the D-59 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1863. Public motor vehicle use of the D-59 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1864. The D-59 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1865. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-59 Road.

1866. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-59 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-62 Road

1867. The D-62 Road, also known as D-62 and D-65, is designated as county road number D-62 and SGID road identification number RD011916 and is more or less 4.40 miles long.

1868. Exhibit 156 (attached hereto and incorporated herein) contains certain information pertaining to the D-62 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1869. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-62 Road solely as it crosses United States public land as included and specifically described in Exhibit 156. The D-62 Road includes the segment of road specifically set forth in Exhibit 156 and as exists on the ground.

Acceptance of the D-62 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1870. The D-62 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1871. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-62 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1872. The D-62 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-62 Road pursuant to the County's governmental right and authority.

1873. Witnesses with personal knowledge of the history of the D-62 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1874. Currently known reputation in the community is that the D-62 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1875. Public motor vehicle use of the D-62 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1876. The D-62 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1877. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-62 Road.

1878. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-62 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Sols Knoll Road, D-64

1879. The Sols Knoll Road is designated as county road number D-64 and SGID road identification number RD011921 and is more or less 4.20 miles long.

1880. Exhibit 157 (attached hereto and incorporated herein) contains certain information pertaining to the Sols Knoll Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1881. In this action, the State and County seek to quiet title to the public highway right-of-way for the Sols Knoll Road solely as it crosses United States public land as included and specifically described in Exhibit 157. The Sols Knoll Road includes the segment of road specifically set forth in Exhibit 157 and as exists on the ground.

Acceptance of the Sols Knoll Road R.S. 2477 Right-of-way Prior to October 21, 1976

1882. The Sols Knoll Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1883. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Sols Knoll Road as a public highway located on the

land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1884. The Sols Knoll Road appears on the Wah Wah Summit (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1885. The Sols Knoll Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Sols Knoll Road pursuant to the County's governmental right and authority.

1886. Witnesses with personal knowledge of the history of the Sols Knoll Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1887. Currently known reputation in the community is that the Sols Knoll Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1888. Public motor vehicle use of the Sols Knoll Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1889. The Sols Knoll Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1890. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Sols Knoll Road.

1891. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Sols Knoll Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Sewing Machine Pass Road, D-69

1892. The Sewing Machine Pass Road is designated as county road number D-69 and SGID road identification number RD011944 and is more or less 2.77 miles long.

1893. Exhibit 158 (attached hereto and incorporated herein) contains certain information pertaining to the Sewing Machine Pass Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1894. In this action, the State and County seek to quiet title to the public highway right-of-way for the Sewing Machine Pass Road solely as it crosses United States public land as included and specifically described in Exhibit 158. The Sewing Machine Pass Road includes the segment of road specifically set forth in Exhibit 158 and as exists on the ground.

Acceptance of the Sewing Machine Pass Road R.S. 2477 Right-of-way Prior to October 21, 1976

1895. The Sewing Machine Pass Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1896. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Sewing Machine Pass Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1897. The Sewing Machine Pass Road appears on the Sewing Machine Pass (1971) USGS 7.5-minute quadrangle map and the Wah Wah Summit (1960) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1898. The County confirmed its acceptance of the Sewing Machine Pass Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Sewing Machine Pass Road pursuant to the County's governmental right and authority.

1899. Witnesses with personal knowledge of the history of the Sewing Machine Pass Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1900. Currently known reputation in the community is that the Sewing Machine Pass Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1901. Public motor vehicle use of the Sewing Machine Pass Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1902. The Sewing Machine Pass Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1903. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Sewing Machine Pass Road.

1904. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Sewing Machine Pass Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-72 Road

1905. The D-72 Road is designated as county road number D-72 and SGID road identification number RD011957 and is more or less 4.26 miles long.

1906. Exhibit 159 (attached hereto and incorporated herein) contains certain information pertaining to the D-72 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1907. In this action, the State and County seek to quiet title to the public highway right-

of-way for the D-72 Road solely as it crosses United States public land as included and specifically described in Exhibit 159. The D-72 Road includes the segment of road specifically set forth in Exhibit 159 and as exists on the ground.

Acceptance of the D-72 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1908. The D-72 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1909. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-72 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1910. The D-72 Road appears on the Wah Wah Summit (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1911. The D-72 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-72 Road pursuant to the County's governmental right and authority.

1912. Witnesses with personal knowledge of the history of the D-72 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1913. Currently known reputation in the community is that the D-72 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1914. Public motor vehicle use of the D-72 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1915. The D-72 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1916. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-72 Road.

1917. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-72 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-79 Road

1918. The D-79 Road, also known as D-79 and D-80, is designated as county road number D-79 and SGID road identification number RD011995 and is more or less 2.18 miles long.

1919. Exhibit 160 (attached hereto and incorporated herein) contains certain information pertaining to the D-79 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

1920. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-79 Road solely as it crosses United States public land as included and specifically described in Exhibit 160. The D-79 Road includes the segment of road specifically set forth in Exhibit 160 and as exists on the ground.

Acceptance of the D-79 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1921. The D-79 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1922. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-79 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1923. The D-79 Road appears on the Wah Wah Summit (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1924. The D-79 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-79 Road pursuant to the County's governmental right and authority.

1925. Witnesses with personal knowledge of the history of the D-79 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous

basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1926. Currently known reputation in the community is that the D-79 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1927. Public motor vehicle use of the D-79 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1928. The D-79 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1929. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-79 Road.

1930. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-79 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-341 Road

1931. The D-341 Road is designated as county road number D-341 and SGID road identification number is RD011783 and is more or less 9.95 miles long.

1932. Exhibit 161 (attached hereto and incorporated herein) contains certain information pertaining to the D-341 Road including: a map depicting the road; township, range, and section

references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1933. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-341 Road solely as it crosses United States public land as included and specifically described in Exhibit 161. The D-341 Road includes the segment of road specifically set forth in Exhibit 161 and as exists on the ground.

Acceptance of the D-341 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1934. The D-341 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1935. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-341 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1936. The D-341 Road appears on the Lamerdorf Peak NW (1971) and the Pine Grove Reservoir (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1937. The County confirmed its acceptance of the D-341 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-341 Road pursuant to the County's governmental

right and authority.

1938. Witnesses with personal knowledge of the history of the D-341 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1939. Currently known reputation in the community is that the D-341 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1940. Public motor vehicle use of the D-341 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1941. The D-341 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1942. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-341 Road.

1943. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-341 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-350 Road

1944. The D-350 Road is designated as county road number D-350 and SGID road

identification number is RD011794 and is more or less 6.67 miles long.

1945. Exhibit 162 (attached hereto and incorporated herein) contains certain information pertaining to the D-350 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1946. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-350 Road solely as it crosses United States public land as included and specifically described in Exhibit 162. The D-350 Road includes the segment of road specifically set forth in Exhibit 162 and as exists on the ground.

Acceptance of the D-350 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1947. The D-350 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1948. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-350 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1949. The D-350 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-350 Road pursuant to the County's governmental right and authority.

1950. Witnesses with personal knowledge of the history of the D-350 Road confirm

public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1951. Currently known reputation in the community is that the D-350 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1952. Public motor vehicle use of the D-350 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1953. The D-350 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1954. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-350 Road.

1955. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-350 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-354 Road

1956. The D-354 Road is designated as county road number D-354 and SGID road identification number is RD011796 and is more or less 3.96 miles long.

1957. Exhibit 163 (attached hereto and incorporated herein) contains certain information

pertaining to the D-354 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1958. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-354 Road solely as it crosses United States public land as included and specifically described in Exhibit 163. The D-354 Road includes the segment of road specifically set forth in Exhibit 163 and as exists on the ground.

Acceptance of the D-354 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1959. The D-354 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1960. The D-354 Road appears on the Lamerdorf Peak NW (1971) and the Sew Machine Pass (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1961. The D-354 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-354 Road pursuant to the County's governmental right and authority.

1962. Witnesses with personal knowledge of the history of the D-354 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1963. Currently known reputation in the community is that the D-354 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1964. Public motor vehicle use of the D-354 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1965. The D-354 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1966. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-354 Road.

1967. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-354 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Kiln Spring Road, D-360

1968. The D-Kiln Spring Road is designated as county road number D-360 and SGID road identification number is RD011800 and is more or less 6.09 miles long.

1969. Exhibit 164 (attached hereto and incorporated herein) contains certain information pertaining to the D-Kiln Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

1970. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-Kiln Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 164. The D-Kiln Spring Road includes the segment of road specifically set forth in Exhibit 164 and as exists on the ground.

Acceptance of the D-Kiln Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

1971. The D-Kiln Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1972. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-Kiln Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1973. The D-Kiln Spring Road appears on the Lamerdorf Peak (1971) and the Sew Machine Pass (1971) USGS 7.5-minute quadrangle maps, and the Frisco (1959) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1974. The County confirmed its acceptance of the D-Kiln Spring Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-Kiln Spring Road pursuant to the County's governmental right and authority.

1975. Witnesses with personal knowledge of the history of the D-Kiln Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1976. Currently known reputation in the community is that the D-Kiln Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1977. Public motor vehicle use of the D-Kiln Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1978. The D-Kiln Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1979. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-Kiln Spring Road.

1980. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-Kiln Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-818 Road

1981. The D-818 Road is designated as county road number D-818 and SGID road identification number is RD012016 and is more or less 1.64 miles long.

1982. Exhibit 165 (attached hereto and incorporated herein) contains certain information pertaining to the D-818 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1983. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-818 Road solely as it crosses United States public land as included and specifically described in Exhibit 165. The D-818 Road includes the segment of road specifically set forth in Exhibit 165 and as exists on the ground.

Acceptance of the D-818 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1984. The D-818 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1985. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-818 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1986. The D-818 Road appears on the Lamerdorf Peak (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

1987. The D-818 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-818 Road pursuant to the County's governmental right and authority.

1988. Witnesses with personal knowledge of the history of the D-818 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

1989. Currently known reputation in the community is that the D-818 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

1990. Public motor vehicle use of the D-818 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

1991. The D-818 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

1992. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-818 Road.

1993. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-818 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-820 Road

1994. The D-820 Road is designated as county road number D-820 and SGID road identification number is RD012020 and is more or less 2.62 miles long.

1995. Exhibit 166 (attached hereto and incorporated herein) contains certain information pertaining to the D-820 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

1996. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-820 Road solely as it crosses United States public land as included and specifically described in Exhibit 166. The D-820 Road includes the segment of road specifically set forth in Exhibit 166 and as exists on the ground.

Acceptance of the D-820 Road R.S. 2477 Right-of-way Prior to October 21, 1976

1997. The D-820 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

1998. Aerial photography from 1978 and 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-820 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

1999. The D-820 Road appears on the Lamerdorf Peak (1971) USGS 7.5-minute quadrangle map and the Frisco (1959) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2000. The County confirmed its acceptance of the D-820 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-820 Road pursuant to the County's governmental right and authority.

2001. Witnesses with personal knowledge of the history of the D-820 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2002. Currently known reputation in the community is that the D-820 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2003. Public motor vehicle use of the D-820 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2004. The D-820 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2005. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-820 Road.

2006. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-820 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-827 Road

2007. The D-827 Road is designated as county road number D-827 and SGID road identification number is RD012025 and is more or less 3.96 miles long.

2008. Exhibit 167 (attached hereto and incorporated herein) contains certain information pertaining to the D-827 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2009. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-827 Road solely as it crosses United States public land as included and specifically described in Exhibit 167. The D-827 Road includes the segment of road specifically set forth in Exhibit 167 and as exists on the ground.

Acceptance of the D-827 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2010. The D-827 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2011. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-827 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2012. The D-827 Road appears on the Lamerdorf Peak (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2013. The County confirmed its acceptance of the D-827 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-827 Road pursuant to the County's governmental right and authority.

2014. Witnesses with personal knowledge of the history of the D-827 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2015. Currently known reputation in the community is that the D-827 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2016. Public motor vehicle use of the D-827 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public

highway right-of-way underlying this road.

2017. The D-827 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2018. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-827 Road.

2019. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-827 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-829 Road

2020. The D-829 Road is designated as county road number D-829 and SGID road identification number is RD012026 and is more or less 2.92 miles long.

2021. Exhibit 168 (attached hereto and incorporated herein) contains certain information pertaining to the D-829 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2022. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-829 Road solely as it crosses United States public land as included and specifically described in Exhibit 168. The D-829 Road includes the segment of road specifically set forth in Exhibit 168 and as exists on the ground.

Acceptance of the D-829 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2023. The D-829 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2024. Aerial photography from 1979 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-829 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2025. The D-829 Road appears on the Lamerdorf Peak (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

2026. The County confirmed its acceptance of the D-829 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-829 Road pursuant to the County's governmental right and authority.

2027. Witnesses with personal knowledge of the history of the D-829 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2028. Currently known reputation in the community is that the D-829 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2029. Public motor vehicle use of the D-829 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2030. The D-829 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2031. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-829 Road.

2032. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-829 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

NINTH CAUSE OF ACTION – QUIET TITLE
NORTH WAH WAH ROAD AREA

2033. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

2034. The North Wah Wah Road Area is located in north-central Beaver County. *See* Exhibit 10 for more detailed map information.

2035. The North Wah Wah Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) North Wah Wah Road, B-13; (2) Newhouse Road, B-18; (3) Long Valley Road, D-77; (4) D-78 Road; (5) Kelly's Place Road, D-81; (6) D-90 Road; (7) D-92 Road; (8) D-94 Road; (9) D-97 Road; (10) D-101 Road; (11) D-103 Road; and (12) Crystal Springs Road, D-105.

2036. Each right-of-way claimed in the North Wah Wah Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

2037. All rights-of-way claimed in the North Wah Wah Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

2038. All rights-of-way claimed in the North Wah Wah Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

2039. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

North Wah Wah Road, B-13

2040. The North Wah Wah Road is designated as county road number B-13 and SGID road identification number RD010030 and is more or less 11.52 miles long.

2041. Exhibit 169 (attached hereto and incorporated herein) contains certain information pertaining to the North Wah Wah Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2042. In this action, the State and County seek to quiet title to the public highway right-of-way for the North Wah Wah Road solely as it crosses United States public land as included and specifically described in Exhibit 169. The North Wah Wah Road includes the segment of road specifically set forth in Exhibit 169 and as exists on the ground.

Acceptance of the North Wah Wah Road R.S. 2477 Right-of-way Prior to October 21, 1976

2043. The North Wah Wah Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2044. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the North Wah Wah Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2045. The North Wah Wah Road appears on the Frisco (1959) and the Frisco Peak (1960) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2046. The County confirmed its acceptance of the North Wah Wah Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way

by managing, maintaining, or improving the North Wah Wah Road using public funds pursuant to the County's governmental right and authority.

2047. Witnesses with personal knowledge of the history of the North Wah Wah Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2048. Currently known reputation in the community is that the North Wah Wah Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2049. Public motor vehicle use of the North Wah Wah Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2050. The North Wah Wah Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2051. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the North Wah Wah Road.

2052. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the North Wah Wah Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment

of this road.

Newhouse Road, B-18

2053. The Newhouse Road is designated as county road number B-18 and SGID road identification number RD010069 and is more or less 4.73 miles long.

2054. Exhibit 170 (attached hereto and incorporated herein) contains certain information pertaining to the Newhouse Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2055. In this action, the State and County seek to quiet title to the public highway right-of-way for the Newhouse Road solely as it crosses United States public land as included and specifically described in Exhibit 170. The Newhouse Road includes the segment of road specifically set forth in Exhibit 170 and as exists on the ground.

Acceptance of the Newhouse Road R.S. 2477 Right-of-way Prior to October 21, 1976

2056. The Newhouse Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2057. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Newhouse Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2058. The Newhouse Road appears on the Frisco (1959) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this

road. *See* Exhibit 29 for more detailed map information.

2059. The County confirmed its acceptance of the Newhouse Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Newhouse Road using public funds pursuant to the County's governmental right and authority.

2060. Witnesses with personal knowledge of the history of the Newhouse Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2061. Currently known reputation in the community is that the Newhouse Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2062. Public motor vehicle use of the Newhouse Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2063. The Newhouse Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2064. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Newhouse Road.

2065. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Newhouse Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Long Valley Road, D-77

2066. The Long Valley Road is designated as county road number D-77 and SGID road identification number RD011985 and is more or less 11.17 miles long.

2067. Exhibit 171 (attached hereto and incorporated herein) contains certain information pertaining to the Long Valley Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2068. In this action, the State and County seek to quiet title to the public highway right-of-way for the Long Valley Road solely as it crosses United States public land as included and specifically described in Exhibit 171. The Long Valley Road includes the segment of road specifically set forth in Exhibit 171 and as exists on the ground.

Acceptance of the Long Valley Road R.S. 2477 Right-of-way Prior to October 21, 1976

2069. The Long Valley Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2070. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Long Valley Road as a public highway located on the

land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2071. The Long Valley Road appears on the Frisco Peak (1960) and the Wah Wah Summit (1960) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2072. The County confirmed its acceptance of the Long Valley Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Long Valley Road pursuant to the County's governmental right and authority.

2073. Witnesses with personal knowledge of the history of the Long Valley Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2074. Currently known reputation in the community is that the Long Valley Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2075. Public motor vehicle use of the Long Valley Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477

public highway right-of-way underlying this road.

2076. The Long Valley Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2077. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Long Valley Road.

2078. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Long Valley Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-78 Road

2079. The D-78 Road is designated as county road number D-78 and SGID road identification number RD011990 and is more or less 1.07 miles long.

2080. Exhibit 172 (attached hereto and incorporated herein) contains certain information pertaining to the D-78 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2081. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-78 Road solely as it crosses United States public land as included and specifically described in Exhibit 172. The D-78 Road includes the segment of road specifically set forth in Exhibit 172 and as exists on the ground.

Acceptance of the D-78 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2082. The D-78 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2083. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-78 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2084. The D-78 Road appears on the Wah Wah Summit (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

2085. The D-78 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-78 Road pursuant to the County's governmental right and authority.

2086. Witnesses with personal knowledge of the history of the D-78 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2087. Currently known reputation in the community is that the D-78 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2088. Public motor vehicle use of the D-78 Road as a public thoroughfare traversing

unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2089. The D-78 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2090. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-78 Road.

2091. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-78 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Kelly's Place Road, D-81

2092. The Kelly's Place Road is designated as county road number D-81 and SGID road identification number RD012010 and is more or less 9.20 miles long.

2093. Exhibit 173 (attached hereto and incorporated herein) contains certain information pertaining to the Kelly's Place Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2094. In this action, the State and County seek to quiet title to the public highway right-of-way for the Kelly's Place Road solely as it crosses United States public land as included and specifically described in Exhibit 173. The Kelly's Place Road includes the segment of road

specifically set forth in Exhibit 173 and as exists on the ground.

Acceptance of the Kelly's Place Road R.S. 2477 Right-of-way Prior to October 21, 1976

2095. The Kelly's Place Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2096. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Kelly's Place Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2097. The Kelly's Place Road appears on the Wah Wah Summit (1960) and the Frisco Peak (1960) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2098. The County confirmed its acceptance of the Kelly's Place Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Kelly's Place Road pursuant to the County's governmental right and authority.

2099. Witnesses with personal knowledge of the history of the Kelly's Place Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2100. Currently known reputation in the community is that the Kelly's Place Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2101. Public motor vehicle use of the Kelly's Place Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2102. The Kelly's Place Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2103. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Kelly's Place Road.

2104. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Kelly's Place Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-90 Road

2105. The D-90 Road is designated as county road number D-90 and SGID road identification number RD012062 and is more or less 3.26 miles long.

2106. Exhibit 174 (attached hereto and incorporated herein) contains certain information pertaining to the D-90 Road including: a map depicting the road; township, range, and section

references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2107. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-90 Road solely as it crosses United States public land as included and specifically described in Exhibit 174. The D-90 Road includes the segment of road specifically set forth in Exhibit 174 and as exists on the ground.

Acceptance of the D-90 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2108. The D-90 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2109. The D-90 Road appears on the Frisco (1959) and the Frisco Peak (1960) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2110. The County confirmed its acceptance of the D-90 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-90 Road pursuant to the County's governmental right and authority.

2111. Witnesses with personal knowledge of the history of the D-90 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2112. Currently known reputation in the community is that the D-90 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2113. Public motor vehicle use of the D-90 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2114. The D-90 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2115. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-90 Road.

2116. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-90 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-92 Road

2117. The D-92 Road is designated as county road number D-92 and SGID road identification number RD012077 and is more or less 5.44 miles long.

2118. Exhibit 175 (attached hereto and incorporated herein) contains certain information pertaining to the D-92 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2119. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-92 Road solely as it crosses United States public land as included and specifically described in Exhibit 175. The D-92 Road includes the segment of road specifically set forth in Exhibit 175 and as exists on the ground.

Acceptance of the D-92 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2120. The D-92 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2121. The D-92 Road appears on the Frisco Peak (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2122. The County confirmed its acceptance of the D-92 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-92 Road pursuant to the County's governmental right and authority.

2123. Witnesses with personal knowledge of the history of the D-92 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2124. Currently known reputation in the community is that the D-92 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2125. Public motor vehicle use of the D-92 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2126. The D-92 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2127. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-92 Road.

2128. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-92 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-94 Road

2129. The D-94 Road is designated as county road number D-94 and SGID road identification number RD012088 and is more or less 1.52 miles long.

2130. Exhibit 176 (attached hereto and incorporated herein) contains certain information pertaining to the D-94 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2131. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-94 Road solely as it crosses United States public land as included and

specifically described in Exhibit 176. The D-94 Road includes the segment of road specifically set forth in Exhibit 176 and as exists on the ground.

Acceptance of the D-94 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2132. The D-94 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2133. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-94 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2134. The D-94 Road appears on the Frisco Peak (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2135. The County confirmed its acceptance of the D-94 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-94 Road pursuant to the County's governmental right and authority.

2136. Witnesses with personal knowledge of the history of the D-94 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2137. Currently known reputation in the community is that the D-94 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2138. Public motor vehicle use of the D-94 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2139. The D-94 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2140. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-94 Road.

2141. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-94 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-97 Road

2142. The D-97 Road is designated as county road number D-97 and SGID road identification number RD012106 and is more or less 4.80 miles long.

2143. Exhibit 177 (attached hereto and incorporated herein) contains certain information pertaining to the D-97 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2144. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-97 Road solely as it crosses United States public land as included and specifically described in Exhibit 177. The D-97 Road includes the segment of road specifically set forth in Exhibit 177 and as exists on the ground.

Acceptance of the D-97 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2145. The D-97 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2146. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-97 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2147. The D-97 Road appears on the Frisco Peak (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2148. The County confirmed its acceptance of the D-97 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-97 Road pursuant to the County's governmental right and authority.

2149. Witnesses with personal knowledge of the history of the D-97 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous

basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2150. Currently known reputation in the community is that the D-97 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2151. Public motor vehicle use of the D-97 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2152. The D-97 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2153. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-97 Road.

2154. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-97 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-101 Road

2155. The D-101 Road is designated as county road number D-101 and SGID road identification number RD011224 and is more or less 2.48 miles long.

2156. Exhibit 178 (attached hereto and incorporated herein) contains certain information pertaining to the D-101 Road including: a map depicting the road; township, range, and section

references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2157. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-101 Road solely as it crosses United States public land as included and specifically described in Exhibit 178. The D-101 Road includes the segment of road specifically set forth in Exhibit 178 and as exists on the ground.

Acceptance of the D-101 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2158. The D-101 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2159. The D-101 Road appears on the Frisco Peak (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2160. The D-101 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-101 Road pursuant to the County's governmental right and authority.

2161. Witnesses with personal knowledge of the history of the D-101 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2162. Currently known reputation in the community is that the D-101 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to

October 21, 1976, and continuing to the present.

2163. Public motor vehicle use of the D-101 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2164. The D-101 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2165. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-101 Road.

2166. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-101 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-103 Road

2167. The D-103 Road is designated as county road number D-103 and SGID road identification number RD011229 and is more or less 7.42 miles long.

2168. Exhibit 179 (attached hereto and incorporated herein) contains certain information pertaining to the D-103 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2169. In this action, the State and County seek to quiet title to the public highway right-

of-way for the D-103 Road solely as it crosses United States public land as included and specifically described in Exhibit 179. The D-103 Road includes the segment of road specifically set forth in Exhibit 179 and as exists on the ground.

Acceptance of the D-103 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2170. The D-103 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2171. The D-103 Road appears on the Frisco Peak (1960) and the Frisco (1959) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2172. The County confirmed its acceptance of the D-103 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-103 Road pursuant to the County's governmental right and authority.

2173. Witnesses with personal knowledge of the history of the D-103 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2174. Currently known reputation in the community is that the D-103 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2175. Public motor vehicle use of the D-103 Road as a public thoroughfare traversing

unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2176. The D-103 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2177. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-103 Road.

2178. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-103 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Crystal Spring Road, D-105

2179. The Crystal Spring Road is designated as county road number D-105 and SGID road identification number RD011238 and is more or less 3.00 miles long.

2180. Exhibit 180 (attached hereto and incorporated herein) contains certain information pertaining to the Crystal Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2181. In this action, the State and County seek to quiet title to the public highway right-of-way for the Crystal Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 180. The Crystal Spring Road includes the segment of road

specifically set forth in Exhibit 180 and as exists on the ground.

Acceptance of the Crystal Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

2182. The Crystal Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2183. The Crystal Spring Road appears on the Frisco Peak (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2184. The Crystal Spring Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Crystal Spring Road pursuant to the County's governmental right and authority.

2185. Witnesses with personal knowledge of the history of the Crystal Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2186. Currently known reputation in the community is that the Crystal Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2187. Public motor vehicle use of the Crystal Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477

public highway right-of-way underlying this road.

2188. The Crystal Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2189. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Crystal Spring Road.

2190. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Crystal Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

TENTH CAUSE OF ACTION – QUIET TITLE
SOUTH WAH WAH ROAD AREA

2191. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

2192. The South Wah Wah Road Area is located in central Beaver County. *See* Exhibit 11 for more detailed map information.

2193. The South Wah Wah Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) South Wah Wah Valley Road, B-20; (2) Lower Willow Creek Road, B-161; (3) Antelope Flat Road, B-165; (4) Bumble Bee Road, B-256; (5) D-370 Road; (6) D-377 Road; (7) D-372 Road; (8) Antelope Springs Road, D-378; (9) Squaw Peak Road, D-464; (10) Rocky Road, D-865; (11) D-895 Road; and (12) D-902 Road.

2194. Each right-of-way claimed in the South Wah Wah Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep

herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

2195. All rights-of-way claimed in the South Wah Wah Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

2196. All rights-of-way claimed in the South Wah Wah Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

2197. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

South Wah Wah Valley Road, B-20

2198. The South Wah Wah Valley Road is designated as county road number B-20 and SGID road identification number RD010076 and is more or less 17.69 miles long.

2199. Exhibit 182⁵ (attached hereto and incorporated herein) contains certain information pertaining to the South Wah Wah Valley Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2200. In this action, the State and County seek to quiet title to the public highway right-of-way for the South Wah Wah Valley Road solely as it crosses United States public land as included and specifically described in Exhibit 182. The South Wah Wah Valley Road includes the segment of road specifically set forth in Exhibit 182 and as exists on the ground.

Acceptance of the South Wah Wah Valley Road R.S. 2477 Right-of-way Prior to October 21, 1976

2201. The South Wah Wah Valley Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2202. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the South Wah Wah Valley Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2203. The South Wah Wah Valley Road appears on the Blue Mountain (1971) USGS 7.5-minute quadrangle map and the Frisco (1959) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

⁵ Exhibit 181 was intentionally omitted.

2204. The County confirmed its acceptance of the South Wah Wah Valley Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the South Wah Wah Valley Road using public funds pursuant to the County's governmental right and authority.

2205. Witnesses with personal knowledge of the history of the South Wah Wah Valley Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2206. Currently known reputation in the community is that the South Wah Wah Valley Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2207. Public motor vehicle use of the South Wah Wah Valley Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2208. The South Wah Wah Valley Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2209. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the South Wah Wah Valley Road.

2210. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the South Wah Wah Valley Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Lower Willow Creek Road, B-161

2211. The Lower Willow Creek Road is designated as county road number B-161 and SGID road identification number RD010063 and is more or less 4.42 miles long.

2212. Exhibit 183 (attached hereto and incorporated herein) contains certain information pertaining to the Lower Willow Creek Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2213. In this action, the State and County seek to quiet title to the public highway right-of-way for the Lower Willow Creek Road solely as it crosses United States public land as included and specifically described in Exhibit 183. The Lower Willow Creek Road includes the segment of road specifically set forth in Exhibit 183 and as exists on the ground.

Acceptance of the Lower Willow Creek Road R.S. 2477 Right-of-way Prior to October 21, 1976

2214. The Lower Willow Creek Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2215. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Lower Willow Creek Road as a public highway

located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2216. The Lower Willow Creek Road appears on the Frisco (1959) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2217. The County confirmed its acceptance of the Lower Willow Creek Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Lower Willow Creek Road using public funds pursuant to the County's governmental right and authority.

2218. Witnesses with personal knowledge of the history of the Lower Willow Creek Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2219. Currently known reputation in the community is that the Lower Willow Creek Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2220. Public motor vehicle use of the Lower Willow Creek Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2221. The Lower Willow Creek Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2222. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Lower Willow Creek Road.

2223. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Lower Willow Creek Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Antelope Flat Road, B-165

2224. The Antelope Flat Road is designated as county road number B-165 and SGID road identification number RD010067 and is more or less 1.45 miles long.

2225. Exhibit 184 (attached hereto and incorporated herein) contains certain information pertaining to the Antelope Flat Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2226. In this action, the State and County seek to quiet title to the public highway right-of-way for the Antelope Flat Road solely as it crosses United States public land as included and specifically described in Exhibit 184. The Antelope Flat Road includes the segment of road specifically set forth in Exhibit 184 and as exists on the ground.

Acceptance of the Antelope Flat Road R.S. 2477 Right-of-way Prior to October 21, 1976

2227. The Antelope Flat Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2228. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Antelope Flat Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2229. The County confirmed its acceptance of the Antelope Flat Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Antelope Flat Road using public funds pursuant to the County's governmental right and authority.

2230. Witnesses with personal knowledge of the history of the Antelope Flat Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2231. Currently known reputation in the community is that the Antelope Flat Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2232. Public motor vehicle use of the Antelope Flat Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for

a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2233. The Antelope Flat Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2234. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Antelope Flat Road.

2235. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Antelope Flat Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Bumble Bee Road, B-256

2236. The Bumble Bee Road is designated as county road number B-256 and SGID road identification number RD011212 and is more or less 1.33 miles long.

2237. Exhibit 185 (attached hereto and incorporated herein) contains certain information pertaining to the Bumble Bee Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2238. In this action, the State and County seek to quiet title to the public highway right-of-way for the Bumble Bee Road solely as it crosses United States public land as included and specifically described in Exhibit 185. The Bumble Bee Road includes the segment of road

specifically set forth in Exhibit 185 and as exists on the ground.

Acceptance of the Bumble Bee Road R.S. 2477 Right-of-way Prior to October 21, 1976

2239. The Bumble Bee Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2240. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Bumble Bee Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2241. The Bumble Bee Road appears on the Blue Mountain (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2242. The Bumble Bee Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Bumble Bee Road using public funds pursuant to the County's governmental right and authority.

2243. Witnesses with personal knowledge of the history of the Bumble Bee Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2244. Currently known reputation in the community is that the Bumble Bee Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior

to October 21, 1976, and continuing to the present.

2245. Public motor vehicle use of the Bumble Bee Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2246. The Bumble Bee Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2247. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Bumble Bee Road.

2248. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Bumble Bee Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-370 Road

2249. The D-370 Road is designated as county road number D-370 and SGID road identification number RD011805 and is more or less 3.25 miles long.

2250. Exhibit 186 (attached hereto and incorporated herein) contains certain information pertaining to the D-370 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2251. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-370 Road solely as it crosses United States public land as included and specifically described in Exhibit 186. The D-370 Road includes the segment of road specifically set forth in Exhibit 186 and as exists on the ground.

Acceptance of the D-370 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2252. The D-370 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2253. The D-370 Road appears on the Frisco (1959) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2254. The County confirmed its acceptance of the D-370 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-370 Road pursuant to the County's governmental right and authority.

2255. Witnesses with personal knowledge of the history of the D-370 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2256. Currently known reputation in the community is that the D-370 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2257. Public motor vehicle use of the D-370 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2258. The D-370 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2259. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-370 Road.

2260. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-370 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-377 Road

2261. The D-377 Road is designated as county road number D-377 and SGID road identification number RD011811 and is more or less 5.76 miles long.

2262. Exhibit 187 (attached hereto and incorporated herein) contains certain information pertaining to the D-377 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2263. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-377 Road solely as it crosses United States public land as included and

specifically described in Exhibit 187. The D-377 Road includes the segment of road specifically set forth in Exhibit 187 and as exists on the ground.

Acceptance of the D-377 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2264. The D-377 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2265. The D-377 Road appears on the Frisco (1959) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2266. The County confirmed its acceptance of the D-377 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-377 Road pursuant to the County's governmental right and authority.

2267. Witnesses with personal knowledge of the history of the D-377 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2268. Currently known reputation in the community is that the D-377 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2269. Public motor vehicle use of the D-377 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of

10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2270. The D-377 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2271. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-377 Road.

2272. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-377 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-372 Road

2273. The D-372 Road is designated as county road number D-372 and SGID road identification number RD011807 and is more or less 6.68 miles long.

2274. Exhibit 188 (attached hereto and incorporated herein) contains certain information pertaining to the D-372 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2275. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-372 Road solely as it crosses United States public land as included and specifically described in Exhibit 188. The D-372 Road includes the segment of road specifically set forth in Exhibit 188 and as exists on the ground.

Acceptance of the D-372 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2276. The D-372 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2277. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-372 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2278. The D-372 Road appears on the Frisco (1959) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2279. The County confirmed its acceptance of the D-372 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-372 Road pursuant to the County's governmental right and authority.

2280. Witnesses with personal knowledge of the history of the D-372 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2281. Currently known reputation in the community is that the D-372 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2282. Public motor vehicle use of the D-372 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2283. The D-372 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2284. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-372 Road.

2285. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-372 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Antelope Springs Road, D-378

2286. The Antelope Springs Road is designated as county road number D-378 and SGID road identification number RD011812 and is more or less 2.36 miles long.

2287. Exhibit 189 (attached hereto and incorporated herein) contains certain information pertaining to the Antelope Springs Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2288. In this action, the State and County seek to quiet title to the public highway right-of-way for the Antelope Springs Road solely as it crosses United States public land as included

and specifically described in Exhibit 189. The Antelope Springs Road includes the segment of road specifically set forth in Exhibit 189 and as exists on the ground.

Acceptance of the Antelope Springs Road R.S. 2477 Right-of-way Prior to October 21, 1976

2289. The Antelope Springs Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2290. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Antelope Springs Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2291. The Antelope Springs Road appears on the Frisco (1959) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2292. The County confirmed its acceptance of the Antelope Springs Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Antelope Springs Road pursuant to the County's governmental right and authority.

2293. Witnesses with personal knowledge of the history of the Antelope Springs Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2294. Currently known reputation in the community is that the Antelope Springs Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2295. Public motor vehicle use of the Antelope Springs Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2296. The Antelope Springs Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2297. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Antelope Springs Road.

2298. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Antelope Springs Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Squaw Peak Road, D-464

2299. The Squaw Peak Road is designated as county road number D-464 and SGID road identification number RD011844 and is more or less 10.10 miles long.

2300. Exhibit 191⁶ (attached hereto and incorporated herein) contains certain information pertaining to the Squaw Peak Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2301. In this action, the State and County seek to quiet title to the public highway right-of-way for the Squaw Peak Road solely as it crosses United States public land as included and specifically described in Exhibit 191. The Squaw Peak Road includes the segment of road specifically set forth in Exhibit 191 and as exists on the ground.

Acceptance of the Squaw Peak Road R.S. 2477 Right-of-way Prior to October 21, 1976

2302. The Squaw Peak Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2303. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Squaw Peak Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2304. The Squaw Peak Road appears on the Frisco (1959) and the Milford (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2305. The County confirmed its acceptance of the Squaw Peak Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of

⁶ Exhibit 190 was intentionally omitted.

Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Squaw Peak Road pursuant to the County's governmental right and authority.

2306. Witnesses with personal knowledge of the history of the Squaw Peak Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2307. Currently known reputation in the community is that the Squaw Peak Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2308. Public motor vehicle use of the Squaw Peak Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2309. The Squaw Peak Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2310. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Squaw Peak Road.

2311. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Squaw Peak Road on lands owned by the United States as described herein

and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Rocky Road, D-865

2312. The Rocky Road is designated as county road number D-865 and SGID road identification number RD012048 and is more or less 5.00 miles long.

2313. Exhibit 192 (attached hereto and incorporated herein) contains certain information pertaining to the Rocky Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2314. In this action, the State and County seek to quiet title to the public highway right-of-way for the Rocky Road solely as it crosses United States public land as included and specifically described in Exhibit 192. The Rocky Road includes the segment of road specifically set forth in Exhibit 192 and as exists on the ground.

Acceptance of the Rocky Road R.S. 2477 Right-of-way Prior to October 21, 1976

2315. The Rocky Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2316. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Rocky Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2317. The Rocky Road appears on the Frisco (1959) USGS 15-minute quadrangle map,

which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2318. The County confirmed its acceptance of the Rocky Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Rocky Road pursuant to the County's governmental right and authority.

2319. Witnesses with personal knowledge of the history of the Rocky Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2320. Currently known reputation in the community is that the Rocky Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2321. Public motor vehicle use of the Rocky Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2322. The Rocky Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2323. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the Rocky Road.

2324. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Rocky Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-895 Road

2325. The D-895 Road, also known as D-895 and D-1348, is designated as county road number D-895 and SGID road identification number RD012060 and is more or less 5.39 miles long.

2326. Exhibit 193 (attached hereto and incorporated herein) contains certain information pertaining to the D-895 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2327. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-895 Road solely as it crosses United States public land as included and specifically described in Exhibit 193. The D-895 Road includes the segment of road specifically set forth in Exhibit 193 and as exists on the ground.

Acceptance of the D-895 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2328. The D-895 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2329. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-895 Road as a public highway located on the land

at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2330. The D-895 Road appears on the Blue Mountain (1971) USGS 7.5-minute quadrangle map and the Frisco (1959) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2331. The County confirmed its acceptance of the D-895 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-895 Road pursuant to the County's governmental right and authority.

2332. Witnesses with personal knowledge of the history of the D-895 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2333. Currently known reputation in the community is that the D-895 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2334. Public motor vehicle use of the D-895 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2335. The D-895 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2336. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-895 Road.

2337. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-895 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-902 Road

2338. The D-902 Road is designated as county road number D-902 and SGID road identification number RD012064 and is more or less 2.13 miles long.

2339. Exhibit 194 (attached hereto and incorporated herein) contains certain information pertaining to the D-902 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2340. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-902 Road solely as it crosses United States public land as included and specifically described in Exhibit 194. The D-902 Road includes the segment of road specifically set forth in Exhibit 194 and as exists on the ground.

Acceptance of the D-902 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2341. The D-902 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2342. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-902 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2343. The D-902 Road appears on the Frisco (1959) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2344. The County confirmed its acceptance of the D-902 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-902 Road pursuant to the County's governmental right and authority.

2345. Witnesses with personal knowledge of the history of the D-902 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2346. Currently known reputation in the community is that the D-902 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2347. Public motor vehicle use of the D-902 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2348. The D-902 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2349. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-902 Road.

2350. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-902 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

ELEVENTH CAUSE OF ACTION – QUIET TITLE
BIG WASH ROAD AREA

2351. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

2352. The Big Wash Road Area is located in central Beaver County. *See* Exhibit 12 for more detailed map information.

2353. The Big Wash Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Long Lick Canyon Road, B-135; (2) Big Wash Road, B-164; (3) D-135-955 Road; (4) D-410 Road; (5) D-466 Road; (6) D-904 Road; (7) D-906 Road; (8) D-907 Road; (9) D-911 Road; (10) Mertons Spring Road, D-915; (11) D-935 Road; (12) D-955 Road; and (13) D-959 Road.

2354. Each right-of-way claimed in the Big Wash Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

2355. All rights-of-way claimed in the Big Wash Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

2356. All rights-of-way claimed in the Big Wash Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

2357. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Long Lick Canyon Road, B-135

2358. The Long Lick Canyon Road is designated as county road number B-135 and SGID road identification number RD010035 and is more or less 1.24 miles long.

2359. Exhibit 195 (attached hereto and incorporated herein) contains certain information pertaining to the Long Lick Canyon Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2360. In this action, the State and County seek to quiet title to the public highway right-of-way for the Long Lick Canyon Road solely as it crosses United States public land as included and specifically described in Exhibit 195. The Long Lick Canyon Road includes the segment of road specifically set forth in Exhibit 195 and as exists on the ground.

Acceptance of the Long Lick Canyon Road R.S. 2477 Right-of-way Prior to October 21, 1976

2361. The Long Lick Canyon Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2362. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Long Lick Canyon Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2363. The Long Lick Canyon Road appears on the Milford (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2364. The County confirmed its acceptance of the Long Lick Canyon Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477

right-of-way by managing, maintaining, or improving the Long Lick Canyon Road using public funds pursuant to the County's governmental right and authority.

2365. Witnesses with personal knowledge of the history of the Long Lick Canyon Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2366. Currently known reputation in the community is that the Long Lick Canyon Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2367. Public motor vehicle use of the Long Lick Canyon Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2368. The Long Lick Canyon Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2369. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Long Lick Canyon Road.

2370. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Long Lick Canyon Road on lands owned by the United States as described

herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Big Wash Road, B-164

2371. The Big Wash Road is designated as county road number B-164 and SGID road identification number RD010066 and is more or less 15.50 miles long.

2372. Exhibit 196 (attached hereto and incorporated herein) contains certain information pertaining to the Big Wash Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2373. In this action, the State and County seek to quiet title to the public highway right-of-way for the Big Wash Road solely as it crosses United States public land as included and specifically described in Exhibit 196. The Big Wash Road includes the segment of road specifically set forth in Exhibit 196 and as exists on the ground.

Acceptance of the Big Wash Road R.S. 2477 Right-of-way Prior to October 21, 1976

2374. The Big Wash Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2375. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Big Wash Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2376. The Big Wash Road appears on the Milford (1958) and the Frisco (1959) USGS

15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2377. The County confirmed its acceptance of the Big Wash Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Big Wash Road using public funds pursuant to the County's governmental right and authority.

2378. Witnesses with personal knowledge of the history of the Big Wash Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2379. Currently known reputation in the community is that the Big Wash Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2380. Public motor vehicle use of the Big Wash Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2381. The Big Wash Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2382. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the Big Wash Road.

2383. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Big Wash Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-135-955

2384. The D-135-955 Road is designated as county road number D-135-955 and SGID road identification number RD011380 and is more or less 1.72 miles long.

2385. Exhibit 197 (attached hereto and incorporated herein) contains certain information pertaining to the D-135-955 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2386. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-135-955 Road solely as it crosses United States public land as included and specifically described in Exhibit 197. The D-135-955 Road includes the segment of road specifically set forth in Exhibit 197 and as exists on the ground.

Acceptance of the D-135-955 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2387. The D-135-955 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2388. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-135-955 Road as a public highway located on the

land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2389. The D-135-955 Road appears on the Milford (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2390. The County confirmed its acceptance of the D-135-955 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-135-955 Road pursuant to the County's governmental right and authority.

2391. Witnesses with personal knowledge of the history of the D-135-955 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2392. Currently known reputation in the community is that the D-135-955 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2393. Public motor vehicle use of the D-135-955 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2394. The D-135-955 Road traverses a valid and perfected R.S. 2477 public highway

right-of-way as described herein.

2395. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-135-955 Road.

2396. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-135-955 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-410 Road

2397. The D-410 Road, also known as the Sevy Well Road, is designated as county road number D-410 and SGID road identification number RD011821 and is more or less 3.84 miles long.

2398. Exhibit 198 (attached hereto and incorporated herein) contains certain information pertaining to the D-410 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2399. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-410 Road solely as it crosses United States public land as included and specifically described in Exhibit 198. The D-410 Road includes the segment of road specifically set forth in Exhibit 198 and as exists on the ground.

Acceptance of the D-410 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2400. The D-410 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2401. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-410 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2402. The D-410 Road appears on the Frisco (1959) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2403. The County confirmed its acceptance of the D-410 by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-410 Road pursuant to the County's governmental right and authority.

2404. Witnesses with personal knowledge of the history of the D-410 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2405. Currently known reputation in the community is that the D-410 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2406. Public motor vehicle use of the D-410 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2407. The D-410 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2408. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-410 Road.

2409. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-410 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-466 Road

2410. The D-466 Road is designated as county road number D-466 and SGID road identification number RD011845 and is more or less 3.96 miles long.

2411. Exhibit 199 (attached hereto and incorporated herein) contains certain information pertaining to the D-466 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2412. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-466 Road solely as it crosses United States public land as included and

specifically described in Exhibit 199. The D-466 Road includes the segment of road specifically set forth in Exhibit 199 and as exists on the ground.

Acceptance of the D-466 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2413. The D-466 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2414. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-466 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2415. The D-466 Road appears on the Milford (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2416. The County confirmed its acceptance of the D-466 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-466 Road pursuant to the County's governmental right and authority.

2417. Witnesses with personal knowledge of the history of the D-466 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2418. Currently known reputation in the community is that the D-466 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2419. Public motor vehicle use of the D-466 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2420. The D-466 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2421. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-466 Road.

2422. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-466 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-904 Road

2423. The D-904 Road is designated as county road number D-904 and SGID road identification number RD012067 and is more or less 4.06 miles long.

2424. Exhibit 201⁷ (attached hereto and incorporated herein) contains certain information pertaining to the D-904 Road including: a map depicting the road; township, range,

⁷ Exhibit 200 was intentionally omitted.

and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2425. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-904 Road solely as it crosses United States public land as included and specifically described in Exhibit 201. The D-904 Road includes the segment of road specifically set forth in Exhibit 201 and as exists on the ground.

Acceptance of the D-904 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2426. The D-904 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2427. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-904 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2428. The D-904 Road appears on the Milford (1958) and the Frisco (1959) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2429. The County confirmed its acceptance of the D-904 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-904 Road pursuant to the County's governmental right and authority.

2430. Witnesses with personal knowledge of the history of the D-904 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2431. Currently known reputation in the community is that the D-904 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2432. Public motor vehicle use of the D-904 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2433. The D-904 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2434. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-904 Road.

2435. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-904 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-906 Road

2436. The D-906 Road is designated as county road number D-906 and SGID road identification number RD012068 and is more or less 7.44 miles long.

2437. Exhibit 202 (attached hereto and incorporated herein) contains certain information pertaining to the D-906 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2438. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-906 Road solely as it crosses United States public land as included and specifically described in Exhibit 202. The D-906 Road includes the segment of road specifically set forth in Exhibit 202 and as exists on the ground.

Acceptance of the D-906 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2439. The D-906 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2440. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-906 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2441. The D-906 Road appears on the Burns Knoll (1971) USGS 7.5-minute quadrangle map, and the Frisco (1959) and Milford (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2442. The County confirmed its acceptance of the D-906 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of

Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-906 Road pursuant to the County's governmental right and authority.

2443. Witnesses with personal knowledge of the history of the D-906 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2444. Currently known reputation in the community is that the D-906 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2445. Public motor vehicle use of the D-906 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2446. The D-906 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2447. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-906 Road.

2448. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-906 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-907 Road

2449. The D-907 Road is designated as county road number D-907 and SGID road identification number RD012069 and is more or less 1.26 miles long.

2450. Exhibit 203 (attached hereto and incorporated herein) contains certain information pertaining to the D-907 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2451. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-907 Road solely as it crosses United States public land as included and specifically described in Exhibit 203. The D-907 Road includes the segment of road specifically set forth in Exhibit 203 and as exists on the ground.

Acceptance of the D-907 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2452. The D-907 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2453. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-907 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2454. The D-907 Road appears on the Frisco (1959) 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2455. The D-907 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-907 Road pursuant to the County's governmental right and authority.

2456. Witnesses with personal knowledge of the history of the D-907 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2457. Currently known reputation in the community is that the D-907 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2458. Public motor vehicle use of the D-907 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2459. The D-907 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2460. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-907 Road.

2461. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-907 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-911 Road

2462. The D-911 Road, also known as D-911 and D-911B, is designated as county road number D-911 and SGID road identification number RD012072 and is more or less 3.59 miles long.

2463. Exhibit 204 (attached hereto and incorporated herein) contains certain information pertaining to the D-911 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2464. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-911 Road solely as it crosses United States public land as included and specifically described in Exhibit 204. The D-911 Road includes the segment of road specifically set forth in Exhibit 204 and as exists on the ground.

Acceptance of the D-911 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2465. The D-911 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2466. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-911 Road as a public highway located on the land

at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2467. The D-911 Road appears on the Burns Knoll (1971) USGS 7.5-minute quadrangle map and the Frisco (1959) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2468. The County confirmed its acceptance of the D-911 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-911 Road pursuant to the County's governmental right and authority.

2469. Witnesses with personal knowledge of the history of the D-911 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2470. Currently known reputation in the community is that the D-911 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2471. Public motor vehicle use of the D-911 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2472. The D-911 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2473. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-911 Road.

2474. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-911 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Mertons Spring Road, D-915

2475. The Mertons Spring Road is designated as county road number D-915 and SGID road identification number RD012076 and is more or less 4.24 miles long.

2476. Exhibit 205 (attached hereto and incorporated herein) contains certain information pertaining to the Mertons Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2477. In this action, the State and County seek to quiet title to the public highway right-of-way for the Mertons Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 205. The Mertons Spring Road includes the segment of road specifically set forth in Exhibit 205 and as exists on the ground.

Acceptance of the Mertons Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

2478. The Mertons Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2479. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Mertons Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2480. The Mertons Spring Road appears on the Burns Knoll (1971) USGS 7.5-minute quadrangle map and the Frisco (1959) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2481. The County confirmed its acceptance of the Mertons Spring Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Mertons Spring Road pursuant to the County's governmental right and authority.

2482. Witnesses with personal knowledge of the history of the Mertons Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2483. Currently known reputation in the community is that the Mertons Spring Road has

been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2484. Public motor vehicle use of the Mertons Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2485. The Mertons Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2486. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Mertons Spring Road.

2487. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Mertons Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-935 Road

2488. The D-935 Road is designated as county road number D-935 and SGID road identification number RD012086 and is more or less 1.63 miles long.

2489. Exhibit 207⁸ (attached hereto and incorporated herein) contains certain information pertaining to the D-935 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2490. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-935 Road solely as it crosses United States public land as included and specifically described in Exhibit 207. The D-935 Road includes the segment of road specifically set forth in Exhibit 207 and as exists on the ground.

Acceptance of the D-935 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2491. The D-935 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2492. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-935 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2493. The D-935 Road appears on the Frisco (1959) 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2494. The D-935 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by

⁸ Exhibit 206 was intentionally omitted.

managing, maintaining, or improving the D-935 Road pursuant to the County's governmental right and authority.

2495. Witnesses with personal knowledge of the history of the D-935 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2496. Currently known reputation in the community is that the D-935 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2497. Public motor vehicle use of the D-935 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2498. The D-935 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2499. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-935 Road.

2500. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-935 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-955 Road

2501. The D-955 Road is designated as county road number D-955 and SGID road identification number RD012094 and is more or less 4.04 miles long.

2502. Exhibit 208 (attached hereto and incorporated herein) contains certain information pertaining to the D-955 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2503. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-955 Road solely as it crosses United States public land as included and specifically described in Exhibit 208. The D-955 Road includes the segment of road specifically set forth in Exhibit 208 and as exists on the ground.

Acceptance of the D-955 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2504. The D-955 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2505. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-955 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2506. The D-955 Road appears on the Milford (1958) 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2507. The County confirmed its acceptance of the D-955 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-955 Road pursuant to the County's governmental right and authority.

2508. Witnesses with personal knowledge of the history of the D-955 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2509. Currently known reputation in the community is that the D-955 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2510. Public motor vehicle use of the D-955 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2511. The D-955 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2512. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-955 Road.

2513. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-955 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-959 Road

2514. The D-959 Road is designated as county road number D-959 and SGID road identification number RD012099 and is more or less 4.88 miles long.

2515. Exhibit 209 (attached hereto and incorporated herein) contains certain information pertaining to the D-959 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2516. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-959 Road solely as it crosses United States public land as included and specifically described in Exhibit 209. The D-959 Road includes the segment of road specifically set forth in Exhibit 209 and as exists on the ground.

Acceptance of the D-959 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2517. The D-959 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2518. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-959 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2519. The D-959 Road appears on the Milford (1958) and the Frisco (1959) 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2520. The County confirmed its acceptance of the D-959 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-959 Road pursuant to the County's governmental right and authority.

2521. Witnesses with personal knowledge of the history of the D-959 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2522. Currently known reputation in the community is that the D-959 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2523. Public motor vehicle use of the D-959 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2524. The D-959 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2525. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-959 Road.

2526. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-959 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

TWELFTH CAUSE OF ACTION – QUIET TITLE
FRISCO PEAK ROAD AREA

2527. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

2528. The Frisco Peak Road Area is located in north- central Beaver County. *See* Exhibit 13 for more detailed map information.

2529. The Frisco Peak Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) 3 Kilns Spring Road, B-10; (2) Frisco Peak Road; B-14; (3) Iron Mine Pass Road, B-42; (4) Twin Mountain Road, B-43; (5) O.K. Mine Road, B-45; (6) Old Hickory Mine Road, B-46; (7) Beaver Lake Mountain Road, B-47; (8) Brownfield Canyon Road, B-48; (9) 5 Mile Dam Road, B-212; (10) Copper Road, B-213; (11) Old Mill Road, B-241; (12) Smith Spring Road, B-275; (13) D-48-147 Road; (14) Carbonate Gulch, D-110; (15) High Rock Road, D-125; (16) D-126 Road; (17) D-131 Road; (18) D-136 Road; (19) D-170 Road; (20) D-177 Road; (21) D-178 Road; (22) D-181 Road; (23) D-183 Road; and (24) D-456 Road.

2530. Each right-of-way claimed in the Frisco Peak Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering,

cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

2531. All rights-of-way claimed in the Frisco Peak Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

2532. All rights-of-way claimed in the Frisco Peak Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

2533. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

3 Kilns Spring Road, B-10

2534. The 3 Kilns Spring Road is designated as county road number B-10 and SGID road identification number RD010005 and is more or less 9.23 miles long.

2535. Exhibit 211⁹ (attached hereto and incorporated herein) contains certain information pertaining to the 3 Kilns Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2536. In this action, the State and County seek to quiet title to the public highway right-of-way for the 3 Kilns Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 211. The 3 Kilns Spring Road includes the segment of road specifically set forth in Exhibit 211 and as exists on the ground.

Acceptance of the 3 Kilns Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

2537. The 3 Kilns Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2538. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the 3 Kilns Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2539. The 3 Kilns Spring Road appears on the Milford (1958) and the Beaver Lake Mtns (1960) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2540. The County confirmed its acceptance of the 3 Kilns Spring Road by 1959, when it

⁹ Exhibit 210 was intentionally omitted.

designated and accepted the road as a County highway on the 1959 General Highway Map. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the 3 Kilns Spring Road using public funds pursuant to the County's governmental right and authority.

2541. Witnesses with personal knowledge of the history of the 3 Kilns Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2542. Currently known reputation in the community is that the 3 Kilns Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2543. Public motor vehicle use of the 3 Kilns Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2544. The 3 Kilns Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2545. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the 3 Kilns Spring Road.

2546. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the 3 Kilns Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Frisco Peak Road, B-14

2547. The Frisco Peak Road is designated as county road number B-14 and SGID road identification number RD010040 and is more or less 12.24 miles long.

2548. Exhibit 212 (attached hereto and incorporated herein) contains certain information pertaining to the Frisco Peak Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2549. In this action, the State and County seek to quiet title to the public highway right-of-way for the Frisco Peak Road solely as it crosses United States public land as included and specifically described in Exhibit 212. The Frisco Peak Road includes the segment of road specifically set forth in Exhibit 212 and as exists on the ground.

Acceptance of the Frisco Peak Road R.S. 2477 Right-of-way Prior to October 21, 1976

2550. The Frisco Peak Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2551. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Frisco Peak Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2552. The Frisco Peak Road appears on the Milford (1958) and the Frisco Peak (1960) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2553. The County confirmed its acceptance of the Frisco Peak Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Frisco Peak Road using public funds pursuant to the County's governmental right and authority.

2554. Witnesses with personal knowledge of the history of the Frisco Peak Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2555. Currently known reputation in the community is that the Frisco Peak Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2556. Public motor vehicle use of the Frisco Peak Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2557. The Frisco Peak Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2558. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Frisco Peak Road.

2559. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Frisco Peak Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Iron Mine Pass Road, B-42

2560. The Iron Mine Pass Road is designated as county road number B-42 and SGID road identification number RD010127 and is more or less 13.51 miles long.

2561. Exhibit 213 (attached hereto and incorporated herein) contains certain information pertaining to the Iron Mine Pass Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2562. In this action, the State and County seek to quiet title to the public highway right-of-way for the Iron Mine Pass Road solely as it crosses United States public land as included and specifically described in Exhibit 213. The Iron Mine Pass Road includes the segment of road specifically set forth in Exhibit 213 and as exists on the ground.

Acceptance of the Iron Mine Pass Road R.S. 2477 Right-of-way Prior to October 21, 1976

2563. The Iron Mine Pass Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2564. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Iron Mine Pass Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2565. The Iron Mine Pass Road appears on the Milford (1958) USGS 7.5-minute quadrangle map and the Beaver Lake Mtns (1960) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2566. The County confirmed its acceptance of the Iron Mine Pass Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Iron Mine Pass Road using public funds pursuant to the County's governmental right and authority.

2567. Witnesses with personal knowledge of the history of the Iron Mine Pass Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2568. Currently known reputation in the community is that the Iron Mine Pass Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2569. Public motor vehicle use of the Iron Mine Pass Road as a public thoroughfare

traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2570. The Iron Mine Pass Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2571. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Iron Mine Pass Road.

2572. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Iron Mine Pass Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Twin Mountain Road B-43

2573. The Twin Mountain Road is designated as county road number B-43 and SGID road identification number RD010128 and is more or less 6.64 miles long.

2574. Exhibit 214 (attached hereto and incorporated herein) contains certain information pertaining to the Twin Mountain Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2575. In this action, the State and County seek to quiet title to the public highway right-of-way for the Twin Mountain Road solely as it crosses United States public land as included

and specifically described in Exhibit 214. The Twin Mountain Road includes the segment of road specifically set forth in Exhibit 214 and as exists on the ground.

Acceptance of the Twin Mountain Road R.S. 2477 Right-of-way Prior to October 21, 1976

2576. The Twin Mountain Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2577. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Twin Mountain Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2578. The Twin Mountain Road appears on the Milford (1958) USGS 7.5-minute quadrangle map and the Milford (1958) 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2579. The County confirmed its acceptance of the Twin Mountain Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Twin Mountain Road using public funds pursuant to the County's governmental right and authority.

2580. Witnesses with personal knowledge of the history of the Twin Mountain Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21,

1976.

2581. Currently known reputation in the community is that the Twin Mountain Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2582. Public motor vehicle use of the Twin Mountain Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2583. The Twin Mountain Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2584. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Twin Mountain Road.

2585. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Twin Mountain Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

O.K. Mine Road, B-45

2586. The O.K. Mine Road is designated as county road number B-45 and SGID road identification number RD010130 and is more or less 6.19 miles long.

2587. Exhibit 215 (attached hereto and incorporated herein) contains certain information

pertaining to the O.K. Mine Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2588. In this action, the State and County seek to quiet title to the public highway right-of-way for the O.K. Mine Road solely as it crosses United States public land as included and specifically described in Exhibit 215. The O.K. Mine Road includes the segment of road specifically set forth in Exhibit 215 and as exists on the ground.

Acceptance of the O.K. Mine Road R.S. 2477 Right-of-way Prior to October 21, 1976

2589. The O.K. Mine Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2590. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the O.K. Mine Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2591. The O.K. Mine Road appears on the Milford (1958) USGS 7.5-minute quadrangle map and the Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2592. The County confirmed its acceptance of the O.K. Mine Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining,

or improving the O.K. Mine Road using public funds pursuant to the County's governmental right and authority.

2593. Witnesses with personal knowledge of the history of the O.K. Mine Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2594. Currently known reputation in the community is that the O.K. Mine Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2595. Public motor vehicle use of the O.K. Mine Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2596. The O.K. Mine Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2597. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the O.K. Mine Road.

2598. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the O.K. Mine Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Old Hickory Mine Road, B-46

2599. The Old Hickory Mine Road is designated as county road number B-46 and SGID road identification number RD010131 and is more or less 1.12 miles long.

2600. Exhibit 216 (attached hereto and incorporated herein) contains certain information pertaining to the Old Hickory Mine Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2601. In this action, the State and County seek to quiet title to the public highway right-of-way for the Old Hickory Mine Road solely as it crosses United States public land as included and specifically described in Exhibit 216. The Old Hickory Mine Road includes the segment of road specifically set forth in Exhibit 216 and as exists on the ground.

Acceptance of the Old Hickory Mine Road R.S. 2477 Right-of-way Prior to October 21, 1976

2602. The Old Hickory Mine Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2603. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Old Hickory Mine Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2604. The Old Hickory Mine Road appears on the Milford (1958) USGS 7.5-minute quadrangle map and Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more

detailed map information.

2605. The County confirmed its acceptance of the Old Hickory Mine Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Old Hickory Mine Road using public funds pursuant to the County's governmental right and authority.

2606. Witnesses with personal knowledge of the history of the Old Hickory Mine Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2607. Currently known reputation in the community is that the Old Hickory Mine Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2608. Public motor vehicle use of the Old Hickory Mine Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2609. The Old Hickory Mine Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2610. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the Old Hickory Mine Road.

2611. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Old Hickory Mine Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Beaver Lake Mountain Road, B-47

2612. The Beaver Lake Mountain Road is designated as county road number B-47 and SGID road identification number RD010132 and is more or less 1.98 miles long.

2613. Exhibit 217 (attached hereto and incorporated herein) contains certain information pertaining to the Beaver Lake Mountain Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2614. In this action, the State and County seek to quiet title to the public highway right-of-way for the Beaver Lake Mountain Road solely as it crosses United States public land as included and specifically described in Exhibit 217. The Beaver Lake Mountain Road includes the segment of road specifically set forth in Exhibit 217 and as exists on the ground.

Acceptance of the Beaver Lake Mountain Road R.S. 2477 Right-of-way Prior to October 21, 1976

2615. The Beaver Lake Mountain Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2616. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Beaver Lake Mountain Road as a public highway located

on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2617. The Beaver Lake Mountain Road appears on the Milford (1958) USGS 7.5-minute quadrangle map and Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2618. The County confirmed its acceptance of the Beaver Lake Mountain Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Beaver Lake Mountain Road using public funds pursuant to the County's governmental right and authority.

2619. Witnesses with personal knowledge of the history of the Beaver Lake Mountain Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2620. Currently known reputation in the community is that the Beaver Lake Mountain Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2621. Public motor vehicle use of the Beaver Lake Mountain Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of

an R.S. 2477 public highway right-of-way underlying this road.

2622. The Beaver Lake Mountain Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2623. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Beaver Lake Mountain Road.

2624. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Beaver Lake Mountain Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Brownfield Canyon Road, B-48

2625. The Brownfield Canyon Road is designated as county road number B-48 and SGID road identification number RD010133 and is more or less 1.03 miles long.

2626. Exhibit 218 (attached hereto and incorporated herein) contains certain information pertaining to the Brownfield Canyon Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2627. In this action, the State and County seek to quiet title to the public highway right-of-way for the Brownfield Canyon Road solely as it crosses United States public land as included and specifically described in Exhibit 218. The Brownfield Canyon Road includes the segment of road specifically set forth in Exhibit 218 and as exists on the ground.

Acceptance of the Brownfield Canyon Road R.S. 2477 Right-of-way Prior to October 21, 1976

2628. The Brownfield Canyon Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2629. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Brownfield Canyon Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2630. The Brownfield Canyon Road appears on the Beaver Lake Mtns USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2631. The County confirmed its acceptance of the Brownfield Canyon Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Brownfield Canyon Road using public funds pursuant to the County's governmental right and authority.

2632. Witnesses with personal knowledge of the history of the Brownfield Canyon Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2633. Currently known reputation in the community is that the Brownfield Canyon Road has been open for all to come and go whenever convenient or necessary for more than 10

years prior to October 21, 1976, and continuing to the present.

2634. Public motor vehicle use of the Brownfield Canyon Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2635. The Brownfield Canyon Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2636. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Brownfield Canyon Road.

2637. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Brownfield Canyon Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

5 Mile Dam Road, B-212

2638. The 5 Mile Dam Road is designated as county road number B-212 and SGID road identification number RD011215 and is more or less 1.26 miles long.

2639. Exhibit 219 (attached hereto and incorporated herein) contains certain information pertaining to the 5 Mile Dam Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2640. In this action, the State and County seek to quiet title to the public highway right-of-way for the 5 Mile Dam Road solely as it crosses United States public land as included and specifically described in Exhibit 219. The 5 Mile Dam Road includes the segment of road specifically set forth in Exhibit 219 and as exists on the ground.

Acceptance of the 5 Mile Dam Road R.S. 2477 Right-of-way Prior to October 21, 1976

2641. The 5 Mile Dam Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2642. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the 5 Mile Dam Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2643. The 5 Mile Dam Road appears on the Milford (1958) USGS 7.5-minute quadrangle map and Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2644. The County confirmed its acceptance of the 5 Mile Dam Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the 5 Mile Dam Road using public funds pursuant to the County's governmental right and authority.

2645. Witnesses with personal knowledge of the history of the 5 Mile Dam Road

confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2646. Currently known reputation in the community is that the 5 Mile Dam Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2647. Public motor vehicle use of the 5 Mile Dam Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2648. The 5 Mile Dam Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2649. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the 5 Mile Dam Road.

2650. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the 5 Mile Dam Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Copper Road, B-213

2651. The Copper Road is designated as county road number B-213 and SGID road

identification number RD010086 and is more or less 1.31 miles long.

2652. Exhibit 220 (attached hereto and incorporated herein) contains certain information pertaining to the Copper Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2653. In this action, the State and County seek to quiet title to the public highway right-of-way for the Copper Road solely as it crosses United States public land as included and specifically described in Exhibit 220. The Copper Road includes the segment of road specifically set forth in Exhibit 220 and as exists on the ground.

Acceptance of the Copper Road R.S. 2477 Right-of-way Prior to October 21, 1976

2654. The Copper Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2655. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Copper Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2656. The Copper Road appears on the Milford (1958) USGS 7.5-minute quadrangle map and Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2657. The Copper Road was accepted as a County highway at least 10 years prior to

October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Copper Road using public funds pursuant to the County's governmental right and authority.

2658. Witnesses with personal knowledge of the history of the Copper Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2659. Currently known reputation in the community is that the Copper Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2660. Public motor vehicle use of the Copper Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2661. The Copper Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2662. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Copper Road.

2663. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Copper Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Old Mill Road, B-241

2664. The Old Mill Road is designated as county road number B-241 and SGID road identification number RD010102 and is more or less 0.40 miles long.

2665. Exhibit 221 (attached hereto and incorporated herein) contains certain information pertaining to the Old Mill Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2666. In this action, the State and County seek to quiet title to the public highway right-of-way for the Old Mill Road solely as it crosses United States public land as included and specifically described in Exhibit 221. The Old Mill Road includes the segment of road specifically set forth in Exhibit 221 and as exists on the ground.

Acceptance of the Old Mill Road R.S. 2477 Right-of-way Prior to October 21, 1976

2667. The Old Mill Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2668. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Old Mill Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2669. The Old Mill Road appears on the Milford (1958) USGS 7.5-minute quadrangle map and Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map

information.

2670. The County confirmed its acceptance of the Old Mill Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Old Mill Road using public funds pursuant to the County's governmental right and authority.

2671. Witnesses with personal knowledge of the history of the Old Mill Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2672. Currently known reputation in the community is that the Old Mill Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2673. Public motor vehicle use of the Old Mill Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2674. The Old Mill Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2675. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Old Mill Road.

2676. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Old Mill Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Smith Spring Road, B-275

2677. The Smith Spring Road is designated as county road number B-275 and SGID road identification number RD010603 and is more or less 0.81 miles long.

2678. Exhibit 222 (attached hereto and incorporated herein) contains certain information pertaining to the Smith Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2679. In this action, the State and County seek to quiet title to the public highway right-of-way for the Smith Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 222. The Smith Spring Road includes the segment of road specifically set forth in Exhibit 222 and as exists on the ground.

Acceptance of the Smith Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

2680. The Smith Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2681. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Smith Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2682. The Smith Spring Road appears on the Beaver Lake Mtns (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2683. The Smith Spring Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Smith Spring Road using public funds pursuant to the County's governmental right and authority.

2684. Witnesses with personal knowledge of the history of the Smith Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2685. Currently known reputation in the community is that the Smith Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2686. Public motor vehicle use of the Smith Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2687. The Smith Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2688. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Smith Spring Road.

2689. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Smith Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-48-147 Road

2690. The D-48-147 Road is designated as county road number D-48-147 and SGID road identification number RD011851 and is more or less 6.18 miles long.

2691. Exhibit 223 (attached hereto and incorporated herein) contains certain information pertaining to the D-48-147 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2692. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-48-147 Road solely as it crosses United States public land as included and specifically described in Exhibit 223. The D-48-147 Road includes the segment of road specifically set forth in Exhibit 223 and as exists on the ground.

Acceptance of the D-48-147 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2693. The D-48-147 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2694. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-48-147 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2695. The D-48-147 Road appears on the Beaver Lake Mtns (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2696. The County confirmed its acceptance of the D-48-147 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-48-147 Road pursuant to the County's governmental right and authority.

2697. Witnesses with personal knowledge of the history of the D-48-147 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2698. Currently known reputation in the community is that the D-48-147 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2699. Public motor vehicle use of the D-48-147 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477

public highway right-of-way underlying this road.

2700. The D-48-147 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2701. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-48-147 Road.

2702. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-48-147 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Carbonate Gulch Road, D-110

2703. The Carbonate Gulch Road is designated as county road number D-110 and SGID road identification number RD011266 and is more or less 4.22 miles long.

2704. Exhibit 224 (attached hereto and incorporated herein) contains certain information pertaining to the Carbonate Gulch Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2705. In this action, the State and County seek to quiet title to the public highway right-of-way for the Carbonate Gulch Road solely as it crosses United States public land as included and specifically described in Exhibit 224. The Carbonate Gulch Road includes the segment of road specifically set forth in Exhibit 224 and as exists on the ground.

Acceptance of the Carbonate Gulch Road R.S. 2477 Right-of-way Prior to October 21, 1976

2706. The Carbonate Gulch Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2707. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Carbonate Gulch Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2708. The Carbonate Gulch Road appears on the Milford (1958), the Frisco (1959), and the Frisco Peak (1960) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2709. The County confirmed its acceptance of the Carbonate Gulch Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Carbonate Gulch Road pursuant to the County's governmental right and authority.

2710. Witnesses with personal knowledge of the history of the Carbonate Gulch Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2711. Currently known reputation in the community is that the Carbonate Gulch Road

has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2712. Public motor vehicle use of the Carbonate Gulch Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2713. The Carbonate Gulch Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2714. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Carbonate Gulch Road.

2715. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Carbonate Gulch Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

High Rock Road, D-125

2716. The High Rock Road is designated as county road number D-125 and SGID road identification number RD011324 and is more or less 4.36 miles long.

2717. Exhibit 225 (attached hereto and incorporated herein) contains certain information pertaining to the High Rock Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

2718. In this action, the State and County seek to quiet title to the public highway right-of-way for the High Rock Road solely as it crosses United States public land as included and specifically described in Exhibit 225. The High Rock Road includes the segment of road specifically set forth in Exhibit 225 and as exists on the ground.

Acceptance of the High Rock Road R.S. 2477 Right-of-way Prior to October 21, 1976

2719. The High Rock Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2720. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the High Rock Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2721. The High Rock Road appears on the Beaver Lake Mtns (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2722. The County confirmed its acceptance of the High Rock Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the High Rock Road pursuant to the County's governmental right and authority.

2723. Witnesses with personal knowledge of the history of the High Rock Road confirm

public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2724. Currently known reputation in the community is that the High Rock Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2725. Public motor vehicle use of the High Rock Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2726. The High Rock Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2727. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the High Rock Road.

2728. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the High Rock Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-126 Road

2729. The D-126 Road is designated as county road number D-126 and SGID road identification number RD011327 and is more or less 3.47 miles long.

2730. Exhibit 226 (attached hereto and incorporated herein) contains certain information pertaining to the D-126 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2731. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-126 Road solely as it crosses United States public land as included and specifically described in Exhibit 226. The D-126 Road includes the segment of road specifically set forth in Exhibit 226 and as exists on the ground.

Acceptance of the D-126 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2732. The D-126 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2733. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-126 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2734. The D-126 Road appears on the Beaver Lake Mtns (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2735. The County confirmed its acceptance of the D-126 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way

by managing, maintaining, or improving the D-126 Road pursuant to the County's governmental right and authority.

2736. Witnesses with personal knowledge of the history of the D-126 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2737. Currently known reputation in the community is that the D-126 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2738. Public motor vehicle use of the D-126 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2739. The D-126 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2740. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-126 Road.

2741. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-126 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-131 Road

2742. The D-131 Road is designated as county road number D-131 and SGID road identification number RD011354 and is more or less 4.74 miles long.

2743. Exhibit 227 (attached hereto and incorporated herein) contains certain information pertaining to the D-131 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2744. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-131 Road solely as it crosses United States public land as included and specifically described in Exhibit 227. The D-131 Road includes the segment of road specifically set forth in Exhibit 227 and as exists on the ground.

Acceptance of the D-131 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2745. The D-131 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2746. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-131 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2747. The D-131 Road appears on the Beaver Lake Mtns (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2748. The County confirmed its acceptance of the D-131 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-131 Road pursuant to the County's governmental right and authority.

2749. Witnesses with personal knowledge of the history of the D-131 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2750. Currently known reputation in the community is that the D-131 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2751. Public motor vehicle use of the D-131 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2752. The D-131 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2753. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-131 Road.

2754. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the D-131 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-136 Road

2755. The D-136 Road is designated as county road number D-136 and SGID road identification number RD011388 and is more or less 3.17 miles long.

2756. Exhibit 228 (attached hereto and incorporated herein) contains certain information pertaining to the D-136 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2757. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-136 Road solely as it crosses United States public land as included and specifically described in Exhibit 228. The D-136 Road includes the segment of road specifically set forth in Exhibit 228 and as exists on the ground.

Acceptance of the D-136 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2758. The D-136 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2759. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-136 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2760. The D-136 Road appears on the Beaver Lake Mtns (1960) USGS 15-minute

quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2761. The County confirmed its acceptance of the D-136 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-136 Road pursuant to the County's governmental right and authority.

2762. Witnesses with personal knowledge of the history of the D-136 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2763. Currently known reputation in the community is that the D-136 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2764. Public motor vehicle use of the D-136 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2765. The D-136 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2766. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the D-136 Road.

2767. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-136 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-170 Road

2768. The D-170 Road is designated as county road number D-170 and SGID road identification number RD011574 and is more or less 4.45 miles long.

2769. Exhibit 229 (attached hereto and incorporated herein) contains certain information pertaining to the D-170 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2770. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-170 Road solely as it crosses United States public land as included and specifically described in Exhibit 229. The D-170 Road includes the segment of road specifically set forth in Exhibit 229 and as exists on the ground.

Acceptance of the D-170 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2771. The D-170 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2772. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-170 Road as a public highway located on the land

at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2773. The D-170 Road appears on the Beaver Lake Mtns (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2774. The County confirmed its acceptance of the D-170 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-170 Road pursuant to the County's governmental right and authority.

2775. Witnesses with personal knowledge of the history of the D-170 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2776. Currently known reputation in the community is that the D-170 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2777. Public motor vehicle use of the D-170 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2778. The D-170 Road traverses a valid and perfected R.S. 2477 public highway right-

of-way as described herein.

2779. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-170 Road.

2780. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-170 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-177 Road

2781. The D-177 Road is designated as county road number D-177 and SGID road identification number RD011607 is more or less 1.14 miles long.

2782. Exhibit 230 (attached hereto and incorporated herein) contains certain information pertaining to the D-177 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2783. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-177 Road solely as it crosses United States public land as included and specifically described in Exhibit 230. The D-177 Road includes the segment of road specifically set forth in Exhibit 230 and as exists on the ground.

Acceptance of the D-177 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2784. The D-177 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2785. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-177 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2786. The D-177 Road appears on the Beaver Lake Mtns (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2787. The D-177 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-177 Road pursuant to the County's governmental right and authority.

2788. Witnesses with personal knowledge of the history of the D-177 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2789. Currently known reputation in the community is that the D-177 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2790. Public motor vehicle use of the D-177 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2791. The D-177 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2792. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-177 Road.

2793. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-177 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-178 Road

2794. The D-178 Road is designated as county road number D-178 and SGID road identification number RD011609 is more or less 0.83 miles long.

2795. Exhibit 231 (attached hereto and incorporated herein) contains certain information pertaining to the D-178 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2796. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-178 Road solely as it crosses United States public land as included and specifically described in Exhibit 231. The D-178 Road includes the segment of road specifically set forth in Exhibit 231 and as exists on the ground.

Acceptance of the D-178 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2797. The D-178 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2798. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-178 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2799. The D-178 Road appears on the Beaver Lake Mtns (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

2800. The County confirmed its acceptance of the D-178 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-178 Road pursuant to the County's governmental right and authority.

2801. Witnesses with personal knowledge of the history of the D-178 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2802. Currently known reputation in the community is that the D-178 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2803. Public motor vehicle use of the D-178 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2804. The D-178 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2805. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-178 Road.

2806. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-178 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-181 Road

2807. The D-181 Road is designated as county road number D-181 and SGID road identification number RD011622 is more or less 4.29 miles long.

2808. Exhibit 232 (attached hereto and incorporated herein) contains certain information pertaining to the D-181 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2809. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-181 Road solely as it crosses United States public land as included and

specifically described in Exhibit 232. The D-181 Road includes the segment of road specifically set forth in Exhibit 232 and as exists on the ground.

Acceptance of the D-181 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2810. The D-181 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2811. The D-181 Road appears on the Beaver Lake Mtns (1960) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2812. The D-181 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-181 Road pursuant to the County's governmental right and authority.

2813. Witnesses with personal knowledge of the history of the D-181 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2814. Currently known reputation in the community is that the D-181 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2815. Public motor vehicle use of the D-181 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public

highway right-of-way underlying this road.

2816. The D-181 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2817. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-181 Road.

2818. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-181 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-183 Road

2819. The D-183 Road is designated as county road number D-183 and SGID road identification number RD011634 is more or less 5.77 miles long.

2820. Exhibit 233 (attached hereto and incorporated herein) contains certain information pertaining to the D-183 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2821. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-183 Road solely as it crosses United States public land as included and specifically described in Exhibit 233. The D-183 Road includes the segment of road specifically set forth in Exhibit 233 and as exists on the ground.

Acceptance of the D-183 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2822. The D-183 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2823. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-178 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2824. The D-183 Road appears on the Milford (1958) USGS 7.5-minute quadrangle map and the Beaver Lake Mtns (1960) 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2825. The County confirmed its acceptance of the D-183 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-183 Road pursuant to the County's governmental right and authority.

2826. Witnesses with personal knowledge of the history of the D-183 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2827. Currently known reputation in the community is that the D-183 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to

October 21, 1976, and continuing to the present.

2828. Public motor vehicle use of the D-183 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2829. The D-183 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2830. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-183 Road.

2831. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-183 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-456 Road

2832. The D-456 Road is designated as county road number D-456 and SGID road identification number RD011839 is more or less 4.34 miles long.

2833. Exhibit 234 (attached hereto and incorporated herein) contains certain information pertaining to the D-456 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2834. In this action, the State and County seek to quiet title to the public highway right-

of-way for the D-456 Road solely as it crosses United States public land as included and specifically described in Exhibit 234. The D-456 Road includes the segment of road specifically set forth in Exhibit 234 and as exists on the ground.

Acceptance of the D-456 Road R.S. 2477 Right-of-way Prior to October 21, 1976

2835. The D-456 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2836. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-178 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2837. The D-456 Road appears on the Milford (1958) and the Beaver Lake Mtns (1960) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2838. The County confirmed its acceptance of the D-456 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-456 Road pursuant to the County's governmental right and authority.

2839. Witnesses with personal knowledge of the history of the D-456 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2840. Currently known reputation in the community is that the D-456 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2841. Public motor vehicle use of the D-456 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2842. The D-456 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2843. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-456 Road.

2844. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-456 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

THIRTEENTH CAUSE OF ACTION – QUIET TITLE
SHAUNTIE ROAD AREA

2845. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

2846. The Shauntie Road Area is located in central Beaver County. *See* Exhibit 14 for more detailed map information.

2847. The Shauntie Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Pioche Road, B-11; (2) Hickory Peak

Road, B-104; (3) Pioche Diagonal Road, B-105; (4) Vicks Peak Road, B-107; (5) East Star Range Road, B-108; (6) Elephant Canyon Road, B-109; (7) Topache Peak Road, B-110; (8) Shauntie Hills Road, B-111; (9) Shauntie Diagonal Road, B-112; (10) Copper King Mine Road, B-113; (11) Laho Road, B-114; (12) Dead Horse Well Road, B-134; (13) D-461 Road; (14) Historic Freight Route Road, D-526; (15) D-948 Road; (16) D-954 Road; (17) D-997 Road; (18) D-1008 Road; (19) D-1024 Road; and (20) D-1025 Road.

2848. Each right-of-way claimed in the Shauntie Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

2849. All rights-of-way claimed in the Shauntie Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

2850. All rights-of-way claimed in the Shauntie Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

2851. Prior to October 21, 1976, the State of Utah, Beaver County, and the public

through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Pioche Road, B-11

2852. The Pioche Road is designated as county road number B-11 and SGID road identification number RD010016 and is more or less 15.93 miles long.

2853. Exhibit 235 (attached hereto and incorporated herein) contains certain information pertaining to the Pioche Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2854. In this action, the State and County seek to quiet title to the public highway right-of-way for the Pioche Road solely as it crosses United States public land as included and specifically described in Exhibit 235. The Pioche Road includes the segment of road specifically set forth in Exhibit 235 and as exists on the ground.

Acceptance of the Pioche Road R.S. 2477 Right-of-way Prior to October 21, 1976

2855. The Pioche Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2856. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Pioche Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2857. The Pioche Road appears on the Milford Flat (1953) and the Milford (1958) USGS 7.5-minute quadrangle maps, and the Thermo (1958) and the Milford (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2858. The County confirmed its acceptance of the Pioche Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Pioche Road using public funds pursuant to the County's governmental right and authority.

2859. Witnesses with personal knowledge of the history of the Pioche Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2860. Currently known reputation in the community is that the Pioche Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2861. Public motor vehicle use of the Pioche Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2862. The Pioche Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2863. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Pioche Road.

2864. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Pioche Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Hickory Peak Road, B-104

2865. The Hickory Peak Road is designated as county road number B-104 and SGID road identification number RD010010 and is more or less 3.09 miles long.

2866. Exhibit 236 (attached hereto and incorporated herein) contains certain information pertaining to the Hickory Peak Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2867. In this action, the State and County seek to quiet title to the public highway right-of-way for the Hickory Peak Road solely as it crosses United States public land as included and specifically described in Exhibit 236. The Hickory Peak Road includes the segment of road specifically set forth in Exhibit 236 and as exists on the ground.

Acceptance of the Hickory Peak Road R.S. 2477 Right-of-way Prior to October 21, 1976

2868. The Hickory Peak Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2869. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Hickory Peak Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2870. The Hickory Peak Road appears on the Milford (1958) USGS 7.5-minute quadrangle map and Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2871. The County confirmed its acceptance of the Hickory Peak Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Hickory Peak Road using public funds pursuant to the County's governmental right and authority.

2872. Witnesses with personal knowledge of the history of the Hickory Peak Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2873. Currently known reputation in the community is that the Hickory Peak Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2874. Public motor vehicle use of the Hickory Peak Road as a public thoroughfare

traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2875. The Hickory Peak Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2876. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Hickory Peak Road.

2877. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Hickory Peak Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Pioche Diagonal Road, B-105

2878. The Pioche Diagonal Road is designated as county road number B-105 and SGID road identification number RD010011 and is more or less 2.22 miles long.

2879. Exhibit 237 (attached hereto and incorporated herein) contains certain information pertaining to the Pioche Diagonal Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2880. In this action, the State and County seek to quiet title to the public highway right-of-way for the Pioche Diagonal Road solely as it crosses United States public land as included

and specifically described in Exhibit 237. The Pioche Diagonal Road includes the segment of road specifically set forth in Exhibit 237 and as exists on the ground.

Acceptance of the Pioche Diagonal Road R.S. 2477 Right-of-way Prior to October 21, 1976

2881. The Pioche Diagonal Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2882. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Pioche Diagonal Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2883. The Pioche Diagonal Road appears on the Milford (1958) USGS 7.5-minute quadrangle map and Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2884. The County confirmed its acceptance of the Pioche Diagonal Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Pioche Diagonal Road using public funds pursuant to the County's governmental right and authority.

2885. Witnesses with personal knowledge of the history of the Pioche Diagonal Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21,

1976.

2886. Currently known reputation in the community is that the Pioche Diagonal Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2887. Public motor vehicle use of the Pioche Diagonal Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2888. The Pioche Diagonal Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2889. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Pioche Diagonal Road.

2890. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Pioche Diagonal Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Vicks Peak Road, B-107

2891. The Vicks Peak Road is designated as county road number B-107 and SGID road identification number RD010013 and is more or less 5.46 miles long.

2892. Exhibit 238 (attached hereto and incorporated herein) contains certain information

pertaining to the Vicks Peak Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2893. In this action, the State and County seek to quiet title to the public highway right-of-way for the Vicks Peak Road solely as it crosses United States public land as included and specifically described in Exhibit 238. The Vicks Peak Road includes the segment of road specifically set forth in Exhibit 238 and as exists on the ground.

Acceptance of the Vicks Peak Road R.S. 2477 Right-of-way Prior to October 21, 1976

2894. The Vicks Peak Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2895. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Vicks Peak Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2896. The Vicks Peak Road appears on the Milford (1958) and the Milford Flat (1953) USGS 7.5-minute quadrangle maps, and the Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2897. The County confirmed its acceptance of the Vicks Peak Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way

by managing, maintaining, or improving the Vicks Peak Road using public funds pursuant to the County's governmental right and authority.

2898. Witnesses with personal knowledge of the history of the Vicks Peak Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2899. Currently known reputation in the community is that the Vicks Peak Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2900. Public motor vehicle use of the Vicks Peak Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2901. The Vicks Peak Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2902. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Vicks Peak Road.

2903. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Vicks Peak Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this

road.

East Star Range Road, B-108

2904. The East Star Range Road is designated as county road number B-108 and SGID road identification number RD010014 and is more or less 1.63 miles long.

2905. Exhibit 239 (attached hereto and incorporated herein) contains certain information pertaining to the East Star Range Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2906. In this action, the State and County seek to quiet title to the public highway right-of-way for the East Star Range Road solely as it crosses United States public land as included and specifically described in Exhibit 239. The East Star Range Road includes the segment of road specifically set forth in Exhibit 239 and as exists on the ground.

Acceptance of the East Star Range Road R.S. 2477 Right-of-way Prior to October 21, 1976

2907. The East Star Range Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2908. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the East Star Range Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2909. The East Star Range Road appears on the Milford Flat (1953) USGS 7.5-minute quadrangle map and the Milford (1958) USGS 15-minute quadrangle map, which evidence the

existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2910. The County confirmed its acceptance of the East Star Range Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the East Star Range Road using public funds pursuant to the County's governmental right and authority.

2911. Witnesses with personal knowledge of the history of the East Star Range Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2912. Currently known reputation in the community is that the East Star Range Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2913. Public motor vehicle use of the East Star Range Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2914. The East Star Range Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2915. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the East Star Range Road.

2916. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the East Star Range Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Elephant Canyon Road, B-109

2917. The Elephant Canyon Road is designated as county road number B-109 and SGID road identification number RD010015 and is more or less 2.69 miles long.

2918. Exhibit 240 (attached hereto and incorporated herein) contains certain information pertaining to the Elephant Canyon Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2919. In this action, the State and County seek to quiet title to the public highway right-of-way for the Elephant Canyon Road solely as it crosses United States public land as included and specifically described in Exhibit 240. The Elephant Canyon Road includes the segment of road specifically set forth in Exhibit 240 and as exists on the ground.

Acceptance of the Elephant Canyon Road R.S. 2477 Right-of-way Prior to October 21, 1976

2920. The Elephant Canyon Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2921. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Elephant Canyon Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2922. The Elephant Canyon Road appears on the Milford Flat (1953) USGS 7.5-minute quadrangle map and the Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2923. The County confirmed its acceptance of the Elephant Canyon Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Elephant Canyon Road using public funds pursuant to the County's governmental right and authority.

2924. Witnesses with personal knowledge of the history of the Elephant Canyon Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2925. Currently known reputation in the community is that the Elephant Canyon Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2926. Public motor vehicle use of the Elephant Canyon Road as a public thoroughfare

traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2927. The Elephant Canyon Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2928. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Elephant Canyon Road.

2929. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Elephant Canyon Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Topache Peak Road, B-110

2930. The Topache Peak Road is designated as county road number B-110 and SGID road identification number RD010017 and is more or less 2.61 miles long.

2931. Exhibit 241 (attached hereto and incorporated herein) contains certain information pertaining to the Topache Peak Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2932. In this action, the State and County seek to quiet title to the public highway right-of-way for the Topache Peak Road solely as it crosses United States public land as included and

specifically described in Exhibit 241. The Topache Peak Road includes the segment of road specifically set forth in Exhibit 241 and as exists on the ground.

Acceptance of the Topache Peak Road R.S. 2477 Right-of-way Prior to October 21, 1976

2933. The Topache Peak Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2934. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Topache Peak Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2935. The Topache Peak Road appears on the Milford (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2936. The County confirmed its acceptance of the Topache Peak Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Topache Peak Road using public funds pursuant to the County's governmental right and authority.

2937. Witnesses with personal knowledge of the history of the Topache Peak Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2938. Currently known reputation in the community is that the Topache Peak Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2939. Public motor vehicle use of the Topache Peak Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2940. The Topache Peak Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2941. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Topache Peak Road.

2942. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Topache Peak Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Shauntie Hills Road, B-111

2943. The Shauntie Hills Road is designated as county road number B-111 and SGID road identification number RD010018 and is more or less 12.71 miles long.

2944. Exhibit 242 (attached hereto and incorporated herein) contains certain information pertaining to the Shauntie Hills Road including: a map depicting the road; township, range, and

section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2945. In this action, the State and County seek to quiet title to the public highway right-of-way for the Shauntie Hills Road solely as it crosses United States public land as included and specifically described in Exhibit 242. The Shauntie Hills Road includes the segment of road specifically set forth in Exhibit 242 and as exists on the ground.

Acceptance of the Shauntie Hills Road R.S. 2477 Right-of-way Prior to October 21, 1976

2946. The Shauntie Hills Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2947. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Shauntie Hills Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2948. The Shauntie Hills Road appears on the Milford (1958) USGS 7.5-minute quadrangle map and Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2949. The County confirmed its acceptance of the Shauntie Hills Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Shauntie Hills Road using public funds pursuant to

the County's governmental right and authority.

2950. Witnesses with personal knowledge of the history of the Shauntie Hills Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2951. Currently known reputation in the community is that the Shauntie Hills Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2952. Public motor vehicle use of the Shauntie Hills Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2953. The Shauntie Hills Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2954. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Shauntie Hills Road.

2955. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Shauntie Hills Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Shauntie Diagonal Road, B-112

2956. The Shauntie Diagonal Road is designated as county road number B-112 and SGID road identification number RD010019 and is more or less 1.90 miles long.

2957. Exhibit 243 (attached hereto and incorporated herein) contains certain information pertaining to the Shauntie Diagonal Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2958. In this action, the State and County seek to quiet title to the public highway right-of-way for the Shauntie Diagonal Road solely as it crosses United States public land as included and specifically described in Exhibit 243. The Shauntie Diagonal Road includes the segment of road specifically set forth in Exhibit 243 and as exists on the ground.

Acceptance of the Shauntie Diagonal Road R.S. 2477 Right-of-way Prior to October 21, 1976

2959. The Shauntie Diagonal Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2960. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Shauntie Diagonal Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2961. The Shauntie Diagonal Road appears on the Milford (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2962. The County confirmed its acceptance of the Shauntie Diagonal Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Shauntie Diagonal Road using public funds pursuant to the County's governmental right and authority.

2963. Witnesses with personal knowledge of the history of the Shauntie Diagonal Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2964. Currently known reputation in the community is that the Shauntie Diagonal Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2965. Public motor vehicle use of the Shauntie Diagonal Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2966. The Shauntie Diagonal Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2967. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Shauntie Diagonal Road.

2968. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Shauntie Diagonal Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Copper King Mine Road, B-113

2969. The Copper King Mine Road is designated as county road number B-113 and SGID road identification number RD010020 and is more or less 1.58 miles long.

2970. Exhibit 244 (attached hereto and incorporated herein) contains certain information pertaining to the Copper King Mine Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2971. In this action, the State and County seek to quiet title to the public highway right-of-way for the Copper King Mine Road solely as it crosses United States public land as included and specifically described in Exhibit 244. The Copper King Mine Road includes the segment of road specifically set forth in Exhibit 244 and as exists on the ground.

Acceptance of the Copper King Mine Road R.S. 2477 Right-of-way Prior to October 21, 1976

2972. The Copper King Mine Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2973. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Copper King Mine Road as a public highway located on

the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2974. The Copper King Mine Road appears on the Milford (1958) USGS 7.5-minute quadrangle map and Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2975. The County confirmed its acceptance of the Copper King Mine Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Copper King Mine Road using public funds pursuant to the County's governmental right and authority.

2976. Witnesses with personal knowledge of the history of the Copper King Mine Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2977. Currently known reputation in the community is that the Copper King Mine Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

2978. Public motor vehicle use of the Copper King Mine Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477

public highway right-of-way underlying this road.

2979. The Copper King Mine Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2980. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Copper King Mine Road.

2981. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Copper King Mine Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Laho Road, B-114

2982. The Laho Road is designated as county road number B-114 and SGID road identification number RD010021 and is more or less 8.81 miles long.

2983. Exhibit 245 (attached hereto and incorporated herein) contains certain information pertaining to the Laho Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2984. In this action, the State and County seek to quiet title to the public highway right-of-way for the Laho Road solely as it crosses United States public land as included and specifically described in Exhibit 245. The Laho Road includes the segment of road specifically set forth in Exhibit 245 and as exists on the ground.

Acceptance of the Laho Road R.S. 2477 Right-of-way Prior to October 21, 1976

2985. The Laho Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2986. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Laho Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

2987. The Laho Road appears on the Milford Flat (1953) USGS 7.5-minute quadrangle map and the Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

2988. The County confirmed its acceptance of the Laho Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Laho Road using public funds pursuant to the County's governmental right and authority.

2989. Witnesses with personal knowledge of the history of the Laho Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

2990. Currently known reputation in the community is that the Laho Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to

October 21, 1976, and continuing to the present.

2991. Public motor vehicle use of the Laho Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

2992. The Laho Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

2993. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Laho Road.

2994. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Laho Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Dead Horse Well Road, B-134

2995. The Dead Horse Well Road is designated as county road number B-134 and SGID road identification number RD010034 and is more or less 4.97 miles long.

2996. Exhibit 246 (attached hereto and incorporated herein) contains certain information pertaining to the Dead Horse Well Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

2997. In this action, the State and County seek to quiet title to the public highway right-

of-way for the Dead Horse Well Road solely as it crosses United States public land as included and specifically described in Exhibit 246. The Dead Horse Well Road includes the segment of road specifically set forth in Exhibit 246 and as exists on the ground.

Acceptance of the Dead Horse Well Road R.S. 2477 Right-of-way Prior to October 21, 1976

2998. The Dead Horse Well Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

2999. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Dead Horse Well Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3000. The Dead Horse Well Road appears on the Milford (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3001. The County confirmed its acceptance of the Dead Horse Well Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Dead Horse Well Road using public funds pursuant to the County's governmental right and authority.

3002. Witnesses with personal knowledge of the history of the Dead Horse Well Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21,

1976.

3003. Currently known reputation in the community is that the Dead Horse Well Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3004. Public motor vehicle use of the Dead Horse Well Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3005. The Dead Horse Well Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3006. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Dead Horse Well Road.

3007. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Dead Horse Well Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-461 Road

3008. The D-461 Road is designated as county road number D-461 and SGID road identification number RD011842 and is more or less 3.33 miles long.

3009. Exhibit 247 (attached hereto and incorporated herein) contains certain information

pertaining to the D-461 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3010. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-461 Road solely as it crosses United States public land as included and specifically described in Exhibit 247. The D-461 Road includes the segment of road specifically set forth in Exhibit 247 and as exists on the ground.

Acceptance of the D-461 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3011. The D-461 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3012. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-461 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3013. The D-461 Road appears on the Milford (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3014. The County confirmed its acceptance of the D-461 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-461 Road pursuant to the County's governmental

right and authority.

3015. Witnesses with personal knowledge of the history of the D-461 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3016. Currently known reputation in the community is that the D-461 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3017. Public motor vehicle use of the D-461 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3018. The D-461 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3019. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-461 Road.

3020. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-461 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Historic Freight Route Road, D-526

3021. The Historic Freight Route Road is designated as county road number D-526 and

SGID road identification number RD011864 and is more or less 7.22 miles long.

3022. Exhibit 248 (attached hereto and incorporated herein) contains certain information pertaining to the Historic Freight Route Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3023. In this action, the State and County seek to quiet title to the public highway right-of-way for the Historic Freight Route Road solely as it crosses United States public land as included and specifically described in Exhibit 248. The Historic Freight Route Road includes the segment of road specifically set forth in Exhibit 248 and as exists on the ground.

Acceptance of the Historic Freight Route Road R.S. 2477 Right-of-way Prior to October 21, 1976

3024. The Historic Freight Route Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3025. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Historic Freight Route Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3026. The Historic Freight Route Road appears on the Milford Flat (1953) and the Milford (1958) USGS 7.5-minute quadrangle maps, and the Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3027. The County confirmed its acceptance of the Historic Freight Route Road by 1959,

when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Historic Freight Route Road pursuant to the County's governmental right and authority.

3028. Witnesses with personal knowledge of the history of the Historic Freight Route Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3029. Currently known reputation in the community is that the Historic Freight Route Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3030. Public motor vehicle use of the Historic Freight Route Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3031. The Historic Freight Route Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3032. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Historic Freight Route Road.

3033. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the Historic Freight Route Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-948 Road

3034. The D-948 Road is designated as county road number D-948 and SGID road identification number RD012091 and is more or less 2.10 miles long.

3035. Exhibit 249 (attached hereto and incorporated herein) contains certain information pertaining to the D-948 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3036. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-948 Road solely as it crosses United States public land as included and specifically described in Exhibit 249. The D-948 Road includes the segment of road specifically set forth in Exhibit 249 and as exists on the ground.

Acceptance of the D-948 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3037. The D-948 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3038. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-948 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3039. The D-948 Road appears on the Milford (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3040. The D-948 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-948 Road pursuant to the County's governmental right and authority.

3041. Witnesses with personal knowledge of the history of the D-948 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3042. Currently known reputation in the community is that the D-948 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3043. Public motor vehicle use of the D-948 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3044. The D-948 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3045. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the D-948 Road.

3046. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-948 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-954 Road

3047. The D-954 Road is designated as county road number D-954 and SGID road identification number RD012093 and is more or less 2.25 miles long.

3048. Exhibit 250 (attached hereto and incorporated herein) contains certain information pertaining to the D-954 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3049. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-954 Road solely as it crosses United States public land as included and specifically described in Exhibit 250. The D-954 Road includes the segment of road specifically set forth in Exhibit 250 and as exists on the ground.

Acceptance of the D-954 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3050. The D-954 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3051. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-954 Road as a public highway located on the land

at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3052. The D-954 Road appears on the Milford (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3053. The County confirmed its acceptance of the D-954 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-954 Road pursuant to the County's governmental right and authority.

3054. Witnesses with personal knowledge of the history of the D-954 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3055. Currently known reputation in the community is that the D-954 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3056. Public motor vehicle use of the D-954 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3057. The D-954 Road traverses a valid and perfected R.S. 2477 public highway right-

of-way as described herein.

3058. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-954 Road.

3059. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-954 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-997 Road

3060. The D-997 Road is designated as county road number D-997 and SGID road identification number RD012110 and is more or less 0.88 miles long.

3061. Exhibit 251 (attached hereto and incorporated herein) contains certain information pertaining to the D-997 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3062. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-997 Road solely as it crosses United States public land as included and specifically described in Exhibit 251. The D-997 Road includes the segment of road specifically set forth in Exhibit 251 and as exists on the ground.

Acceptance of the D-997 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3063. The D-997 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3064. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-997 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3065. The D-997 Road appears on the Milford (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3066. The D-997 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-997 Road pursuant to the County's governmental right and authority.

3067. Witnesses with personal knowledge of the history of the D-997 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3068. Currently known reputation in the community is that the D-997 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3069. Public motor vehicle use of the D-997 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3070. The D-997 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3071. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-997 Road.

3072. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-997 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1008 Road

3073. The D-1008 Road, also known as D-1008 and D-1008B, is designated as county road number D-1008 and SGID road identification number RD011222 and is more or less 1.33 miles long.

3074. Exhibit 252 (attached hereto and incorporated herein) contains certain information pertaining to the D-1008 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3075. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1008 Road solely as it crosses United States public land as included and specifically described in Exhibit 252. The D-1008 Road includes the segment of road specifically set forth in Exhibit 252 and as exists on the ground.

Acceptance of the D-1008 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3076. The D-1008 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3077. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-1008 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3078. The D-1008 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1008 Road pursuant to the County's governmental right and authority.

3079. Witnesses with personal knowledge of the history of the D-1008 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3080. Currently known reputation in the community is that the D-1008 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3081. Public motor vehicle use of the D-1008 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3082. The D-1008 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3083. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1008 Road.

3084. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1008 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1024 Road

3085. The D-1024 Road, also known as D-1024 and D-1024B, is designated as county road number D-1024 and SGID road identification number RD011226 and is more or less 2.28 miles long.

3086. Exhibit 253 (attached hereto and incorporated herein) contains certain information pertaining to the D-1024 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3087. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1024 Road solely as it crosses United States public land as included and specifically described in Exhibit 253. The D-1024 Road includes the segment of road specifically set forth in Exhibit 253 and as exists on the ground.

Acceptance of the D-1024 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3088. The D-1024 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3089. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1024 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3090. The D-1024 Road appears on the Milford Flat (1953) USGS 7.5-minute quadrangle map and the Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3091. The D-1024 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1024 Road pursuant to the County's governmental right and authority.

3092. Witnesses with personal knowledge of the history of the D-1024 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3093. Currently known reputation in the community is that the D-1024 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3094. Public motor vehicle use of the D-1024 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3095. The D-1024 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3096. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1024 Road.

3097. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1024 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1025 Road

3098. The D-1025 Road is designated as county road number D-1025 and SGID road identification number RD011228 and is more or less 2.68 miles long.

3099. Exhibit 254 (attached hereto and incorporated herein) contains certain information pertaining to the D-1025 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3100. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1025 Road solely as it crosses United States public land as included and

specifically described in Exhibit 254. The D-1025 Road includes the segment of road specifically set forth in Exhibit 254 and as exists on the ground.

Acceptance of the D-1025 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3101. The D-1025 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3102. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1025 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3103. The D-1025 Road appears on the Milford Flat (1953) USGS 7.5-minute quadrangle map and the Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3104. The County confirmed its acceptance of the D-1025 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1025 Road pursuant to the County's governmental right and authority.

3105. Witnesses with personal knowledge of the history of the D-1025 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3106. Currently known reputation in the community is that the D-1025 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3107. Public motor vehicle use of the D-1025 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3108. The D-1025 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3109. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1025 Road.

3110. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1025 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

FOURTEENTH CAUSE OF ACTION – QUIET TITLE
JOCKEY ROAD AREA

3111. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

3112. The Jockey Road Area is located in south-central Beaver County. *See* Exhibit 15 for more detailed map information.

3113. The Jockey Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Jockey Road, B-5; (2) Thermo Road, B-

115; (3) Thermo Pit Road, B-122; (4) D-938 Road; (5) D-962 Road; (6) D-1351 Road; (7) D-1352 Road; (8) D-1356 Road; (9) D-1358 Road; (10) Burns Well Road, D-1359; and (11) D-1370 Road.

3114. Each right-of-way claimed in the Jockey Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

3115. All rights-of-way claimed in the Jockey Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

3116. All rights-of-way claimed in the Jockey Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

3117. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Jockey Road, B-5

3118. The Jockey Road is designated as county road number B-5 and SGID road identification number RD010135 and is more or less 28.50 miles long.

3119. Exhibit 255 (attached hereto and incorporated herein) contains certain information pertaining to the Jockey Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3120. In this action, the State and County seek to quiet title to the public highway right-of-way for the Jockey Road solely as it crosses United States public land as included and specifically described in Exhibit 255. The Jockey Road includes the segment of road specifically set forth in Exhibit 255 and as exists on the ground.

Acceptance of the Jockey Road R.S. 2477 Right-of-way Prior to October 21, 1976

3121. The Jockey Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3122. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Jockey Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3123. The Jockey Road appears on the Observation Knoll (1971), the Tetons (1971), the Blue Mountain (1971), and the Burns Knoll (1971) USGS 7.5-minute quadrangle maps, and the Thermo (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and

acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3124. The County confirmed its acceptance of the Jockey Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Jockey Road using public funds pursuant to the County's governmental right and authority.

3125. Witnesses with personal knowledge of the history of the Jockey Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3126. Currently known reputation in the community is that the Jockey Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3127. Public motor vehicle use of the Jockey Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3128. The Jockey Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3129. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the Jockey Road.

3130. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Jockey Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Thermo Road, B-115

3131. The Thermo Road is designated as county road number B-115 and SGID road identification number RD010022 and is more or less 25.63 miles long.

3132. Exhibit 256 (attached hereto and incorporated herein) contains certain information pertaining to the Thermo Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3133. In this action, the State and County seek to quiet title to the public highway right-of-way for the Thermo Road solely as it crosses United States public land as included and specifically described in Exhibit 256. The Thermo Road includes the segment of road specifically set forth in Exhibit 256 and as exists on the ground.

Acceptance of the Thermo Road R.S. 2477 Right-of-way Prior to October 21, 1976

3134. The Thermo Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3135. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Thermo Road as a public highway located on the land at

issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3136. The Thermo Road appears on the Burns Knoll (1971), the Ninemile Knoll (1953), and Minersville (1953) USGS 7.5-minute quadrangle maps, and the Thermo (1958) and Minersville (1958) USGS 15-minute quadrangles maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3137. The County confirmed its acceptance of the Thermo Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Thermo Road using public funds pursuant to the County's governmental right and authority.

3138. Witnesses with personal knowledge of the history of the Thermo Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3139. Currently known reputation in the community is that the Thermo Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3140. Public motor vehicle use of the Thermo Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public

highway right-of-way underlying this road.

3141. The Thermo Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3142. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Thermo Road.

3143. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Thermo Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Thermo Pit Road, B-122

3144. The Thermo Pit Road is designated as county road number B-122 and SGID road identification number RD011213 and is more or less 0.53 miles long.

3145. Exhibit 257 (attached hereto and incorporated herein) contains certain information pertaining to the Thermo Pit Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3146. In this action, the State and County seek to quiet title to the public highway right-of-way for the Thermo Pit Road solely as it crosses United States public land as included and specifically described in Exhibit 257. The Thermo Pit Road includes the segment of road specifically set forth in Exhibit 257 and as exists on the ground.

Acceptance of the Thermo Pit Road R.S. 2477 Right-of-way Prior to October 21, 1976

3147. The Thermo Pit Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3148. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Thermo Pit Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3149. The County confirmed its acceptance of the Thermo Pit Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Thermo Pit Road using public funds pursuant to the County's governmental right and authority.

3150. Witnesses with personal knowledge of the history of the Thermo Pit Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3151. Currently known reputation in the community is that the Thermo Pit Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3152. Public motor vehicle use of the Thermo Pit Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for

a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3153. The Thermo Pit Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3154. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Thermo Pit Road.

3155. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Thermo Pit Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-938 Road

3156. The D-938 Road is designated as county road number D-938 and SGID road identification number RD012087 and is more or less 2.31 miles long.

3157. Exhibit 258 (attached hereto and incorporated herein) contains certain information pertaining to the D-938 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3158. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-938 Road solely as it crosses United States public land as included and specifically described in Exhibit 258. The D-938 Road includes the segment of road specifically

set forth in Exhibit 258 and as exists on the ground.

Acceptance of the D-938 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3159. The D-938 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3160. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-938 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3161. The D-938 appears on the Burns Knoll (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3162. The County confirmed its acceptance of the D-938 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-938 Road pursuant to the County's governmental right and authority.

3163. Witnesses with personal knowledge of the history of the D-938 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3164. Currently known reputation in the community is that the D-938 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to

October 21, 1976, and continuing to the present.

3165. Public motor vehicle use of the D-938 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3166. The D-938 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3167. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-938 Road.

3168. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-938 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-962 Road

3169. The D-962 Road is designated as county road number D-962 and SGID road identification number RD012101 and is more or less 2.07 miles long.

3170. Exhibit 259 (attached hereto and incorporated herein) contains certain information pertaining to the D-962 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3171. In this action, the State and County seek to quiet title to the public highway right-

of-way for the D-962 Road solely as it crosses United States public land as included and specifically described in Exhibit 259. The D-962 Road includes the segment of road specifically set forth in Exhibit 259 and as exists on the ground.

Acceptance of the D-962 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3172. The D-962 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3173. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-962 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3174. The D-962 appears on the Milford (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3175. The D-962 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-962 Road pursuant to the County's governmental right and authority.

3176. Witnesses with personal knowledge of the history of the D-962 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3177. Currently known reputation in the community is that the D-962 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3178. Public motor vehicle use of the D-962 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3179. The D-962 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3180. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-962 Road.

3181. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-962 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1351 Road

3182. The D-1351 Road is designated as county road number D-1351 and SGID road identification number RD011381 and is more or less 2.32 miles long.

3183. Exhibit 260 (attached hereto and incorporated herein) contains certain information pertaining to the D-1351 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3184. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1351 Road solely as it crosses United States public land as included and specifically described in Exhibit 260. The D-1351 Road includes the segment of road specifically set forth in Exhibit 260 and as exists on the ground.

Acceptance of the D-1351 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3185. The D-1351 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3186. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1351 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3187. The D-1351 appears on the Blue Mountain (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3188. The D-1351 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1351 Road pursuant to the County's governmental right and authority.

3189. Witnesses with personal knowledge of the history of the D-1351 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3190. Currently known reputation in the community is that the D-1351 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3191. Public motor vehicle use of the D-1351 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3192. The D-1351 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3193. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1351 Road.

3194. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1351 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1352 Road

3195. The D-1352 Road is designated as county road number D-1352 and SGID road identification number RD011382 and is more or less 0.52 miles long.

3196. Exhibit 261 (attached hereto and incorporated herein) contains certain information pertaining to the D-1352 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

3197. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1352 Road solely as it crosses United States public land as included and specifically described in Exhibit 261. The D-1352 Road includes the segment of road specifically set forth in Exhibit 261 and as exists on the ground.

Acceptance of the D-1352 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3198. The D-1352 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3199. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1352 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3200. The D-1352 appears on the Blue Mountain (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3201. The D-1352 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1352 Road pursuant to the County's governmental right and authority.

3202. Witnesses with personal knowledge of the history of the D-1352 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous

basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3203. Currently known reputation in the community is that the D-1352 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3204. Public motor vehicle use of the D-1352 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3205. The D-1352 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3206. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1352 Road.

3207. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1352 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1356 Road

3208. The D-1356 Road is designated as county road number D-1356 and SGID road identification number RD011385 and is more or less 3.59 miles long.

3209. Exhibit 262 (attached hereto and incorporated herein) contains certain information pertaining to the D-1356 Road including: a map depicting the road; township, range, and section

references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3210. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1356 Road solely as it crosses United States public land as included and specifically described in Exhibit 262. The D-1356 Road includes the segment of road specifically set forth in Exhibit 262 and as exists on the ground.

Acceptance of the D-1356 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3211. The D-1356 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3212. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-1356 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3213. The D-1356 appears on the Blue Mountain (1971) and the Burns Knoll (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3214. The County confirmed its acceptance of the D-1356 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1356 Road pursuant to the County's governmental right and authority.

3215. Witnesses with personal knowledge of the history of the D-1356 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3216. Currently known reputation in the community is that the D-1356 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3217. Public motor vehicle use of the D-1356 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3218. The D-1356 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3219. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1356 Road.

3220. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1356 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1358 Road

3221. The D-1358 Road is designated as county road number D-1358 and SGID road identification number RD011386 and is more or less 1.27 miles long.

3222. Exhibit 263 (attached hereto and incorporated herein) contains certain information pertaining to the D-1358 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3223. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1358 Road solely as it crosses United States public land as included and specifically described in Exhibit 263. The D-1358 Road includes the segment of road specifically set forth in Exhibit 263 and as exists on the ground.

Acceptance of the D-1358 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3224. The D-1358 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3225. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1358 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3226. The D-1358 appears on the Burns Knoll (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3227. The D-1358 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1358 Road pursuant to the County's governmental

right and authority.

3228. Witnesses with personal knowledge of the history of the D-1358 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3229. Currently known reputation in the community is that the D-1358 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3230. Public motor vehicle use of the D-1358 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3231. The D-1358 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3232. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1358 Road.

3233. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1358 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Burns Well Road, D-1359

3234. The Burns Well Road is designated as county road number D-1359 and SGID

road identification number RD011387 and is more or less 2.87 miles long.

3235. Exhibit 264 (attached hereto and incorporated herein) contains certain information pertaining to the Burns Well Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3236. In this action, the State and County seek to quiet title to the public highway right-of-way for the Burns Well Road solely as it crosses United States public land as included and specifically described in Exhibit 264. The Burns Well Road includes the segment of road specifically set forth in Exhibit 264 and as exists on the ground.

Acceptance of the Burns Well Road R.S. 2477 Right-of-way Prior to October 21, 1976

3237. The Burns Well Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3238. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Burns Well Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3239. The Burns Well appears on the Burns Knoll (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3240. The Burns Well Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by

managing, maintaining, or improving the Burns Well Road pursuant to the County's governmental right and authority.

3241. Witnesses with personal knowledge of the history of the Burns Well Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3242. Currently known reputation in the community is that the Burns Well Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3243. Public motor vehicle use of the Burns Well Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3244. The Burns Well Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3245. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Burns Well Road.

3246. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Burns Well Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this

road.

D-1370 Road

3247. The D-1370 Road is designated as county road number D-1370 and SGID road identification number RD011390 and is more or less 1.91 miles long.

3248. Exhibit 265 (attached hereto and incorporated herein) contains certain information pertaining to the D-1370 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3249. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1370 Road solely as it crosses United States public land as included and specifically described in Exhibit 265. The D-1370 Road includes the segment of road specifically set forth in Exhibit 265 and as exists on the ground.

Acceptance of the D-1370 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3250. The D-1370 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3251. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1370 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3252. The D-1370 appears on the Burns Knoll (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this

road. *See* Exhibit 29 for more detailed map information.

3253. The D-1370 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1370 Road pursuant to the County's governmental right and authority.

3254. Witnesses with personal knowledge of the history of the D-1370 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3255. Currently known reputation in the community is that the D-1370 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3256. Public motor vehicle use of the D-1370 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3257. The D-1370 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3258. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1370 Road.

3259. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the D-1370 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

FIFTEENTH CAUSE OF ACTION – QUIET TITLE
MILFORD FLATS ROAD AREA

3260. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

3261. The Milford Flats Road Area is located in south-central Beaver County. *See* Exhibit 16 for more detailed map information.

3262. The Milford Flats Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) South Side Road, B-19; (2) Low Line Canal Road, B-90; (3) Moody Farm Road, B-106; (4) M&M Road, B-116; (5) Skyline Road, B-117; (6) R.R. Frontage Road, B-121; (7) Minersville Center Farm Road, B-123; (8) Utopia Road, B-125; (9) North Utopia Access Road, B-126; (10) Marshall Well Road, B-129; (11) Horse Valley Road, B-130; (12) Old Rambler Hill Road, B-132; (13) Nada Crossing Road, B-133; (14) 5300 South Road (Milford Flat), B-221; (15) 6900 South Road (Milford Flat), B-222; (16) 800 West Diagonal Road, B-224; (17) Imperial Avenue, B-225; (18) Bailey’s Road, B-229; (19) 300 West Road (Minersville), B-234; (20) 400 West Road (Minersville), B-235; (21) D-968 Road; (22) D-1031 Road; (23) D-1036 Road; (24) D-1073 Road; (25) D-1381 Road; (26) D-1384 Road; (27) D-1385 Road; (28) D-1387 Road; (29) D-1392 Road; (30) D-1398 Road; (31) D-1413 Road; (32) D-1421 Road; (33) D-1423 Road; (34) D-1428 Road; (35) D-1434 Road; and (36) D-1435 Road.

3263. Each right-of-way claimed in the Milford Flats Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep

herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

3264. All rights-of-way claimed in the Milford Flats Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

3265. All rights-of-way claimed in the Milford Flats Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

3266. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

South Side Road, B-19

3267. The South Side Road is designated as county road number B-19 and SGID road identification number RD010071 and is more or less 18.56 miles long.

3268. Exhibit 266 (attached hereto and incorporated herein) contains certain information pertaining to the South Side Road including: a map depicting the road; township, range, and

section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3269. In this action, the State and County seek to quiet title to the public highway right-of-way for the South Side Road solely as it crosses United States public land as included and specifically described in Exhibit 266. The South Side Road includes the segment of road specifically set forth in Exhibit 266 and as exists on the ground.

Acceptance of the South Side Road R.S. 2477 Right-of-way Prior to October 21, 1976

3270. The South Side Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3271. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the South Side Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3272. The South Side Road appears on the Ninemile Knoll (1953) and the Minersville (1953) USGS 7.5-minute quadrangle maps, and the Thermo (1958) and the Minersville (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3273. The County confirmed its acceptance of the South Side Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the South Side Road using public funds pursuant to the

County's governmental right and authority.

3274. Witnesses with personal knowledge of the history of the South Side Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3275. Currently known reputation in the community is that the South Side Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3276. Public motor vehicle use of the South Side Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3277. The South Side Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3278. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the South Side Road.

3279. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the South Side Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Low Line Canal Road, B-90

3280. The Low Line Canal Road is designated as county road number B-90 and SGID road identification number RD010171 and is more or less 0.68 miles long.

3281. Exhibit 267 (attached hereto and incorporated herein) contains certain information pertaining to the Low Line Canal Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3282. In this action, the State and County seek to quiet title to the public highway right-of-way for the Low Line Canal Road solely as it crosses United States public land as included and specifically described in Exhibit 267. The Low Line Canal Road includes the segment of road specifically set forth in Exhibit 267 and as exists on the ground.

Acceptance of the Low Line Canal Road R.S. 2477 Right-of-way Prior to October 21, 1976

3283. The Low Line Canal Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3284. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Low Line Canal Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3285. The Low Line Canal Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for

more detailed map information.

3286. The County confirmed its acceptance of the Low Line Canal Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Low Line Canal Road using public funds pursuant to the County's governmental right and authority.

3287. Witnesses with personal knowledge of the history of the Low Line Canal Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3288. Currently known reputation in the community is that the Low Line Canal Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3289. Public motor vehicle use of the Low Line Canal Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3290. The Low Line Canal Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3291. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the Low Line Canal Road.

3292. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Low Line Canal Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Moody Farm Road, B-106

3293. The Moody Farm Road is designated as county road number B-106 and SGID road identification number RD010012 and is more or less 1.38 miles long.

3294. Exhibit 268 (attached hereto and incorporated herein) contains certain information pertaining to the Moody Farm Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3295. In this action, the State and County seek to quiet title to the public highway right-of-way for the Moody Farm Road solely as it crosses United States public land as included and specifically described in Exhibit 268. The Moody Farm Road includes the segment of road specifically set forth in Exhibit 268 and as exists on the ground.

Acceptance of the Moody Farm Road R.S. 2477 Right-of-way Prior to October 21, 1976

3296. The Moody Farm Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3297. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Moody Farm Road as a public highway located on the

land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3298. The Moody Farm Road appears on the Milford Flat (1953) USGS 7.5-minute quadrangle map and the Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3299. The County confirmed its acceptance of the Moody Farm Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Moody Farm Road using public funds pursuant to the County's governmental right and authority.

3300. Witnesses with personal knowledge of the history of the Moody Farm Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3301. Currently known reputation in the community is that the Moody Farm Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3302. Public motor vehicle use of the Moody Farm Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477

public highway right-of-way underlying this road.

3303. The Moody Farm Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3304. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Moody Farm Road.

3305. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Moody Farm Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

M&M Road, B-116

3306. The M&M Road is designated as county road number B-116 and SGID road identification number RD010023 and is more or less 12.52 miles long.

3307. Exhibit 269 (attached hereto and incorporated herein) contains certain information pertaining to the M&M Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3308. In this action, the State and County seek to quiet title to the public highway right-of-way for the M&M Road solely as it crosses United States public land as included and specifically described in Exhibit 269. The M&M Road includes the segment of road specifically set forth in Exhibit 269 and as exists on the ground.

Acceptance of the M&M Road R.S. 2477 Right-of-way Prior to October 21, 1976

3309. The M&M Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3310. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the M&M Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3311. The M&M Road appears on the Minersville (1953) and the Milford Flat (1953) USGS 7.5-minute quadrangle maps, and the Milford (1958) and the Minersville (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

3312. The County confirmed its acceptance of the M&M Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the M&M Road using public funds pursuant to the County's governmental right and authority.

3313. Witnesses with personal knowledge of the history of the M&M Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3314. Currently known reputation in the community is that the M&M Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to

October 21, 1976, and continuing to the present.

3315. Public motor vehicle use of the M&M Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3316. The M&M Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3317. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the M&M Road.

3318. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the M&M Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Skyline Road, B-117

3319. The Skyline Road is designated as county road number B-117 and SGID road identification number RD010024 and is more or less 9.13 miles long.

3320. Exhibit 270 (attached hereto and incorporated herein) contains certain information pertaining to the Skyline Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3321. In this action, the State and County seek to quiet title to the public highway right-

of-way for the Skyline Road solely as it crosses United States public land as included and specifically described in Exhibit 270. The Skyline Road includes the segment of road specifically set forth in Exhibit 270 and as exists on the ground.

Acceptance of the Skyline Road R.S. 2477 Right-of-way Prior to October 21, 1976

3322. The Skyline Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3323. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Skyline Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3324. The Skyline Road appears on the Milford Flat (1953) and Ninemile Knoll (1953) USGS 7.5-minute quadrangle maps, and the Milford (1958) and the Thermo (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3325. The County confirmed its acceptance of the Skyline Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Skyline Road using public funds pursuant to the County's governmental right and authority.

3326. Witnesses with personal knowledge of the history of the Skyline Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous

basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3327. Currently known reputation in the community is that the Skyline Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3328. Public motor vehicle use of the Skyline Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3329. The Skyline Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3330. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Skyline Road.

3331. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Skyline Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

R. R. Frontage Road, B-121

3332. The R.R. Frontage Road is designated as county road number B-121 and SGID road identification number RD010026 and is more or less 4.04 miles long.

3333. Exhibit 271 (attached hereto and incorporated herein) contains certain information pertaining to the R.R. Frontage Road including: a map depicting the road; township, range, and

section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3334. In this action, the State and County seek to quiet title to the public highway right-of-way for the R.R. Frontage Road solely as it crosses United States public land as included and specifically described in Exhibit 271. The R.R. Frontage Road includes the segment of road specifically set forth in Exhibit 271 and as exists on the ground.

Acceptance of the R.R. Frontage Road R.S. 2477 Right-of-way Prior to October 21, 1976

3335. The R.R. Frontage Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3336. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the R.R. Frontage Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3337. The R.R. Frontage Road appears on the Milford Flat (1953) USGS 7.5-minute quadrangle map, and the Milford (1958) and the Thermo (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3338. The County confirmed its acceptance of the R.R. Frontage Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the R.R. Frontage Road using public funds pursuant to

the County's governmental right and authority.

3339. Witnesses with personal knowledge of the history of the R.R. Frontage Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3340. Currently known reputation in the community is that the R.R. Frontage Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3341. Public motor vehicle use of the R.R. Frontage Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3342. The R.R. Frontage Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3343. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the R.R. Frontage Road.

3344. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the R.R. Frontage Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Minersville Center Farm Road, B-123

3345. The Minersville Center Farm Road is designated as county road number B-123 and SGID road identification number RD010027 and is more or less 2.44 miles long.

3346. Exhibit 272 (attached hereto and incorporated herein) contains certain information pertaining to the Minersville Center Farm Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3347. In this action, the State and County seek to quiet title to the public highway right-of-way for the Minersville Center Farm Road solely as it crosses United States public land as included and specifically described in Exhibit 272. The Minersville Center Farm Road includes the segment of road specifically set forth in Exhibit 272 and as exists on the ground.

Acceptance of the Minersville Center Farm Road R.S. 2477 Right-of-way Prior to October 21, 1976

3348. The Minersville Center Farm Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3349. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Minersville Center Farm Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3350. The Minersville Center Farm Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit

29 for more detailed map information.

3351. The County confirmed its acceptance of the Minersville Center Farm Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Minersville Center Farm Road using public funds pursuant to the County's governmental right and authority.

3352. Witnesses with personal knowledge of the history of the Minersville Center Farm Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3353. Currently known reputation in the community is that the Minersville Center Farm Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3354. Public motor vehicle use of the Minersville Center Farm Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3355. The Minersville Center Farm Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3356. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the Minersville Center Farm Road.

3357. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Minersville Center Farm Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Utopia Road, B-125

3358. The Utopia Road is designated as county road number B-125 and SGID road identification number RD011214 and is more or less 4.09 miles long.

3359. Exhibit 273 (attached hereto and incorporated herein) contains certain information pertaining to the Utopia Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3360. In this action, the State and County seek to quiet title to the public highway right-of-way for the Utopia Road solely as it crosses United States public land as included and specifically described in Exhibit 273. The Utopia Road includes the segment of road specifically set forth in Exhibit 273 and as exists on the ground.

Acceptance of the Utopia Road R.S. 2477 Right-of-way Prior to October 21, 1976

3361. The Utopia Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3362. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Utopia Road as a public highway located on the land at

issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3363. The Utopia Road appears on the Ninemile Knoll (1953) and the Minersville (1953) USGS 7.5-minute quadrangle maps, and the Thermo (1958) and the Minersville (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3364. The County confirmed its acceptance of the Utopia Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Utopia Road using public funds pursuant to the County's governmental right and authority.

3365. Witnesses with personal knowledge of the history of the Utopia Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3366. Currently known reputation in the community is that the Utopia Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3367. Public motor vehicle use of the Utopia Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3368. The Utopia Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3369. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Utopia Road.

3370. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Utopia Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

North Utopia Access Road, B-126

3371. The North Utopia Access Road is designated as county road number B-126 and SGID road identification number RD010028 and is more or less 1.60 miles long.

3372. Exhibit 274 (attached hereto and incorporated herein) contains certain information pertaining to the North Utopia Access Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3373. In this action, the State and County seek to quiet title to the public highway right-of-way for the North Utopia Access Road solely as it crosses United States public land as included and specifically described in Exhibit 274. The North Utopia Access Road includes the segment of road specifically set forth in Exhibit 274 and as exists on the ground.

Acceptance of the North Utopia Access Road R.S. 2477 Right-of-way Prior to October 21, 1976

3374. The North Utopia Access Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3375. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the North Utopia Access Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3376. The North Utopia Access Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3377. The County confirmed its acceptance of the North Utopia Access Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the North Utopia Access Road using public funds pursuant to the County's governmental right and authority.

3378. Witnesses with personal knowledge of the history of the North Utopia Access Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3379. Currently known reputation in the community is that the North Utopia Access

Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3380. Public motor vehicle use of the North Utopia Access Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3381. The North Utopia Access Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3382. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the North Utopia Access Road.

3383. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the North Utopia Access Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Marshall Well Road, B-129

3384. The Marshall Well Road is designated as county road number B-129 and SGID road identification number RD010029 and is more or less 1.93 miles long.

3385. Exhibit 275 (attached hereto and incorporated herein) contains certain information pertaining to the Marshall Well Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

3386. In this action, the State and County seek to quiet title to the public highway right-of-way for the Marshall Well Road solely as it crosses United States public land as included and specifically described in Exhibit 275. The Marshall Well Road includes the segment of road specifically set forth in Exhibit 275 and as exists on the ground.

Acceptance of the Marshall Well Road R.S. 2477 Right-of-way Prior to October 21, 1976

3387. The Marshall Well Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3388. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Marshall Well Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3389. The Marshall Well Road appears on the Thermo (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3390. The County confirmed its acceptance of the Marshall Well Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Marshall Well Road using public funds pursuant to the County's governmental right and authority.

3391. Witnesses with personal knowledge of the history of the Marshall Well Road

confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3392. Currently known reputation in the community is that the Marshall Well Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3393. Public motor vehicle use of the Marshall Well Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3394. The Marshall Well Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3395. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Marshall Well Road.

3396. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Marshall Well Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Horse Valley Road, B-130

3397. The Horse Valley Road is designated as county road number B-130 and SGID

road identification number RD010031 and is more or less 2.04 miles long.

3398. Exhibit 276 (attached hereto and incorporated herein) contains certain information pertaining to the Horse Valley Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3399. In this action, the State and County seek to quiet title to the public highway right-of-way for the Horse Valley Road solely as it crosses United States public land as included and specifically described in Exhibit 276. The Horse Valley Road includes the segment of road specifically set forth in Exhibit 276 and as exists on the ground.

Acceptance of the Horse Valley Road R.S. 2477 Right-of-way Prior to October 21, 1976

3400. The Horse Valley Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3401. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Horse Valley Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3402. The Horse Valley Road appears on the Ninemile Knoll (1953) USGS 7.5-minute quadrangle map and the Thermo (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3403. The County confirmed its acceptance of the Horse Valley Road by 1959, when it

designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Horse Valley Road using public funds pursuant to the County's governmental right and authority.

3404. Witnesses with personal knowledge of the history of the Horse Valley Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3405. Currently known reputation in the community is that the Horse Valley Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3406. Public motor vehicle use of the Horse Valley Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3407. The Horse Valley Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3408. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Horse Valley Road .

3409. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the Horse Valley Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Old Rambler Hill Road, B-132

3410. The Old Rambler Hill Road is designated as county road number B-132 and SGID road identification number RD010032 and is more or less 1.92 miles long.

3411. Exhibit 277 (attached hereto and incorporated herein) contains certain information pertaining to the Old Rambler Hill Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3412. In this action, the State and County seek to quiet title to the public highway right-of-way for the Old Rambler Hill Road solely as it crosses United States public land as included and specifically described in Exhibit 277. The Old Rambler Hill Road includes the segment of road specifically set forth in Exhibit 277 and as exists on the ground.

Acceptance of the Old Rambler Hill Road R.S. 2477 Right-of-way Prior to October 21, 1976

3413. The Old Rambler Hill Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3414. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Old Rambler Hill Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3415. The Old Rambler Hill Road appears on the Thermo (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3416. The County confirmed its acceptance of the Old Rambler Hill Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Old Rambler Hill Road using public funds pursuant to the County's governmental right and authority.

3417. Witnesses with personal knowledge of the history of the Old Rambler Hill Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3418. Currently known reputation in the community is that the Old Rambler Hill Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3419. Public motor vehicle use of the Old Rambler Hill Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3420. The Old Rambler Hill Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3421. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Old Rambler Hill Road.

3422. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Old Rambler Hill Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Nada Crossing Road, B-133

3423. The Nada Crossing Road is designated as county road number B-133 and SGID road identification number RD010033 and is more or less 3.46 miles long.

3424. Exhibit 278 (attached hereto and incorporated herein) contains certain information pertaining to the Nada Crossing Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3425. In this action, the State and County seek to quiet title to the public highway right-of-way for the Nada Crossing Road solely as it crosses United States public land as included and specifically described in Exhibit 278. The Nada Crossing Road includes the segment of road specifically set forth in Exhibit 278 and as exists on the ground.

Acceptance of the Nada Crossing Road R.S. 2477 Right-of-way Prior to October 21, 1976

3426. The Nada Crossing Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3427. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Nada Crossing Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3428. The Nada Crossing Road appears on the Burns Knoll (1971) USGS 7.5-minute quadrangle map and the Thermo (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3429. The County confirmed its acceptance of the Nada Crossing Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Nada Crossing Road using public funds pursuant to the County's governmental right and authority.

3430. Witnesses with personal knowledge of the history of the Nada Crossing Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3431. Currently known reputation in the community is that the Nada Crossing Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3432. Public motor vehicle use of the Nada Crossing Road as a public thoroughfare

traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3433. The Nada Crossing Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3434. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Nada Crossing Road.

3435. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Nada Crossing Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

5300 South Road (Milford Flat), B-221

3436. The 5300 South Road (Milford Flat) is designated as county road number B-221 and SGID road identification number RD010088 and is more or less 2.18 miles long.

3437. Exhibit 279 (attached hereto and incorporated herein) contains certain information pertaining to the 5300 South Road (Milford Flat) including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3438. In this action, the State and County seek to quiet title to the public highway right-of-way for the 5300 South Road (Milford Flat) solely as it crosses United States public land as

included and specifically described in Exhibit 279. The 5300 South Road (Milford Flat) includes the segment of road specifically set forth in Exhibit 279 and as exists on the ground.

Acceptance of the 5300 South Road (Milford Flat) R.S. 2477 Right-of-way Prior to October 21, 1976

3439. The 5300 South Road (Milford Flat) has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3440. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the 5300 South Road (Milford Flat) as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3441. The 5300 South Road (Milford Flat) appears on the Milford Flat (1953) USGS 7.5-minute quadrangle map, and the Milford (1958) and the Adamsville (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3442. The County confirmed its acceptance of the 5300 South Road (Milford Flat) by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the 5300 South Road (Milford Flat) using public funds pursuant to the County's governmental right and authority.

3443. Witnesses with personal knowledge of the history of the 5300 South Road (Milford Flat) confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior

to October 21, 1976.

3444. Currently known reputation in the community is that the 5300 South Road (Milford Flat) has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3445. Public motor vehicle use of the 5300 South Road (Milford Flat) as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3446. The 5300 South Road (Milford Flat) traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3447. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the 5300 South Road (Milford Flat).

3448. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the 5300 South Road (Milford Flat) on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

6900 South Road (Milford Flat), B-222

3449. The 6900 South Road (Milford Flat) is designated as county road number B-222 and SGID road identification number RD010089 and is more or less 5.62 miles long.

3450. Exhibit 280 (attached hereto and incorporated herein) contains certain information

pertaining to the 6900 South Road (Milford Flat) including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3451. In this action, the State and County seek to quiet title to the public highway right-of-way for the 6900 South Road (Milford Flat) solely as it crosses United States public land as included and specifically described in Exhibit 280. The 6900 South Road (Milford Flat) includes the segment of road specifically set forth in Exhibit 280 and as exists on the ground.

Acceptance of the 6900 South Road (Milford Flat) R.S. 2477 Right-of-way Prior to October 21, 1976

3452. The 6900 South Road (Milford Flat) has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3453. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the 6900 South Road (Milford Flat) as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3454. The 6900 South Road (Milford Flat) appears on the Milford Flat (1953) USGS 7.5-minute quadrangle map, and the Milford (1958) and the Adamsville (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3455. The County confirmed its acceptance of the 6900 South Road (Milford Flat) by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S.

2477 right-of-way by managing, maintaining, or improving the 6900 South Road (Milford Flat) using public funds pursuant to the County's governmental right and authority.

3456. Witnesses with personal knowledge of the history of the 6900 South Road (Milford Flat) confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3457. Currently known reputation in the community is that the 6900 South Road (Milford Flat) has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3458. Public motor vehicle use of the 6900 South Road (Milford Flat) as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3459. The 6900 South Road (Milford Flat) traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3460. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the 6900 South Road (Milford Flat).

3461. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the 6900 South Road (Milford Flat) on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and

enjoyment of this road.

800 West Diagonal Road, B-224

3462. The 800 West Diagonal Road is designated as county road number B-224 and SGID road identification number RD010090 and is more or less 1.60 miles long.

3463. Exhibit 281 (attached hereto and incorporated herein) contains certain information pertaining to the 800 West Diagonal Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3464. In this action, the State and County seek to quiet title to the public highway right-of-way for the 800 West Diagonal Road solely as it crosses United States public land as included and specifically described in Exhibit 281. The 800 West Diagonal Road includes the segment of road specifically set forth in Exhibit 281 and as exists on the ground.

Acceptance of the 800 West Diagonal Road R.S. 2477 Right-of-way Prior to October 21, 1976

3465. The 800 West Diagonal Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3466. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the 800 West Diagonal Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3467. The 800 West Diagonal Road appears on the Milford Flat (1953) USGS 7.5-minute quadrangle map and the Milford (1958) USGS 15-minute quadrangle map, which

evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3468. The County confirmed its acceptance of the 800 West Diagonal Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the 800 West Diagonal Road using public funds pursuant to the County's governmental right and authority.

3469. Witnesses with personal knowledge of the history of the 800 West Diagonal Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3470. Currently known reputation in the community is that the 800 West Diagonal Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3471. Public motor vehicle use of the 800 West Diagonal Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3472. The 800 West Diagonal Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3473. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the 800 West Diagonal Road.

3474. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the 800 West Diagonal Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Imperial Avenue, B-225

3475. The Imperial Avenue is designated as county road number B-225 and SGID road identification number RD010091 and is more or less 5.62 miles long.

3476. Exhibit 282 (attached hereto and incorporated herein) contains certain information pertaining to the Imperial Avenue including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3477. In this action, the State and County seek to quiet title to the public highway right-of-way for the Imperial Avenue solely as it crosses United States public land as included and specifically described in Exhibit 282. The Imperial Avenue includes the segment of road specifically set forth in Exhibit 282 and as exists on the ground.

Acceptance of the Imperial Avenue R.S. 2477 Right-of-way Prior to October 21, 1976

3478. The Imperial Avenue has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3479. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Imperial Avenue as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3480. The Imperial Avenue appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3481. The County confirmed its acceptance of the Imperial Avenue by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Imperial Avenue using public funds pursuant to the County's governmental right and authority.

3482. Witnesses with personal knowledge of the history of the Imperial Avenue confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3483. Currently known reputation in the community is that the Imperial Avenue has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3484. Public motor vehicle use of the Imperial Avenue as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477

public highway right-of-way underlying this road.

3485. The Imperial Avenue traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3486. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Imperial Avenue.

3487. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Imperial Avenue on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Bailey's Road, B-229

3488. The Bailey's Road is designated as county road number B-229 and SGID road identification number RD010092 and is more or less 2.64 miles long.

3489. Exhibit 283 (attached hereto and incorporated herein) contains certain information pertaining to the Bailey's Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3490. In this action, the State and County seek to quiet title to the public highway right-of-way for the Bailey's Road solely as it crosses United States public land as included and specifically described in Exhibit 283. The Bailey's Road includes the segment of road specifically set forth in Exhibit 283 and as exists on the ground.

Acceptance of the Bailey's Road R.S. 2477 Right-of-way Prior to October 21, 1976

3491. The Bailey's Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3492. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Bailey's Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3493. The Bailey's Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

3494. The County confirmed its acceptance of the Bailey's Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Bailey's Road using public funds pursuant to the County's governmental right and authority.

3495. Witnesses with personal knowledge of the history of the Bailey's Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3496. Currently known reputation in the community is that the Bailey's Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3497. Public motor vehicle use of the Bailey's Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3498. The Bailey's Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3499. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Bailey's Road.

3500. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Bailey's Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

300 West Road (Minersville), B-234

3501. The 300 West Road (Minersville) is designated as county road number B-234 and SGID road identification number RD010095 and is more or less 0.23 miles long.

3502. Exhibit 284 (attached hereto and incorporated herein) contains certain information pertaining to the 300 West Road (Minersville) including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3503. In this action, the State and County seek to quiet title to the public highway right-of-way for the 300 West Road (Minersville) solely as it crosses United States public land as

included and specifically described in Exhibit 284. The 300 West Road (Minersville) includes the segment of road specifically set forth in Exhibit 284 and as exists on the ground.

Acceptance of the 300 West Road (Minersville) R.S. 2477 Right-of-way Prior to October 21, 1976

3504. The 300 West Road (Minersville) has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3505. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the 300 West Road (Minersville) as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3506. The 300 West Road (Minersville) appears on the Minersville (1953) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3507. The County confirmed its acceptance of the 300 West Road (Minersville) by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the 300 West Road (Minersville) using public funds pursuant to the County's governmental right and authority.

3508. Witnesses with personal knowledge of the history of the 300 West Road (Minersville) confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior

to October 21, 1976.

3509. Currently known reputation in the community is that the 300 West Road (Minersville) has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3510. Public motor vehicle use of the 300 West Road (Minersville) as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3511. The 300 West Road (Minersville) traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3512. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the 300 West Road (Minersville).

3513. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the 300 West Road (Minersville) on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

400 West Road (Minersville), B-235

3514. The 400 West Road (Minersville) is designated as county road number B-235 and SGID road identification number RD010096 and is more or less 0.43 miles long.

3515. Exhibit 285 (attached hereto and incorporated herein) contains certain information

pertaining to the 400 West Road (Minersville) including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3516. In this action, the State and County seek to quiet title to the public highway right-of-way for the 400 West Road (Minersville) solely as it crosses United States public land as included and specifically described in Exhibit 285. The 400 West Road (Minersville) includes the segment of road specifically set forth in Exhibit 285 and as exists on the ground.

Acceptance of the 400 West Road (Minersville) R.S. 2477 Right-of-way Prior to October 21, 1976

3517. The 400 West Road (Minersville) has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3518. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the 400 West Road (Minersville) as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3519. The 400 West Road (Minersville) appears on the Minersville (1953) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3520. The County confirmed its acceptance of the 400 West Road (Minersville) by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S.

2477 right-of-way by managing, maintaining, or improving the 400 West Road (Minersville) using public funds pursuant to the County's governmental right and authority.

3521. Witnesses with personal knowledge of the history of the 400 West Road (Minersville) confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3522. Currently known reputation in the community is that the 400 West Road (Minersville) has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3523. Public motor vehicle use of the 400 West Road (Minersville) as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3524. The 400 West Road (Minersville) traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3525. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the 400 West Road (Minersville).

3526. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the 400 West Road (Minersville) on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and

enjoyment of this road.

D-968 Road

3527. The D-968 Road is designated as county road number D-968 and SGID road identification number RD012104 and is more or less 3.62 miles long.

3528. Exhibit 286 (attached hereto and incorporated herein) contains certain information pertaining to the D-968 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3529. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-968 Road solely as it crosses United States public land as included and specifically described in Exhibit 286. The D-968 Road includes the segment of road specifically set forth in Exhibit 286 and as exists on the ground.

Acceptance of the D-968 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3530. The D-968 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3531. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-968 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3532. The D-968 Road appears on the Milford (1958) and the Thermo (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way

underlying this road. *See* Exhibit 29 for more detailed map information.

3533. The County confirmed its acceptance of the D-968 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-968 Road pursuant to the County's governmental right and authority.

3534. Witnesses with personal knowledge of the history of the D-968 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3535. Currently known reputation in the community is that the D-968 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3536. Public motor vehicle use of the D-968 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3537. The D-968 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3538. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-968 Road.

3539. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-968 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1031 Road

3540. The D-1031 Road is designated as county road number D-1031 and SGID road identification number RD011230 and is more or less 4.79 miles long.

3541. Exhibit 287 (attached hereto and incorporated herein) contains certain information pertaining to the D-1031 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3542. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1031 Road solely as it crosses United States public land as included and specifically described in Exhibit 287. The D-1031 Road includes the segment of road specifically set forth in Exhibit 287 and as exists on the ground.

Acceptance of the D-1031 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3543. The D-1031 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3544. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1031 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3545. The D-1031 Road appears on the Minersville (1953), the Ninemile (1953), and the Milford Flat (1953) USGS 7.5-minute quadrangle maps, and the Minersville (1958), the Thermo (1958), and the Milford (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3546. The County confirmed its acceptance of the D-1031 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1031 Road pursuant to the County's governmental right and authority.

3547. Witnesses with personal knowledge of the history of the D-1031 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3548. Currently known reputation in the community is that the D-1031 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3549. Public motor vehicle use of the D-1031 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3550. The D-1031 Road traverses a valid and perfected R.S. 2477 public highway right-

of-way as described herein.

3551. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1031 Road.

3552. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1031 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1036 Road

3553. The D-1036 Road is designated as county road number D-1036 and SGID road identification number RD011232 and is more or less 1.13 miles long.

3554. Exhibit 288 (attached hereto and incorporated herein) contains certain information pertaining to the D-1036 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3555. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1036 Road solely as it crosses United States public land as included and specifically described in Exhibit 288. The D-1036 Road includes the segment of road specifically set forth in Exhibit 288 and as exists on the ground.

Acceptance of the D-1036 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3556. The D-1036 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3557. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1036 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3558. The D-1036 Road appears on the Milford Flat (1953) USGS 7.5-minute quadrangle map and the Milford (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3559. The D-1036 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1036 Road pursuant to the County's governmental right and authority.

3560. Witnesses with personal knowledge of the history of the D-1036 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3561. Currently known reputation in the community is that the D-1036 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3562. Public motor vehicle use of the D-1036 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public

highway right-of-way underlying this road.

3563. The D-1036 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3564. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1036 Road.

3565. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1036 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1073 Road

3566. The D-1073 Road is designated as county road number D-1073 and SGID road identification number RD011248 and is more or less 2.04 miles long.

3567. Exhibit 289 (attached hereto and incorporated herein) contains certain information pertaining to the D-1073 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3568. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1073 Road solely as it crosses United States public land as included and specifically described in Exhibit 289. The D-1073 Road includes the segment of road specifically set forth in Exhibit 289 and as exists on the ground.

Acceptance of the D-1073 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3569. The D-1073 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3570. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1073 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3571. The D-1073 Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map, and the Adamsville (1958) and the Minersville (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3572. The County confirmed its acceptance of the D-1073 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1073 Road pursuant to the County's governmental right and authority.

3573. Witnesses with personal knowledge of the history of the D-1073 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3574. Currently known reputation in the community is that the D-1073 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to

October 21, 1976, and continuing to the present.

3575. Public motor vehicle use of the D-1073 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3576. The D-1073 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3577. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1073 Road.

3578. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1073 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1381 Road

3579. The D-1381 Road is designated as county road number D-1381 and SGID road identification number RD011392 and is more or less 2.48 miles long.

3580. Exhibit 290 (attached hereto and incorporated herein) contains certain information pertaining to the D-1381 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3581. In this action, the State and County seek to quiet title to the public highway right-

of-way for the D-1381 Road solely as it crosses United States public land as included and specifically described in Exhibit 290. The D-1381 Road includes the segment of road specifically set forth in Exhibit 290 and as exists on the ground.

Acceptance of the D-1381 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3582. The D-1381 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3583. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1381 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3584. The D-1381 Road appears on the Thermo (1958) 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3585. The County confirmed its acceptance of the D-1381 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1381 Road pursuant to the County's governmental right and authority.

3586. Witnesses with personal knowledge of the history of the D-1381 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3587. Currently known reputation in the community is that the D-1381 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3588. Public motor vehicle use of the D-1381 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3589. The D-1381 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3590. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1381 Road.

3591. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1381 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1384 Road

3592. The D-1384 Road is designated as county road number D-1384 and SGID road identification number RD011393 and is more or less 6.41 miles long.

3593. Exhibit 291 (attached hereto and incorporated herein) contains certain information pertaining to the D-1384 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

3594. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1384 Road solely as it crosses United States public land as included and specifically described in Exhibit 291. The D-1384 Road includes the segment of road specifically set forth in Exhibit 291 and as exists on the ground.

Acceptance of the D-1384 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3595. The D-1384 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3596. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1384 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3597. The D-1384 Road appears on the Thermo (1958) 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3598. The County confirmed its acceptance of the D-1384 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1384 Road pursuant to the County's governmental right and authority.

3599. Witnesses with personal knowledge of the history of the D-1384 Road confirm

public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3600. Currently known reputation in the community is that the D-1384 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3601. Public motor vehicle use of the D-1384 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3602. The D-1384 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3603. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1384 Road.

3604. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1384 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1385 Road

3605. The D-1385 Road is designated as county road number D-1385 and SGID road identification number RD011394 and is more or less 2.82 miles long.

3606. Exhibit 292 (attached hereto and incorporated herein) contains certain information

pertaining to the D-1385 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3607. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1385 Road solely as it crosses United States public land as included and specifically described in Exhibit 292. The D-1385 Road includes the segment of road specifically set forth in Exhibit 292 and as exists on the ground.

Acceptance of the D-1385 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3608. The D-1385 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3609. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1385 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3610. The D-1385 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1385 Road pursuant to the County's governmental right and authority.

3611. Witnesses with personal knowledge of the history of the D-1385 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3612. Currently known reputation in the community is that the D-1385 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3613. Public motor vehicle use of the D-1385 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3614. The D-1385 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3615. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1385 Road.

3616. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1385 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1387 Road

3617. The D-1387 Road, also known as the Hot Springs Road, is designated as county road number D-1387 and SGID road identification number RD011395 and is more or less 1.60 miles long.

3618. Exhibit 293 (attached hereto and incorporated herein) contains certain information pertaining to the D-1387 Road including: a map depicting the road; township, range, and section

references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3619. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1387 Road solely as it crosses United States public land as included and specifically described in Exhibit 293. The D-1387 Road includes the segment of road specifically set forth in Exhibit 293 and as exists on the ground.

Acceptance of the D-1387 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3620. The D-1387 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3621. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1387 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3622. The D-1387 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1387 Road pursuant to the County's governmental right and authority.

3623. Witnesses with personal knowledge of the history of the D-1387 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3624. Currently known reputation in the community is that the D-1387 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3625. Public motor vehicle use of the D-1387 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3626. The D-1387 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3627. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1387 Road.

3628. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1387 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1392 Road

3629. The D-1392 Road is designated as county road number D-1392 and SGID road identification number RD011397 and is more or less 3.85 miles long.

3630. Exhibit 294 (attached hereto and incorporated herein) contains certain information pertaining to the D-1392 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3631. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1392 Road solely as it crosses United States public land as included and specifically described in Exhibit 294. The D-1392 Road includes the segment of road specifically set forth in Exhibit 294 and as exists on the ground.

Acceptance of the D-1392 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3632. The D-1392 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3633. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1392 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3634. The D-1392 Road appears on the Thermo (1958) 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3635. The D-1392 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1392 Road pursuant to the County's governmental right and authority.

3636. Witnesses with personal knowledge of the history of the D-1392 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3637. Currently known reputation in the community is that the D-1392 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3638. Public motor vehicle use of the D-1392 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3639. The D-1392 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3640. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1392 Road.

3641. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1392 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1398 Road

3642. The D-1398 Road is designated as county road number D-1398 and SGID road identification number RD011400 and is more or less 1.94 miles long.

3643. Exhibit 295 (attached hereto and incorporated herein) contains certain information pertaining to the D-1398 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

3644. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1398 Road solely as it crosses United States public land as included and specifically described in Exhibit 295. The D-1398 Road includes the segment of road specifically set forth in Exhibit 295 and as exists on the ground.

Acceptance of the D-1398 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3645. The D-1398 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3646. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1398 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3647. The D-1398 Road appears on the Thermo (1958) 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3648. The County confirmed its acceptance of the D-1398 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1398 Road pursuant to the County's governmental right and authority.

3649. Witnesses with personal knowledge of the history of the D-1398 Road confirm

public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3650. Currently known reputation in the community is that the D-1398 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3651. Public motor vehicle use of the D-1398 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3652. The D-1398 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3653. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1398 Road.

3654. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1398 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1413 Road

3655. The D-1413 Road is designated as county road number D-1413 and SGID road identification number RD011407 and is more or less 1.30 miles long.

3656. Exhibit 296 (attached hereto and incorporated herein) contains certain information

pertaining to the D-1413 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3657. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1413 Road solely as it crosses United States public land as included and specifically described in Exhibit 296. The D-1413 Road includes the segment of road specifically set forth in Exhibit 296 and as exists on the ground.

Acceptance of the D-1413 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3658. The D-1413 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3659. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1413 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3660. The D-1413 Road appears on the Milford Flat (1953) and the Ninemile Knoll (1953) USGS 7.5-minute quadrangle maps, and the Thermo (1958) and the Milford (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3661. The County confirmed its acceptance of the D-1413 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way

by managing, maintaining, or improving the D-1413 Road pursuant to the County's governmental right and authority.

3662. Witnesses with personal knowledge of the history of the D-1413 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3663. Currently known reputation in the community is that the D-1413 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3664. Public motor vehicle use of the D-1413 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3665. The D-1413 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3666. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1413 Road.

3667. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1413 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1421 Road

3668. The D-1421 Road is designated as county road number D-1421 and SGID road identification number RD011409 and is more or less 1.86 miles long.

3669. Exhibit 297 (attached hereto and incorporated herein) contains certain information pertaining to the D-1421 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3670. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1421 Road solely as it crosses United States public land as included and specifically described in Exhibit 297. The D-1421 Road includes the segment of road specifically set forth in Exhibit 297 and as exists on the ground.

Acceptance of the D-1421 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3671. The D-1421 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3672. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1421 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3673. The D-1421 Road appears on the Ninemile Knoll (1953) USGS 7.5-minute quadrangle map and the Thermo (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more

detailed map information.

3674. The D-1421 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1421 Road pursuant to the County's governmental right and authority.

3675. Witnesses with personal knowledge of the history of the D-1421 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3676. Currently known reputation in the community is that the D-1421 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3677. Public motor vehicle use of the D-1421 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3678. The D-1421 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3679. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1421 Road.

3680. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the D-1421 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1423 Road

3681. The D-1423 Road, also known as the Black Canyon Road, is designated as county road number D-1423 and SGID road identification number RD011411 and is more or less 2.24 miles long.

3682. Exhibit 298 (attached hereto and incorporated herein) contains certain information pertaining to the D-1423 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3683. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1423 Road solely as it crosses United States public land as included and specifically described in Exhibit 298. The D-1423 Road includes the segment of road specifically set forth in Exhibit 298 and as exists on the ground.

Acceptance of the D-1423 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3684. The D-1423 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3685. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1423 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3686. The D-1423 Road appears on the Ninemile Knoll (1953) USGS 7.5-minute quadrangle map and the Thermo (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3687. The County confirmed its acceptance of the D-1423 by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1423 Road pursuant to the County's governmental right and authority.

3688. Witnesses with personal knowledge of the history of the D-1423 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3689. Currently known reputation in the community is that the D-1423 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3690. Public motor vehicle use of the D-1423 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3691. The D-1423 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3692. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1423 Road.

3693. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1423 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1428 Road

3694. The D-1428 Road is designated as county road number D-1428 and SGID road identification number RD011413 and is more or less 3.47 miles long.

3695. Exhibit 299 (attached hereto and incorporated herein) contains certain information pertaining to the D-1428 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3696. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1428 Road solely as it crosses United States public land as included and specifically described in Exhibit 299. The D-1428 Road includes the segment of road specifically set forth in Exhibit 299 and as exists on the ground.

Acceptance of the D-1428 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3697. The D-1428 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3698. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1428 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3699. The D-1428 Road appears on the Ninemile Knoll (1953) and the Minersville (1953) USGS 7.5-minute quadrangle maps, and the Thermo (1958) and the Minersville (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

3700. The County confirmed its acceptance of the D-1428 by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1428 Road pursuant to the County's governmental right and authority.

3701. Witnesses with personal knowledge of the history of the D-1428 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3702. Currently known reputation in the community is that the D-1428 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3703. Public motor vehicle use of the D-1428 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of

10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3704. The D-1428 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3705. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1428 Road.

3706. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1428 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1434 Road

3707. The D-1434 Road is designated as county road number D-1434 and SGID road identification number RD011417 and is more or less 3.41 miles long.

3708. Exhibit 300 (attached hereto and incorporated herein) contains certain information pertaining to the D-1434 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3709. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1434 Road solely as it crosses United States public land as included and specifically described in Exhibit 300. The D-1434 Road includes the segment of road specifically set forth in Exhibit 300 and as exists on the ground.

Acceptance of the D-1434 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3710. The D-1434 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3711. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1434 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3712. The D-1434 Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3713. The County confirmed its acceptance of the D-1434 by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1434 Road pursuant to the County's governmental right and authority.

3714. Witnesses with personal knowledge of the history of the D-1434 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3715. Currently known reputation in the community is that the D-1434 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to

October 21, 1976, and continuing to the present.

3716. Public motor vehicle use of the D-1434 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3717. The D-1434 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3718. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1434 Road.

3719. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1434 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1435 Road

3720. The D-1435 Road is designated as county road number D-1435 and SGID road identification number RD011418 and is more or less 2.56 miles long.

3721. Exhibit 301 (attached hereto and incorporated herein) contains certain information pertaining to the D-1435 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3722. In this action, the State and County seek to quiet title to the public highway right-

of-way for the D-1435 Road solely as it crosses United States public land as included and specifically described in Exhibit 301. The D-1435 Road includes the segment of road specifically set forth in Exhibit 301 and as exists on the ground.

Acceptance of the D-1435 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3723. The D-1435 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3724. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1435 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3725. The D-1435 Road appears on the Minersville (1953) and the Ninemile Knoll (1953) USGS 7.5 quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3726. The D-1435 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1435 Road pursuant to the County's governmental right and authority.

3727. Witnesses with personal knowledge of the history of the D-1435 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3728. Currently known reputation in the community is that the D-1435 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3729. Public motor vehicle use of the D-1435 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3730. The D-1435 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3731. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1435 Road.

3732. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1435 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

SIXTEENTH CAUSE OF ACTION – QUIET TITLE
BIG MAPLE ROAD AREA

3733. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

3734. The Big Maple Road Area is located in southeastern Beaver County. *See* Exhibit 17 for more detailed map information.

3735. The Big Maple Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Big Maple Road, B-27; (2) Yellow Mountain Road, B-230; (3) D-1437 Road; (4) D-1438 Road; (5) Black Mountain Road, D-1441;

(6) D-1451 Road; (7) Blue Ribbon Road, D-1453; (8) Rocky Ford Hollow Road, D-1467; (9) Stewart Spring Road, D-1469; and (10) D-1883 Road.

3736. Each right-of-way claimed in the Big Maple Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

3737. All rights-of-way claimed in the Big Maple Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

3738. All rights-of-way claimed in the Big Maple Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

3739. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Big Maple Road, B-27

3740. The Big Maple Road is designated as county road number B-27 and SGID road identification number RD010111 and is more or less 5.17 miles long.

3741. Exhibit 302 (attached hereto and incorporated herein) contains certain information pertaining to the Big Maple Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3742. In this action, the State and County seek to quiet title to the public highway right-of-way for the Big Maple Road solely as it crosses United States public land as included and specifically described in Exhibit 302. The Big Maple Road includes the segment of road specifically set forth in Exhibit 302 and as exists on the ground.

Acceptance of the Big Maple Road R.S. 2477 Right-of-way Prior to October 21, 1976

3743. The Big Maple Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3744. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Big Maple Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3745. The Big Maple Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for

more detailed map information.

3746. The County confirmed its acceptance of the Big Maple Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Big Maple Road using public funds pursuant to the County's governmental right and authority.

3747. Witnesses with personal knowledge of the history of the Big Maple Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3748. Currently known reputation in the community is that the Big Maple Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3749. Public motor vehicle use of the Big Maple Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3750. The Big Maple Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3751. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Big Maple Road.

3752. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Big Maple Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Yellow Mountain Road, B-230

3753. The Yellow Mountain Road is designated as county road number B-230 and SGID road identification number RD010094 and is more or less 0.83 miles long.

3754. Exhibit 303 (attached hereto and incorporated herein) contains certain information pertaining to the Yellow Mountain Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3755. In this action, the State and County seek to quiet title to the public highway right-of-way for the Yellow Mountain Road solely as it crosses United States public land as included and specifically described in Exhibit 303. The Yellow Mountain Road includes the segment of road specifically set forth in Exhibit 303 and as exists on the ground.

Acceptance of the Yellow Mountain Road R.S. 2477 Right-of-way Prior to October 21, 1976

3756. The Yellow Mountain Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3757. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Yellow Mountain Road as a public highway located on the

land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3758. The Yellow Mountain Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3759. The County confirmed its acceptance of the Yellow Mountain Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Yellow Mountain Road using public funds pursuant to the County's governmental right and authority.

3760. Witnesses with personal knowledge of the history of the Yellow Mountain Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3761. Currently known reputation in the community is that the Yellow Mountain Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3762. Public motor vehicle use of the Yellow Mountain Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477

public highway right-of-way underlying this road.

3763. The Yellow Mountain Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3764. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Yellow Mountain Road.

3765. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Yellow Mountain Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1437 Road

3766. The D-1437 Road is designated as county road number D-1437 and SGID road identification number RD011420 and is more or less 0.82 miles long.

3767. Exhibit 304 (attached hereto and incorporated herein) contains certain information pertaining to the D-1437 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3768. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1437 Road solely as it crosses United States public land as included and specifically described in Exhibit 304. The D-1437 Road includes the segment of road specifically set forth in Exhibit 304 and as exists on the ground.

Acceptance of the D-1437 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3769. The D-1437 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3770. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1437 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3771. The D-1437 Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3772. The County confirmed its acceptance of the D-1437 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1437 Road pursuant to the County's governmental right and authority.

3773. Witnesses with personal knowledge of the history of the D-1437 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3774. Currently known reputation in the community is that the D-1437 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to

October 21, 1976, and continuing to the present.

3775. Public motor vehicle use of the D-1437 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3776. The D-1437 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3777. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1437 Road.

3778. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1437 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1438 Road

3779. The D-1438 Road is designated as county road number D-1438 and SGID road identification number RD011421 and is more or less 1.72 miles long.

3780. Exhibit 305 (attached hereto and incorporated herein) contains certain information pertaining to the D-1438 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3781. In this action, the State and County seek to quiet title to the public highway right-

of-way for the D-1438 Road solely as it crosses United States public land as included and specifically described in Exhibit 305. The D-1438 Road includes the segment of road specifically set forth in Exhibit 305 and as exists on the ground.

Acceptance of the D-1438 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3782. The D-1438 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3783. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1438 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3784. The D-1438 Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3785. The County confirmed its acceptance of the D-1438 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1438 Road pursuant to the County's governmental right and authority.

3786. Witnesses with personal knowledge of the history of the D-1438 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous

basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3787. Currently known reputation in the community is that the D-1438 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3788. Public motor vehicle use of the D-1438 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3789. The D-1438 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3790. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1438 Road.

3791. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1438 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Black Mountain Road, D-1441

3792. The Black Mountain Road is designated as county road number D-1441 and SGID road identification number RD011427 and is more or less 2.63 miles long.

3793. Exhibit 306 (attached hereto and incorporated herein) contains certain information pertaining to the Black Mountain Road including: a map depicting the road; township, range, and

section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3794. In this action, the State and County seek to quiet title to the public highway right-of-way for the Black Mountain Road solely as it crosses United States public land as included and specifically described in Exhibit 306. The Black Mountain Road includes the segment of road specifically set forth in Exhibit 306 and as exists on the ground.

Acceptance of the Black Mountain Road R.S. 2477 Right-of-way Prior to October 21, 1976

3795. The Black Mountain Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3796. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Black Mountain Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3797. The Black Mountain Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3798. The County confirmed its acceptance of the Black Mountain Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Black Mountain Road pursuant to the County's

governmental right and authority.

3799. Witnesses with personal knowledge of the history of the Black Mountain Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3800. Currently known reputation in the community is that the Black Mountain Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3801. Public motor vehicle use of the Black Mountain Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3802. The Black Mountain Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3803. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Black Mountain Road.

3804. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Black Mountain Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1451 Road

3805. The D-1451 Road is designated as county road number D-1451 and SGID road identification number RD011434 and is more or less 0.84 miles long.

3806. Exhibit 307 (attached hereto and incorporated herein) contains certain information pertaining to the D-1451 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3807. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1451 Road solely as it crosses United States public land as included and specifically described in Exhibit 307. The D-1451 Road includes the segment of road specifically set forth in Exhibit 307 and as exists on the ground.

Acceptance of the D-1451 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3808. The D-1451 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3809. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1451 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3810. The D-1451 Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for

more detailed map information.

3811. The County confirmed its acceptance of the D-1451 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1451 Road pursuant to the County's governmental right and authority.

3812. Witnesses with personal knowledge of the history of the D-1451 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3813. Currently known reputation in the community is that the D-1451 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3814. Public motor vehicle use of the D-1451 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3815. The D-1451 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3816. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1451 Road.

3817. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1451 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Blue Ribbon Road, D-1453

3818. The Blue Ribbon Road is designated as county road number D-1453 and SGID road identification number RD011436 and is more or less 2.32 miles long.

3819. Exhibit 308 (attached hereto and incorporated herein) contains certain information pertaining to the Blue Ribbon Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3820. In this action, the State and County seek to quiet title to the public highway right-of-way for the Blue Ribbon Road solely as it crosses United States public land as included and specifically described in Exhibit 308. The Blue Ribbon Road includes the segment of road specifically set forth in Exhibit 308 and as exists on the ground.

Acceptance of the Blue Ribbon Road R.S. 2477 Right-of-way Prior to October 21, 1976

3821. The Blue Ribbon Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3822. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Blue Ribbon Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3823. The Blue Ribbon Road appears on the Minersville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3824. The County confirmed its acceptance of the Blue Ribbon Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Blue Ribbon Road pursuant to the County's governmental right and authority.

3825. Witnesses with personal knowledge of the history of the Blue Ribbon Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3826. Currently known reputation in the community is that the Blue Ribbon Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3827. Public motor vehicle use of the Blue Ribbon Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3828. The Blue Ribbon Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3829. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Blue Ribbon Road.

3830. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Blue Ribbon Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Rocky Ford Hollow Road, D-1467

3831. The Rocky Ford Hollow Road is designated as county road number D-1467 and SGID road identification number RD011443 and is more or less 6.72 miles long.

3832. Exhibit 309 (attached hereto and incorporated herein) contains certain information pertaining to the Rocky Ford Hollow Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3833. In this action, the State and County seek to quiet title to the public highway right-of-way for the Rocky Ford Hollow Road solely as it crosses United States public land as included and specifically described in Exhibit 309. The Rocky Ford Hollow Road includes the segment of road specifically set forth in Exhibit 309 and as exists on the ground.

Acceptance of the Rocky Ford Hollow Road R.S. 2477 Right-of-way Prior to October 21, 1976

3834. The Rocky Ford Hollow Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3835. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Rocky Ford Hollow Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3836. The Rocky Ford Hollow Road appears on the Minersville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3837. The County confirmed its acceptance of the Rocky Ford Hollow Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Rocky Ford Hollow Road pursuant to the County's governmental right and authority.

3838. Witnesses with personal knowledge of the history of the Rocky Ford Hollow Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3839. Currently known reputation in the community is that the Rocky Ford Hollow Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3840. Public motor vehicle use of the Rocky Ford Hollow Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or

necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3841. The Rocky Ford Hollow Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3842. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Rocky Ford Hollow Road.

3843. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Rocky Ford Hollow Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Stewart Spring Road, D-1469

3844. The Stewart Spring Road is designated as county road number D-1469 and SGID road identification number RD011446 and is more or less 0.31 miles long.

3845. Exhibit 310 (attached hereto and incorporated herein) contains certain information pertaining to the Stewart Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3846. In this action, the State and County seek to quiet title to the public highway right-of-way for the Stewart Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 310. The Stewart Spring Road includes the segment of road

specifically set forth in Exhibit 310 and as exists on the ground.

Acceptance of the Stewart Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

3847. The Stewart Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3848. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Stewart Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3849. The Stewart Spring Road appears on the Minersville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3850. The Stewart Spring Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Stewart Spring Road pursuant to the County's governmental right and authority.

3851. Witnesses with personal knowledge of the history of the Stewart Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3852. Currently known reputation in the community is that the Stewart Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior

to October 21, 1976, and continuing to the present.

3853. Public motor vehicle use of the Stewart Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3854. The Stewart Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3855. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Stewart Spring Road.

3856. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Stewart Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1883 Road

3857. The D-1883 Road is designated as county road number D-1883 and SGID road identification number RD011659 and is more or less 2.42 miles long.

3858. Exhibit 311 (attached hereto and incorporated herein) contains certain information pertaining to the D-1883 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3859. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1883 Road solely as it crosses United States public land as included and specifically described in Exhibit 311. The D-1883 Road includes the segment of road specifically set forth in Exhibit 311 and as exists on the ground.

Acceptance of the D-1883 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3860. The D-1883 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3861. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1883 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3862. The D-1883 Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3863. The D-1883 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1883 Road pursuant to the County's governmental right and authority.

3864. Witnesses with personal knowledge of the history of the D-1883 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous

basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3865. Currently known reputation in the community is that the D-1883 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3866. Public motor vehicle use of the D-1883 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3867. The D-1883 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3868. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1883 Road.

3869. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1883 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

SEVENTEENTH CAUSE OF ACTION – QUIET TITLE
LINCOLN GULCH ROAD AREA

3870. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

3871. The Lincoln Gulch Road Area is located in eastern Beaver County. *See* Exhibit 18 for more detailed map information.

3872. The Lincoln Gulch Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Cave Canyon Road, B-9; (2) Lincoln Gulch Road, B-30; (3) West Lincoln Gulch Road, B-31; (4) West Lake Access Road, B-86; (5) North Spring Road, B-91; (6) D-1068 Road; (7) D-1070 Road; (8) Oak Spring Road, D-1080; (9) D-1081 Road; (10) D-1081B Road; (11) D-1082 Road; (12) D-1090 Road; (13) D-1455 Road; and (14) D-1457 Road.

3873. Each right-of-way claimed in the Lincoln Gulch Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

3874. All rights-of-way claimed in the Lincoln Gulch Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

3875. All rights-of-way claimed in the Lincoln Gulch Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

3876. Prior to October 21, 1976, the State of Utah, Beaver County, and the public

through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Cave Canyon Road, B-9

3877. The Cave Canyon Road is designated as county road number B-9 and SGID road identification number RD010170 and is more or less 3.24 miles long.

3878. Exhibit 313¹⁰ (attached hereto and incorporated herein) contains certain information pertaining to the Cave Canyon Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3879. In this action, the State and County seek to quiet title to the public highway right-of-way for the Cave Canyon Road solely as it crosses United States public land as included and specifically described in Exhibit 313. The Cave Canyon Road includes the segment of road specifically set forth in Exhibit 313 and as exists on the ground.

Acceptance of the Cave Canyon Road R.S. 2477 Right-of-way Prior to October 21, 1976

3880. The Cave Canyon Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3881. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Cave Canyon Road as a public highway located on the

¹⁰ Exhibit 312 was intentionally omitted.

land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3882. The Cave Canyon Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3883. The County confirmed its acceptance of the Cave Canyon Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Cave Canyon Road using public funds pursuant to the County's governmental right and authority.

3884. Witnesses with personal knowledge of the history of the Cave Canyon Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3885. Currently known reputation in the community is that the Cave Canyon Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3886. Public motor vehicle use of the Cave Canyon Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3887. The Cave Canyon Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3888. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Cave Canyon Road.

3889. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Cave Canyon Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Lincoln Gulch Road, B-30

3890. The Lincoln Gulch Road is designated as county road number B-30 and SGID road identification number RD010115 and is more or less 4.27 miles long.

3891. Exhibit 314 (attached hereto and incorporated herein) contains certain information pertaining to the Lincoln Gulch Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3892. In this action, the State and County seek to quiet title to the public highway right-of-way for the Lincoln Gulch Road solely as it crosses United States public land as included and specifically described in Exhibit 314. The Lincoln Gulch Road includes the segment of road specifically set forth in Exhibit 314 and as exists on the ground.

Acceptance of the Lincoln Gulch Road R.S. 2477 Right-of-way Prior to October 21, 1976

3893. The Lincoln Gulch Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3894. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Lincoln Gulch Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3895. The Lincoln Gulch Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map, and the Minersville (1958) and the Adamsville (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3896. The County confirmed its acceptance of the Lincoln Gulch Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Lincoln Gulch Road using public funds pursuant to the County's governmental right and authority.

3897. Witnesses with personal knowledge of the history of the Lincoln Gulch Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3898. Currently known reputation in the community is that the Lincoln Gulch Road has

been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3899. Public motor vehicle use of the Lincoln Gulch Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3900. The Lincoln Gulch Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3901. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Lincoln Gulch Road.

3902. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Lincoln Gulch Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

West Lincoln Gulch Road, B-31

3903. The West Lincoln Gulch Road is designated as county road number B-31 and SGID road identification number RD010116 and is more or less 2.68 miles long.

3904. Exhibit 315 (attached hereto and incorporated herein) contains certain information pertaining to the West Lincoln Gulch Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list;

and a complete centerline description of the road.

3905. In this action, the State and County seek to quiet title to the public highway right-of-way for the West Lincoln Gulch Road solely as it crosses United States public land as included and specifically described in Exhibit 315. The West Lincoln Gulch Road includes the segment of road specifically set forth in Exhibit 315 and as exists on the ground.

Acceptance of the West Lincoln Gulch Road R.S. 2477 Right-of-way Prior to October 21, 1976

3906. The West Lincoln Gulch Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3907. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the West Lincoln Gulch Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3908. The West Lincoln Gulch Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map, and the Minersville (1958) and the Adamsville (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3909. The County confirmed its acceptance of the West Lincoln Gulch Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the West Lincoln Gulch Road using public funds pursuant to the County's governmental right and authority.

3910. Witnesses with personal knowledge of the history of the West Lincoln Gulch Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3911. Currently known reputation in the community is that the West Lincoln Gulch Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3912. Public motor vehicle use of the West Lincoln Gulch Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3913. The West Lincoln Gulch Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3914. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the West Lincoln Gulch Road.

3915. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the West Lincoln Gulch Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

West Lake Access Road, B-86

3916. The West Lake Access Road is designated as county road number B-86 and SGID road identification number RD010166 and is more or less 1.41 miles long.

3917. Exhibit 316 (attached hereto and incorporated herein) contains certain information pertaining to the West Lake Access Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3918. In this action, the State and County seek to quiet title to the public highway right-of-way for the West Lake Access Road solely as it crosses United States public land as included and specifically described in Exhibit 316. The West Lake Access Road includes the segment of road specifically set forth in Exhibit 316 and as exists on the ground.

Acceptance of the West Lake Access Road R.S. 2477 Right-of-way Prior to October 21, 1976

3919. The West Lake Access Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3920. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the West Lake Access Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3921. The West Lake Access Road appears on the Minersville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3922. The County confirmed its acceptance of the West Lake Access Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the West Lake Access Road using public funds pursuant to the County's governmental right and authority.

3923. Witnesses with personal knowledge of the history of the West Lake Access Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3924. Currently known reputation in the community is that the West Lake Access Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3925. Public motor vehicle use of the West Lake Access Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3926. The West Lake Access Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3927. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the West Lake Access Road.

3928. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the West Lake Access Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

North Spring Road, B-91

3929. The North Spring Road is designated as county road number B-91 and SGID road identification number RD010172 and is more or less 1.06 miles long.

3930. Exhibit 317 (attached hereto and incorporated herein) contains certain information pertaining to the North Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3931. In this action, the State and County seek to quiet title to the public highway right-of-way for the North Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 317. The North Spring Road includes the segment of road specifically set forth in Exhibit 317 and as exists on the ground.

Acceptance of the North Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

3932. The North Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3933. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the North Spring Road as a public highway located on the

land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3934. The North Spring Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3935. The County confirmed its acceptance of the North Spring Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the North Spring Road using public funds pursuant to the County's governmental right and authority.

3936. Witnesses with personal knowledge of the history of the North Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3937. Currently known reputation in the community is that the North Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3938. Public motor vehicle use of the North Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3939. The North Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3940. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the North Spring Road.

3941. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the North Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1068 Road

3942. The D-1068 Road is designated as county road number D-1068 and SGID road identification number RD011246 and is more or less 1.60 miles long.

3943. Exhibit 318 (attached hereto and incorporated herein) contains certain information pertaining to the D-1068 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3944. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1068 Road solely as it crosses United States public land as included and specifically described in Exhibit 318. The D-1068 Road includes the segment of road specifically set forth in Exhibit 318 and as exists on the ground.

Acceptance of the D-1068 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3945. The D-1068 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3946. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1068 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3947. The D-1068 Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3948. The County confirmed its acceptance of the D-1068 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1068 Road pursuant to the County's governmental right and authority.

3949. Witnesses with personal knowledge of the history of the D-1068 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3950. Currently known reputation in the community is that the D-1068 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3951. Public motor vehicle use of the D-1068 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3952. The D-1068 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3953. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1068 Road.

3954. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1068 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1070 Road

3955. The D-1070 Road is designated as county road number D-1070 and SGID road identification number RD011247 and is more or less 2.55 miles long.

3956. Exhibit 319 (attached hereto and incorporated herein) contains certain information pertaining to the D-1070 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3957. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1070 Road solely as it crosses United States public land as included and

specifically described in Exhibit 319. The D-1070 Road includes the segment of road specifically set forth in Exhibit 319 and as exists on the ground.

Acceptance of the D-1070 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3958. The D-1070 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3959. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1070 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3960. The D-1070 Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3961. The County confirmed its acceptance of the D-1070 Road by 1976, when it designated and accepted as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1070 Road pursuant to the County's governmental right and authority.

3962. Witnesses with personal knowledge of the history of the D-1070 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3963. Currently known reputation in the community is that the D-1070 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3964. Public motor vehicle use of the D-1070 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3965. The D-1070 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3966. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1070 Road.

3967. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1070 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Oak Spring Road, D-1080

3968. The Oak Spring Road is designated as county road number D-1080 and SGID road identification number RD011251 and is more or less 2.04 miles long.

3969. Exhibit 320 (attached hereto and incorporated herein) contains certain information pertaining to the Oak Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3970. In this action, the State and County seek to quiet title to the public highway right-of-way for the Oak Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 320. The Oak Spring Road includes the segment of road specifically set forth in Exhibit 320 and as exists on the ground.

Acceptance of the Oak Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

3971. The Oak Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3972. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Oak Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3973. The Oak Spring Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3974. The County confirmed its acceptance of the Oak Spring Road by 1976, when it designated and accepted as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Oak Spring Road pursuant to the County's governmental right and authority.

3975. Witnesses with personal knowledge of the history of the Oak Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a

continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3976. Currently known reputation in the community is that the Oak Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3977. Public motor vehicle use of the Oak Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3978. The Oak Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3979. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Oak Spring Road.

3980. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Oak Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1081 Road

3981. The D-1081 Road is designated as county road number D-1081 and SGID road identification number RD011252 and is more or less 0.70 miles long.

3982. Exhibit 321 (attached hereto and incorporated herein) contains certain information pertaining to the D-1081 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3983. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1081 Road solely as it crosses United States public land as included and specifically described in Exhibit 321. The D-1081 Road includes the segment of road specifically set forth in Exhibit 321 and as exists on the ground.

Acceptance of the D-1081 Road R.S. 2477 Right-of-way Prior to October 21, 1976

3984. The D-1081 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3985. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1081 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3986. The D-1081 Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

3987. The D-1081 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1081 Road pursuant to the County's governmental

right and authority.

3988. Witnesses with personal knowledge of the history of the D-1081 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

3989. Currently known reputation in the community is that the D-1081 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

3990. Public motor vehicle use of the D-1081 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

3991. The D-1081 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

3992. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1081 Road.

3993. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1081 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1081B Road

3994. The D-1081B Road is designated as county road number D-1081b and SGID road

identification number RD011253 and is more or less 1.07 miles long.

3995. Exhibit 322 (attached hereto and incorporated herein) contains certain information pertaining to the D-1081B Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

3996. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1081B Road solely as it crosses United States public land as included and specifically described in Exhibit 322. The D-1081B Road includes the segment of road specifically set forth in Exhibit 322 and as exists on the ground.

Acceptance of the D-1081B Road R.S. 2477 Right-of-way Prior to October 21, 1976

3997. The D-1081B Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

3998. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1081B Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

3999. The D-1081B Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4000. The D-1081B Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by

managing, maintaining, or improving the D-1081B Road pursuant to the County's governmental right and authority.

4001. Witnesses with personal knowledge of the history of the D-1081B Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4002. Currently known reputation in the community is that the D-1081B Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4003. Public motor vehicle use of the D-1081B Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4004. The D-1081B Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4005. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1081B Road.

4006. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1081B Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1082 Road

4007. The D-1082 Road is designated as county road number D-1082 and SGID road identification number RD011254 and is more or less 3.97 miles long.

4008. Exhibit 323 (attached hereto and incorporated herein) contains certain information pertaining to the D-1082 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4009. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1082 Road solely as it crosses United States public land as included and specifically described in Exhibit 323. The D-1082 Road includes the segment of road specifically set forth in Exhibit 323 and as exists on the ground.

Acceptance of the D-1082 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4010. The D-1082 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4011. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1082 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4012. The D-1082 Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map, and the Adamsville (1958) and the Minersville (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way

underlying this road. *See* Exhibit 29 for more detailed map information.

4013. The County confirmed its acceptance of the D-1082 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1082 Road pursuant to the County's governmental right and authority.

4014. Witnesses with personal knowledge of the history of the D-1082 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4015. Currently known reputation in the community is that the D-1082 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4016. Public motor vehicle use of the D-1082 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4017. The D-1082 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4018. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1082 Road.

4019. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1082 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1090 Road

4020. The D-1090 Road is designated as county road number D-1090 and SGID road identification number RD011258 and is more or less 4.67 miles long.

4021. Exhibit 324 (attached hereto and incorporated herein) contains certain information pertaining to the D-1090 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4022. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1090 Road solely as it crosses United States public land as included and specifically described in Exhibit 324. The D-1090 Road includes the segment of road specifically set forth in Exhibit 324 and as exists on the ground.

Acceptance of the D-1090 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4023. The D-1090 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4024. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-1090 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4025. The D-1090 Road appears on the Minersville (1953) USGS 7.5-minute quadrangle map, and the Adamsville (1958) and the Minersville (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4026. The County confirmed its acceptance of the D-1090 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1090 Road pursuant to the County's governmental right and authority.

4027. Witnesses with personal knowledge of the history of the D-1090 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4028. Currently known reputation in the community is that the D-1090 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4029. Public motor vehicle use of the D-1090 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4030. The D-1090 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4031. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1090 Road.

4032. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1090 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1455 Road

4033. The D-1455 Road is designated as county road number D-1455 and SGID road identification number RD011437 and is more or less 1.29 miles long.

4034. Exhibit 325 (attached hereto and incorporated herein) contains certain information pertaining to the D-1455 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4035. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1455 Road solely as it crosses United States public land as included and specifically described in Exhibit 325. The D-1455 Road includes the segment of road specifically set forth in Exhibit 325 and as exists on the ground.

Acceptance of the D-1455 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4036. The D-1455 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4037. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1455 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4038. The D-1455 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1455 Road pursuant to the County's governmental right and authority.

4039. Witnesses with personal knowledge of the history of the D-1455 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4040. Currently known reputation in the community is that the D-1455 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4041. Public motor vehicle use of the D-1455 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4042. The D-1455 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4043. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1455 Road.

4044. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1455 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1457 Road

4045. The D-1457 Road is designated as county road number D-1457 and SGID road identification number RD011438 and is more or less 1.83 miles long.

4046. Exhibit 326 (attached hereto and incorporated herein) contains certain information pertaining to the D-1457 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4047. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1457 Road solely as it crosses United States public land as included and specifically described in Exhibit 326. The D-1457 Road includes the segment of road specifically set forth in Exhibit 326 and as exists on the ground.

Acceptance of the D-1457 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4048. The D-1457 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4049. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1457 Road as a public highway located on the land at

issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4050. The D-1457 Road appears on the Minersville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4051. The D-1457 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1457 Road pursuant to the County's governmental right and authority.

4052. Witnesses with personal knowledge of the history of the D-1457 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4053. Currently known reputation in the community is that the D-1457 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4054. Public motor vehicle use of the D-1457 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4055. The D-1457 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4056. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1457 Road.

4057. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1457 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

EIGHTEENTH CAUSE OF ACTION – QUIET TITLE
PASS ROAD AREA

4058. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

4059. The Pass Road Area is located in east-central Beaver County. *See* Exhibit 19 for more detailed map information.

4060. The Pass Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Pass Road, B-3; (2) Harkley Mountain Road, B-92; (3) Harkley Cutoff Road, B-93; (4) McEwen Spring Road, B-94; (5) D-612 Road; (6) D-1047 Road; (7) D-1050 Road; (8) D-1064 Road; (9) D-1100 Road; (10) D-1638 Road; and (11) D-1641 Road.

4061. Each right-of-way claimed in the Pass Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

4062. All rights-of-way claimed in the Pass Road Area are sufficient in scope for

general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

4063. All rights-of-way claimed in the Pass Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.,* UTAH CODE ANN. § 72-5-302(4)(b) (2003).

4064. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Pass Road, B-3

4065. The Pass Road is designated as county road number B-3 and SGID road identification number RD010114 and is more or less 17.98 miles long.

4066. Exhibit 327 (attached hereto and incorporated herein) contains certain information pertaining to the Pass Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4067. In this action, the State and County seek to quiet title to the public highway right-of-way for the Pass Road solely as it crosses United States public land as included and

specifically described in Exhibit 327. The Pass Road includes the segment of road specifically set forth in Exhibit 327 and as exists on the ground.

Acceptance of the Pass Road R.S. 2477 Right-of-way Prior to October 21, 1976

4068. The Pass Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4069. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Pass Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4070. The Pass Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map, and the Adamsville (1958) and the Beaver (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4071. The County confirmed its acceptance of the Pass Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Pass Road using public funds pursuant to the County's governmental right and authority.

4072. Witnesses with personal knowledge of the history of the Pass Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4073. Currently known reputation in the community is that the Pass Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4074. Public motor vehicle use of the Pass Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4075. The Pass Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4076. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Pass Road.

4077. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Pass Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Harkley Mountain Road, B-92

4078. The Harkley Mountain Road is designated as county road number B-92 and SGID road identification number RD010001 and is more or less 3.53 miles long.

4079. Exhibit 328 (attached hereto and incorporated herein) contains certain information pertaining to the Harkley Mountain Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list;

and a complete centerline description of the road.

4080. In this action, the State and County seek to quiet title to the public highway right-of-way for the Harkley Mountain Road solely as it crosses United States public land as included and specifically described in Exhibit 328. The Harkley Mountain Road includes the segment of road specifically set forth in Exhibit 328 and as exists on the ground.

Acceptance of the Harkley Mountain Road R.S. 2477 Right-of-way Prior to October 21, 1976

4081. The Harkley Mountain Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4082. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Harkley Mountain Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4083. The Harkley Mountain Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4084. The County confirmed its acceptance of the Harkley Mountain Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Harkley Mountain Road using public funds pursuant to the County's governmental right and authority.

4085. Witnesses with personal knowledge of the history of the Harkley Mountain Road

confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4086. Currently known reputation in the community is that the Harkley Mountain Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4087. Public motor vehicle use of the Harkley Mountain Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4088. The Harkley Mountain Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4089. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Harkley Mountain Road.

4090. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Harkley Mountain Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Harkley Cutoff Road, B-93

4091. The Harkley Cutoff Road is designated as county road number B-93 and SGID

road identification number RD010002 and is more or less 0.18 mile long.

4092. Exhibit 329 (attached hereto and incorporated herein) contains certain information pertaining to the Harkley Cutoff Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4093. In this action, the State and County seek to quiet title to the public highway right-of-way for the Harkley Cutoff Road solely as it crosses United States public land as included and specifically described in Exhibit 329. The Harkley Cutoff Road includes the segment of road specifically set forth in Exhibit 329 and as exists on the ground.

Acceptance of the Harkley Cutoff Road R.S. 2477 Right-of-way Prior to October 21, 1976

4094. The Harkley Cutoff Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4095. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Harkley Cutoff Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4096. The Harkley Cutoff Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4097. The County confirmed its acceptance of the Harkley Cutoff Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of

Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Harkley Cutoff Road using public funds pursuant to the County's governmental right and authority.

4098. Witnesses with personal knowledge of the history of the Harkley Cutoff Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4099. Currently known reputation in the community is that the Harkley Cutoff Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4100. Public motor vehicle use of the Harkley Cutoff Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4101. The Harkley Cutoff Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4102. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Harkley Cutoff Road.

4103. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Harkley Cutoff Road on lands owned by the United States as described

herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

McEwen Spring Road, B-94

4104. The McEwen Spring Road is designated as county road number B-94 and SGID road identification number RD010173 and is more or less 1.45 miles long.

4105. Exhibit 330 (attached hereto and incorporated herein) contains certain information pertaining to the McEwen Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4106. In this action, the State and County seek to quiet title to the public highway right-of-way for the McEwen Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 330. The McEwen Spring Road includes the segment of road specifically set forth in Exhibit 330 and as exists on the ground.

Acceptance of the McEwen Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

4107. The McEwen Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4108. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the McEwen Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4109. The McEwen Spring Road appears on the Adamsville (1958) USGS 15-minute

quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4110. The County confirmed its acceptance of the McEwen Spring Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the McEwen Spring Road using public funds pursuant to the County's governmental right and authority.

4111. Witnesses with personal knowledge of the history of the McEwen Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4112. Currently known reputation in the community is that the McEwen Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4113. Public motor vehicle use of the McEwen Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4114. The McEwen Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4115. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the McEwen Spring Road.

4116. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the McEwen Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-612 Road

4117. The D-612 Road is designated as county road number D-612 and SGID road identification number RD011911 and is more or less 3.87 miles long.

4118. Exhibit 331 (attached hereto and incorporated herein) contains certain information pertaining to the D-612 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4119. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-612 Road solely as it crosses United States public land as included and specifically described in Exhibit 331. The D-612 Road includes the segment of road specifically set forth in Exhibit 331 and as exists on the ground.

Acceptance of the D-612 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4120. The D-612 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4121. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-612 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4122. The D-612 Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4123. The D-612 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-612 Road pursuant to the County's governmental right and authority.

4124. Witnesses with personal knowledge of the history of the D-612 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4125. Currently known reputation in the community is that the D-612 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4126. Public motor vehicle use of the D-612 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4127. The D-612 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4128. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-612 Road.

4129. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-612 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1047 Road

4130. The D-1047 Road is designated as county road number D-1047 and SGID road identification number RD011236 and is more or less 3.09 miles long.

4131. Exhibit 332 (attached hereto and incorporated herein) contains certain information pertaining to the D-1047 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4132. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1047 Road solely as it crosses United States public land as included and specifically described in Exhibit 332. The D-1047 Road includes the segment of road specifically set forth in Exhibit 332 and as exists on the ground.

Acceptance of the D-1047 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4133. The D-1047 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4134. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1047 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4135. The D-1047 Road appears on the Adamsville (1958) 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4136. The County confirmed its acceptance of the D-1047 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1047 Road pursuant to the County's governmental right and authority.

4137. Witnesses with personal knowledge of the history of the D-1047 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4138. Currently known reputation in the community is that the D-1047 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4139. Public motor vehicle use of the D-1047 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4140. The D-1047 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4141. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1047 Road.

4142. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1047 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1050 Road

4143. The D-1050 Road is designated as county road number D-1050 and SGID road identification number RD011239 and is more or less 3.97 miles long.

4144. Exhibit 333 (attached hereto and incorporated herein) contains certain information pertaining to the D-1050 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4145. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1050 Road solely as it crosses United States public land as included and

specifically described in Exhibit 333. The D-1050 Road includes the segment of road specifically set forth in Exhibit 333 and as exists on the ground.

Acceptance of the D-1050 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4146. The D-1050 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4147. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1050 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4148. The D-1050 Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4149. The County confirmed its acceptance of the D-1050 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1050 Road pursuant to the County's governmental right and authority.

4150. Witnesses with personal knowledge of the history of the D-1050 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4151. Currently known reputation in the community is that the D-1050 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4152. Public motor vehicle use of the D-1050 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4153. The D-1050 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4154. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1050 Road.

4155. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1050 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1064 Road

4156. The D-1064 Road is designated as county road number D-1064 and SGID road identification number RD011245 and is more or less 2.49 miles long.

4157. Exhibit 334 (attached hereto and incorporated herein) contains certain information pertaining to the D-1064 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4158. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1064 Road solely as it crosses United States public land as included and specifically described in Exhibit 334. The D-1064 Road includes the segment of road specifically set forth in Exhibit 334 and as exists on the ground.

Acceptance of the D-1064 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4159. The D-1064 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4160. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1064 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4161. The D-1064 Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4162. The County confirmed its acceptance of the D-1064 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1064 Road pursuant to the County's governmental right and authority.

4163. Witnesses with personal knowledge of the history of the D-1064 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous

basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4164. Currently known reputation in the community is that the D-1064 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4165. Public motor vehicle use of the D-1064 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4166. The D-1064 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4167. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1064 Road.

4168. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1064 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1100 Road

4169. The D-1100 Road is designated as county road number D-1100 and SGID road identification number RD011267 and is more or less 0.80 miles long.

4170. Exhibit 336¹¹ (attached hereto and incorporated herein) contains certain information pertaining to the D-1100 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4171. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1100 Road solely as it crosses United States public land as included and specifically described in Exhibit 336. The D-1100 Road includes the segment of road specifically set forth in Exhibit 336 and as exists on the ground.

Acceptance of the D-1100 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4172. The D-1100 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4173. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1100 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4174. The D-1100 Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4175. The D-1100 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by

¹¹ Exhibit 335 was intentionally omitted.

managing, maintaining, or improving the D-1100 Road pursuant to the County's governmental right and authority.

4176. Witnesses with personal knowledge of the history of the D-1100 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4177. Currently known reputation in the community is that the D-1100 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4178. Public motor vehicle use of the D-1100 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4179. The D-1100 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4180. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1100 Road.

4181. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1100 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1638 Road

4182. The D-1638 Road is designated as county road number D-1638 and SGID road identification number RD011517 and is more or less 1.24 miles long.

4183. Exhibit 337 (attached hereto and incorporated herein) contains certain information pertaining to the D-1638 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4184. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1638 Road solely as it crosses United States public land as included and specifically described in Exhibit 337. The D-1638 Road includes the segment of road specifically set forth in Exhibit 337 and as exists on the ground.

Acceptance of the D-1638 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4185. The D-1638 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4186. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1638 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4187. The D-1638 Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4188. The D-1638 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1638 Road pursuant to the County's governmental right and authority.

4189. Witnesses with personal knowledge of the history of the D-1638 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4190. Currently known reputation in the community is that the D-1638 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4191. Public motor vehicle use of the D-1638 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4192. The D-1638 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4193. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1638 Road.

4194. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1638 Road on lands owned by the United States as described herein and

including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1641 Road

4195. The D-1641 Road is designated as county road number D-1641 and SGID road identification number RD011520 and is more or less 1.09 miles long.

4196. Exhibit 339¹² (attached hereto and incorporated herein) contains certain information pertaining to the D-1641 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4197. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1641 Road solely as it crosses United States public land as included and specifically described in Exhibit 339. The D-1641 Road includes the segment of road specifically set forth in Exhibit 339 and as exists on the ground.

Acceptance of the D-1641 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4198. The D-1641 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4199. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1641 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

¹² Exhibit 338 was intentionally omitted.

4200. The D-1641 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1641 Road pursuant to the County's governmental right and authority.

4201. Witnesses with personal knowledge of the history of the D-1641 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4202. Currently known reputation in the community is that the D-1641 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4203. Public motor vehicle use of the D-1641 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4204. The D-1641 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4205. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1641 Road.

4206. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1641 Road on lands owned by the United States as described herein and

including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

NINETEENTH CAUSE OF ACTION – QUIET TITLE
RANCH CANYON ROAD AREA

4207. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

4208. The Ranch Canyon Road Area is located in east-central Beaver County. *See* Exhibit 20 for more detailed map information.

4209. The Ranch Canyon Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Lower Ranch Canyon Road, B-23; (2) Upper Ranch Canyon Road, B-28; (3) Rock Corral Road, B-29; (4) Hot Spring Road, B-40; (5) Corral Canyon Wash Road, B-95; (6) Wild Horse Wash Road, B-98; (7) D-547 Road; (8) D-550 Road; (9) D-553 Road; (10) D-555 Road; (11) D-558 Road; (12) D-561 Road; (13) D-564 Road; (14) D-569 Road; (15) D-570 Road, (16) D-577 Road; (17) D-581 Road; (18) D-586 Road; (19) D-591 Road; and (20) D-605 Road.

4210. Each right-of-way claimed in the Ranch Canyon Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

4211. All rights-of-way claimed in the Ranch Canyon Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

4212. All rights-of-way claimed in the Ranch Canyon Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

4213. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Lower Ranch Canyon Road, B-23

4214. The Lower Ranch Canyon Road is designated as county road number B-23 and SGID road identification number RD010093 and is more or less 11.58 miles long.

4215. Exhibit 341¹³ (attached hereto and incorporated herein) contains certain information pertaining to the Lower Ranch Canyon Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

¹³ Exhibit 340 was intentionally omitted.

4216. In this action, the State and County seek to quiet title to the public highway right-of-way for the Lower Ranch Canyon Road solely as it crosses United States public land as included and specifically described in Exhibit 341. The Lower Ranch Canyon Road includes the segment of road specifically set forth in Exhibit 341 and as exists on the ground.

Acceptance of the Lower Ranch Canyon Road R.S. 2477 Right-of-way Prior to October 21, 1976

4217. The Lower Ranch Canyon Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4218. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Lower Ranch Canyon Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4219. The Lower Ranch Canyon Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4220. The County confirmed its acceptance of the Lower Ranch Canyon Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Lower Ranch Canyon Road using public funds pursuant to the County's governmental right and authority.

4221. Witnesses with personal knowledge of the history of the Lower Ranch Canyon

Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4222. Currently known reputation in the community is that the Lower Ranch Canyon Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4223. Public motor vehicle use of the Lower Ranch Canyon Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4224. The Lower Ranch Canyon Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4225. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Lower Ranch Canyon Road.

4226. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Lower Ranch Canyon Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Upper Ranch Canyon Road, B-28

4227. The Upper Ranch Canyon Road is designated as county road number B-28 and

SGID road identification number RD010112 and is more or less 6.64 miles long.

4228. Exhibit 342 (attached hereto and incorporated herein) contains certain information pertaining to the Upper Ranch Canyon Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4229. In this action, the State and County seek to quiet title to the public highway right-of-way for the Upper Ranch Canyon Road solely as it crosses United States public land as included and specifically described in Exhibit 342. The Upper Ranch Canyon Road includes the segment of road specifically set forth in Exhibit 342 and as exists on the ground.

Acceptance of the Upper Ranch Canyon Road R.S. 2477 Right-of-way Prior to October 21, 1976

4230. The Upper Ranch Canyon Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4231. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Upper Ranch Canyon Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4232. The Upper Ranch Canyon Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4233. The County confirmed its acceptance of the Upper Ranch Canyon Road by 1959,

when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Upper Ranch Canyon Road using public funds pursuant to the County's governmental right and authority.

4234. Witnesses with personal knowledge of the history of the Upper Ranch Canyon Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4235. Currently known reputation in the community is that the Upper Ranch Canyon Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4236. Public motor vehicle use of the Upper Ranch Canyon Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4237. The Upper Ranch Canyon Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4238. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Upper Ranch Canyon Road.

4239. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the Upper Ranch Canyon Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Rock Corral Road, B-29

4240. The Rock Corral Road is designated as county road number B-29 and SGID road identification number RD010113 and is more or less 3.54 miles long.

4241. Exhibit 343 (attached hereto and incorporated herein) contains certain information pertaining to the Rock Corral Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4242. In this action, the State and County seek to quiet title to the public highway right-of-way for the Rock Corral Road solely as it crosses United States public land as included and specifically described in Exhibit 343. The Rock Corral Road includes the segment of road specifically set forth in Exhibit 343 and as exists on the ground.

Acceptance of the Rock Corral Road R.S. 2477 Right-of-way Prior to October 21, 1976

4243. The Rock Corral Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4244. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Rock Corral Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4245. The Rock Corral Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4246. The County confirmed its acceptance of the Rock Corral Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Rock Corral Road using public funds pursuant to the County's governmental right and authority.

4247. Witnesses with personal knowledge of the history of the Rock Corral Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4248. Currently known reputation in the community is that the Rock Corral Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4249. Public motor vehicle use of the Rock Corral Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4250. The Rock Corral Road traverses a valid and perfected R.S. 2477 public highway

right-of-way as described herein.

4251. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Rock Corral Road.

4252. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Rock Corral Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Hot Spring Road, B-40

4253. The Hot Spring Road is designated as county road number B-40 and SGID road identification number RD010125 and is more or less 5.98 miles long.

4254. Exhibit 344 (attached hereto and incorporated herein) contains certain information pertaining to the Hot Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4255. In this action, the State and County seek to quiet title to the public highway right-of-way for the Hot Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 344. The Hot Spring Road includes the segment of road specifically set forth in Exhibit 344 and as exists on the ground.

Acceptance of the Hot Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

4256. The Hot Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4257. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Hot Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4258. The Hot Spring Road appears on the Pinnacle Pass (1973) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4259. The County confirmed its acceptance of the Hot Spring Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Hot Spring Road using public funds pursuant to the County's governmental right and authority.

4260. Witnesses with personal knowledge of the history of the Hot Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4261. Currently known reputation in the community is that the Hot Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior

to October 21, 1976, and continuing to the present.

4262. Public motor vehicle use of the Hot Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4263. The Hot Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4264. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Hot Spring Road.

4265. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Hot Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Corral Canyon Wash Road, B-95

4266. The Corral Canyon Wash Road is designated as county road number B-95 and SGID road identification number RD010174 and is more or less 0.63 miles long.

4267. Exhibit 345 (attached hereto and incorporated herein) contains certain information pertaining to the Corral Canyon Wash Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4268. In this action, the State and County seek to quiet title to the public highway right-of-way for the Corral Canyon Wash Road solely as it crosses United States public land as included and specifically described in Exhibit 345. The Corral Canyon Wash Road includes the segment of road specifically set forth in Exhibit 345 and as exists on the ground.

Acceptance of the Corral Canyon Wash Road R.S. 2477 Right-of-way Prior to October 21, 1976

4269. The Corral Canyon Wash Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4270. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Corral Canyon Wash Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4271. The Corral Canyon Wash Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4272. The Corral Canyon Wash Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Corral Canyon Wash Road using public funds pursuant to the County's governmental right and authority.

4273. Witnesses with personal knowledge of the history of the Corral Canyon Wash Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a

continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4274. Currently known reputation in the community is that the Corral Canyon Wash Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4275. Public motor vehicle use of the Corral Canyon Wash Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4276. The Corral Canyon Wash Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4277. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Corral Canyon Wash Road.

4278. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Corral Canyon Wash Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Wild Horse Wash Road, B-98

4279. The Wild Horse Wash Road is designated as county road number B-98 and SGID road identification number RD010176 and is more or less 2.09 miles long.

4280. Exhibit 346 (attached hereto and incorporated herein) contains certain information pertaining to the Wild Horse Wash Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4281. In this action, the State and County seek to quiet title to the public highway right-of-way for the Wild Horse Wash Road solely as it crosses United States public land as included and specifically described in Exhibit 346. The Wild Horse Wash Road includes the segment of road specifically set forth in Exhibit 346 and as exists on the ground.

Acceptance of the Wild Horse Wash Road R.S. 2477 Right-of-way Prior to October 21, 1976

4282. The Wild Horse Wash Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4283. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Wild Horse Wash Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4284. The Wild Horse Wash Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4285. The County confirmed its acceptance of the Wild Horse Wash Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway

Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Wild Horse Wash Road using public funds pursuant to the County's governmental right and authority.

4286. Witnesses with personal knowledge of the history of the Wild Horse Wash Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4287. Currently known reputation in the community is that the Wild Horse Wash Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4288. Public motor vehicle use of the Wild Horse Wash Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4289. The Wild Horse Wash Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4290. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Wild Horse Wash Road.

4291. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Wild Horse Wash Road on lands owned by the United States as described

herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-547 Road

4292. The D-547 Road is designated as county road number D-547 and SGID road identification number RD011869 and is more or less 7.73 miles long.

4293. Exhibit 347 (attached hereto and incorporated herein) contains certain information pertaining to the D-547 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4294. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-547 Road solely as it crosses United States public land as included and specifically described in Exhibit 347. The D-547 Road includes the segment of road specifically set forth in Exhibit 347 and as exists on the ground.

Acceptance of the D-547 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4295. The D-547 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4296. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-547 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4297. The D-547 Road appears on the Ranch Canyon (1958) USGS 7.5-minute

quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4298. The County confirmed its acceptance of the D-547 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-547 Road pursuant to the County's governmental right and authority.

4299. Witnesses with personal knowledge of the history of the D-547 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4300. Currently known reputation in the community is that the D-547 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4301. Public motor vehicle use of the D-547 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4302. The D-547 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4303. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-547 Road.

4304. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-547 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-550 Road

4305. The D-550 Road is designated as county road number D-550 and SGID road identification number RD011872 and is more or less 2.02 miles long.

4306. Exhibit 348 (attached hereto and incorporated herein) contains certain information pertaining to the D-550 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4307. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-550 Road solely as it crosses United States public land as included and specifically described in Exhibit 348. The D-550 Road includes the segment of road specifically set forth in Exhibit 348 and as exists on the ground.

Acceptance of the D-550 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4308. The D-550 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4309. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-550 Road as a public highway located on the land at

issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4310. The D-550 Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4311. The D-550 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-550 Road pursuant to the County's governmental right and authority.

4312. Witnesses with personal knowledge of the history of the D-550 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4313. Currently known reputation in the community is that the D-550 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4314. Public motor vehicle use of the D-550 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4315. The D-550 Road traverses a valid and perfected R.S. 2477 public highway right-

of-way as described herein.

4316. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-550 Road.

4317. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-550 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-553 Road

4318. The D-553 Road is designated as county road number D-553 and SGID road identification number RD011873 and is more or less 5.30 miles long.

4319. Exhibit 349 (attached hereto and incorporated herein) contains certain information pertaining to the D-553 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4320. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-553 Road solely as it crosses United States public land as included and specifically described in Exhibit 349. The D-553 Road includes the segment of road specifically set forth in Exhibit 349 and as exists on the ground.

Acceptance of the D-553 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4321. The D-553 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4322. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-553 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4323. The D-553 Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4324. The D-553 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-553 Road pursuant to the County's governmental right and authority.

4325. Witnesses with personal knowledge of the history of the D-553 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4326. Currently known reputation in the community is that the D-553 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4327. Public motor vehicle use of the D-553 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public

highway right-of-way underlying this road.

4328. The D-553 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4329. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-553 Road.

4330. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-553 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-555 Road

4331. The D-555 Road is designated as county road number D-555 and SGID road identification number RD011875 and is more or less 1.10 miles long.

4332. Exhibit 350 (attached hereto and incorporated herein) contains certain information pertaining to the D-555 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4333. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-555 Road solely as it crosses United States public land as included and specifically described in Exhibit 350. The D-555 Road includes the segment of road specifically set forth in Exhibit 350 and as exists on the ground.

Acceptance of the D-555 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4334. The D-555 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4335. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-555 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4336. The D-555 Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4337. The D-555 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-555 Road pursuant to the County's governmental right and authority.

4338. Witnesses with personal knowledge of the history of the D-555 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4339. Currently known reputation in the community is that the D-555 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4340. Public motor vehicle use of the D-555 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4341. The D-555 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4342. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-555 Road.

4343. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-555 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-558 Road

4344. The D-558 Road is designated as county road number D-558 and SGID road identification number RD011877 and is more or less 2.20 miles long.

4345. Exhibit 351 (attached hereto and incorporated herein) contains certain information pertaining to the D-558 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4346. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-558 Road solely as it crosses United States public land as included and

specifically described in Exhibit 351. The D-558 Road includes the segment of road specifically set forth in Exhibit 351 and as exists on the ground.

Acceptance of the D-558 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4347. The D-558 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4348. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-558 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4349. The D-558 Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4350. The County confirmed its acceptance of the D-558 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-558 Road pursuant to the County's governmental right and authority.

4351. Witnesses with personal knowledge of the history of the D-558 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4352. Currently known reputation in the community is that the D-558 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4353. Public motor vehicle use of the D-558 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4354. The D-558 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4355. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-558 Road.

4356. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-558 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-561 Road

4357. The D-561 Road is designated as county road number D-561 and SGID road identification number RD011880 and is more or less 4.27 miles long.

4358. Exhibit 352 (attached hereto and incorporated herein) contains certain information pertaining to the D-561 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

4359. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-561 Road solely as it crosses United States public land as included and specifically described in Exhibit 352. The D-561 Road includes the segment of road specifically set forth in Exhibit 352 and as exists on the ground.

Acceptance of the D-561 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4360. The D-561 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4361. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-561 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4362. The D-561 Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

4363. The D-561 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-561 Road pursuant to the County's governmental right and authority.

4364. Witnesses with personal knowledge of the history of the D-561 Road confirm

public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4365. Currently known reputation in the community is that the D-561 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4366. Public motor vehicle use of the D-561 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4367. The D-561 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4368. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-561 Road.

4369. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-561 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-564 Road

4370. The D-564 Road is designated as county road number D-564 and SGID road identification number RD011883 and is more or less 2.15 miles long.

4371. Exhibit 353 (attached hereto and incorporated herein) contains certain information

pertaining to the D-564 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4372. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-564 Road solely as it crosses United States public land as included and specifically described in Exhibit 353. The D-564 Road includes the segment of road specifically set forth in Exhibit 353 and as exists on the ground.

Acceptance of the D-564 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4373. The D-564 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4374. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-564 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4375. The D-564 Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4376. The County confirmed its acceptance of the D-564 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way

by managing, maintaining, or improving the D-564 Road pursuant to the County's governmental right and authority.

4377. Witnesses with personal knowledge of the history of the D-564 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4378. Currently known reputation in the community is that the D-564 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4379. Public motor vehicle use of the D-564 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4380. The D-564 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4381. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-564 Road.

4382. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-564 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-569 Road

4383. The D-569 Road is designated as county road number D-569 and SGID road identification number RD011885 and is more or less 3.73 miles long.

4384. Exhibit 354 (attached hereto and incorporated herein) contains certain information pertaining to the D-569 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4385. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-569 Road solely as it crosses United States public land as included and specifically described in Exhibit 354. The D-569 Road includes the segment of road specifically set forth in Exhibit 354 and as exists on the ground.

Acceptance of the D-569 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4386. The D-569 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4387. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-569 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4388. The D-569 Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for

more detailed map information.

4389. The D-569 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-569 Road pursuant to the County's governmental right and authority.

4390. Witnesses with personal knowledge of the history of the D-569 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4391. Currently known reputation in the community is that the D-569 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4392. Public motor vehicle use of the D-569 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4393. The D-569 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4394. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-569 Road.

4395. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the D-569 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-570 Road

4396. The D-570 Road is designated as county road number D-570 and SGID road identification number RD011887 and is more or less 3.93 miles long.

4397. Exhibit 355 (attached hereto and incorporated herein) contains certain information pertaining to the D-570 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4398. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-570 Road solely as it crosses United States public land as included and specifically described in Exhibit 355. The D-570 Road includes the segment of road specifically set forth in Exhibit 355 and as exists on the ground.

Acceptance of the D-570 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4399. The D-570 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4400. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-570 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4401. The D-570 Road appears on the Ranch Canyon (1958) USGS 7.5-minute

quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4402. The D-570 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-570 Road pursuant to the County's governmental right and authority.

4403. Witnesses with personal knowledge of the history of the D-570 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4404. Currently known reputation in the community is that the D-570 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4405. Public motor vehicle use of the D-570 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4406. The D-570 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4407. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the D-570 Road.

4408. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-570 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-577 Road

4409. The D-577 Road is designated as county road number D-577 and SGID road identification number RD011891 and is more or less 0.24 miles long.

4410. Exhibit 356 (attached hereto and incorporated herein) contains certain information pertaining to the D-577 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4411. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-577 Road solely as it crosses United States public land as included and specifically described in Exhibit 356. The D-577 Road includes the segment of road specifically set forth in Exhibit 356 and as exists on the ground.

Acceptance of the D-577 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4412. The D-577 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4413. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-577 Road as a public highway located on the land at

issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4414. The D-577 Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4415. The D-577 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-577 Road pursuant to the County's governmental right and authority.

4416. Witnesses with personal knowledge of the history of the D-577 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4417. Currently known reputation in the community is that the D-577 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4418. Public motor vehicle use of the D-577 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4419. The D-577 Road traverses a valid and perfected R.S. 2477 public highway right-

of-way as described herein.

4420. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-577 Road.

4421. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-577 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-581 Road

4422. The D-581 Road is designated as county road number D-581 and SGID road identification number RD011896 and is more or less 1.16 miles long.

4423. Exhibit 357 (attached hereto and incorporated herein) contains certain information pertaining to the D-581 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4424. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-581 Road solely as it crosses United States public land as included and specifically described in Exhibit 357. The D-581 Road includes the segment of road specifically set forth in Exhibit 357 and as exists on the ground.

Acceptance of the D-581 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4425. The D-581 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4426. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-581 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4427. The D-581 Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4428. The D-581 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-581 Road pursuant to the County's governmental right and authority.

4429. Witnesses with personal knowledge of the history of the D-581 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4430. Currently known reputation in the community is that the D-581 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4431. Public motor vehicle use of the D-581 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public

highway right-of-way underlying this road.

4432. The D-581 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4433. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-581 Road.

4434. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-581 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-586 Road

4435. The D-586 Road is designated as county road number D-586 and SGID road identification number RD011898 and is more or less 1.66 miles long.

4436. Exhibit 358 (attached hereto and incorporated herein) contains certain information pertaining to the D-586 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4437. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-586 Road solely as it crosses United States public land as included and specifically described in Exhibit 358. The D-586 Road includes the segment of road specifically set forth in Exhibit 358 and as exists on the ground.

Acceptance of the D-586 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4438. The D-586 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4439. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-586 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4440. The D-586 Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

4441. The D-586 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-586 Road pursuant to the County's governmental right and authority.

4442. Witnesses with personal knowledge of the history of the D-586 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4443. Currently known reputation in the community is that the D-586 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4444. Public motor vehicle use of the D-586 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4445. The D-586 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4446. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-586 Road.

4447. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-586 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-591 Road

4448. The D-591 Road, also known as D-591 and D-1666, is designated as county road number D-591 and SGID road identification number RD011903 and is more or less 3.69 miles long.

4449. Exhibit 359 (attached hereto and incorporated herein) contains certain information pertaining to the D-591 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4450. In this action, the State and County seek to quiet title to the public highway right-

of-way for the D-591 Road solely as it crosses United States public land as included and specifically described in Exhibit 359. The D-591 Road includes the segment of road specifically set forth in Exhibit 359 and as exists on the ground.

Acceptance of the D-591 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4451. The D-591 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4452. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-591 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4453. The D-591 Road appears on the Ranch Canyon (1958) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4454. The D-591 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-591 Road pursuant to the County's governmental right and authority.

4455. Witnesses with personal knowledge of the history of the D-591 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4456. Currently known reputation in the community is that the D-591 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4457. Public motor vehicle use of the D-591 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4458. The D-591 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4459. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-591 Road.

4460. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-591 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-605 Road

4461. The D-605 Road is designated as county road number D-605 and SGID road identification number RD011910 and is more or less 1.45 miles long.

4462. Exhibit 360 (attached hereto and incorporated herein) contains certain information pertaining to the D-605 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

4463. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-605 Road solely as it crosses United States public land as included and specifically described in Exhibit 360. The D-605 Road includes the segment of road specifically set forth in Exhibit 360 and as exists on the ground.

Acceptance of the D-605 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4464. The D-605 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4465. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-605 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4466. The D-605 Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

4467. The D-605 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-605 Road pursuant to the County's governmental right and authority.

4468. Witnesses with personal knowledge of the history of the D-605 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous

basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4469. Currently known reputation in the community is that the D-605 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4470. Public motor vehicle use of the D-605 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4471. The D-605 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4472. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-605 Road.

4473. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-605 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

TWENTIETH CAUSE OF ACTION – QUIET TITLE
GEOHERMAL ROAD AREA

4474. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

4475. The Geothermal Road Area is located in north-central Beaver County. *See* Exhibit 21 for more detailed map information.

4476. The Geothermal Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Geothermal Road, B-15; (2) Antelope Point Road, B-24; (3) Salt Cove Road, B-39; (4) Lower Antelope Point Road, B-41; (5) Big Cedar Cove Road, B-99; (6) D-213 Road; (7) D-220 Road; (8) D-228 Road; (9) Rock Cabin Road, D-229; (10) D-231 Road; (11) D-546 Road; and (12) D-1562 Road.

4477. Each right-of-way claimed in the Geothermal Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

4478. All rights-of-way claimed in the Geothermal Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

4479. All rights-of-way claimed in the Geothermal Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

4480. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the

entire length and course of all roads as described herein, on public lands owned by the United States.

Geothermal Road, B-15

4481. The Geothermal Road is designated as county road number B-15 and SGID road identification number RD010051 and is more or less 14.02 miles long.

4482. Exhibit 362¹⁴ (attached hereto and incorporated herein) contains certain information pertaining to the Geothermal Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4483. In this action, the State and County seek to quiet title to the public highway right-of-way for the Geothermal Road solely as it crosses United States public land as included and specifically described in Exhibit 362. The Geothermal Road includes the segment of road specifically set forth in Exhibit 362 and as exists on the ground.

Acceptance of the Geothermal Road R.S. 2477 Right-of-way Prior to October 21, 1976

4484. The Geothermal Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

¹⁴ Exhibit 361 was intentionally omitted.

4485. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Geothermal Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4486. The Geothermal Road appears on the Milford (1958), the Ranch Canyon (1958), the Pinnacle Pass (1973) USGS 7.5-minute quadrangle maps, and the Milford (1958) and the Adamsville (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4487. The County confirmed its acceptance of the Geothermal Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Geothermal Road using public funds pursuant to the County's governmental right and authority.

4488. Witnesses with personal knowledge of the history of the Geothermal Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4489. Currently known reputation in the community is that the Geothermal Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4490. Public motor vehicle use of the Geothermal Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4491. The Geothermal Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4492. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Geothermal Road.

4493. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Geothermal Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Antelope Point Road, B-24

4494. The Antelope Point Road is designated as county road number B-24 and SGID road identification number RD010100 and is more or less 8.32 miles long.

4495. Exhibit 363 (attached hereto and incorporated herein) contains certain information pertaining to the Antelope Point Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4496. In this action, the State and County seek to quiet title to the public highway right-

of-way for the Antelope Point Road solely as it crosses United States public land as included and specifically described in Exhibit 363. The Antelope Point Road includes the segment of road specifically set forth in Exhibit 363 and as exists on the ground.

Acceptance of the Antelope Point Road R.S. 2477 Right-of-way Prior to October 21, 1976

4497. The Antelope Point Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4498. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Antelope Point Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4499. The Antelope Point Road appears on the Ranch Canyon (1958) and the Read (1973) USGS 7.5-minute quadrangle maps, and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4500. The County confirmed its acceptance of the Antelope Point Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Antelope Point Road using public funds pursuant to the County's governmental right and authority.

4501. Witnesses with personal knowledge of the history of the Antelope Point Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a

continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4502. Currently known reputation in the community is that the Antelope Point Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4503. Public motor vehicle use of the Antelope Point Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4504. The Antelope Point Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4505. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Antelope Point Road.

4506. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Antelope Point Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Salt Cove Road, B-39

4507. The Salt Cove Road is designated as county road number B-39 and SGID road identification number RD010123 and is more or less 7.03 miles long.

4508. Exhibit 364 (attached hereto and incorporated herein) contains certain information pertaining to the Salt Cove Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4509. In this action, the State and County seek to quiet title to the public highway right-of-way for the Salt Cove Road solely as it crosses United States public land as included and specifically described in Exhibit 364. The Salt Cove Road includes the segment of road specifically set forth in Exhibit 364 and as exists on the ground.

Acceptance of the Salt Cove Road R.S. 2477 Right-of-way Prior to October 21, 1976

4510. The Salt Cove Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4511. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Salt Cove Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4512. The Salt Cove Road appears on the Pinnacle Pass (1973) and the Read (1973) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4513. The County confirmed its acceptance of the Salt Cove Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way

by managing, maintaining, or improving the Salt Cove Road using public funds pursuant to the County's governmental right and authority.

4514. Witnesses with personal knowledge of the history of the Salt Cove Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4515. Currently known reputation in the community is that the Salt Cove Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4516. Public motor vehicle use of the Salt Cove Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4517. The Salt Cove Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4518. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Salt Cove Road.

4519. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Salt Cove Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Lower Antelope Point Road, B-41

4520. The Lower Antelope Point Road is designated as county road number B-41 and SGID road identification number RD010126 and is more or less 4.27 miles long.

4521. Exhibit 365 (attached hereto and incorporated herein) contains certain information pertaining to the Lower Antelope Point Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4522. In this action, the State and County seek to quiet title to the public highway right-of-way for the Lower Antelope Point Road solely as it crosses United States public land as included and specifically described in Exhibit 365. The Lower Antelope Point Road includes the segment of road specifically set forth in Exhibit 365 and as exists on the ground.

Acceptance of the Lower Antelope Point Road R.S. 2477 Right-of-way Prior to October 21, 1976

4523. The Lower Antelope Point Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4524. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Lower Antelope Point Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4525. The Lower Antelope Point Road appears on the Read (1973) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4526. The County confirmed its acceptance of the Lower Antelope Point Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Lower Antelope Point Road using public funds pursuant to the County's governmental right and authority.

4527. Witnesses with personal knowledge of the history of the Lower Antelope Point Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4528. Currently known reputation in the community is that the Lower Antelope Point Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4529. Public motor vehicle use of the Lower Antelope Point Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4530. The Lower Antelope Point Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4531. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Lower Antelope Point Road.

4532. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Lower Antelope Point Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Big Cedar Cove Road, B-99

4533. The Big Cedar Cove Road is designated as county road number B-99 and SGID road identification number RD010003 and is more or less 2.35 miles long.

4534. Exhibit 366 (attached hereto and incorporated herein) contains certain information pertaining to the Big Cedar Cove Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4535. In this action, the State and County seek to quiet title to the public highway right-of-way for the Big Cedar Cove Road solely as it crosses United States public land as included and specifically described in Exhibit 366. The Big Cedar Cove Road includes the segment of road specifically set forth in Exhibit 366 and as exists on the ground.

Acceptance of the Big Cedar Cove Road R.S. 2477 Right-of-way Prior to October 21, 1976

4536. The Big Cedar Cove Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4537. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Big Cedar Cove Road as a public highway located on

the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4538. The Big Cedar Cove Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4539. The County confirmed its acceptance of the Big Cedar Cove Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Big Cedar Cove Road using public funds pursuant to the County's governmental right and authority.

4540. Witnesses with personal knowledge of the history of the Big Cedar Cove Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4541. Currently known reputation in the community is that the Big Cedar Cove Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4542. Public motor vehicle use of the Big Cedar Cove Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4543. The Big Cedar Cove Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4544. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Big Cedar Cove Road.

4545. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Big Cedar Cove Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-213 Road

4546. The D-213 Road is designated as county road number D-213 and SGID road identification number RD011696 and is more or less 3.13 miles long.

4547. Exhibit 367 (attached hereto and incorporated herein) contains certain information pertaining to the D-213 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4548. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-213 Road solely as it crosses United States public land as included and specifically described in Exhibit 367. The D-213 Road includes the segment of road specifically set forth in Exhibit 367 and as exists on the ground.

Acceptance of the D-213 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4549. The D-213 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4550. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-213 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4551. The D-213 Road appears on the Read (1973) and the Ranch Canyon (1958) 7.5-minute quadrangle maps, and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4552. The D-213 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-213 Road pursuant to the County's governmental right and authority.

4553. Witnesses with personal knowledge of the history of the D-213 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4554. Currently known reputation in the community is that the D-213 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4555. Public motor vehicle use of the D-213 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4556. The D-213 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4557. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-213 Road.

4558. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-213 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-220 Road

4559. The D-220 Road is designated as county road number D-220 and SGID road identification number RD011700 and is more or less 1.83 miles long.

4560. Exhibit 368 (attached hereto and incorporated herein) contains certain information pertaining to the D-220 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4561. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-220 Road solely as it crosses United States public land as included and

specifically described in Exhibit 368. The D-220 Road includes the segment of road specifically set forth in Exhibit 368 and as exists on the ground.

Acceptance of the D-220 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4562. The D-220 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4563. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-220 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4564. The D-220 Road appears on the Read (1973) and the Ranch Canyon (1958) 7.5-minute quadrangle maps, and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4565. The D-220 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-220 Road pursuant to the County's governmental right and authority.

4566. Witnesses with personal knowledge of the history of the D-220 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4567. Currently known reputation in the community is that the D-220 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4568. Public motor vehicle use of the D-220 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4569. The D-220 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4570. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-220 Road.

4571. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-220 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-228 Road

4572. The D-228 Road is designated as county road number D-228 and SGID road identification number RD011705 and is more or less 1.84 miles long.

4573. Exhibit 369 (attached hereto and incorporated herein) contains certain information pertaining to the D-228 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4574. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-228 Road solely as it crosses United States public land as included and specifically described in Exhibit 369. The D-228 Road includes the segment of road specifically set forth in Exhibit 369 and as exists on the ground.

Acceptance of the D-228 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4575. The D-228 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4576. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-228 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4577. The D-228 Road appears on the Pinnacle Pass (1973) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4578. The D-228 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-228 Road pursuant to the County's governmental right and authority.

4579. Witnesses with personal knowledge of the history of the D-228 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4580. Currently known reputation in the community is that the D-228 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4581. Public motor vehicle use of the D-228 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4582. The D-228 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4583. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-228 Road.

4584. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-228 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Rock Cabin Road, D-229

4585. The Rock Cabin Road is designated as county road number D-229 and SGID road identification number RD011706 and is more or less 3.15 miles long.

4586. Exhibit 370 (attached hereto and incorporated herein) contains certain information pertaining to the Rock Cabin Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

4587. In this action, the State and County seek to quiet title to the public highway right-of-way for the Rock Cabin Road solely as it crosses United States public land as included and specifically described in Exhibit 370. The Rock Cabin Road includes the segment of road specifically set forth in Exhibit 370 and as exists on the ground.

Acceptance of the Rock Cabin Road R.S. 2477 Right-of-way Prior to October 21, 1976

4588. The Rock Cabin Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4589. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Rock Cabin Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4590. The Rock Cabin Road appears on the Pinnacle Pass (1973) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4591. The Rock Cabin Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Rock Cabin Road pursuant to the County's governmental right and authority.

4592. Witnesses with personal knowledge of the history of the Rock Cabin Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a

continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4593. Currently known reputation in the community is that the Rock Cabin Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4594. Public motor vehicle use of the Rock Cabin Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4595. The Rock Cabin Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4596. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Rock Cabin Road.

4597. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Rock Cabin Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-231 Road

4598. The D-231 Road is designated as county road number D-231 and SGID road identification number RD011710 and is more or less 3.37miles long.

4599. Exhibit 371 (attached hereto and incorporated herein) contains certain information pertaining to the D-231 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4600. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-231 Road solely as it crosses United States public land as included and specifically described in Exhibit 371. The D-231 Road includes the segment of road specifically set forth in Exhibit 371 and as exists on the ground.

Acceptance of the D-231 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4601. The D-231 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4602. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-231 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4603. The D-231 Road appears on the Pinnacle Pass (1973) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4604. The County confirmed its acceptance of the D-231 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way

by managing, maintaining, or improving the D-231 Road pursuant to the County's governmental right and authority.

4605. Witnesses with personal knowledge of the history of the D-231 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4606. Currently known reputation in the community is that the D-231 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4607. Public motor vehicle use of the D-231 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4608. The D-231 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4609. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-231 Road.

4610. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-231 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-546 Road

4611. The D-546 Road is designated as county road number D-546 and SGID road identification number RD011868 and is more or less 4.22 miles long.

4612. Exhibit 372 (attached hereto and incorporated herein) contains certain information pertaining to the D-546 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4613. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-546 Road solely as it crosses United States public land as included and specifically described in Exhibit 372. The D-546 Road includes the segment of road specifically set forth in Exhibit 372 and as exists on the ground.

Acceptance of the D-546 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4614. The D-546 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4615. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-546 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4616. The D-546 Road appears on the Ranch Canyon (1973) and the Read (1973) USGS 7.5-minute quadrangle maps, and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road.

See Exhibit 29 for more detailed map information.

4617. The D-546 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-546 Road pursuant to the County's governmental right and authority.

4618. Witnesses with personal knowledge of the history of the D-546 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4619. Currently known reputation in the community is that the D-546 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4620. Public motor vehicle use of the D-546 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4621. The D-546 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4622. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-546 Road.

4623. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the D-546 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1562 Road

4624. The D-1562 Road is designated as county road number D-1562 and SGID road identification number RD011494 and is more or less 3.67 miles long.

4625. Exhibit 373 (attached hereto and incorporated herein) contains certain information pertaining to the D-1562 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4626. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1562 Road solely as it crosses United States public land as included and specifically described in Exhibit 373. The D-1562 Road includes the segment of road specifically set forth in Exhibit 373 and as exists on the ground.

Acceptance of the D-1562 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4627. The D-1562 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4628. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1562 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4629. The D-1562 Road appears on the Pinnacle Pass (1973) USGS 7.5-minute

quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4630. The County confirmed its acceptance of the D-1562 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1562 Road pursuant to the County's governmental right and authority.

4631. Witnesses with personal knowledge of the history of the D-1562 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4632. Currently known reputation in the community is that the D-1562 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4633. Public motor vehicle use of the D-1562 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4634. The D-1562 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4635. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the D-1562 Road.

4636. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1562 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

TWENTY-FIRST CAUSE OF ACTION – QUIET TITLE
CUNNINGHAM WASH ROAD AREA

4637. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

4638. The Cunningham Wash Road Area is located in northeastern Beaver County. *See* Exhibit 22 for more detailed map information.

4639. The Cunningham Wash Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Cunningham Wash Road, B-7; (2) Fortuna Canyon, B-21; (3) Cowboy Spring Road, B-33; (4) Wiregrass Road, B-38; (5) Shag Hollow Road, B-82; (6) School Mine Road, B-100; (7) Bearskin Flat Road, B-101; (8) Bailey Spring Road, B-102; (9) T.V. Hill Road (Milford), B-103; (10) Horse Flat Road, B-237; (11) Shag Hollow Trail Road, D-82-619; (12) Antelope Mountain Road, D-238; (13) T.V. Hill Road, D-241; (14) D-250 Road; (15) D-251 Road; (16) D-252 Road; (17) D-254 Road; (18) D-618 Road; (19) D-662 Road; and (20) D-704 Road.

4640. Each right-of-way claimed in the Cunningham Wash Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping,

government access, traveling in and through the area, or any other legitimate purpose.

4641. All rights-of-way claimed in the Cunningham Wash Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

4642. All rights-of-way claimed in the Cunningham Wash Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

4643. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Cunningham Wash Road, B-7

4644. The Cunningham Wash Road is designated as county road number B-7 and SGID road identification number RD010154 and is more or less 24.46 miles long.

4645. Exhibit 374 (attached hereto and incorporated herein) contains certain information pertaining to the Cunningham Wash Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4646. In this action, the State and County seek to quiet title to the public highway right-of-way for the Cunningham Wash Road solely as it crosses United States public land as included and specifically described in Exhibit 374. The Cunningham Wash Road includes the segment of road specifically set forth in Exhibit 374 and as exists on the ground.

Acceptance of the Cunningham Wash Road R.S. 2477 Right-of-way Prior to October 21, 1976

4647. The Cunningham Wash Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4648. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Cunningham Wash Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4649. The Cunningham Wash Road appears on the Pinnacle Pass (1973) USGS 7.5-minute quadrangle map and the Cove Fort (1962), the Adamsville (1958), and the Beaver (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4650. The County confirmed its acceptance of the Cunningham Wash Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Cunningham Wash Road using public funds pursuant to the County's governmental right and authority.

4651. Witnesses with personal knowledge of the history of the Cunningham Wash Road

confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4652. Currently known reputation in the community is that the Cunningham Wash Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4653. Public motor vehicle use of the Cunningham Wash Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4654. The Cunningham Wash Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4655. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Cunningham Wash Road.

4656. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Cunningham Wash Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Fortuna Canyon Road, B-21

4657. The Fortuna Canyon Road is designated as county road number B-21 and SGID

road identification number RD010084 and is more or less 5.48 miles long.

4658. Exhibit 375 (attached hereto and incorporated herein) contains certain information pertaining to the Fortuna Canyon Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4659. In this action, the State and County seek to quiet title to the public highway right-of-way for the Fortuna Canyon Road solely as it crosses United States public land as included and specifically described in Exhibit 375. The Fortuna Canyon Road includes the segment of road specifically set forth in Exhibit 375 and as exists on the ground.

Acceptance of the Fortuna Canyon Road R.S. 2477 Right-of-way Prior to October 21, 1976

4660. The Fortuna Canyon Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4661. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Fortuna Canyon Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4662. The Fortuna Canyon Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4663. The County confirmed its acceptance of the Fortuna Canyon Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of

Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Fortuna Canyon Road using public funds pursuant to the County's governmental right and authority.

4664. Witnesses with personal knowledge of the history of the Fortuna Canyon Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4665. Currently known reputation in the community is that the Fortuna Canyon Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4666. Public motor vehicle use of the Fortuna Canyon Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4667. The Fortuna Canyon Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4668. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Fortuna Canyon Road.

4669. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Fortuna Canyon Road on lands owned by the United States as described

herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Cowboy Spring Road, B-33

4670. The Cowboy Spring Road is designated as county road number B-33 and SGID road identification number RD010118 and is more or less 4.49 miles long.

4671. Exhibit 376 (attached hereto and incorporated herein) contains certain information pertaining to the Cowboy Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4672. In this action, the State and County seek to quiet title to the public highway right-of-way for the Cowboy Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 376. The Cowboy Spring Road includes the segment of road specifically set forth in Exhibit 376 and as exists on the ground.

Acceptance of the Cowboy Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

4673. The Cowboy Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4674. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Cowboy Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4675. The Cowboy Spring Road appears on the Beaver (1958) and the Cove Fort (1962)

USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4676. The County confirmed its acceptance of the Cowboy Spring Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Cowboy Spring Road using public funds pursuant to the County's governmental right and authority.

4677. Witnesses with personal knowledge of the history of the Cowboy Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4678. Currently known reputation in the community is that the Cowboy Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4679. Public motor vehicle use of the Cowboy Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4680. The Cowboy Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4681. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Cowboy Spring Road.

4682. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Cowboy Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Wiregrass Road, B-38

4683. The Wiregrass Road is designated as county road number B-38 and SGID road identification number RD010122 and is more or less 3.32 miles long.

4684. Exhibit 377 (attached hereto and incorporated herein) contains certain information pertaining to the Wiregrass Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4685. In this action, the State and County seek to quiet title to the public highway right-of-way for the Wiregrass Road solely as it crosses United States public land as included and specifically described in Exhibit 377. The Wiregrass Road includes the segment of road specifically set forth in Exhibit 377 and as exists on the ground.

Acceptance of the Wiregrass Road R.S. 2477 Right-of-way Prior to October 21, 1976

4686. The Wiregrass Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4687. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Wiregrass Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4688. The Wiregrass Road appears on the Beaver (1958) and the Cove Fort (1962) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4689. The County confirmed its acceptance of the Wiregrass Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Wiregrass Road using public funds pursuant to the County's governmental right and authority.

4690. Witnesses with personal knowledge of the history of the Wiregrass Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4691. Currently known reputation in the community is that the Wiregrass Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4692. Public motor vehicle use of the Wiregrass Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477

public highway right-of-way underlying this road.

4693. The Wiregrass Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4694. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Wiregrass Road.

4695. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Wiregrass Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Shag Hollow Road, B-82

4696. The Shag Hollow Road is designated as county road number B-82 and SGID road identification number RD010163 and is more or less 0.53 miles long.

4697. Exhibit 378 (attached hereto and incorporated herein) contains certain information pertaining to the Shag Hollow Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4698. In this action, the State and County seek to quiet title to the public highway right-of-way for the Shag Hollow Road solely as it crosses United States public land as included and specifically described in Exhibit 378. The Shag Hollow Road includes the segment of road specifically set forth in Exhibit 378 and as exists on the ground.

Acceptance of the Shag Hollow Road R.S. 2477 Right-of-way Prior to October 21, 1976

4699. The Shag Hollow Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4700. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Shag Hollow Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4701. The Shag Hollow Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

4702. The County confirmed its acceptance of the Shag Hollow Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Shag Hollow Road using public funds pursuant to the County's governmental right and authority.

4703. Witnesses with personal knowledge of the history of the Shag Hollow Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4704. Currently known reputation in the community is that the Shag Hollow Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior

to October 21, 1976, and continuing to the present.

4705. Public motor vehicle use of the Shag Hollow Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4706. The Shag Hollow Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4707. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Shag Hollow Road.

4708. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Shag Hollow Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

School Mine Road, B-100

4709. The School Mine Road is designated as county road number B-100 and SGID road identification number RD010006 and is more or less 0.68 miles long.

4710. Exhibit 379 (attached hereto and incorporated herein) contains certain information pertaining to the School Mine Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4711. In this action, the State and County seek to quiet title to the public highway right-of-way for the School Mine Road solely as it crosses United States public land as included and specifically described in Exhibit 379. The School Mine Road includes the segment of road specifically set forth in Exhibit 379 and as exists on the ground.

Acceptance of the School Mine Road R.S. 2477 Right-of-way Prior to October 21, 1976

4712. The School Mine Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4713. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the School Mine Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4714. The School Mine Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4715. The County confirmed its acceptance of the School Mine Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the School Mine Road using public funds pursuant to the County's governmental right and authority.

4716. Witnesses with personal knowledge of the history of the School Mine Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a

continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4717. Currently known reputation in the community is that the School Mine Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4718. Public motor vehicle use of the School Mine Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4719. The School Mine Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4720. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the School Mine Road.

4721. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the School Mine Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Bearskin Flat Road, B-101

4722. The Bearskin Flat Road is designated as county road number B-101 and SGID road identification number RD010007 and is more or less 3.76 miles long.

4723. Exhibit 380 (attached hereto and incorporated herein) contains certain information pertaining to the Bearskin Flat Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4724. In this action, the State and County seek to quiet title to the public highway right-of-way for the Bearskin Flat Road solely as it crosses United States public land as included and specifically described in Exhibit 380. The Bearskin Flat Road includes the segment of road specifically set forth in Exhibit 380 and as exists on the ground.

Acceptance of the Bearskin Flat Road R.S. 2477 Right-of-way Prior to October 21, 1976

4725. The Bearskin Flat Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4726. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Bearskin Flat Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4727. The Bearskin Flat Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4728. The County confirmed its acceptance of the Bearskin Flat Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by

managing, maintaining, or improving the Bearskin Flat Road using public funds pursuant to the County's governmental right and authority.

4729. Witnesses with personal knowledge of the history of the Bearskin Flat Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4730. Currently known reputation in the community is that the Bearskin Flat Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4731. Public motor vehicle use of the Bearskin Flat Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4732. The Bearskin Flat Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4733. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Bearskin Flat Road.

4734. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Bearskin Flat Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this

road.

Bailey Spring Road, B-102

4735. The Bailey Spring Road is designated as county road number B-102 and SGID road identification number RD010008 and is more or less 0.50 miles long.

4736. Exhibit 381 (attached hereto and incorporated herein) contains certain information pertaining to the Bailey Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4737. In this action, the State and County seek to quiet title to the public highway right-of-way for the Bailey Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 381. The Bailey Spring Road includes the segment of road specifically set forth in Exhibit 381 and as exists on the ground.

Acceptance of the Bailey Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

4738. The Bailey Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4739. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Bailey Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4740. The Bailey Spring Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way

underlying this road. *See* Exhibit 29 for more detailed map information.

4741. The County confirmed its acceptance of the Bailey Spring Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Bailey Spring Road using public funds pursuant to the County's governmental right and authority.

4742. Witnesses with personal knowledge of the history of the Bailey Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4743. Currently known reputation in the community is that the Bailey Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4744. Public motor vehicle use of the Bailey Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4745. The Bailey Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4746. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the Bailey Spring Road.

4747. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Bailey Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

T.V. Hill Road (Milford), B-103

4748. The T.V. Hill Road (Milford) is designated as county road number B-103 and SGID road identification number RD010009 and is more or less 1.47 miles long.

4749. Exhibit 382 (attached hereto and incorporated herein) contains certain information pertaining to the T.V. Hill Road (Milford) including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4750. In this action, the State and County seek to quiet title to the public highway right-of-way for the T.V. Hill Road (Milford) solely as it crosses United States public land as included and specifically described in Exhibit 382. The T.V. Hill Road (Milford) includes the segment of road specifically set forth in Exhibit 382 and as exists on the ground.

Acceptance of the T.V. Hill Road (Milford) R.S. 2477 Right-of-way Prior to October 21, 1976

4751. The T.V. Hill Road (Milford) has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4752. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the T.V. Hill Road (Milford) as a public highway located

on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4753. The T.V. Hill Road (Milford) appears on the Pinnacle Pass (1973) USGS 7.5-minute quadrangle map and the Adamsville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4754. The County confirmed its acceptance of the T.V. Hill Road (Milford) by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the T.V. Hill Road (Milford) using public funds pursuant to the County's governmental right and authority.

4755. Witnesses with personal knowledge of the history of the T.V. Hill Road (Milford) confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4756. Currently known reputation in the community is that the T.V. Hill Road (Milford) has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4757. Public motor vehicle use of the T.V. Hill Road (Milford) as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477

public highway right-of-way underlying this road.

4758. The T.V. Hill Road (Milford) traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4759. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the T.V. Hill Road (Milford).

4760. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the T.V. Hill Road (Milford) on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Horse Flat Road, B-237

4761. The Horse Flat Road is designated as county road number B-237 and SGID road identification number RD010098 and is more or less 3.24 miles long.

4762. Exhibit 383 (attached hereto and incorporated herein) contains certain information pertaining to the Horse Flat Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4763. In this action, the State and County seek to quiet title to the public highway right-of-way for the Horse Flat Road solely as it crosses United States public land as included and specifically described in Exhibit 383. The Horse Flat Road includes the segment of road specifically set forth in Exhibit 383 and as exists on the ground.

Acceptance of the Horse Flat Road R.S. 2477 Right-of-way Prior to October 21, 1976

4764. The Horse Flat Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4765. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Horse Flat Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4766. The Horse Flat Road appears on the Cove Fort (1962) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

4767. The Horse Flat Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Horse Flat Road using public funds pursuant to the County's governmental right and authority.

4768. Witnesses with personal knowledge of the history of the Horse Flat Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4769. Currently known reputation in the community is that the Horse Flat Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4770. Public motor vehicle use of the Horse Flat Road as a public thoroughfare

traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4771. The Horse Flat Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4772. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Horse Flat Road.

4773. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Horse Flat Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Shag Hollow Trail Road, D-82-619

4774. The Shag Hollow Trail Road is designated as county road number D-82-619 and SGID road identification number RD012019 and is more or less 2.65 miles long.

4775. Exhibit 384 (attached hereto and incorporated herein) contains certain information pertaining to the Shag Hollow Trail Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4776. In this action, the State and County seek to quiet title to the public highway right-of-way for the Shag Hollow Trail Road solely as it crosses United States public land as included

and specifically described in Exhibit 384. The Shag Hollow Trail Road includes the segment of road specifically set forth in Exhibit 384 and as exists on the ground.

Acceptance of the Shag Hollow Trail Road R.S. 2477 Right-of-way Prior to October 21, 1976

4777. The Shag Hollow Trail Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4778. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Shag Hollow Trail Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4779. The Shag Hollow Trail Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4780. The County confirmed its acceptance of the Shag Hollow Trail Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Shag Hollow Trail Road pursuant to the County's governmental right and authority.

4781. Witnesses with personal knowledge of the history of the Shag Hollow Trail Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4782. Currently known reputation in the community is that the Shag Hollow Trail Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4783. Public motor vehicle use of the Shag Hollow Trail Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4784. The Shag Hollow Trail Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4785. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Shag Hollow Trail Road.

4786. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Shag Hollow Trail Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Antelope Mountain Road, D-238

4787. The Antelope Mountain Road is designated as county road number D-238 and SGID road identification number RD011716 and is more or less 4.13 miles long.

4788. Exhibit 385 (attached hereto and incorporated herein) contains certain information pertaining to the Antelope Mountain Road including: a map depicting the road; township, range,

and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4789. In this action, the State and County seek to quiet title to the public highway right-of-way for the Antelope Mountain Road solely as it crosses United States public land as included and specifically described in Exhibit 385. The Antelope Mountain Road includes the segment of road specifically set forth in Exhibit 385 and as exists on the ground.

Acceptance of the Antelope Mountain Road R.S. 2477 Right-of-way Prior to October 21, 1976

4790. The Antelope Mountain Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4791. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Antelope Mountain Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4792. The Antelope Mountain Road appears on the Pinnacle Pass (1973) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4793. The County confirmed its acceptance of the Antelope Mountain Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Antelope Mountain Road pursuant to the County's governmental right and authority.

4794. Witnesses with personal knowledge of the history of the Antelope Mountain Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4795. Currently known reputation in the community is that the Antelope Mountain Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4796. Public motor vehicle use of the Antelope Mountain Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4797. The Antelope Mountain Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4798. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Antelope Mountain Road.

4799. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Antelope Mountain Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

T.V. Hill Road, D-241

4800. The T.V. Hill Road is designated as county road number D-241 and SGID road identification number RD011718 and is more or less 1.56 miles long.

4801. Exhibit 386 (attached hereto and incorporated herein) contains certain information pertaining to the T.V. Hill Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4802. In this action, the State and County seek to quiet title to the public highway right-of-way for the T.V. Hill Road solely as it crosses United States public land as included and specifically described in Exhibit 386. The T.V. Hill Road includes the segment of road specifically set forth in Exhibit 386 and as exists on the ground.

Acceptance of the T.V. Hill Road R.S. 2477 Right-of-way Prior to October 21, 1976

4803. The T.V. Hill Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4804. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the T.V. Hill Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4805. The T.V. Hill Road appears on the Pinnacle Pass (1973) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4806. The T.V. Hill Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the T.V. Hill Road pursuant to the County's governmental right and authority.

4807. Witnesses with personal knowledge of the history of the T.V. Hill Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4808. Currently known reputation in the community is that the T.V. Hill Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4809. Public motor vehicle use of the T.V. Hill Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4810. The T.V. Hill Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4811. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the T.V. Hill Road.

4812. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the T.V. Hill Road on lands owned by the United States as described herein and

including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-250 Road

4813. The D-250 Road is designated as county road number D-250 and SGID road identification number RD011721 and is more or less 2.31 miles long.

4814. Exhibit 387 (attached hereto and incorporated herein) contains certain information pertaining to the D-250 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4815. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-250 Road solely as it crosses United States public land as included and specifically described in Exhibit 387. The D-250 Road includes the segment of road specifically set forth in Exhibit 387 and as exists on the ground.

Acceptance of the D-250 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4816. The D-250 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4817. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-250 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4818. The D-250 Road appears on the Cove Fort (1962) and the Beaver (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-

way underlying this road. *See* Exhibit 29 for more detailed map information.

4819. The D-250 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-250 Road pursuant to the County's governmental right and authority.

4820. Witnesses with personal knowledge of the history of the D-250 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4821. Currently known reputation in the community is that the D-250 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4822. Public motor vehicle use of the D-250 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4823. The D-250 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4824. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-250 Road.

4825. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the D-250 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-251 Road

4826. The D-251 Road is designated as county road number D-251 and SGID road identification number RD011722 and is more or less 1.38 miles long.

4827. Exhibit 388 (attached hereto and incorporated herein) contains certain information pertaining to the D-251 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4828. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-251 Road solely as it crosses United States public land as included and specifically described in Exhibit 388. The D-251 Road includes the segment of road specifically set forth in Exhibit 388 and as exists on the ground.

Acceptance of the D-251 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4829. The D-251 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4830. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-251 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4831. The D-251 Road was accepted as a County highway at least 10 years prior to

October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-251 Road pursuant to the County's governmental right and authority.

4832. Witnesses with personal knowledge of the history of the D-251 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4833. Currently known reputation in the community is that the D-251 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4834. Public motor vehicle use of the D-251 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4835. The D-251 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4836. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-251 Road.

4837. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-251 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-252 Road

4838. The D-252 Road is designated as county road number D-252 and SGID road identification number RD011723 and is more or less 3.22 miles long.

4839. Exhibit 389 (attached hereto and incorporated herein) contains certain information pertaining to the D-252 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4840. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-252 Road solely as it crosses United States public land as included and specifically described in Exhibit 389. The D-252 Road includes the segment of road specifically set forth in Exhibit 389 and as exists on the ground.

Acceptance of the D-252 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4841. The D-252 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4842. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-252 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4843. The D-252 Road appears on the Cove Fort (1962) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4844. The D-252 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-252 Road pursuant to the County's governmental right and authority.

4845. Witnesses with personal knowledge of the history of the D-252 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4846. Currently known reputation in the community is that the D-252 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4847. Public motor vehicle use of the D-252 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4848. The D-252 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4849. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-252 Road.

4850. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-252 Road on lands owned by the United States as described herein and

including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-254 Road

4851. The D-254 Road is designated as county road number D-254 and SGID road identification number RD011725 and is more or less 1.41 miles long.

4852. Exhibit 390 (attached hereto and incorporated herein) contains certain information pertaining to the D-254 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4853. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-254 Road solely as it crosses United States public land as included and specifically described in Exhibit 390. The D-254 Road includes the segment of road specifically set forth in Exhibit 390 and as exists on the ground.

Acceptance of the D-254 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4854. The D-254 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4855. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-254 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4856. The D-254 Road appears on the Cove Fort (1962) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this

road. *See* Exhibit 29 for more detailed map information.

4857. The D-254 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-254 Road pursuant to the County's governmental right and authority.

4858. Witnesses with personal knowledge of the history of the D-254 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4859. Currently known reputation in the community is that the D-254 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4860. Public motor vehicle use of the D-254 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4861. The D-254 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4862. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-254 Road.

4863. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the D-254 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-618 Road

4864. The D-618 Road is designated as county road number D-618 and SGID road identification number RD011915 and is more or less 2.15 miles long.

4865. Exhibit 391 (attached hereto and incorporated herein) contains certain information pertaining to the D-618 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4866. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-618 Road solely as it crosses United States public land as included and specifically described in Exhibit 391. The D-618 Road includes the segment of road specifically set forth in Exhibit 391 and as exists on the ground.

Acceptance of the D-618 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4867. The D-618 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4868. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-618 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4869. The D-618 Road appears on the Adamsville (1958) USGS 15-minute quadrangle

map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4870. The D-618 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-618 Road pursuant to the County's governmental right and authority.

4871. Witnesses with personal knowledge of the history of the D-618 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4872. Currently known reputation in the community is that the D-618 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4873. Public motor vehicle use of the D-618 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4874. The D-618 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4875. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-618 Road.

4876. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-618 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-662 Road

4877. The D-662 Road is designated as county road number D-662 and SGID road identification number RD011931 and is more or less 7.55 miles long.

4878. Exhibit 392 (attached hereto and incorporated herein) contains certain information pertaining to the D-662 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4879. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-662 Road solely as it crosses United States public land as included and specifically described in Exhibit 392. The D-662 Road includes the segment of road specifically set forth in Exhibit 392 and as exists on the ground.

Acceptance of the D-662 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4880. The D-662 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4881. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-662 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4882. The D-662 Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4883. The County confirmed its acceptance of the D-662 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-662 Road pursuant to the County's governmental right and authority.

4884. Witnesses with personal knowledge of the history of the D-662 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4885. Currently known reputation in the community is that the D-662 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4886. Public motor vehicle use of the D-662 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4887. The D-662 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4888. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-662 Road.

4889. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-662 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-704 Road

4890. The D-704 Road is designated as county road number D-704 and SGID road identification number RD011952 and is more or less 4.45 miles long.

4891. Exhibit 393 (attached hereto and incorporated herein) contains certain information pertaining to the D-704 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4892. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-704 Road solely as it crosses United States public land as included and specifically described in Exhibit 393. The D-704 Road includes the segment of road specifically set forth in Exhibit 393 and as exists on the ground.

Acceptance of the D-704 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4893. The D-704 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4894. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-704 Road as a public highway located on the land

at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4895. The D-704 Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4896. The D-704 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-704 Road pursuant to the County's governmental right and authority.

4897. Witnesses with personal knowledge of the history of the D-704 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4898. Currently known reputation in the community is that the D-704 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4899. Public motor vehicle use of the D-704 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4900. The D-704 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4901. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-704 Road.

4902. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-704 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

TWENTY-SECOND CAUSE OF ACTION – QUIET TITLE
MINERAL MOUNTAIN UPPER BENCH ROAD AREA

4903. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

4904. The Mineral Mountain Upper Bench Road Area is located in east-central Beaver County. *See* Exhibit 23 for more detailed map information.

4905. The Mineral Mountain Upper Bench Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Lower Cunningham Wash Road, B-22; (2) Mineral Mountain Upper Bench Road, B-25; (3) Black Mountain Road, B-79; (4) Lower Porcupine Canyon Road, B-83; (5) Porcupine Water Tank Road, B-84; (6) Adamsville Wash Road, B-239; (7) D-622 Road; (8) D-1108 Road; (9) D-1114 Road; (10) D-1116 Road; (11) D-1117 Road; (12) Solomons Hollow Road, D-1121; (13) D-1144 Road; and (14) D-1654 Road.

4906. Each right-of-way claimed in the Mineral Mountain Upper Bench Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting,

trapping, government access, traveling in and through the area, or any other legitimate purpose.

4907. All rights-of-way claimed in the Mineral Mountain Upper Bench Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

4908. All rights-of-way claimed in the Mineral Mountain Upper Bench Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

4909. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Lower Cunningham Wash Road, B-22

4910. The Lower Cunningham Wash Road is designated as county road number B-22 and SGID road identification number RD010087 and is more or less 10.07 miles long.

4911. Exhibit 395¹⁵ (attached hereto and incorporated herein) contains certain information pertaining to the Lower Cunningham Wash Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4912. In this action, the State and County seek to quiet title to the public highway right-of-way for the Lower Cunningham Wash Road solely as it crosses United States public land as included and specifically described in Exhibit 395. The Lower Cunningham Wash Road includes the segment of road specifically set forth in Exhibit 395 and as exists on the ground.

Acceptance of the Lower Cunningham Wash Road R.S. 2477 Right-of-way Prior to October 21, 1976

4913. The Lower Cunningham Wash Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4914. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Lower Cunningham Wash Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4915. The Lower Cunningham Wash Road appears on the Adamsville (1958) and the Beaver (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

¹⁵ Exhibit 394 was intentionally omitted.

4916. The County confirmed its acceptance of the Lower Cunningham Wash Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Lower Cunningham Wash Road using public funds pursuant to the County's governmental right and authority.

4917. Witnesses with personal knowledge of the history of the Lower Cunningham Wash Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4918. Currently known reputation in the community is that the Lower Cunningham Wash Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4919. Public motor vehicle use of the Lower Cunningham Wash Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4920. The Lower Cunningham Wash Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4921. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Lower Cunningham Wash Road.

4922. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Lower Cunningham Wash Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Mineral Mountain Upper Bench Road, B-25

4923. The Mineral Mountain Upper Bench Road is designated as county road number B-25 and SGID road identification number RD010104 and is more or less 9.58 miles long.

4924. Exhibit 396 (attached hereto and incorporated herein) contains certain information pertaining to the Mineral Mountain Upper Bench Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4925. In this action, the State and County seek to quiet title to the public highway right-of-way for the Mineral Mountain Upper Bench Road solely as it crosses United States public land as included and specifically described in Exhibit 396. The Mineral Mountain Upper Bench Road includes the segment of road specifically set forth in Exhibit 396 and as exists on the ground.

Acceptance of the Mineral Mountain Upper Bench Road R.S. 2477 Right-of-way Prior to October 21, 1976

4926. The Mineral Mountain Upper Bench Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4927. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Mineral Mountain Upper Bench Road as a public

highway located on the land at issue in this case and following the course described herein.

More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4928. The Mineral Mountain Upper Bench Road appears on the Adamsville (1958) and the Beaver (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4929. The County confirmed its acceptance of the Mineral Mountain Upper Bench Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Mineral Mountain Upper Bench Road using public funds pursuant to the County's governmental right and authority.

4930. Witnesses with personal knowledge of the history of the Mineral Mountain Upper Bench Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4931. Currently known reputation in the community is that the Mineral Mountain Upper Bench Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4932. Public motor vehicle use of the Mineral Mountain Upper Bench Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or

necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4933. The Mineral Mountain Upper Bench Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4934. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Mineral Mountain Upper Bench Road.

4935. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Mineral Mountain Upper Bench Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Black Mountain Road, B-79

4936. The Black Mountain Road is designated as county road number B-79 and SGID road identification number RD010160 and is more or less 2.50 miles long.

4937. Exhibit 397 (attached hereto and incorporated herein) contains certain information pertaining to the Black Mountain Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4938. In this action, the State and County seek to quiet title to the public highway right-of-way for the Black Mountain Road solely as it crosses United States public land as included

and specifically described in Exhibit 397. The Black Mountain Road includes the segment of road specifically set forth in Exhibit 397 and as exists on the ground.

Acceptance of the Black Mountain Road R.S. 2477 Right-of-way Prior to October 21, 1976

4939. The Black Mountain Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4940. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Black Mountain Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4941. The County confirmed its acceptance of the Black Mountain Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Black Mountain Road using public funds pursuant to the County's governmental right and authority.

4942. Witnesses with personal knowledge of the history of the Black Mountain Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4943. Currently known reputation in the community is that the Black Mountain Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4944. Public motor vehicle use of the Black Mountain Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4945. The Black Mountain Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4946. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Black Mountain Road.

4947. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Black Mountain Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Lower Porcupine Canyon Road, B-83

4948. The Lower Porcupine Canyon Road is designated as county road number B-83 and SGID road identification number RD010164 and is more or less 3.40 miles long.

4949. Exhibit 398 (attached hereto and incorporated herein) contains certain information pertaining to the Lower Porcupine Canyon Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4950. In this action, the State and County seek to quiet title to the public highway right-

of-way for the Lower Porcupine Canyon Road solely as it crosses United States public land as included and specifically described in Exhibit 398. The Lower Porcupine Canyon Road includes the segment of road specifically set forth in Exhibit 398 and as exists on the ground.

Acceptance of the Lower Porcupine Canyon Road R.S. 2477 Right-of-way Prior to October 21, 1976

4951. The Lower Porcupine Canyon Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4952. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Lower Porcupine Canyon Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4953. The Lower Porcupine Canyon Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4954. The County confirmed its acceptance of the Lower Porcupine Canyon Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Lower Porcupine Canyon Road using public funds pursuant to the County's governmental right and authority.

4955. Witnesses with personal knowledge of the history of the Lower Porcupine Canyon Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior

to October 21, 1976.

4956. Currently known reputation in the community is that the Lower Porcupine Canyon Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4957. Public motor vehicle use of the Lower Porcupine Canyon Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4958. The Lower Porcupine Canyon Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4959. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Lower Porcupine Canyon Road.

4960. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Lower Porcupine Canyon Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Porcupine Water Tank Road, B-84

4961. The Porcupine Water Tank Road is designated as county road number B-84 and SGID road identification number RD010165 and is more or less 0.28 miles long.

4962. Exhibit 399 (attached hereto and incorporated herein) contains certain information

pertaining to the Porcupine Water Tank Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4963. In this action, the State and County seek to quiet title to the public highway right-of-way for the Porcupine Water Tank Road solely as it crosses United States public land as included and specifically described in Exhibit 399. The Porcupine Water Tank Road includes the segment of road specifically set forth in Exhibit 399 and as exists on the ground.

Acceptance of the Porcupine Water Tank Road R.S. 2477 Right-of-way Prior to October 21, 1976

4964. The Porcupine Water Tank Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4965. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Porcupine Water Tank Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4966. The County confirmed its acceptance of the Porcupine Water Tank Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Porcupine Water Tank Road using public funds pursuant to the County's governmental right and authority.

4967. Witnesses with personal knowledge of the history of the Porcupine Water Tank Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a

continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4968. Currently known reputation in the community is that the Porcupine Water Tank Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4969. Public motor vehicle use of the Porcupine Water Tank Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4970. The Porcupine Water Tank Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4971. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Porcupine Water Tank Road.

4972. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Porcupine Water Tank Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Adamsville Wash Road, B-239

4973. The Adamsville Wash Road is designated as county road number B-239 and SGID road identification number RD010099 and is more or less 1.61 miles long.

4974. Exhibit 400 (attached hereto and incorporated herein) contains certain information pertaining to the Adamsville Wash Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4975. In this action, the State and County seek to quiet title to the public highway right-of-way for the Adamsville Wash Road solely as it crosses United States public land as included and specifically described in Exhibit 400. The Adamsville Wash Road includes the segment of road specifically set forth in Exhibit 400 and as exists on the ground.

Acceptance of the Adamsville Wash Road R.S. 2477 Right-of-way Prior to October 21, 1976

4976. The Adamsville Wash Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4977. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Adamsville Wash Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4978. The Adamsville Wash Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

4979. The County confirmed its acceptance of the Adamsville Wash Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-

way by managing, maintaining, or improving the Adamsville Wash Road using public funds pursuant to the County's governmental right and authority.

4980. Witnesses with personal knowledge of the history of the Adamsville Wash Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4981. Currently known reputation in the community is that the Adamsville Wash Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4982. Public motor vehicle use of the Adamsville Wash Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4983. The Adamsville Wash Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4984. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Adamsville Wash Road.

4985. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Adamsville Wash Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment

of this road.

D-622 Road

4986. The D-622 Road is designated as county road number D-622 and SGID road identification number RD011918 and is more or less 3.38 miles long.

4987. Exhibit 401 (attached hereto and incorporated herein) contains certain information pertaining to the D-622 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

4988. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-622 Road solely as it crosses United States public land as included and specifically described in Exhibit 401. The D-622 Road includes the segment of road specifically set forth in Exhibit 401 and as exists on the ground.

Acceptance of the D-622 Road R.S. 2477 Right-of-way Prior to October 21, 1976

4989. The D-622 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

4990. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-622 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

4991. The D-622 Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this

road. *See* Exhibit 29 for more detailed map information.

4992. The D-622 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-622 Road pursuant to the County's governmental right and authority.

4993. Witnesses with personal knowledge of the history of the D-622 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

4994. Currently known reputation in the community is that the D-622 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

4995. Public motor vehicle use of the D-622 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

4996. The D-622 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

4997. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-622 Road.

4998. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the D-622 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1108 Road

4999. The D-1108 Road, also known as D-1108 and D-1109B, is designated as county road number D-1108 and SGID road identification number RD011271 and is more or less 3.27 miles long.

5000. Exhibit 402 (attached hereto and incorporated herein) contains certain information pertaining to the D-1108 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5001. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1108 Road solely as it crosses United States public land as included and specifically described in Exhibit 402. The D-1108 Road includes the segment of road specifically set forth in Exhibit 402 and as exists on the ground.

Acceptance of the D-1108 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5002. The D-1108 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5003. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-1108 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5004. The D-1108 Road appears on the Adamsville (1958) and the Minersville (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5005. The County confirmed its acceptance of the D-1108 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1108 Road pursuant to the County's governmental right and authority.

5006. Witnesses with personal knowledge of the history of the D-1108 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5007. Currently known reputation in the community is that the D-1108 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5008. Public motor vehicle use of the D-1108 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5009. The D-1108 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5010. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1108 Road.

5011. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1108 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1114 Road

5012. The D-1114 Road is designated as county road number D-1114 and SGID road identification number RD011275 and is more or less 2.40 miles long.

5013. Exhibit 403 (attached hereto and incorporated herein) contains certain information pertaining to the D-1114 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5014. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1114 Road solely as it crosses United States public land as included and specifically described in Exhibit 403. The D-1114 Road includes the segment of road specifically set forth in Exhibit 403 and as exists on the ground.

Acceptance of the D-1114 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5015. The D-1114 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5016. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1114 Road as a public highway located on the land

at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5017. The D-1114 Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5018. The D-1114 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1114 Road pursuant to the County's governmental right and authority.

5019. Witnesses with personal knowledge of the history of the D-1114 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5020. Currently known reputation in the community is that the D-1114 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5021. Public motor vehicle use of the D-1114 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5022. The D-1114 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5023. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1114 Road.

5024. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1114 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1116 Road

5025. The D-1116 Road, also known as D-1116, D-1116B, and D-1116D, is designated as county road number D-1116 and SGID road identification number RD011278 and is more or less 1.56 miles long.

5026. Exhibit 404 (attached hereto and incorporated herein) contains certain information pertaining to the D-1116 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5027. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1116 Road solely as it crosses United States public land as included and specifically described in Exhibit 404. The D-1116 Road includes the segment of road specifically set forth in Exhibit 404 and as exists on the ground.

Acceptance of the D-1116 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5028. The D-1116 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5029. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1116 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5030. The D-1116 Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5031. The D-1116 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1116 Road pursuant to the County's governmental right and authority.

5032. Witnesses with personal knowledge of the history of the D-1116 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5033. Currently known reputation in the community is that the D-1116 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5034. Public motor vehicle use of the D-1116 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5035. The D-1116 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5036. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1116 Road.

5037. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1116 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1117 Road

5038. The D-1117 Road is designated as county road number D-1117 and SGID road identification number RD011283 and is more or less 3.33 miles long.

5039. Exhibit 405 (attached hereto and incorporated herein) contains certain information pertaining to the D-1117 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5040. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1117 Road solely as it crosses United States public land as included and specifically described in Exhibit 405. The D-1117 Road includes the segment of road specifically set forth in Exhibit 405 and as exists on the ground.

Acceptance of the D-1117 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5041. The D-1117 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5042. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1117 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5043. The D-1117 Road appears on the Adamsville (1958) and the Beaver (1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

5044. The County confirmed its acceptance of the D-1117 Road by 1976, when it was listed as a County highway on the 1976 General Highway Map of Beaver County, Utah. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1117 Road pursuant to the County's governmental right and authority.

5045. Witnesses with personal knowledge of the history of the D-1117 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5046. Currently known reputation in the community is that the D-1117 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5047. Public motor vehicle use of the D-1117 Road as a public thoroughfare traversing

unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5048. The D-1117 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5049. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1117 Road.

5050. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1117 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Solomons Hollow Road, D-1121

5051. The Solomons Hollow Road is designated as county road number D-1121 and SGID road identification number RD011284 and is more or less 2.51 miles long.

5052. Exhibit 406 (attached hereto and incorporated herein) contains certain information pertaining to the Solomons Hollow Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5053. In this action, the State and County seek to quiet title to the public highway right-of-way for the Solomons Hollow Road solely as it crosses United States public land as included and specifically described in Exhibit 406. The Solomons Hollow Road includes the segment of

road specifically set forth in Exhibit 406 and as exists on the ground.

Acceptance of the Solomons Hollow Road R.S. 2477 Right-of-way Prior to October 21, 1976

5054. The Solomons Hollow Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5055. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Solomons Hollow Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5056. The Solomons Hollow Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Solomons Hollow Road pursuant to the County's governmental right and authority.

5057. Witnesses with personal knowledge of the history of the Solomons Hollow Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5058. Currently known reputation in the community is that the Solomons Hollow Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5059. Public motor vehicle use of the Solomons Hollow Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for

a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5060. The Solomons Hollow Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5061. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Solomons Hollow Road.

5062. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Solomons Hollow Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1144 Road

5063. The D-1144 Road is designated as county road number D-1144 and SGID road identification number RD011291 and is more or less 3.25 miles long.

5064. Exhibit 408¹⁶ (attached hereto and incorporated herein) contains certain information pertaining to the D-1144 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

¹⁶ Exhibit 407 was intentionally omitted.

5065. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1144 Road solely as it crosses United States public land as included and specifically described in Exhibit 408. The D-1144 Road includes the segment of road specifically set forth in Exhibit 408 and as exists on the ground.

Acceptance of the D-1144 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5066. The D-1144 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5067. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1144 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5068. The D-1144 Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5069. The County confirmed its acceptance of the D-1144 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1144 Road pursuant to the County's governmental right and authority.

5070. Witnesses with personal knowledge of the history of the D-1144 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous

basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5071. Currently known reputation in the community is that the D-1144 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5072. Public motor vehicle use of the D-1144 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5073. The D-1144 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5074. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1144 Road.

5075. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1144 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1654 Road

5076. The D-1654 Road is designated as county road number D-1654 and SGID road identification number RD011536 and is more or less 0.92 miles long.

5077. Exhibit 409 (attached hereto and incorporated herein) contains certain information pertaining to the D-1654 Road including: a map depicting the road; township, range, and section

references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5078. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1654 Road solely as it crosses United States public land as included and specifically described in Exhibit 409. The D-1654 Road includes the segment of road specifically set forth in Exhibit 409 and as exists on the ground.

Acceptance of the D-1654 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5079. The D-1654 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5080. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1654 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5081. The D-1654 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1654 Road pursuant to the County's governmental right and authority.

5082. Witnesses with personal knowledge of the history of the D-1654 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5083. Currently known reputation in the community is that the D-1654 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5084. Public motor vehicle use of the D-1654 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5085. The D-1654 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5086. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1654 Road.

5087. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1654 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

TWENTY-THIRD CAUSE OF ACTION – QUIET TITLE
PINE CREEK ROAD AREA

5088. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

5089. The Pine Creek Road Area is located in northeastern Beaver County. *See* Exhibit 24 for more detailed map information.

5090. The Pine Creek Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Bull Hollow Road, B-34; (2) Pine Creek Highway 91, B-208; (3) Pine Creek Loop Road, B-209; (4) Sulphurdale Road, B-210; (5)

North Sulphurdale Forest Access Road, B-240; (6) D-255 Road; (7) 4 Mile Canyon Road, D-265; (8) D-266 Road; (9) D-269 Road; (10) D-270 Road; (11) D-272 Road; (12) D-672 Road; (13) Mud Spring Ridge Road, D-714; and (14) Brush Hollow Road, D-715.

5091. Each right-of-way claimed in the Pine Creek Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

5092. All rights-of-way claimed in the Pine Creek Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

5093. All rights-of-way claimed in the Pine Creek Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

5094. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Bull Hollow Road, B-34

5095. The Bull Hollow Road is designated as county road number B-34 and SGID road identification number RD010000 and is more or less 6.19 miles long.

5096. Exhibit 411¹⁷ (attached hereto and incorporated herein) contains certain information pertaining to the Bull Hollow Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5097. In this action, the State and County seek to quiet title to the public highway right-of-way for the Bull Hollow Road solely as it crosses United States public land as included and specifically described in Exhibit 411. The Bull Hollow Road includes the segment of road specifically set forth in Exhibit 411 and as exists on the ground.

Acceptance of the Bull Hollow Road R.S. 2477 Right-of-way Prior to October 21, 1976

5098. The Bull Hollow Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5099. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Bull Hollow Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

¹⁷ Exhibit 410 was intentionally omitted.

5100. The Bull Hollow Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5101. The County confirmed its acceptance of the Bull Hollow Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Bull Hollow Road using public funds pursuant to the County's governmental right and authority.

5102. Witnesses with personal knowledge of the history of the Bull Hollow Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5103. Currently known reputation in the community is that the Bull Hollow Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5104. Public motor vehicle use of the Bull Hollow Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5105. The Bull Hollow Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5106. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Bull Hollow Road.

5107. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Bull Hollow Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Pine Creek Highway 91, B-208

5108. The Pine Creek Highway 91 is designated as county road number B-208 and SGID road identification number RD010082 and is more or less 5.88 miles long.

5109. Exhibit 412 (attached hereto and incorporated herein) contains certain information pertaining to the Pine Creek Highway 91 including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5110. In this action, the State and County seek to quiet title to the public highway right-of-way for the Pine Creek Highway 91 solely as it crosses United States public land as included and specifically described in Exhibit 412. The Pine Creek Highway 91 includes the segment of road specifically set forth in Exhibit 412 and as exists on the ground.

Acceptance of the Pine Creek Highway 91 R.S. 2477 Right-of-way Prior to October 21, 1976

5111. The Pine Creek Highway 91 has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5112. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Pine Creek Highway 91 as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5113. The Pine Creek Highway 91 appears on the Beaver (1958) and the Cove Fort (1962) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5114. The County confirmed its acceptance of the Pine Creek Highway 91 by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Pine Creek Highway 91 using public funds pursuant to the County's governmental right and authority.

5115. Witnesses with personal knowledge of the history of the Pine Creek Highway 91 confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5116. Currently known reputation in the community is that the Pine Creek Highway 91 has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5117. Public motor vehicle use of the Pine Creek Highway 91 as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for

a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5118. The Pine Creek Highway 91 traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5119. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Pine Creek Highway 91.

5120. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Pine Creek Highway 91 on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Pine Creek Loop Road, B-209

5121. The Pine Creek Loop Road is designated as county road number B-209 and SGID road identification number RD010083 and is more or less 1.15 miles long.

5122. Exhibit 413 (attached hereto and incorporated herein) contains certain information pertaining to the Pine Creek Loop Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5123. In this action, the State and County seek to quiet title to the public highway right-of-way for the Pine Creek Loop Road solely as it crosses United States public land as included and specifically described in Exhibit 413. The Pine Creek Loop Road includes the segment of

road specifically set forth in Exhibit 413 and as exists on the ground.

Acceptance of the Pine Creek Loop Road R.S. 2477 Right-of-way Prior to October 21, 1976

5124. The Pine Creek Loop Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5125. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Pine Creek Loop Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5126. The Pine Creek Loop Road appears on the Cove Fort (1962) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5127. The County confirmed its acceptance of the Pine Creek Loop Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Pine Creek Loop Road using public funds pursuant to the County's governmental right and authority.

5128. Witnesses with personal knowledge of the history of the Pine Creek Loop Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5129. Currently known reputation in the community is that the Pine Creek Loop Road

has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5130. Public motor vehicle use of the Pine Creek Loop Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5131. The Pine Creek Loop Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5132. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Pine Creek Loop Road.

5133. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Pine Creek Loop Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Sulphurdale Road, B-210

5134. The Sulphurdale Road is designated as county road number B-210 and SGID road identification number RD010085 and is more or less 1.08 miles long.

5135. Exhibit 414 (attached hereto and incorporated herein) contains certain information pertaining to the Sulphurdale Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

5136. In this action, the State and County seek to quiet title to the public highway right-of-way for the Sulphurdale Road solely as it crosses United States public land as included and specifically described in Exhibit 414. The Sulphurdale Road includes the segment of road specifically set forth in Exhibit 414 and as exists on the ground.

Acceptance of the Sulphurdale Road R.S. 2477 Right-of-way Prior to October 21, 1976

5137. The Sulphurdale Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5138. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Sulphurdale Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5139. The Sulphurdale Road appears on the Cove Fort (1962) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5140. The County confirmed its acceptance of the Sulphurdale Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Sulphurdale Road using public funds pursuant to the County's governmental right and authority.

5141. Witnesses with personal knowledge of the history of the Sulphurdale Road

confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5142. Currently known reputation in the community is that the Sulphurdale Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5143. Public motor vehicle use of the Sulphurdale Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5144. The Sulphurdale Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5145. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Sulphurdale Road.

5146. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Sulphurdale Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

North Sulphurdale Forest Access Road, B-240

5147. The North Sulphurdale Forest Access Road is designated as county road number

B-240 and SGID road identification number RD010101 and is more or less 0.57 miles long.

5148. Exhibit 415 (attached hereto and incorporated herein) contains certain information pertaining to the North Sulphurdale Forest Access Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5149. In this action, the State and County seek to quiet title to the public highway right-of-way for the North Sulphurdale Forest Access Road solely as it crosses United States public land as included and specifically described in Exhibit 415. The North Sulphurdale Forest Access Road includes the segment of road specifically set forth in Exhibit 415 and as exists on the ground.

Acceptance of the North Sulphurdale Forest Access Road R.S. 2477 Right-of-way Prior to October 21, 1976

5150. The North Sulphurdale Forest Access Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5151. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the North Sulphurdale Forest Access Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5152. The North Sulphurdale Forest Access Road appears on the Cove Fort (1962) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5153. The County confirmed its acceptance of the North Sulphurdale Forest Access Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the North Sulphurdale Forest Access Road using public funds pursuant to the County's governmental right and authority.

5154. Witnesses with personal knowledge of the history of the North Sulphurdale Forest Access Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5155. Currently known reputation in the community is that the North Sulphurdale Forest Access Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5156. Public motor vehicle use of the North Sulphurdale Forest Access Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5157. The North Sulphurdale Forest Access Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5158. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the North Sulphurdale Forest Access

Road.

5159. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the North Sulphurdale Forest Access Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-255 Road

5160. The D-255 Road, also known as D-255 and D-255B, is designated as county road number D-255 and SGID road identification number RD011726 and is more or less 3.55 miles long.

5161. Exhibit 416 (attached hereto and incorporated herein) contains certain information pertaining to the D-255 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5162. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-255 Road solely as it crosses United States public land as included and specifically described in Exhibit 416. The D-255 Road includes the segment of road specifically set forth in Exhibit 416 and as exists on the ground.

Acceptance of the D-255 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5163. The D-255 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5164. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-255 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5165. The D-255 Road appears on the Cove Fort (1962) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5166. The D-255 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-255 Road pursuant to the County's governmental right and authority.

5167. Witnesses with personal knowledge of the history of the D-255 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5168. Currently known reputation in the community is that the D-255 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5169. Public motor vehicle use of the D-255 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5170. The D-255 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5171. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-255 Road.

5172. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-255 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

4 Mile Canyon Road, D-265

5173. The 4 Mile Canyon Road is designated as county road number D-265 and SGID road identification number RD011731 and is more or less 3.27 miles long.

5174. Exhibit 417 (attached hereto and incorporated herein) contains certain information pertaining to the 4 Mile Canyon Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5175. In this action, the State and County seek to quiet title to the public highway right-of-way for the 4 Mile Canyon Road solely as it crosses United States public land as included and specifically described in Exhibit 417. The 4 Mile Canyon Road includes the segment of road specifically set forth in Exhibit 417 and as exists on the ground.

Acceptance of the 4 Mile Canyon Road R.S. 2477 Right-of-way Prior to October 21, 1976

5176. The 4 Mile Canyon Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5177. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the 4 Mile Canyon Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5178. The 4 Mile Canyon Road appears on the Cove Fort (1962) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

5179. The County confirmed its acceptance of the 4 Mile Canyon Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the 4 Mile Canyon Road pursuant to the County's governmental right and authority.

5180. Witnesses with personal knowledge of the history of the 4 Mile Canyon Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5181. Currently known reputation in the community is that the 4 Mile Canyon Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior

to October 21, 1976, and continuing to the present.

5182. Public motor vehicle use of the 4 Mile Canyon Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5183. The 4 Mile Canyon Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5184. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the 4 Mile Canyon Road.

5185. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the 4 Mile Canyon Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-266 Road

5186. The D-266 Road is designated as county road number D-266 and SGID road identification number RD011732 and is more or less 3.26 miles long.

5187. Exhibit 418 (attached hereto and incorporated herein) contains certain information pertaining to the D-266 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5188. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-266 Road solely as it crosses United States public land as included and specifically described in Exhibit 418. The D-266 Road includes the segment of road specifically set forth in Exhibit 418 and as exists on the ground.

Acceptance of the D-266 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5189. The D-266 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5190. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-266 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5191. The D-266 Road appears on the Cove Fort (1962) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5192. The D-266 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-266 Road pursuant to the County's governmental right and authority.

5193. Witnesses with personal knowledge of the history of the D-266 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5194. Currently known reputation in the community is that the D-266 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5195. Public motor vehicle use of the D-266 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5196. The D-266 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5197. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-266 Road.

5198. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-266 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-269 Road

5199. The D-269 Road, also known as D-269 and D-269B, is designated as county road number D-269 and SGID road identification number RD011735 and is more or less 2.30 miles long.

5200. Exhibit 419 (attached hereto and incorporated herein) contains certain information pertaining to the D-269 Road including: a map depicting the road; township, range, and section

references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5201. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-269 Road solely as it crosses United States public land as included and specifically described in Exhibit 419. The D-269 Road includes the segment of road specifically set forth in Exhibit 419 and as exists on the ground.

Acceptance of the D-269 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5202. The D-269 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5203. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-269 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5204. The D-269 Road appears on the Cove Fort (1962) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5205. The County confirmed its acceptance of the D-269 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-269 Road pursuant to the County's governmental right and authority.

5206. Witnesses with personal knowledge of the history of the D-269 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5207. Currently known reputation in the community is that the D-269 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5208. Public motor vehicle use of the D-269 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5209. The D-269 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5210. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-269 Road.

5211. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-269 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-270 Road

5212. The D-270 Road is designated as county road number D-270 and SGID road identification number RD011738 and is more or less 0.75 miles long.

5213. Exhibit 420 (attached hereto and incorporated herein) contains certain information pertaining to the D-270 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5214. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-270 Road solely as it crosses United States public land as included and specifically described in Exhibit 420. The D-270 Road includes the segment of road specifically set forth in Exhibit 420 and as exists on the ground.

Acceptance of the D-270 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5215. The D-270 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5216. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-270 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5217. The D-270 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-270 Road pursuant to the County's governmental right and authority.

5218. Witnesses with personal knowledge of the history of the D-270 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous

basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5219. Currently known reputation in the community is that the D-270 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5220. Public motor vehicle use of the D-270 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5221. The D-270 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5222. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-270 Road.

5223. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-270 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-272 Road

5224. The D-272 Road is designated as county road number D-272 and SGID road identification number RD011739 and is more or less 1.76 miles long.

5225. Exhibit 421 (attached hereto and incorporated herein) contains certain information pertaining to the D-272 Road including: a map depicting the road; township, range, and section

references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5226. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-272 Road solely as it crosses United States public land as included and specifically described in Exhibit 421. The D-272 Road includes the segment of road specifically set forth in Exhibit 421 and as exists on the ground.

Acceptance of the D-272 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5227. The D-272 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5228. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-272 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5229. The D-272 Road appears on the Cove Fort (1962) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5230. The D-272 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-272 Road pursuant to the County's governmental right and authority.

5231. Witnesses with personal knowledge of the history of the D-272 Road confirm

public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5232. Currently known reputation in the community is that the D-272 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5233. Public motor vehicle use of the D-272 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5234. The D-272 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5235. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-272 Road.

5236. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-272 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-672 Road

5237. The D-672 Road, also known as D-672 and D-673, is designated as county road number D-672 and SGID road identification number RD011937 and is more or less 3.27 miles long.

5238. Exhibit 422 (attached hereto and incorporated herein) contains certain information pertaining to the D-672 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5239. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-672 Road solely as it crosses United States public land as included and specifically described in Exhibit 422. The D-672 Road includes the segment of road specifically set forth in Exhibit 422 and as exists on the ground.

Acceptance of the D-672 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5240. The D-672 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5241. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-672 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5242. The D-672 Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5243. The D-672 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-672 Road pursuant to the County's governmental

right and authority.

5244. Witnesses with personal knowledge of the history of the D-672 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5245. Currently known reputation in the community is that the D-672 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5246. Public motor vehicle use of the D-672 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5247. The D-672 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5248. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-672 Road.

5249. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-672 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Mud Spring Ridge Road, D-714

5250. The Mud Spring Ridge Road is designated as county road number D-714 and

SGID road identification number RD011954 and is more or less 1.14 miles long.

5251. Exhibit 423 (attached hereto and incorporated herein) contains certain information pertaining to the Mud Spring Ridge Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5252. In this action, the State and County seek to quiet title to the public highway right-of-way for the Mud Spring Ridge Road solely as it crosses United States public land as included and specifically described in Exhibit 423. The Mud Spring Ridge Road includes the segment of road specifically set forth in Exhibit 423 and as exists on the ground.

Acceptance of the Mud Spring Ridge Road R.S. 2477 Right-of-way Prior to October 21, 1976

5253. The Mud Spring Ridge Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5254. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Mud Spring Ridge Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5255. The Mud Spring Ridge Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5256. The Mud Spring Ridge Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-

way by managing, maintaining, or improving the Mud Spring Ridge Road pursuant to the County's governmental right and authority.

5257. Witnesses with personal knowledge of the history of the Mud Spring Ridge Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5258. Currently known reputation in the community is that the Mud Spring Ridge Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5259. Public motor vehicle use of the Mud Spring Ridge Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5260. The Mud Spring Ridge Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5261. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Mud Spring Ridge Road.

5262. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Mud Spring Ridge Road on lands owned by the United States as described

herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Brush Hollow Road, D-715

5263. The Brush Hollow Road is designated as county road number D-715 and SGID road identification number RD011955 and is more or less 1.69 miles long.

5264. Exhibit 424 (attached hereto and incorporated herein) contains certain information pertaining to the Brush Hollow Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5265. In this action, the State and County seek to quiet title to the public highway right-of-way for the Brush Hollow Road solely as it crosses United States public land as included and specifically described in Exhibit 424. The Brush Hollow Road includes the segment of road specifically set forth in Exhibit 424 and as exists on the ground.

Acceptance of the Brush Hollow Road R.S. 2477 Right-of-way Prior to October 21, 1976

5266. The Brush Hollow Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5267. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Brush Hollow Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5268. The Brush Hollow Road appears on the Beaver (1958) USGS 15-minute

quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5269. The Brush Hollow Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Brush Hollow Road pursuant to the County's governmental right and authority.

5270. Witnesses with personal knowledge of the history of the Brush Hollow Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5271. Currently known reputation in the community is that the Brush Hollow Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5272. Public motor vehicle use of the Brush Hollow Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5273. The Brush Hollow Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5274. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the Brush Hollow Road.

5275. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Brush Hollow Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

TWENTY-FOURTH CAUSE OF ACTION – QUIET TITLE
INDIAN CREEK/NORTH CREEK ROAD AREA

5276. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

5277. The Indian Creek/North Creek Road Area is located in eastern Beaver County.

See Exhibit 25 for more detailed map information.

5278. The Indian Creek/North Creek Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Indian Creek Road, B-1; (2) Tesian Highway, B-35; (3) Wildcat Creek Road, B-36; (4) Gillies Hill Road, B-37; (5) Lower Last Chance Road, B-52; (6) Manderfield Rim Road, B-53; (7) North Creek Road, B-55; (8) Last Chance Bench Road, B-56; (9) North Bench Loop Road, B-57; (10) North Bench Canal Road, B-58; (11) North Bench Farm Road, B-59; (12) Sheep Rock Road, B-61; (13) South Fork North Creek, B-62; (14) Puffer Lane, B-63; (15) Table Grounds Loop Road, B-64; (16) Last Chance Pasture Road, B-202; (17) Indian Creek Gravel Pit Road, B-204; (18) Indian Creek Power Line Road, B-205; (19) Wildcat Frontage Road, B-206; (20) Manderfield Road, B-260; (21) Upper Bench Corrals Road, B-267; (22) Upper Wildcat Road, D-717; (23) D-724 Road, D-204-724; (24) D-725 Road; (25) D-727 Road; (26) D-1200 Road; (27) D-1204 Road; (28) D-1210 Road; (29) D-1219 Road; (30) D-1220 Road; and (31) Powerline Road, D-1718.

5279. Each right-of-way claimed in the Indian Creek/North Creek Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

5280. All rights-of-way claimed in the Indian Creek/North Creek Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

5281. All rights-of-way claimed in the Indian Creek/North Creek Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g., UTAH CODE ANN. § 72-5-302(4)(b) (2003).*

5282. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Indian Creek Road, B-1

5283. The Indian Creek Road is designated as county road number B-1 and SGID road identification number RD010004 and is more or less 11.02 miles long.

5284. Exhibit 425 (attached hereto and incorporated herein) contains certain information pertaining to the Indian Creek Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5285. In this action, the State and County seek to quiet title to the public highway right-of-way for the Indian Creek Road solely as it crosses United States public land as included and specifically described in Exhibit 425. The Indian Creek Road includes the segment of road specifically set forth in Exhibit 425 and as exists on the ground.

Acceptance of the Indian Creek Road R.S. 2477 Right-of-way Prior to October 21, 1976

5286. The Indian Creek Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5287. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Indian Creek Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5288. The Indian Creek Road appears on the Beaver (1958) and the Delano Peak (1937) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5289. The County confirmed its acceptance of the Indian Creek Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by

managing, maintaining, or improving the Indian Creek Road using public funds pursuant to the County's governmental right and authority.

5290. Witnesses with personal knowledge of the history of the Indian Creek Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5291. Currently known reputation in the community is that the Indian Creek Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5292. Public motor vehicle use of the Indian Creek Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5293. The Indian Creek Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5294. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Indian Creek Road.

5295. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Indian Creek Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this

road.

Tesian Highway, B-35

5296. The Tesian Highway is designated as county road number B-35 and SGID road identification number RD010119 and is more or less 8.84 miles long.

5297. Exhibit 426 (attached hereto and incorporated herein) contains certain information pertaining to the Tesian Highway including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5298. In this action, the State and County seek to quiet title to the public highway right-of-way for the Tesian Highway solely as it crosses United States public land as included and specifically described in Exhibit 426. The Tesian Highway includes the segment of road specifically set forth in Exhibit 426 and as exists on the ground.

Acceptance of the Tesian Highway R.S. 2477 Right-of-way Prior to October 21, 1976

5299. The Tesian Highway has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5300. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Tesian Highway as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5301. The Tesian Highway appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this

road. *See* Exhibit 29 for more detailed map information.

5302. The County confirmed its acceptance of the Tesian Highway by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Tesian Highway using public funds pursuant to the County's governmental right and authority.

5303. Witnesses with personal knowledge of the history of the Tesian Highway confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5304. Currently known reputation in the community is that the Tesian Highway has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5305. Public motor vehicle use of the Tesian Highway as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5306. The Tesian Highway traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5307. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Tesian Highway.

5308. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Tesian Highway on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Wildcat Creek Road, B-36

5309. The Wildcat Creek Road, also known as the Wildcat Canyon Road, is designated as county road number B-36 and SGID road identification number RD010120 and is more or less 2.42 miles long.

5310. Exhibit 427 (attached hereto and incorporated herein) contains certain information pertaining to the Wildcat Creek Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5311. In this action, the State and County seek to quiet title to the public highway right-of-way for the Wildcat Creek Road solely as it crosses United States public land as included and specifically described in Exhibit 427. The Wildcat Creek Road includes the segment of road specifically set forth in Exhibit 427 and as exists on the ground.

Acceptance of the Wildcat Creek Road R.S. 2477 Right-of-way Prior to October 21, 1976

5312. The Wildcat Creek Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5313. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Wildcat Creek Road as a public highway located on

the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5314. The Wildcat Creek Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5315. The County confirmed its acceptance of the Wildcat Creek Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Wildcat Creek Road using public funds pursuant to the County's governmental right and authority.

5316. Witnesses with personal knowledge of the history of the Wildcat Creek Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5317. Currently known reputation in the community is that the Wildcat Creek Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5318. Public motor vehicle use of the Wildcat Creek Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5319. The Wildcat Creek Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5320. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Wildcat Creek Road.

5321. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Wildcat Creek Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Gillies Hill Road, B-37

5322. The Gillies Hill Road is designated as county road number B-37 and SGID road identification number RD010121 and is more or less 4.37 miles long.

5323. Exhibit 428 (attached hereto and incorporated herein) contains certain information pertaining to the Gillies Hill Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5324. In this action, the State and County seek to quiet title to the public highway right-of-way for the Gillies Hill Road solely as it crosses United States public land as included and specifically described in Exhibit 428. The Gillies Hill Road includes the segment of road specifically set forth in Exhibit 428 and as exists on the ground.

Acceptance of the Gillies Hill Road R.S. 2477 Right-of-way Prior to October 21, 1976

5325. The Gillies Hill Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5326. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Gillies Hill Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5327. The Gillies Hill Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5328. The County confirmed its acceptance of the Gillies Hill Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Gillies Hill Road using public funds pursuant to the County's governmental right and authority.

5329. Witnesses with personal knowledge of the history of the Gillies Hill Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5330. Currently known reputation in the community is that the Gillies Hill Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5331. Public motor vehicle use of the Gillies Hill Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5332. The Gillies Hill Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5333. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Gillies Hill Road.

5334. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Gillies Hill Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Lower Last Chance Road, B-52

5335. The Lower Last Chance Road is designated as county road number B-52 and SGID road identification number RD010138 and is more or less 1.27 miles long.

5336. Exhibit 429 (attached hereto and incorporated herein) contains certain information pertaining to the Lower Last Chance Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5337. In this action, the State and County seek to quiet title to the public highway right-

of-way for the Lower Last Chance Road solely as it crosses United States public land as included and specifically described in Exhibit 429. The Lower Last Chance Road includes the segment of road specifically set forth in Exhibit 429 and as exists on the ground.

Acceptance of the Lower Last Chance Road R.S. 2477 Right-of-way Prior to October 21, 1976

5338. The Lower Last Chance Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5339. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Lower Last Chance Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5340. The Lower Last Chance Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5341. The County confirmed its acceptance of the Lower Last Chance Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Lower Last Chance Road using public funds pursuant to the County's governmental right and authority.

5342. Witnesses with personal knowledge of the history of the Lower Last Chance Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21,

1976.

5343. Currently known reputation in the community is that the Lower Last Chance Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5344. Public motor vehicle use of the Lower Last Chance Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5345. The Lower Last Chance Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5346. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Lower Last Chance Road.

5347. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Lower Last Chance Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Manderfield Rim Road, B-53

5348. The Manderfield Rim Road is designated as county road number B-53 and SGID road identification number RD010139 and is more or less 0.70 miles long.

5349. Exhibit 430 (attached hereto and incorporated herein) contains certain information

pertaining to the Manderfield Rim Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5350. In this action, the State and County seek to quiet title to the public highway right-of-way for the Manderfield Rim Road solely as it crosses United States public land as included and specifically described in Exhibit 430. The Manderfield Rim Road includes the segment of road specifically set forth in Exhibit 430 and as exists on the ground.

Acceptance of the Manderfield Rim Road R.S. 2477 Right-of-way Prior to October 21, 1976

5351. The Manderfield Rim Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5352. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Manderfield Rim Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5353. The Manderfield Rim Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Manderfield Rim Road using public funds pursuant to the County's governmental right and authority.

5354. Witnesses with personal knowledge of the history of the Manderfield Rim Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21,

1976.

5355. Currently known reputation in the community is that the Manderfield Rim Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5356. Public motor vehicle use of the Manderfield Rim Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5357. The Manderfield Rim Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5358. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Manderfield Rim Road.

5359. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Manderfield Rim Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

North Creek Road, B-55

5360. The North Creek Road is designated as county road number B-55 and SGID road identification number RD010140 and is more or less 6.25 miles long.

5361. Exhibit 431 (attached hereto and incorporated herein) contains certain information

pertaining to the North Creek Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5362. In this action, the State and County seek to quiet title to the public highway right-of-way for the North Creek Road solely as it crosses United States public land as included and specifically described in Exhibit 431. The North Creek Road includes the segment of road specifically set forth in Exhibit 431 and as exists on the ground.

Acceptance of the North Creek Road R.S. 2477 Right-of-way Prior to October 21, 1976

5363. The North Creek Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5364. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the North Creek Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5365. The North Creek Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5366. The County confirmed its acceptance of the North Creek Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the North Creek Road using public funds pursuant to the

County's governmental right and authority.

5367. Witnesses with personal knowledge of the history of the North Creek Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5368. Currently known reputation in the community is that the North Creek Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5369. Public motor vehicle use of the North Creek Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5370. The North Creek Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5371. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the North Creek Road.

5372. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the North Creek Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Last Chance Bench Road, B-56

5373. The Last Chance Bench Road is designated as county road number B-56 and SGID road identification number RD010141 and is more or less 2.67 miles long.

5374. Exhibit 432 (attached hereto and incorporated herein) contains certain information pertaining to the Last Chance Bench Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5375. In this action, the State and County seek to quiet title to the public highway right-of-way for the Last Chance Bench Road solely as it crosses United States public land as included and specifically described in Exhibit 432. The Last Chance Bench Road includes the segment of road specifically set forth in Exhibit 432 and as exists on the ground.

Acceptance of the Last Chance Bench Road R.S. 2477 Right-of-way Prior to October 21, 1976

5376. The Last Chance Bench Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5377. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Last Chance Bench Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5378. The Last Chance Bench Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5379. The County confirmed its acceptance of the Last Chance Bench Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Last Chance Bench Road using public funds pursuant to the County's governmental right and authority.

5380. Witnesses with personal knowledge of the history of the Last Chance Bench Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5381. Currently known reputation in the community is that the Last Chance Bench Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5382. Public motor vehicle use of the Last Chance Bench Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5383. The Last Chance Bench Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5384. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Last Chance Bench Road.

5385. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Last Chance Bench Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

North Bench Loop Road, B-57

5386. The North Bench Loop Road is designated as county road number B-57 and SGID road identification number RD010142 and is more or less 4.26 miles long.

5387. Exhibit 433 (attached hereto and incorporated herein) contains certain information pertaining to the North Bench Loop Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5388. In this action, the State and County seek to quiet title to the public highway right-of-way for the North Bench Loop Road solely as it crosses United States public land as included and specifically described in Exhibit 433. The North Bench Loop Road includes the segment of road specifically set forth in Exhibit 433 and as exists on the ground.

Acceptance of the North Bench Loop Road R.S. 2477 Right-of-way Prior to October 21, 1976

5389. The North Bench Loop Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5390. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the North Bench Loop Road as a public highway located on

the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5391. The North Bench Loop Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5392. The County confirmed its acceptance of the North Bench Loop Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the North Bench Loop Road using public funds pursuant to the County's governmental right and authority.

5393. Witnesses with personal knowledge of the history of the North Bench Loop Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5394. Currently known reputation in the community is that the North Bench Loop Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5395. Public motor vehicle use of the North Bench Loop Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5396. The North Bench Loop Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5397. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the North Bench Loop Road.

5398. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the North Bench Loop Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

North Bench Canal Road, B-58

5399. The North Bench Canal Road is designated as county road number B-58 and SGID road identification number RD010143 and is more or less 1.51 miles long.

5400. Exhibit 434 (attached hereto and incorporated herein) contains certain information pertaining to the North Bench Canal Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5401. In this action, the State and County seek to quiet title to the public highway right-of-way for the North Bench Canal Road solely as it crosses United States public land as included and specifically described in Exhibit 434. The North Bench Canal Road includes the segment of road specifically set forth in Exhibit 434 and as exists on the ground.

Acceptance of the North Bench Canal Road R.S. 2477 Right-of-way Prior to October 21, 1976

5402. The North Bench Canal Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5403. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the North Bench Canal Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5404. The North Bench Canal Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5405. The County confirmed its acceptance of the North Bench Canal Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the North Bench Canal Road using public funds pursuant to the County's governmental right and authority.

5406. Witnesses with personal knowledge of the history of the North Bench Canal Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5407. Currently known reputation in the community is that the North Bench Canal Road has been open for all to come and go whenever convenient or necessary for more than 10 years

prior to October 21, 1976, and continuing to the present.

5408. Public motor vehicle use of the North Bench Canal Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5409. The North Bench Canal Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5410. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the North Bench Canal Road.

5411. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the North Bench Canal Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

North Bench Farm Road, B-59

5412. The North Bench Farm Road is designated as county road number B-59 and SGID road identification number RD010144 and is more or less 0.52 miles long.

5413. Exhibit 435 (attached hereto and incorporated herein) contains certain information pertaining to the North Bench Farm Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5414. In this action, the State and County seek to quiet title to the public highway right-of-way for the North Bench Farm Road solely as it crosses United States public land as included and specifically described in Exhibit 435. The North Bench Farm Road includes the segment of road specifically set forth in Exhibit 435 and as exists on the ground.

Acceptance of the North Bench Farm Road R.S. 2477 Right-of-way Prior to October 21, 1976

5415. The North Bench Farm Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5416. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the North Bench Farm Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5417. The North Bench Farm Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5418. The County confirmed its acceptance of the North Bench Farm Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the North Bench Farm Road using public funds pursuant to the County's governmental right and authority.

5419. Witnesses with personal knowledge of the history of the North Bench Farm Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a

continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5420. Currently known reputation in the community is that the North Bench Farm Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5421. Public motor vehicle use of the North Bench Farm Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5422. The North Bench Farm Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5423. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the North Bench Farm Road.

5424. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the North Bench Farm Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Sheep Rock Road, B-61

5425. The Sheep Rock Road is designated as county road number B-61 and SGID road identification number RD010148 and is more or less 2.53 miles long.

5426. Exhibit 436 (attached hereto and incorporated herein) contains certain information pertaining to the Sheep Rock Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5427. In this action, the State and County seek to quiet title to the public highway right-of-way for the Sheep Rock Road solely as it crosses United States public land as included and specifically described in Exhibit 436. The Sheep Rock Road includes the segment of road specifically set forth in Exhibit 436 and as exists on the ground.

Acceptance of the Sheep Rock Road R.S. 2477 Right-of-way Prior to October 21, 1976

5428. The Sheep Rock Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5429. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Sheep Rock Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5430. The Sheep Rock Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5431. The County confirmed its acceptance of the Sheep Rock Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by

managing, maintaining, or improving the Sheep Rock Road using public funds pursuant to the County's governmental right and authority.

5432. Witnesses with personal knowledge of the history of the Sheep Rock Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5433. Currently known reputation in the community is that the Sheep Rock Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5434. Public motor vehicle use of the Sheep Rock Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5435. The Sheep Rock Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5436. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Sheep Rock Road.

5437. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Sheep Rock Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this

road.

South Fork North Creek Road, B-62

5438. The South Fork North Creek Road is designated as county road number B-62 and SGID road identification number RD010149 and is more or less 1.35 miles long.

5439. Exhibit 437 (attached hereto and incorporated herein) contains certain information pertaining to the South Fork North Creek Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5440. In this action, the State and County seek to quiet title to the public highway right-of-way for the South Fork North Creek Road solely as it crosses United States public land as included and specifically described in Exhibit 437. The South Fork North Creek Road includes the segment of road specifically set forth in Exhibit 437 and as exists on the ground.

Acceptance of the South Fork North Creek Road R.S. 2477 Right-of-way Prior to October 21, 1976

5441. The South Fork North Creek Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5442. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the South Fork North Creek Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5443. The South Fork North Creek Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way

underlying this road. *See* Exhibit 29 for more detailed map information.

5444. The County confirmed its acceptance of the South Fork North Creek Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the South Fork North Creek Road using public funds pursuant to the County's governmental right and authority.

5445. Witnesses with personal knowledge of the history of the South Fork North Creek Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5446. Currently known reputation in the community is that the South Fork North Creek Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5447. Public motor vehicle use of the South Fork North Creek Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5448. The South Fork North Creek Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5449. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the South Fork North Creek Road.

5450. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the South Fork North Creek Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Puffer Lane, B-63

5451. The Puffer Lane is designated as county road number B-63 and SGID road identification number RD010150 and is more or less 0.15 miles long.

5452. Exhibit 438 (attached hereto and incorporated herein) contains certain information pertaining to the Puffer Lane including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5453. In this action, the State and County seek to quiet title to the public highway right-of-way for the Puffer Lane solely as it crosses United States public land as included and specifically described in Exhibit 438. The Puffer Lane includes the segment of road specifically set forth in Exhibit 438 and as exists on the ground.

Acceptance of the Puffer Lane R.S. 2477 Right-of-way Prior to October 21, 1976

5454. The Puffer Lane has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5455. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Puffer Lane as a public highway located on the land at

issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5456. The Puffer Lane appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5457. The County confirmed its acceptance of the Puffer Lane by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Puffer Lane using public funds pursuant to the County's governmental right and authority.

5458. Witnesses with personal knowledge of the history of the Puffer Lane confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5459. Currently known reputation in the community is that the Puffer Lane has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5460. Public motor vehicle use of the Puffer Lane as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5461. The Puffer Lane traverses a valid and perfected R.S. 2477 public highway right-

of-way as described herein.

5462. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Puffer Lane.

5463. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Puffer Lane on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Table Grounds Loop Road, B-64

5464. The Table Grounds Loop Road is designated as county road number B-64 and SGID road identification number RD010151 and is more or less 3.70 miles long.

5465. Exhibit 439 (attached hereto and incorporated herein) contains certain information pertaining to the Table Grounds Loop Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5466. In this action, the State and County seek to quiet title to the public highway right-of-way for the Table Grounds Loop Road solely as it crosses United States public land as included and specifically described in Exhibit 439. The Table Grounds Loop Road includes the segment of road specifically set forth in Exhibit 439 and as exists on the ground.

Acceptance of the Table Grounds Loop Road R.S. 2477 Right-of-way Prior to October 21, 1976

5467. The Table Grounds Loop Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5468. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Table Grounds Loop Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5469. The Table Grounds Loop Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5470. The County confirmed its acceptance of the Table Grounds Loop Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Table Grounds Loop Road using public funds pursuant to the County's governmental right and authority.

5471. Witnesses with personal knowledge of the history of the Table Grounds Loop Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5472. Currently known reputation in the community is that the Table Grounds Loop Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5473. Public motor vehicle use of the Table Grounds Loop Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or

necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5474. The Table Grounds Loop Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5475. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Table Grounds Loop Road.

5476. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Table Grounds Loop Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Last Chance Pasture Road, B-202

5477. The Last Chance Pasture Road is designated as county road number B-202 and SGID road identification number RD010079 and is more or less 0.13 miles long.

5478. Exhibit 440 (attached hereto and incorporated herein) contains certain information pertaining to the Last Chance Pasture Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5479. In this action, the State and County seek to quiet title to the public highway right-of-way for the Last Chance Pasture Road solely as it crosses United States public land as included and specifically described in Exhibit 440. The Last Chance Pasture Road includes the

segment of road specifically set forth in Exhibit 440 and as exists on the ground.

Acceptance of the Last Chance Pasture Road R.S. 2477 Right-of-way Prior to October 21, 1976

5480. The Last Chance Pasture Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5481. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Last Chance Pasture Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5482. The Last Chance Pasture Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5483. The County confirmed its acceptance of the Last Chance Pasture Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Last Chance Pasture Road using public funds pursuant to the County's governmental right and authority.

5484. Witnesses with personal knowledge of the history of the Last Chance Pasture Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5485. Currently known reputation in the community is that the Last Chance Pasture

Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5486. Public motor vehicle use of the Last Chance Pasture Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5487. The Last Chance Pasture Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5488. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Last Chance Pasture Road.

5489. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Last Chance Pasture Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Indian Creek Gravel Pit Road, B-204

5490. The Indian Creek Gravel Pit Road is designated as county road number B-204 and SGID road identification number RD010080 and is more or less 0.36 miles long.

5491. Exhibit 441 (attached hereto and incorporated herein) contains certain information pertaining to the Indian Creek Gravel Pit Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership

list; and a complete centerline description of the road.

5492. In this action, the State and County seek to quiet title to the public highway right-of-way for the Indian Creek Gravel Pit Road solely as it crosses United States public land as included and specifically described in Exhibit 441. The Indian Creek Gravel Pit Road includes the segment of road specifically set forth in Exhibit 441 and as exists on the ground.

Acceptance of the Indian Creek Gravel Pit Road R.S. 2477 Right-of-way Prior to October 21, 1976

5493. The Indian Creek Gravel Pit Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5494. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Indian Creek Gravel Pit Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5495. The Indian Creek Gravel Pit Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5496. The County confirmed its acceptance of the Indian Creek Gravel Pit Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Indian Creek Gravel Pit Road using public funds pursuant to the County's governmental right and authority.

5497. Witnesses with personal knowledge of the history of the Indian Creek Gravel Pit

Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5498. Currently known reputation in the community is that the Indian Creek Gravel Pit Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5499. Public motor vehicle use of the Indian Creek Gravel Pit Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5500. The Indian Creek Gravel Pit Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5501. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Indian Creek Gravel Pit Road.

5502. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Indian Creek Gravel Pit Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Indian Creek Power Line Road, B-205

5503. The Indian Creek Power Line Road is designated as county road number B-205

and SGID road identification number RD010081 and is more or less 0.67 miles long.

5504. Exhibit 442 (attached hereto and incorporated herein) contains certain information pertaining to the Indian Creek Power Line Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5505. In this action, the State and County seek to quiet title to the public highway right-of-way for the Indian Creek Power Line Road solely as it crosses United States public land as included and specifically described in Exhibit 442. The Indian Creek Power Line Road includes the segment of road specifically set forth in Exhibit 442 and as exists on the ground.

Acceptance of the Indian Creek Power Line Road R.S. 2477 Right-of-way Prior to October 21, 1976

5506. The Indian Creek Power Line Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5507. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Indian Creek Power Line Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5508. The Indian Creek Power Line Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5509. The County confirmed its acceptance of the Indian Creek Power Line Road by 1972, when it designated and accepted the road as a County highway on the 1972 General

Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Indian Creek Power Line Road using public funds pursuant to the County's governmental right and authority.

5510. Witnesses with personal knowledge of the history of the Indian Creek Power Line Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5511. Currently known reputation in the community is that the Indian Creek Power Line Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5512. Public motor vehicle use of the Indian Creek Power Line Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5513. The Indian Creek Power Line Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5514. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Indian Creek Power Line Road.

5515. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Indian Creek Power Line Road on lands owned by the United States as

described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Wildcat Frontage Road, B-206

5516. The Wildcat Frontage Road is designated as county road number B-206 and SGID road identification number RD011218 and is more or less 1.50 miles long.

5517. Exhibit 443 (attached hereto and incorporated herein) contains certain information pertaining to the Wildcat Frontage Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5518. In this action, the State and County seek to quiet title to the public highway right-of-way for the Wildcat Frontage Road solely as it crosses United States public land as included and specifically described in Exhibit 443. The Wildcat Frontage Road includes the segment of road specifically set forth in Exhibit 443 and as exists on the ground.

Acceptance of the Wildcat Frontage Road R.S. 2477 Right-of-way Prior to October 21, 1976

5519. The Wildcat Frontage Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5520. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Wildcat Frontage Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5521. The County confirmed its acceptance of the Wildcat Frontage Road by 1976,

when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Wildcat Frontage Road using public funds pursuant to the County's governmental right and authority.

5522. Witnesses with personal knowledge of the history of the Wildcat Frontage Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5523. Currently known reputation in the community is that the Wildcat Frontage Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5524. Public motor vehicle use of the Wildcat Frontage Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5525. The Wildcat Frontage Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5526. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Wildcat Frontage Road.

5527. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Wildcat Frontage Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Manderfield Road, B-260

5528. The Manderfield Road is designated as county road number B-260 and SGID road identification number RD010109 and is more or less 7.93 miles long.

5529. Exhibit 444 (attached hereto and incorporated herein) contains certain information pertaining to the Manderfield Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5530. In this action, the State and County seek to quiet title to the public highway right-of-way for the Manderfield Road solely as it crosses United States public land as included and specifically described in Exhibit 444. The Manderfield Road includes the segment of road specifically set forth in Exhibit 444 and as exists on the ground.

Acceptance of the Manderfield Road R.S. 2477 Right-of-way Prior to October 21, 1976

5531. The Manderfield Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5532. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Manderfield Road as a public highway located on the

land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5533. The Manderfield Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5534. The County confirmed its acceptance of the Manderfield Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Manderfield Road using public funds pursuant to the County's governmental right and authority.

5535. Witnesses with personal knowledge of the history of the Manderfield Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5536. Currently known reputation in the community is that the Manderfield Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5537. Public motor vehicle use of the Manderfield Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5538. The Manderfield Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5539. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Manderfield Road.

5540. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Manderfield Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Upper Bench Corrals Road, B-267

5541. The Upper Bench Corrals Road is designated as county road number B-267 and SGID road identification number RD010110 and is more or less 0.23 miles long.

5542. Exhibit 445 (attached hereto and incorporated herein) contains certain information pertaining to the Upper Bench Corrals Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5543. In this action, the State and County seek to quiet title to the public highway right-of-way for the Upper Bench Corrals Road solely as it crosses United States public land as included and specifically described in Exhibit 445. The Upper Bench Corrals Road includes the segment of road specifically set forth in Exhibit 445 and as exists on the ground.

Acceptance of the Upper Bench Corrals Road R.S. 2477 Right-of-way Prior to October 21, 1976

5544. The Upper Bench Corrals Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5545. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Upper Bench Corrals Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5546. The Upper Bench Corrals Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Upper Bench Corrals Road using public funds pursuant to the County's governmental right and authority.

5547. Witnesses with personal knowledge of the history of the Upper Bench Corrals Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5548. Currently known reputation in the community is that the Upper Bench Corrals Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5549. Public motor vehicle use of the Upper Bench Corrals Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of

an R.S. 2477 public highway right-of-way underlying this road.

5550. The Upper Bench Corrals Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5551. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Upper Bench Corrals Road.

5552. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Upper Bench Corrals Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Upper Wildcat Road, D-717

5553. The Upper Wildcat Road is designated as county road number D-717 and SGID road identification number RD011956 and is more or less 1.78 miles long.

5554. Exhibit 446 (attached hereto and incorporated herein) contains certain information pertaining to the Upper Wildcat Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5555. In this action, the State and County seek to quiet title to the public highway right-of-way for the Upper Wildcat Road solely as it crosses United States public land as included and specifically described in Exhibit 446. The Upper Wildcat Road includes the segment of road specifically set forth in Exhibit 446 and as exists on the ground.

Acceptance of the Upper Wildcat Road R.S. 2477 Right-of-way Prior to October 21, 1976

5556. The Upper Wildcat Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5557. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Upper Wildcat Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5558. The Upper Wildcat Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

5559. The Upper Wildcat Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Upper Wildcat Road pursuant to the County's governmental right and authority.

5560. Witnesses with personal knowledge of the history of the Upper Wildcat Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5561. Currently known reputation in the community is that the Upper Wildcat Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5562. Public motor vehicle use of the Upper Wildcat Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5563. The Upper Wildcat Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5564. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Upper Wildcat Road.

5565. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Upper Wildcat Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-724 Road, D-204-724

5566. The D-724 Road is designated as county road number D-204-724 and SGID road identification number RD011693 and is more or less 2.09 miles long.

5567. Exhibit 447 (attached hereto and incorporated herein) contains certain information pertaining to the D-724 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5568. In this action, the State and County seek to quiet title to the public highway right-

of-way for the D-724 Road solely as it crosses United States public land as included and specifically described in Exhibit 447. The D-724 Road includes the segment of road specifically set forth in Exhibit 447 and as exists on the ground.

Acceptance of the D-724 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5569. The D-724 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5570. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the D-724 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5571. The D-724 Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5572. The County confirmed its acceptance of the D-724 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-724 Road pursuant to the County's governmental right and authority.

5573. Witnesses with personal knowledge of the history of the D-724 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5574. Currently known reputation in the community is that the D-724 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5575. Public motor vehicle use of the D-724 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5576. The D-724 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5577. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-724 Road.

5578. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-724 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-725 Road

5579. The D-725 Road is designated as county road number D-725 and SGID road identification number RD011958 and is more or less 3.76 miles long.

5580. Exhibit 448 (attached hereto and incorporated herein) contains certain information pertaining to the D-725 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

5581. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-725 Road solely as it crosses United States public land as included and specifically described in Exhibit 448. The D-725 Road includes the segment of road specifically set forth in Exhibit 448 and as exists on the ground.

Acceptance of the D-725 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5582. The D-725 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5583. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-725 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5584. The D-725 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-725 Road pursuant to the County's governmental right and authority.

5585. Witnesses with personal knowledge of the history of the D-725 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5586. Currently known reputation in the community is that the D-725 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to

October 21, 1976, and continuing to the present.

5587. Public motor vehicle use of the D-725 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5588. The D-725 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5589. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-725 Road.

5590. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-725 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-727 Road

5591. The D-727 Road is designated as county road number D-727 and SGID road identification number RD011959 and is more or less 3.93 miles long.

5592. Exhibit 449 (attached hereto and incorporated herein) contains certain information pertaining to the D-727 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5593. In this action, the State and County seek to quiet title to the public highway right-

of-way for the D-727 Road solely as it crosses United States public land as included and specifically described in Exhibit 449. The D-727 Road includes the segment of road specifically set forth in Exhibit 449 and as exists on the ground.

Acceptance of the D-727 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5594. The D-727 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5595. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-727 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5596. The D-727 Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5597. The County confirmed its acceptance of the D-727 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-727 Road pursuant to the County's governmental right and authority.

5598. Witnesses with personal knowledge of the history of the D-727 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5599. Currently known reputation in the community is that the D-727 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5600. Public motor vehicle use of the D-727 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5601. The D-727 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5602. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-727 Road.

5603. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-727 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1200 Road

5604. The D-1200 Road is designated as county road number D-1200 and SGID road identification number RD011302 and is more or less 1.56 miles long.

5605. Exhibit 450 (attached hereto and incorporated herein) contains certain information pertaining to the D-1200 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

5606. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1200 Road solely as it crosses United States public land as included and specifically described in Exhibit 450. The D-1200 Road includes the segment of road specifically set forth in Exhibit 450 and as exists on the ground.

Acceptance of the D-1200 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5607. The D-1200 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5608. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1200 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5609. The D-1200 Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

5610. The County confirmed its acceptance of the D-1200 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1200 Road pursuant to the County's governmental right and authority.

5611. Witnesses with personal knowledge of the history of the D-1200 Road confirm

public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5612. Currently known reputation in the community is that the D-1200 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5613. Public motor vehicle use of the D-1200 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5614. The D-1200 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5615. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1200 Road.

5616. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1200 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1204 Road

5617. The D-1204 Road is designated as county road number D-1204 and SGID road identification number RD011304 and is more or less 5.23 miles long.

5618. Exhibit 451 (attached hereto and incorporated herein) contains certain information

pertaining to the D-1204 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5619. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1204 Road solely as it crosses United States public land as included and specifically described in Exhibit 451. The D-1204 Road includes the segment of road specifically set forth in Exhibit 451 and as exists on the ground.

Acceptance of the D-1204 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5620. The D-1204 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5621. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1204 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5622. The D-1204 Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5623. The County confirmed its acceptance of the D-1204 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1204 Road pursuant to the County's governmental

right and authority.

5624. Witnesses with personal knowledge of the history of the D-1204 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5625. Currently known reputation in the community is that the D-1204 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5626. Public motor vehicle use of the D-1204 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5627. The D-1204 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5628. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1204 Road.

5629. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1204 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1210 Road

5630. The D-1210 Road is designated as county road number D-1210 and SGID road

identification number RD011307 and is more or less 1.42 miles long.

5631. Exhibit 452 (attached hereto and incorporated herein) contains certain information pertaining to the D-1210 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5632. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1210 Road solely as it crosses United States public land as included and specifically described in Exhibit 452. The D-1210 Road includes the segment of road specifically set forth in Exhibit 452 and as exists on the ground.

Acceptance of the D-1210 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5633. The D-1210 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5634. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1210 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5635. The D-1210 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1210 Road pursuant to the County's governmental right and authority.

5636. Witnesses with personal knowledge of the history of the D-1210 Road confirm

public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5637. Currently known reputation in the community is that the D-1210 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5638. Public motor vehicle use of the D-1210 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5639. The D-1210 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5640. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1210 Road.

5641. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1210 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1219 Road

5642. The D-1219 Road is designated as county road number D-1219 and SGID road identification number RD011309 and is more or less 1.92 miles long.

5643. Exhibit 453 (attached hereto and incorporated herein) contains certain information

pertaining to the D-1219 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5644. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1219 Road solely as it crosses United States public land as included and specifically described in Exhibit 453. The D-1219 Road includes the segment of road specifically set forth in Exhibit 453 and as exists on the ground.

Acceptance of the D-1219 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5645. The D-1219 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5646. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1219 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5647. The D-1219 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1219 Road pursuant to the County's governmental right and authority.

5648. Witnesses with personal knowledge of the history of the D-1219 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5649. Currently known reputation in the community is that the D-1219 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5650. Public motor vehicle use of the D-1219 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5651. The D-1219 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5652. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1219 Road.

5653. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1219 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1220 Road

5654. The D-1220 Road is designated as county road number D-1220 and SGID road identification number RD011311 and is more or less 0.54 miles long.

5655. Exhibit 454 (attached hereto and incorporated herein) contains certain information pertaining to the D-1220 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

5656. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1220 Road solely as it crosses United States public land as included and specifically described in Exhibit 454. The D-1220 Road includes the segment of road specifically set forth in Exhibit 454 and as exists on the ground.

Acceptance of the D-1220 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5657. The D-1220 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5658. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1220 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5659. The D-1220 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1220 Road pursuant to the County's governmental right and authority.

5660. Witnesses with personal knowledge of the history of the D-1220 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5661. Currently known reputation in the community is that the D-1220 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to

October 21, 1976, and continuing to the present.

5662. Public motor vehicle use of the D-1220 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5663. The D-1220 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5664. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1220 Road.

5665. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1220 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Powerline Road, D-1718

5666. The Powerline Road is designated as county road number D-1718 and SGID road identification number RD011582 and is more or less 2.02 miles long.

5667. Exhibit 455 (attached hereto and incorporated herein) contains certain information pertaining to the Powerline Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5668. In this action, the State and County seek to quiet title to the public highway right-

of-way for the Powerline Road solely as it crosses United States public land as included and specifically described in Exhibit 455. The Powerline Road includes the segment of road specifically set forth in Exhibit 455 and as exists on the ground.

Acceptance of the Powerline Road R.S. 2477 Right-of-way Prior to October 21, 1976

5669. The Powerline Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5670. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Powerline Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5671. The Powerline Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Powerline Road pursuant to the County's governmental right and authority.

5672. Witnesses with personal knowledge of the history of the Powerline Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5673. Currently known reputation in the community is that the Powerline Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5674. Public motor vehicle use of the Powerline Road as a public thoroughfare

traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5675. The Powerline Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5676. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Powerline Road.

5677. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Powerline Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

TWENTY-FIFTH CAUSE OF ACTION – QUIET TITLE
SOUTH CREEK ROAD AREA

5678. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

5679. The South Creek Road Area is located in southeastern Beaver County. *See* Exhibit 26 for more detailed map information.

5680. The South Creek Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) South Creek Road, B-2; (2) The "B" Road, B-8; (3) Holdaway Lane, B-68; (4) South Creek Narrows Road, B-69; (5) Blue Valley Road, B-71; (6) I-15 Frontage Road, B-70; (7) Old Highway 91, B-254; (8) Grassy Road, D-1235; (9) D-1520 Road; (10) D-1521 Road; (11) Lee's Spring Road, D-1537; (12) Kane Canyon

Road, D-1539; (13) Birch Creek Road, D-1542; (14) Big Twist Creek Road, D-1543; (15) D-1549 Road; (16) D-1553 Road; (17) D-1554 Road; and (18) D-1557 Road.

5681. Each right-of-way claimed in the South Creek Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

5682. All rights-of-way claimed in the South Creek Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

5683. All rights-of-way claimed in the South Creek Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

5684. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

South Creek Road, B-2

5685. The South Creek Road is designated as county road number B-2 and SGID road identification number RD010075 and is more or less 9.43 miles long.

5686. Exhibit 456 (attached hereto and incorporated herein) contains certain information pertaining to the South Creek Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5687. In this action, the State and County seek to quiet title to the public highway right-of-way for the South Creek Road solely as it crosses United States public land as included and specifically described in Exhibit 456. The South Creek Road includes the segment of road specifically set forth in Exhibit 456 and as exists on the ground.

Acceptance of the South Creek Road R.S. 2477 Right-of-way Prior to October 21, 1976

5688. The South Creek Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5689. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the South Creek Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5690. The South Creek Road appears on the Greenville Bench (1971) and the Kane Canyon (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map

information.

5691. The County confirmed its acceptance of the South Creek Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the South Creek Road using public funds pursuant to the County's governmental right and authority.

5692. Witnesses with personal knowledge of the history of the South Creek Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5693. Currently known reputation in the community is that the South Creek Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5694. Public motor vehicle use of the South Creek Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5695. The South Creek Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5696. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the South Creek Road.

5697. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the South Creek Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

The "B" Road, B-8

5698. The "B" Road is designated as county road number B-8 and SGID road identification number RD010161 and is more or less 2.46 miles long.

5699. Exhibit 457 (attached hereto and incorporated herein) contains certain information pertaining to The "B" Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5700. In this action, the State and County seek to quiet title to the public highway right-of-way for The "B" Road solely as it crosses United States public land as included and specifically described in Exhibit 457. The "B" Road includes the segment of road specifically set forth in Exhibit 457 and as exists on the ground.

Acceptance of The "B" Road R.S. 2477 Right-of-way Prior to October 21, 1976

5701. The "B" Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5702. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for The "B" Road as a public highway located on the land at issue

in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5703. The "B" Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5704. The County confirmed its acceptance of The "B" Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving The "B" Road using public funds pursuant to the County's governmental right and authority.

5705. Witnesses with personal knowledge of the history of The "B" Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5706. Currently known reputation in the community is that The "B" Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5707. Public motor vehicle use of The "B" Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5708. The "B" Road traverses a valid and perfected R.S. 2477 public highway right-of-

way as described herein.

5709. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying The "B" Road.

5710. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for The "B" Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Holdaway Lane, B-68

5711. The Holdaway Lane is designated as county road number B-68 and SGID road identification number RD010152 and is more or less 2.96 miles long.

5712. Exhibit 458 (attached hereto and incorporated herein) contains certain information pertaining to the Holdaway Lane including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5713. In this action, the State and County seek to quiet title to the public highway right-of-way for the Holdaway Lane solely as it crosses United States public land as included and specifically described in Exhibit 458. The Holdaway Lane includes the segment of road specifically set forth in Exhibit 458 and as exists on the ground.

Acceptance of the Holdaway Lane R.S. 2477 Right-of-way Prior to October 21, 1976

5714. The Holdaway Lane has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5715. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Holdaway Lane as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5716. The Holdaway Lane appears on the Kane Canyon (1971) USGS 7.5-minute quadrangle map and the Beaver (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5717. The County confirmed its acceptance of the Holdaway Lane by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Holdaway Lane using public funds pursuant to the County's governmental right and authority.

5718. Witnesses with personal knowledge of the history of the Holdaway Lane confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5719. Currently known reputation in the community is that the Holdaway Lane has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5720. Public motor vehicle use of the Holdaway Lane as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for

a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5721. The Holdaway Lane traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5722. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Holdaway Lane.

5723. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Holdaway Lane on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

South Creek Narrows Road, B-69

5724. The South Creek Narrows Road is designated as county road number B-69 and SGID road identification number RD010153 and is more or less 3.74 miles long.

5725. Exhibit 459 (attached hereto and incorporated herein) contains certain information pertaining to the South Creek Narrows Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5726. In this action, the State and County seek to quiet title to the public highway right-of-way for the South Creek Narrows Road solely as it crosses United States public land as included and specifically described in Exhibit 459. The South Creek Narrows Road includes the

segment of road specifically set forth in Exhibit 459 and as exists on the ground.

Acceptance of the South Creek Narrows Road R.S. 2477 Right-of-way Prior to October 21, 1976

5727. The South Creek Narrows Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5728. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the South Creek Narrows Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5729. The South Creek Narrows Road appears on the Kane Canyon (1971) and the Greenville Bench (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

5730. The County confirmed its acceptance of the South Creek Narrows Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the South Creek Narrows Road using public funds pursuant to the County's governmental right and authority.

5731. Witnesses with personal knowledge of the history of the South Creek Narrows Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5732. Currently known reputation in the community is that the South Creek Narrows Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5733. Public motor vehicle use of the South Creek Narrows Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5734. The South Creek Narrows Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5735. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the South Creek Narrows Road.

5736. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the South Creek Narrows Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Blue Valley Road, B-71

5737. The Blue Valley Road is designated as county road number B-71 and SGID road identification number RD010156 and is more or less 0.40 miles long.

5738. Exhibit 460 (attached hereto and incorporated herein) contains certain information pertaining to the Blue Valley Road including: a map depicting the road; township, range, and

section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5739. In this action, the State and County seek to quiet title to the public highway right-of-way for the Blue Valley Road solely as it crosses United States public land as included and specifically described in Exhibit 460. The Blue Valley Road includes the segment of road specifically set forth in Exhibit 460 and as exists on the ground.

Acceptance of the Blue Valley Road R.S. 2477 Right-of-way Prior to October 21, 1976

5740. The Blue Valley Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5741. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Blue Valley Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5742. The Blue Valley Road appears on the Kane Canyon (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5743. The Blue Valley Road was accepted as a highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Blue Valley Road using public funds pursuant to the County's governmental right and authority.

5744. Witnesses with personal knowledge of the history of the Blue Valley Road

confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5745. Currently known reputation in the community is that the Blue Valley Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5746. Public motor vehicle use of the Blue Valley Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5747. The Blue Valley Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5748. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Blue Valley Road.

5749. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Blue Valley Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

I-15 Frontage Road, B-70

5750. The I-15 Frontage Road is designated as county road number B-70 and SGID

road identification number RD010155 and is more or less 7.15 miles long.

5751. Exhibit 461 (attached hereto and incorporated herein) contains certain information pertaining to the I-15 Frontage Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5752. In this action, the State and County seek to quiet title to the public highway right-of-way for the I-15 Frontage Road solely as it crosses United States public land as included and specifically described in Exhibit 461. The I-15 Frontage Road includes the segment of road specifically set forth in Exhibit 461 and as exists on the ground.

Acceptance of the I-15 Frontage Road R.S. 2477 Right-of-way Prior to October 21, 1976

5753. The I-15 Frontage Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5754. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the I-15 Frontage Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5755. The I-15 Frontage Road appears on the Kane Canyon (1971) and the Greenville Bench (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5756. The County confirmed its acceptance of the I-15 Frontage Road by 1972, when it

designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the I-15 Frontage Road using public funds pursuant to the County's governmental right and authority.

5757. Witnesses with personal knowledge of the history of the I-15 Frontage Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5758. Currently known reputation in the community is that the I-15 Frontage Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5759. Public motor vehicle use of the I-15 Frontage Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5760. The I-15 Frontage Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5761. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the I-15 Frontage Road.

5762. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the I-15 Frontage Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Old Highway 91, B-254

5763. The Old Highway 91 is designated as county road number B-254 and SGID road identification number RD011216 and is more or less 3.23 miles long.

5764. Exhibit 462 (attached hereto and incorporated herein) contains certain information pertaining to the Old Highway 91 including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5765. In this action, the State and County seek to quiet title to the public highway right-of-way for the Old Highway 91 solely as it crosses United States public land as included and specifically described in Exhibit 462. The Old Highway 91 includes the segment of road specifically set forth in Exhibit 462 and as exists on the ground.

Acceptance of the Old Highway 91 R.S. 2477 Right-of-way Prior to October 21, 1976

5766. The Old Highway 91 has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5767. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Old Highway 91 as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5768. The Old Highway 91 appears on the Greenville Bench (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5769. The Old Highway 91 was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Old Highway 91 using public funds pursuant to the County's governmental right and authority.

5770. Witnesses with personal knowledge of the history of the Old Highway 91 confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5771. Currently known reputation in the community is that the Old Highway 91 has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5772. Public motor vehicle use of the Old Highway 91 as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5773. The Old Highway 91 traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5774. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the Old Highway 91.

5775. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Old Highway 91 on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Grassy Road, D-1235

5776. The Grassy Road is designated as county road number D-1235 and SGID road identification number RD011315 and is more or less 2.61 miles long.

5777. Exhibit 463 (attached hereto and incorporated herein) contains certain information pertaining to the Grassy Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5778. In this action, the State and County seek to quiet title to the public highway right-of-way for the Grassy Road solely as it crosses United States public land as included and specifically described in Exhibit 463. The Grassy Road includes the segment of road specifically set forth in Exhibit 463 and as exists on the ground.

Acceptance of the Grassy Road R.S. 2477 Right-of-way Prior to October 21, 1976

5779. The Grassy Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5780. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Grassy Road as a public highway located on the land at

issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5781. The Grassy Road appears on the Kane Canyon (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5782. The Grassy Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Grassy Road pursuant to the County's governmental right and authority.

5783. Witnesses with personal knowledge of the history of the Grassy Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5784. Currently known reputation in the community is that the Grassy Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5785. Public motor vehicle use of the Grassy Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5786. The Grassy Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5787. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Grassy Road.

5788. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Grassy Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1520 Road

5789. The D-1520 Road is designated as county road number D-1520 and SGID road identification number RD011467 and is more or less 1.69 miles long.

5790. Exhibit 464 (attached hereto and incorporated herein) contains certain information pertaining to the D-1520 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5791. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1520 Road solely as it crosses United States public land as included and specifically described in Exhibit 464. The D-1520 Road includes the segment of road specifically set forth in Exhibit 464 and as exists on the ground.

Acceptance of the D-1520 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5792. The D-1520 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5793. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1520 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5794. The D-1520 Road appears on the Greenville Bench (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5795. The D-1520 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1520 Road pursuant to the County's governmental right and authority.

5796. Witnesses with personal knowledge of the history of the D-1520 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5797. Currently known reputation in the community is that the D-1520 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5798. Public motor vehicle use of the D-1520 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5799. The D-1520 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5800. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1520 Road.

5801. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1520 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1521 Road

5802. The D-1521 Road, also known as D-1521 and D-1521A, is designated as county road number D-1521 and SGID road identification number RD011468 and is more or less 2.39 miles long.

5803. Exhibit 465 (attached hereto and incorporated herein) contains certain information pertaining to the D-1521 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5804. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1521 Road solely as it crosses United States public land as included and specifically described in Exhibit 465. The D-1521 Road includes the segment of road specifically set forth in Exhibit 465 and as exists on the ground.

Acceptance of the D-1521 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5805. The D-1521 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5806. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1521 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5807. The D-1521 Road appears on the Greenville Bench (1971) and the Kane Canyon (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5808. The D-1521 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1521 Road pursuant to the County's governmental right and authority.

5809. Witnesses with personal knowledge of the history of the D-1521 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5810. Currently known reputation in the community is that the D-1521 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5811. Public motor vehicle use of the D-1521 Road as a public thoroughfare traversing

unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5812. The D-1521 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5813. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1521 Road.

5814. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1521 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Lee's Spring Road, D-1537

5815. The Lee's Spring Road is designated as county road number D-1537 and SGID road identification number RD011479 and is more or less 1.87 miles long.

5816. Exhibit 466 (attached hereto and incorporated herein) contains certain information pertaining to the Lee's Spring Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5817. In this action, the State and County seek to quiet title to the public highway right-of-way for the Lee's Spring Road solely as it crosses United States public land as included and specifically described in Exhibit 466. The Lee's Spring Road includes the segment of road

specifically set forth in Exhibit 466 and as exists on the ground.

Acceptance of the Lee's Spring Road R.S. 2477 Right-of-way Prior to October 21, 1976

5818. The Lee's Spring Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5819. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Lee's Spring Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5820. The Lee's Spring Road appears on the Kane Canyon (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5821. The Lee's Spring Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Lee's Spring Road pursuant to the County's governmental right and authority.

5822. Witnesses with personal knowledge of the history of the Lee's Spring Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5823. Currently known reputation in the community is that the Lee's Spring Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior

to October 21, 1976, and continuing to the present.

5824. Public motor vehicle use of the Lee's Spring Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5825. The Lee's Spring Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5826. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Lee's Spring Road.

5827. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Lee's Spring Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Kane Canyon Road, D-1539

5828. The Kane Canyon Road is designated as county road number D-1539 and SGID road identification number RD011480 and is more or less 1.25 miles long.

5829. Exhibit 467 (attached hereto and incorporated herein) contains certain information pertaining to the Kane Canyon Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5830. In this action, the State and County seek to quiet title to the public highway right-of-way for the Kane Canyon Road solely as it crosses United States public land as included and specifically described in Exhibit 467. The Kane Canyon Road includes the segment of road specifically set forth in Exhibit 467 and as exists on the ground.

Acceptance of the Kane Canyon Road R.S. 2477 Right-of-way Prior to October 21, 1976

5831. The Kane Canyon Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5832. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Kane Canyon Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5833. The Kane Canyon Road appears on the Kane Canyon (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5834. The Kane Canyon Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Kane Canyon Road pursuant to the County's governmental right and authority.

5835. Witnesses with personal knowledge of the history of the Kane Canyon Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21,

1976.

5836. Currently known reputation in the community is that the Kane Canyon Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5837. Public motor vehicle use of the Kane Canyon Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5838. The Kane Canyon Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5839. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Kane Canyon Road.

5840. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Kane Canyon Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Birch Creek Road, D-1542

5841. The Birch Creek Road is designated as county road number D-1542 and SGID road identification number RD011481 and is more or less 1.42 miles long.

5842. Exhibit 468 (attached hereto and incorporated herein) contains certain information

pertaining to the Birch Creek Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5843. In this action, the State and County seek to quiet title to the public highway right-of-way for the Birch Creek Road solely as it crosses United States public land as included and specifically described in Exhibit 468. The Birch Creek Road includes the segment of road specifically set forth in Exhibit 468 and as exists on the ground.

Acceptance of the Birch Creek Road R.S. 2477 Right-of-way Prior to October 21, 1976

5844. The Birch Creek Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5845. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Birch Creek Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5846. The Birch Creek Road appears on the Kane Canyon (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5847. The D-1542 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1542 Road pursuant to the County's governmental right and authority.

5848. Witnesses with personal knowledge of the history of the Birch Creek Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5849. Currently known reputation in the community is that the Birch Creek Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5850. Public motor vehicle use of the Birch Creek Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5851. The Birch Creek Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5852. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Birch Creek Road.

5853. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Birch Creek Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Big Twist Creek Road, D-1543

5854. The Big Twist Creek Road is designated as county road number D-1543 and SGID road identification number RD011482 and is more or less 3.56 miles long.

5855. Exhibit 469 (attached hereto and incorporated herein) contains certain information pertaining to the Big Twist Creek Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5856. In this action, the State and County seek to quiet title to the public highway right-of-way for the Big Twist Creek Road solely as it crosses United States public land as included and specifically described in Exhibit 469. The Big Twist Creek Road includes the segment of road specifically set forth in Exhibit 469 and as exists on the ground.

Acceptance of the Big Twist Creek Road R.S. 2477 Right-of-way Prior to October 21, 1976

5857. The Big Twist Creek Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5858. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Big Twist Creek Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5859. The Big Twist Creek Road appears on the Kane Canyon (1971) and the Circleville Mtn (1971) USGS 7.5-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map

information.

5860. The County confirmed its acceptance of the Big Twist Creek Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Big Twist Creek Road pursuant to the County's governmental right and authority.

5861. Witnesses with personal knowledge of the history of the Big Twist Creek Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5862. Currently known reputation in the community is that the Big Twist Creek Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5863. Public motor vehicle use of the Big Twist Creek Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5864. The Big Twist Creek Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5865. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title

action to establish clear title to the right-of-way underlying the Big Twist Creek Road.

5866. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Big Twist Creek Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1549 Road

5867. The D-1549 Road, also known as Cox Flat Road, is designated as county road number D-1549 and SGID road identification number RD011484 and is more or less 2.80 miles long.

5868. Exhibit 470 (attached hereto and incorporated herein) contains certain information pertaining to the D-1549 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5869. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1549 Road solely as it crosses United States public land as included and specifically described in Exhibit 470. The D-1549 Road includes the segment of road specifically set forth in Exhibit 470 and as exists on the ground.

Acceptance of the D-1549 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5870. The D-1549 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5871. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1549 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5872. The D-1549 Road appears on the Kane Canyon (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5873. The D-1549 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1549 Road pursuant to the County's governmental right and authority.

5874. Witnesses with personal knowledge of the history of the D-1549 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5875. Currently known reputation in the community is that the D-1549 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5876. Public motor vehicle use of the D-1549 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5877. The D-1549 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5878. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1549 Road.

5879. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1549 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1553 Road

5880. The D-1553 Road is designated as county road number D-1553 and SGID road identification number RD011487 and is more or less 3.19 miles long.

5881. Exhibit 471 (attached hereto and incorporated herein) contains certain information pertaining to the D-1553 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5882. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1553 Road solely as it crosses United States public land as included and specifically described in Exhibit 471. The D-1553 Road includes the segment of road specifically set forth in Exhibit 471 and as exists on the ground.

Acceptance of the D-1553 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5883. The D-1553 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5884. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1553 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5885. The D-1553 Road appears on the Kane Canyon (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

5886. The D-1553 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1553 Road pursuant to the County's governmental right and authority.

5887. Witnesses with personal knowledge of the history of the D-1553 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5888. Currently known reputation in the community is that the D-1553 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5889. Public motor vehicle use of the D-1553 Road as a public thoroughfare traversing

unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5890. The D-1553 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5891. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1553 Road.

5892. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1553 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1554 Road

5893. The D-1554 Road is designated as county road number D-1554 and SGID road identification number RD011488 and is more or less 1.75 miles long.

5894. Exhibit 472 (attached hereto and incorporated herein) contains certain information pertaining to the D-1554 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5895. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1554 Road solely as it crosses United States public land as included and specifically described in Exhibit 472. The D-1554 Road includes the segment of road

specifically set forth in Exhibit 472 and as exists on the ground.

Acceptance of the D-1554 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5896. The D-1554 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5897. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1554 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5898. The D-1554 Road appears on the Kane Canyon (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5899. The D-1554 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1554 Road pursuant to the County's governmental right and authority.

5900. Witnesses with personal knowledge of the history of the D-1554 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5901. Currently known reputation in the community is that the D-1554 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5902. Public motor vehicle use of the D-1554 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5903. The D-1554 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5904. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1554 Road.

5905. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1554 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1557 Road

5906. The D-1557 Road is designated as county road number D-1557 and SGID road identification number RD011491 and is more or less 3.17 miles long.

5907. Exhibit 473 (attached hereto and incorporated herein) contains certain information pertaining to the D-1557 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5908. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1557 Road solely as it crosses United States public land as included and

specifically described in Exhibit 473. The D-1557 Road includes the segment of road specifically set forth in Exhibit 473 and as exists on the ground.

Acceptance of the D-1557 Road R.S. 2477 Right-of-way Prior to October 21, 1976

5909. The D-1557 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5910. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1557 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5911. The D-1557 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1557 Road pursuant to the County's governmental right and authority.

5912. Witnesses with personal knowledge of the history of the D-1557 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5913. Currently known reputation in the community is that the D-1557 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5914. Public motor vehicle use of the D-1557 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of

10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5915. The D-1557 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5916. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1557 Road.

5917. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1557 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

TWENTY-SIXTH CAUSE OF ACTION – QUIET TITLE
BEAVER/WEST ROAD AREA

5918. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

5919. The Beaver/West Road Area is located in southeastern Beaver County. *See* Exhibit 27 for more detailed map information.

5920. The Beaver/West Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Dryland Farm Road, B-50; (2) Carter Lane, B-51; (3) Dry Creek Loop Road, B-180; (4) Dust Bowl Road, B-193; (5) Dry Farm Diagonal Road, B-199; (6) North Manderfield Road, B-200; (7) D-1141 Road; and (8) D-1146 Road.

5921. Each right-of-way claimed in the Beaver/West Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding,

prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

5922. All rights-of-way claimed in the Beaver/West Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

5923. All rights-of-way claimed in the Beaver/West Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

5924. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Dryland Farm Road, B-50

5925. The Dryland Farm Road is designated as county road number B-50 and SGID road identification number RD010136 and is more or less 4.02 miles long.

5926. Exhibit 474 (attached hereto and incorporated herein) contains certain information pertaining to the Dryland Farm Road including: a map depicting the road; township, range, and

section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5927. In this action, the State and County seek to quiet title to the public highway right-of-way for the Dryland Farm Road solely as it crosses United States public land as included and specifically described in Exhibit 474. The Dryland Farm Road includes the segment of road specifically set forth in Exhibit 474 and as exists on the ground.

Acceptance of the Dryland Farm Road R.S. 2477 Right-of-way Prior to October 21, 1976

5928. The Dryland Farm Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5929. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Dryland Farm Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5930. The Dryland Farm Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5931. The County confirmed its acceptance of the Dryland Farm Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Dryland Farm Road using public funds pursuant to the County's governmental right and authority.

5932. Witnesses with personal knowledge of the history of the Dryland Farm Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5933. Currently known reputation in the community is that the Dryland Farm Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5934. Public motor vehicle use of the Dryland Farm Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5935. The Dryland Farm Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5936. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Dryland Farm Road.

5937. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Dryland Farm Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Carter Lane, B-51

5938. The Carter Lane is designated as county road number B-51 and SGID road identification number RD010137 and is more or less 3.87 miles long.

5939. Exhibit 475 (attached hereto and incorporated herein) contains certain information pertaining to the Carter Lane including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5940. In this action, the State and County seek to quiet title to the public highway right-of-way for the Carter Lane solely as it crosses United States public land as included and specifically described in Exhibit 475. The Carter Lane includes the segment of road specifically set forth in Exhibit 475 and as exists on the ground.

Acceptance of the Carter Lane R.S. 2477 Right-of-way Prior to October 21, 1976

5941. The Carter Lane has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5942. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Carter Lane as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5943. The Carter Lane appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5944. The County confirmed its acceptance of the Carter Lane by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Carter Lane using public funds pursuant to the County's governmental right and authority.

5945. Witnesses with personal knowledge of the history of the Carter Lane confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5946. Currently known reputation in the community is that the Carter Lane has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5947. Public motor vehicle use of the Carter Lane as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5948. The Carter Lane traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5949. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Carter Lane.

5950. The State and County are entitled to an order quieting title to their R.S. 2477

right-of-way for the Carter Lane on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Dry Creek Loop Road, B-180

5951. The Dry Creek Loop Road is designated as county road number B-180 and SGID road identification number RD010070 and is more or less 1.36 miles long.

5952. Exhibit 476 (attached hereto and incorporated herein) contains certain information pertaining to the Dry Creek Loop Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5953. In this action, the State and County seek to quiet title to the public highway right-of-way for the Dry Creek Loop Road solely as it crosses United States public land as included and specifically described in Exhibit 476. The Dry Creek Loop Road includes the segment of road specifically set forth in Exhibit 476 and as exists on the ground.

Acceptance of the Dry Creek Loop Road R.S. 2477 Right-of-way Prior to October 21, 1976

5954. The Dry Creek Loop Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5955. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Dry Creek Loop Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5956. The Dry Creek Loop Road appears on the Beaver (1958) USGS 15-minute

quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5957. The County confirmed its acceptance of the Dry Creek Loop Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Dry Creek Loop Road using public funds pursuant to the County's governmental right and authority.

5958. Witnesses with personal knowledge of the history of the Dry Creek Loop Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5959. Currently known reputation in the community is that the Dry Creek Loop Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5960. Public motor vehicle use of the Dry Creek Loop Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5961. The Dry Creek Loop Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5962. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Dry Creek Loop Road.

5963. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Dry Creek Loop Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Dust Bowl Road, B-193

5964. The Dust Bowl Road is designated as county road number B-193 and SGID road identification number RD010072 and is more or less 2.75 miles long.

5965. Exhibit 477 (attached hereto and incorporated herein) contains certain information pertaining to the Dust Bowl Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5966. In this action, the State and County seek to quiet title to the public highway right-of-way for the Dust Bowl Road solely as it crosses United States public land as included and specifically described in Exhibit 477. The Dust Bowl Road includes the segment of road specifically set forth in Exhibit 477 and as exists on the ground.

Acceptance of the Dust Bowl Road R.S. 2477 Right-of-way Prior to October 21, 1976

5967. The Dust Bowl Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5968. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Dust Bowl Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5969. The Dust Bowl Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5970. The County confirmed its acceptance of the Dust Bowl Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Dust Bowl Road using public funds pursuant to the County's governmental right and authority.

5971. Witnesses with personal knowledge of the history of the Dust Bowl Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5972. Currently known reputation in the community is that the Dust Bowl Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5973. Public motor vehicle use of the Dust Bowl Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477

public highway right-of-way underlying this road.

5974. The Dust Bowl Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5975. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Dust Bowl Road.

5976. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Dust Bowl Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Dry Farm Diagonal Road, B-199

5977. The Dry Farm Diagonal Road is designated as county road number B-199 and SGID road identification number RD010074 and is more or less 0.42 miles long.

5978. Exhibit 478 (attached hereto and incorporated herein) contains certain information pertaining to the Dry Farm Diagonal Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5979. In this action, the State and County seek to quiet title to the public highway right-of-way for the Dry Farm Diagonal Road solely as it crosses United States public land as included and specifically described in Exhibit 478. The Dry Farm Diagonal Road includes the segment of road specifically set forth in Exhibit 478 and as exists on the ground.

Acceptance of the Dry Farm Diagonal Road R.S. 2477 Right-of-way Prior to October 21, 1976

5980. The Dry Farm Diagonal Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5981. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Dry Farm Diagonal Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5982. The Dry Farm Diagonal Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5983. The County confirmed its acceptance of the Dry Farm Diagonal Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Dry Farm Diagonal Road using public funds pursuant to the County's governmental right and authority.

5984. Witnesses with personal knowledge of the history of the Dry Farm Diagonal Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5985. Currently known reputation in the community is that the Dry Farm Diagonal Road has been open for all to come and go whenever convenient or necessary for more than 10 years

prior to October 21, 1976, and continuing to the present.

5986. Public motor vehicle use of the Dry Farm Diagonal Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

5987. The Dry Farm Diagonal Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

5988. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Dry Farm Diagonal Road.

5989. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Dry Farm Diagonal Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

North Manderfield Road, B-200

5990. The North Manderfield Road is designated as county road number B-200 and SGID road identification number RD010077 and is more or less 0.60 miles long.

5991. Exhibit 479 (attached hereto and incorporated herein) contains certain information pertaining to the North Manderfield Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

5992. In this action, the State and County seek to quiet title to the public highway right-of-way for the North Manderfield Road solely as it crosses United States public land as included and specifically described in Exhibit 479. The North Manderfield Road includes the segment of road specifically set forth in Exhibit 479 and as exists on the ground.

Acceptance of the North Manderfield Road R.S. 2477 Right-of-way Prior to October 21, 1976

5993. The North Manderfield Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

5994. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the North Manderfield Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

5995. The North Manderfield Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

5996. The County confirmed its acceptance of the North Manderfield Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the North Manderfield Road using public funds pursuant to the County's governmental right and authority.

5997. Witnesses with personal knowledge of the history of the North Manderfield Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a

continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

5998. Currently known reputation in the community is that the North Manderfield Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

5999. Public motor vehicle use of the North Manderfield Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6000. The North Manderfield Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6001. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the North Manderfield Road.

6002. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the North Manderfield Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1141 Road

6003. The D-1141 Road is designated as county road number D-1141 and SGID road identification number RD011290 and is more or less 0.36 miles long.

6004. Exhibit 480 (attached hereto and incorporated herein) contains certain information pertaining to the D-1141 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6005. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1141 Road solely as it crosses United States public land as included and specifically described in Exhibit 480. The D-1141 Road includes the segment of road specifically set forth in Exhibit 480 and as exists on the ground.

Acceptance of the D-1141 Road R.S. 2477 Right-of-way Prior to October 21, 1976

6006. The D-1141 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6007. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1141 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6008. The D-1141 Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6009. The D-1141 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1141 Road pursuant to the County's governmental

right and authority.

6010. Witnesses with personal knowledge of the history of the D-1141 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6011. Currently known reputation in the community is that the D-1141 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6012. Public motor vehicle use of the D-1141 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6013. The D-1141 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6014. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1141 Road.

6015. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1141 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1146 Road

6016. The D-1146 Road is designated as county road number D-1146 and SGID road

identification number RD011293 and is more or less 3.90 miles long.

6017. Exhibit 481 (attached hereto and incorporated herein) contains certain information pertaining to the D-1146 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6018. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1146 Road solely as it crosses United States public land as included and specifically described in Exhibit 481. The D-1146 Road includes the segment of road specifically set forth in Exhibit 481 and as exists on the ground.

Acceptance of the D-1146 Road R.S. 2477 Right-of-way Prior to October 21, 1976

6019. The D-1146 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6020. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the D-1146 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6021. The D-1146 Road appears on the Beaver (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6022. The County confirmed its acceptance of the D-1146 Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of

Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1146 Road pursuant to the County's governmental right and authority.

6023. Witnesses with personal knowledge of the history of the D-1146 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6024. Currently known reputation in the community is that the D-1146 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6025. Public motor vehicle use of the D-1146 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6026. The D-1146 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6027. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1146 Road.

6028. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1146 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

TWENTY-SEVENTH CAUSE OF ACTION – QUIET TITLE
BALD RIDGES ROAD AREA

6029. Plaintiffs reallege and incorporate herein each of the foregoing paragraphs.

6030. The Bald Ridges Road Area is located in southeastern Beaver County. *See* Exhibit 28 for more detailed map information.

6031. The Bald Ridges Road Area includes the following roads—listed by Common Road Name (if applicable) and County Unique Number: (1) Bald Ridges Road, B-26; (2) Adamsville Bench Road, B-32; (3) Knox’s Road, B-72; (4) Bean Farm Road, B-74; (5) Little Valley Road, B-75; (6) Blake Smith Farm Road, D-78; (7) South Lake Access Road, B-87; (8) South Lake Access II Road, B-88; (9) Aberdare Canal Road, B-89; (10) Adamsville Loop Road, B-196; (11) Bait Shop Road, B-201; (12) Chalk Hollow Rim Road, D-1472; (13) Chalk Hollow Road, D-1475; (14) D-1477 Road; (15) D-1502 Road; (16) D-1505 Road; (17) D-1511 Road; (18) Sand Hollow Road, D-1516; and (19) D-1724 Road.

6032. Each right-of-way claimed in the Bald Ridges Road Area was used by the general public who engaged in one or more of the following activities: cattle ranching, sheep herding, prospecting for minerals, rock hounding, mining, oil and gas exploration, wood gathering, cutting wood, collecting pine nuts or berries, recreation, hunting, trapping, government access, traveling in and through the area, or any other legitimate purpose.

6033. All rights-of-way claimed in the Bald Ridges Road Area are sufficient in scope for general motor vehicle travel and include that which is reasonable and necessary to meet the exigencies of motor vehicle travel according to safe engineering practices that protect the public and the road and also prevent undue degradation of the adjacent land.

6034. All rights-of-way claimed in the Bald Ridges Road Area include a minimum right-of-way width of 66 feet or greater width as determined at trial, along with cuts, fills, slopes, water bars, and such features and facilities as have historically been acknowledged by the DOI and under law as being reasonable and necessary for the use, benefit, and enjoyment of public highway rights-of-way. *See, e.g.*, UTAH CODE ANN. § 72-5-302(4)(b) (2003).

6035. Prior to October 21, 1976, the State of Utah, Beaver County, and the public through continuous use, accepted the congressional grant of an R.S. 2477 right-of-way for the entire length and course of all roads as described herein, on public lands owned by the United States.

Bald Ridges Road, B-26

6036. The Bald Ridges Road is designated as county road number B-26 and SGID road identification number RD010108 and is more or less 6.74 miles long.

6037. Exhibit 485¹⁸ (attached hereto and incorporated herein) contains certain information pertaining to the Bald Ridges Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

¹⁸ Exhibits 482, 483, and 484 were intentionally omitted.

6038. In this action, the State and County seek to quiet title to the public highway right-of-way for the Bald Ridges Road solely as it crosses United States public land as included and specifically described in Exhibit 485. The Bald Ridges Road includes the segment of road specifically set forth in Exhibit 485 and as exists on the ground.

Acceptance of the Bald Ridges Road R.S. 2477 Right-of-way Prior to October 21, 1976

6039. The Bald Ridges Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6040. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Bald Ridges Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6041. The Bald Ridges Road appears on the Greenville Bench (1971) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6042. The County confirmed its acceptance of the Bald Ridges Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Bald Ridges Road using public funds pursuant to the County's governmental right and authority.

6043. Witnesses with personal knowledge of the history of the Bald Ridges Road

confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6044. Currently known reputation in the community is that the Bald Ridges Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6045. Public motor vehicle use of the Bald Ridges Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6046. The Bald Ridges Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6047. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Bald Ridges Road.

6048. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Bald Ridges Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Adamsville Bench Road, B-32

6049. The Adamsville Bench Road is designated as county road number B-32 and SGID

road identification number RD010117 and is more or less 3.15 miles long.

6050. Exhibit 486 (attached hereto and incorporated herein) contains certain information pertaining to the Adamsville Bench Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6051. In this action, the State and County seek to quiet title to the public highway right-of-way for the Adamsville Bench Road solely as it crosses United States public land as included and specifically described in Exhibit 486. The Adamsville Bench Road includes the segment of road specifically set forth in Exhibit 486 and as exists on the ground.

Acceptance of the Adamsville Bench Road R.S. 2477 Right-of-way Prior to October 21, 1976

6052. The Adamsville Bench Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6053. Aerial photography from 1978 or earlier confirms the historical use, existence, and acceptance of the right-of-way for the Adamsville Bench Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6054. The Adamsville Bench Road appears on the Adamsville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6055. The County confirmed its acceptance of the Adamsville Bench Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway

Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Adamsville Bench Road using public funds pursuant to the County's governmental right and authority.

6056. Witnesses with personal knowledge of the history of the Adamsville Bench Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6057. Currently known reputation in the community is that the Adamsville Bench Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6058. Public motor vehicle use of the Adamsville Bench Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6059. The Adamsville Bench Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6060. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Adamsville Bench Road.

6061. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Adamsville Bench Road on lands owned by the United States as described

herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Knox's Road, B-72

6062. Knox's Road is designated as county road number B-72 and SGID road identification number RD010097 and is more or less 3.27 miles long.

6063. Exhibit 487 (attached hereto and incorporated herein) contains certain information pertaining to Knox's Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6064. In this action, the State and County seek to quiet title to the public highway right-of-way for Knox's Road solely as it crosses United States public land as included and specifically described in Exhibit 487. Knox's Road includes the segment of road specifically set forth in Exhibit 487 and as exists on the ground.

Acceptance of Knox's Road R.S. 2477 Right-of-way Prior to October 21, 1976

6065. Knox's Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6066. Aerial photography from 1976 and 1978 earlier confirms the historical use, existence, and acceptance of the right-of-way for Knox's Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6067. Knox's Road appears on the Greenville Bench (1971) USGS 7.5-minute

quadrangle map and the Beaver (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6068. The County confirmed its acceptance of Knox's Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving Knox's Road using public funds pursuant to the County's governmental right and authority.

6069. Witnesses with personal knowledge of the history of Knox's Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6070. Currently known reputation in the community is that Knox's Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6071. Public motor vehicle use of Knox's Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6072. Knox's Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6073. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying Knoxx's Road.

6074. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for Knoxx's Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Bean Farm Road, B-74

6075. The Bean Farm Road is designated as county road number B-74 and SGID road identification number RD010157 and is more or less 4.07 miles long.

6076. Exhibit 488 (attached hereto and incorporated herein) contains certain information pertaining to the Bean Farm Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6077. In this action, the State and County seek to quiet title to the public highway right-of-way for the Bean Farm Road solely as it crosses United States public land as included and specifically described in Exhibit 488. The Bean Farm Road includes the segment of road specifically set forth in Exhibit 488 and as exists on the ground.

Acceptance of the Bean Farm Road R.S. 2477 Right-of-way Prior to October 21, 1976

6078. The Bean Farm Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6079. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Bean Farm Road as a public highway located on the land

at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6080. The Bean Farm Road appears on the Greenville Bench (1971) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6081. The County confirmed its acceptance of the Bean Farm Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Bean Farm Road using public funds pursuant to the County's governmental right and authority.

6082. Witnesses with personal knowledge of the history of the Bean Farm Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6083. Currently known reputation in the community is that the Bean Farm Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6084. Public motor vehicle use of the Bean Farm Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6085. The Bean Farm Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6086. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Bean Farm Road.

6087. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Bean Farm Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Little Valley Road, B-75

6088. The Little Valley Road is designated as county road number B-75 and SGID road identification number RD010158 and is more or less 6.88 miles long.

6089. Exhibit 489 (attached hereto and incorporated herein) contains certain information pertaining to the Little Valley Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6090. In this action, the State and County seek to quiet title to the public highway right-of-way for the Little Valley Road solely as it crosses United States public land as included and specifically described in Exhibit 489. The Little Valley Road includes the segment of road specifically set forth in Exhibit 489 and as exists on the ground.

Acceptance of the Little Valley Road R.S. 2477 Right-of-way Prior to October 21, 1976

6091. The Little Valley Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6092. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Little Valley Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6093. The Little Valley Road appears on the Greenville Bench (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See Exhibit 29* for more detailed map information.

6094. The County confirmed its acceptance of the Little Valley Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Little Valley Road using public funds pursuant to the County's governmental right and authority.

6095. Witnesses with personal knowledge of the history of the Little Valley Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6096. Currently known reputation in the community is that the Little Valley Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior

to October 21, 1976, and continuing to the present.

6097. Public motor vehicle use of the Little Valley Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6098. The Little Valley Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6099. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Little Valley Road.

6100. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Little Valley Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Blake Smith Farm Road, B-78

6101. The Blake Smith Farm Road is designated as county road number B-78 and SGID road identification number RD010159 and is more or less 0.26 miles long.

6102. Exhibit 490 (attached hereto and incorporated herein) contains certain information pertaining to the Blake Smith Farm Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6103. In this action, the State and County seek to quiet title to the public highway right-of-way for the Blake Smith Farm Road solely as it crosses United States public land as included and specifically described in Exhibit 490. The Blake Smith Farm Road includes the segment of road specifically set forth in Exhibit 490 and as exists on the ground.

Acceptance of the Blake Smith Farm Road R.S. 2477 Right-of-way Prior to October 21, 1976

6104. The Blake Smith Farm Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6105. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Blake Smith Farm Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6106. The Blake Smith Farm Road appears on the Greenville Bench (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6107. The County confirmed its acceptance of the Blake Smith Farm Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Blake Smith Farm Road using public funds pursuant to the County's governmental right and authority.

6108. Witnesses with personal knowledge of the history of the Blake Smith Farm Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a

continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6109. Currently known reputation in the community is that the Blake Smith Farm Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6110. Public motor vehicle use of the Blake Smith Farm Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6111. The Blake Smith Farm Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6112. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Blake Smith Farm Road.

6113. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Blake Smith Farm Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

South Lake Access Road, B-87

6114. The South Lake Access Road is designated as county road number B-87 and SGID road identification number RD010167 and is more or less 0.36 miles long.

6115. Exhibit 491 (attached hereto and incorporated herein) contains certain information pertaining to the South Lake Access Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6116. In this action, the State and County seek to quiet title to the public highway right-of-way for the South Lake Access Road solely as it crosses United States public land as included and specifically described in Exhibit 491. The South Lake Access Road includes the segment of road specifically set forth in Exhibit 491 and as exists on the ground.

Acceptance of the South Lake Access Road R.S. 2477 Right-of-way Prior to October 21, 1976

6117. The South Lake Access Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6118. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the South Lake Access Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6119. The South Lake Access Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the South Lake Access Road using public funds pursuant to the County's governmental right and authority.

6120. Witnesses with personal knowledge of the history of the South Lake Access Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a

continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6121. Currently known reputation in the community is that the South Lake Access Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6122. Public motor vehicle use of the South Lake Access Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6123. The South Lake Access Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6124. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the South Lake Access Road.

6125. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the South Lake Access Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

South Lake Access II Road, B-88

6126. The South Lake Access II Road is designated as county road number B-88 and SGID road identification number RD010168 and is more or less 0.33 miles long.

6127. Exhibit 492 (attached hereto and incorporated herein) contains certain information pertaining to the South Lake Access II Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6128. In this action, the State and County seek to quiet title to the public highway right-of-way for the South Lake Access II Road solely as it crosses United States public land as included and specifically described in Exhibit 492. The South Lake Access II Road includes the segment of road specifically set forth in Exhibit 492 and as exists on the ground.

Acceptance of the South Lake Access II Road R.S. 2477 Right-of-way Prior to October 21, 1976

6129. The South Lake Access II Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6130. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the South Lake Access II Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6131. The County confirmed its acceptance of the South Lake Access II Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the South Lake Access II Road using public funds pursuant to the County's governmental right and authority.

6132. Witnesses with personal knowledge of the history of the South Lake Access II

Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6133. Currently known reputation in the community is that the South Lake Access II Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6134. Public motor vehicle use of the South Lake Access II Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6135. The South Lake Access II Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6136. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the South Lake Access II Road.

6137. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the South Lake Access II Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Aberdare Canal Road, B-89

6138. The Aberdare Canal Road is designated as county road number B-89 and SGID

road identification number RD010169 and is more or less 0.39 miles long.

6139. Exhibit 493 (attached hereto and incorporated herein) contains certain information pertaining to the Aberdare Canal Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6140. In this action, the State and County seek to quiet title to the public highway right-of-way for the Aberdare Canal Road solely as it crosses United States public land as included and specifically described in Exhibit 493. The Aberdare Canal Road includes the segment of road specifically set forth in Exhibit 493 and as exists on the ground.

Acceptance of the Aberdare Canal Road R.S. 2477 Right-of-way Prior to October 21, 1976

6141. The Aberdare Canal Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6142. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Aberdare Canal Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6143. The Aberdare Canal Road appears on The Greenville Bench (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6144. The County confirmed its acceptance of the Aberdare Canal Road by 1972, when it designated and accepted the road as a County highway on the 1972 General Highway Map of

Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Aberdare Canal Road using public funds pursuant to the County's governmental right and authority.

6145. Witnesses with personal knowledge of the history of the Aberdare Canal Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6146. Currently known reputation in the community is that the Aberdare Canal Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6147. Public motor vehicle use of the Aberdare Canal Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6148. The Aberdare Canal Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6149. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Aberdare Canal Road.

6150. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Aberdare Canal Road on lands owned by the United States as described

herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Adamsville Loop Road, B-196

6151. The Adamsville Loop Road is designated as county road number B-196 and SGID road identification number RD010073 and is more or less 3.37 miles long.

6152. Exhibit 494 (attached hereto and incorporated herein) contains certain information pertaining to the Adamsville Loop Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6153. In this action, the State and County seek to quiet title to the public highway right-of-way for the Adamsville Loop Road solely as it crosses United States public land as included and specifically described in Exhibit 494. The Adamsville Loop Road includes the segment of road specifically set forth in Exhibit 494 and as exists on the ground.

Acceptance of the Adamsville Loop Road R.S. 2477 Right-of-way Prior to October 21, 1976

6154. The Adamsville Loop Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6155. Aerial photography from 1976 and 1978 confirms the historical use, existence, and acceptance of the right-of-way for the Adamsville Loop Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6156. The Adamsville Loop Road appears on the Adamsville (1958) and the Minersville

(1958) USGS 15-minute quadrangle maps, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6157. The County confirmed its acceptance of the Adamsville Loop Road by 1959, when it designated and accepted the road as a County highway on the 1959 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Adamsville Loop Road using public funds pursuant to the County's governmental right and authority.

6158. Witnesses with personal knowledge of the history of the Adamsville Loop Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6159. Currently known reputation in the community is that the Adamsville Loop Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6160. Public motor vehicle use of the Adamsville Loop Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6161. The Adamsville Loop Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6162. Without confirmation from the United States, a cloud remains on the State and

County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Adamsville Loop Road.

6163. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Adamsville Loop Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Bait Shop Road, B-201

6164. The Bait Shop Road is designated as county road number B-201 and SGID road identification number RD010078 and is more or less 0.18 miles long.

6165. Exhibit 495 (attached hereto and incorporated herein) contains certain information pertaining to the Bait Shop Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6166. In this action, the State and County seek to quiet title to the public highway right-of-way for the Bait Shop Road solely as it crosses United States public land as included and specifically described in Exhibit 495. The Bait Shop Road includes the segment of road specifically set forth in Exhibit 495 and as exists on the ground.

Acceptance of the Bait Shop Road R.S. 2477 Right-of-way Prior to October 21, 1976

6167. The Bait Shop Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6168. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Bait Shop Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6169. The County confirmed its acceptance of the Bait Shop Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Bait Shop Road using public funds pursuant to the County's governmental right and authority.

6170. Witnesses with personal knowledge of the history of the Bait Shop Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6171. Currently known reputation in the community is that the Bait Shop Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6172. Public motor vehicle use of the Bait Shop Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6173. The Bait Shop Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6174. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Bait Shop Road.

6175. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Bait Shop Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Chalk Hollow Rim Road, D-1472

6176. The Chalk Hollow Rim Road is designated as county road number D-1472 and SGID road identification number RD011447 and is more or less 3.39 miles long.

6177. Exhibit 496 (attached hereto and incorporated herein) contains certain information pertaining to the Chalk Hollow Rim Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6178. In this action, the State and County seek to quiet title to the public highway right-of-way for the Chalk Hollow Rim Road solely as it crosses United States public land as included and specifically described in Exhibit 496. The Chalk Hollow Rim Road includes the segment of road specifically set forth in Exhibit 496 and as exists on the ground.

Acceptance of the Chalk Hollow Rim Road R.S. 2477 Right-of-way Prior to October 21, 1976

6179. The Chalk Hollow Rim Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6180. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Chalk Hollow Rim Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6181. The Chalk Hollow Rim Road appears on the Minersville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6182. The County confirmed its acceptance of the Chalk Hollow Rim Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Chalk Hollow Rim Road pursuant to the County's governmental right and authority.

6183. Witnesses with personal knowledge of the history of the Chalk Hollow Rim Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6184. Currently known reputation in the community is that the Chalk Hollow Rim Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6185. Public motor vehicle use of the Chalk Hollow Rim Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for

a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6186. The Chalk Hollow Rim Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6187. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Chalk Hollow Rim Road.

6188. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Chalk Hollow Rim Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Chalk Hollow Road, D-1475

6189. The Chalk Hollow Road is designated as county road number D-1475 and SGID road identification number RD011448 and is more or less 4.61 miles long.

6190. Exhibit 497 (attached hereto and incorporated herein) contains certain information pertaining to the Chalk Hollow Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6191. In this action, the State and County seek to quiet title to the public highway right-of-way for the Chalk Hollow Road solely as it crosses United States public land as included and specifically described in Exhibit 497. The Chalk Hollow Road includes the segment of road

specifically set forth in Exhibit 497 and as exists on the ground.

Acceptance of the Chalk Hollow Road R.S. 2477 Right-of-way Prior to October 21, 1976

6192. The Chalk Hollow Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6193. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Chalk Hollow Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6194. The Chalk Hollow Road appears on the Minersville (1958) USGS 15-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6195. The County confirmed its acceptance of the Chalk Hollow Road by 1976, when it designated and accepted the road as a County highway on the 1976 General Highway Map of Beaver County. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the Chalk Hollow Road pursuant to the County's governmental right and authority.

6196. Witnesses with personal knowledge of the history of the Chalk Hollow Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6197. Currently known reputation in the community is that the Chalk Hollow Road has

been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6198. Public motor vehicle use of the Chalk Hollow Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6199. The Chalk Hollow Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6200. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Chalk Hollow Road.

6201. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Chalk Hollow Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1477 Road

6202. The D-1477 Road is designated as county road number D-1477 and SGID road identification number RD011450 and is more or less 1.54 miles long.

6203. Exhibit 498 (attached hereto and incorporated herein) contains certain information pertaining to the D-1477 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

6204. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1477 Road solely as it crosses United States public land as included and specifically described in Exhibit 498. The D-1477 Road includes the segment of road specifically set forth in Exhibit 498 and as exists on the ground.

Acceptance of the D-1477 Road R.S. 2477 Right-of-way Prior to October 21, 1976

6205. The D-1477 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6206. The D-1477 Road appears on the Greenville Bench (1971) USGS 7.5-minute quadrangle map and the Minersville (1958) USGS 15-minute quadrangle map, which evidence the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6207. The D-1477 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1477 Road pursuant to the County's governmental right and authority.

6208. Witnesses with personal knowledge of the history of the D-1477 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6209. Currently known reputation in the community is that the D-1477 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to

October 21, 1976, and continuing to the present.

6210. Public motor vehicle use of the D-1477 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6211. The D-1477 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6212. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1477 Road.

6213. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1477 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1502 Road

6214. The D-1502 Road is designated as county road number D-1502 and SGID road identification number RD011458 and is more or less 3.29 miles long.

6215. Exhibit 499 (attached hereto and incorporated herein) contains certain information pertaining to the D-1502 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6216. In this action, the State and County seek to quiet title to the public highway right-

of-way for the D-1502 Road solely as it crosses United States public land as included and specifically described in Exhibit 499. The D-1502 Road includes the segment of road specifically set forth in Exhibit 499 and as exists on the ground.

Acceptance of the D-1502 Road R.S. 2477 Right-of-way Prior to October 21, 1976

6217. The D-1502 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6218. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1502 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6219. The D-1502 Road appears on the Greenville Bench (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6220. The D-1502 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1502 Road pursuant to the County's governmental right and authority.

6221. Witnesses with personal knowledge of the history of the D-1502 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6222. Currently known reputation in the community is that the D-1502 Road has been

open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6223. Public motor vehicle use of the D-1502 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6224. The D-1502 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6225. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1502 Road.

6226. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1502 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1505 Road

6227. The D-1505 Road is designated as county road number D-1505 and SGID road identification number RD011460 and is more or less 0.73 miles long.

6228. Exhibit 500 (attached hereto and incorporated herein) contains certain information pertaining to the D-1505 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6229. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1505 Road solely as it crosses United States public land as included and specifically described in Exhibit 500. The D-1505 Road includes the segment of road specifically set forth in Exhibit 500 and as exists on the ground.

Acceptance of the D-1505 Road R.S. 2477 Right-of-way Prior to October 21, 1976

6230. The D-1505 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6231. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1505 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6232. The D-1505 Road appears on the Greenville Bench (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6233. The D-1505 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1505 Road pursuant to the County's governmental right and authority.

6234. Witnesses with personal knowledge of the history of the D-1505 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6235. Currently known reputation in the community is that the D-1505 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6236. Public motor vehicle use of the D-1505 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6237. The D-1505 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6238. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1505 Road.

6239. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1505 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1511 Road

6240. The D-1511 Road is designated as county road number D-1511 and SGID road identification number RD011464 and is more or less 1.02 miles long.

6241. Exhibit 501 (attached hereto and incorporated herein) contains certain information pertaining to the D-1511 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a

complete centerline description of the road.

6242. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1511 Road solely as it crosses United States public land as included and specifically described in Exhibit 501. The D-1511 Road includes the segment of road specifically set forth in Exhibit 501 and as exists on the ground.

Acceptance of the D-1511 Road R.S. 2477 Right-of-way Prior to October 21, 1976

6243. The D-1511 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6244. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1511 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6245. The D-1511 Road appears on the Greenville Bench (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6246. The D-1511 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1511 Road pursuant to the County's governmental right and authority.

6247. Witnesses with personal knowledge of the history of the D-1511 Road confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous

basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6248. Currently known reputation in the community is that the D-1511 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6249. Public motor vehicle use of the D-1511 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6250. The D-1511 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6251. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1511 Road.

6252. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1511 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

Sand Hollow Road, D-1516

6253. The Sand Hollow Road is designated as county road number D-1516 and SGID road identification number RD011465 and is more or less 1.75 miles long.

6254. Exhibit 502 (attached hereto and incorporated herein) contains certain information pertaining to the Sand Hollow Road including: a map depicting the road; township, range, and

section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6255. In this action, the State and County seek to quiet title to the public highway right-of-way for the Sand Hollow Road solely as it crosses United States public land as included and specifically described in Exhibit 502. The Sand Hollow Road includes the segment of road specifically set forth in Exhibit 502 and as exists on the ground.

Acceptance of the Sand Hollow Road R.S. 2477 Right-of-way Prior to October 21, 1976

6256. The Sand Hollow Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6257. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the Sand Hollow Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6258. The Sand Hollow Road appears on the Greenville Bench (1971) USGS 7.5-minute quadrangle map, which evidences the existence, use, and acceptance of the right-of-way underlying this road. *See* Exhibit 29 for more detailed map information.

6259. The D-1516 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1516 Road pursuant to the County's governmental right and authority.

6260. Witnesses with personal knowledge of the history of the Sand Hollow Road

confirm public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6261. Currently known reputation in the community is that the Sand Hollow Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6262. Public motor vehicle use of the Sand Hollow Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6263. The Sand Hollow Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6264. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the Sand Hollow Road.

6265. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the Sand Hollow Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

D-1724 Road

6266. The D-1724 Road is designated as county road number D-1724 and SGID road

identification number RD011586 and is more or less 2.28 miles long.

6267. Exhibit 503 (attached hereto and incorporated herein) contains certain information pertaining to the D-1724 Road including: a map depicting the road; township, range, and section references describing the road's physical location; a servient estate ownership list; and a complete centerline description of the road.

6268. In this action, the State and County seek to quiet title to the public highway right-of-way for the D-1724 Road solely as it crosses United States public land as included and specifically described in Exhibit 503. The D-1724 Road includes the segment of road specifically set forth in Exhibit 503 and as exists on the ground.

Acceptance of the D-1724 Road R.S. 2477 Right-of-way Prior to October 21, 1976

6269. The D-1724 Road has long served as a public highway providing access to and across public land. This road serves the public's transportation needs.

6270. Aerial photography from 1976 confirms the historical use, existence, and acceptance of the right-of-way for the D-1724 Road as a public highway located on the land at issue in this case and following the course described herein. More recent aerial photography continues to show the road as it existed prior to October 21, 1976.

6271. The D-1724 Road was accepted as a County highway at least 10 years prior to October 21, 1976. The County further evidenced its acceptance of its R.S. 2477 right-of-way by managing, maintaining, or improving the D-1724 Road pursuant to the County's governmental right and authority.

6272. Witnesses with personal knowledge of the history of the D-1724 Road confirm

public use of this road as a public thoroughfare by means of motor vehicles on a continuous basis, whenever convenient or necessary, for more than 10 years prior to October 21, 1976.

6273. Currently known reputation in the community is that the D-1724 Road has been open for all to come and go whenever convenient or necessary for more than 10 years prior to October 21, 1976, and continuing to the present.

6274. Public motor vehicle use of the D-1724 Road as a public thoroughfare traversing unreserved public lands on a continuous basis, whenever convenient or necessary, for a period of 10 years prior to October 21, 1976, confirms acceptance of the grant of an R.S. 2477 public highway right-of-way underlying this road.

6275. The D-1724 Road traverses a valid and perfected R.S. 2477 public highway right-of-way as described herein.

6276. Without confirmation from the United States, a cloud remains on the State and County's title to the right-of-way. Therefore, the State and County have brought this quiet title action to establish clear title to the right-of-way underlying the D-1724 Road.

6277. The State and County are entitled to an order quieting title to their R.S. 2477 right-of-way for the D-1724 Road on lands owned by the United States as described herein and including that which is reasonable and necessary for the use, benefit, and enjoyment of this road.

PRAYER FOR RELIEF

WHEREFORE, Plaintiffs request relief against the Defendant as follows:

1. On its First Cause of Action – The Hamlin Valley Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Hamlin

Valley Road, B-16; (2) D-300 Road; (3) D-731 Road; (4) D-732 Road; (5) D-740 Road; (6) D-741 Road; (7) D-743 Road; (8) Miners Cabin Wash Road, D-776; (9) Spring Valley Road, D-1240; (10) D-1241 Road; (11) D-1242 Road; (12) D-1243 Road; (13) D-1246 Road; and (14) D-1248 Road.

2. On its Second Cause of Action – The Cougar Spar Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Cougar Spar Road, B-6; (2) Pinto Creek Road, B-142; (3) Sheep Creek Road, B-143; (4) Cottonwood Bench Road, B-144; (5) Cottonwood Creek Road, B-145; (6) D-1259 Road; (7) D-1260 Road; (8) D-1262 Road; (9) D-1264 Road; (10) D-1265 Road; (11) D-1267 Road; (12) D-1283 Road; (13) D-1285 Road; (14) D-1290 Road; (15) D-1293 Road; and (16) D-1299 Road.

3. On its Third Cause of Action – The Indian Peak Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Indian Peak WMA Road, B-156; (2) Buckhorn Bench Road, B-158; (3) D-755 Road; (4) D-756 Road; (5) Mackleprang Ranch Road, D-757; (6) D-761 Road; (7) D-762 Road; (8) D-765 Road; (9) D-770 Road; (10) D-779 Road; (11) D-786 Road; and (12) D-795 Road.

4. On its Fourth Cause of Action – The Lopers Spring Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Lopers Spring Road, B-146; (2) D-1 Road; (3) D-2 Road; (4) D-6 Road; (5) Lopers Spring Road, D-8; (6) D-18 Road; (7) D-20 Road; (8) McCune Pass Road, D-34; (9) D-280 Road; (10) Sulphur Spring Road, D-288; (11) D-292 Road; (12) Spike Hollow Trail Road, D-294; (13) D-299 Road; (14) D-301 Road; (15) D-304 Road; and (16) D-440 Road.

5. On its Fifth Cause of Action – The Pots Sum Pa Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Pots Sum Pa Road, B-147; (2) Woods & Eyre Branding Road, B-148; (3) Northern Pine Valley Road, B-150; (4) Desert Research Road, B-151; (5) Beers Pass Road, D-11; (6) D-19 Road; (7) D-21 Road; (8) D-25 Road; (9) D-30 Road; (10) D-35 Road; (11) D-38 Road; (12) D-39 Road; (13) Jackson Wash Road, D-42a; (14) Upper Pots Sum Pa Road, D-44; (15) D-54 Road; (16) D-320 Road; and (17) D-327 Road.

6. On its Sixth Cause of Action – The Vance Spring Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Vance Spring Road, B-17; (2) Buckhorn Spring Road, B-154; (3) Turkey Wash Road, B-157; (4) Lower Buckhorn Bench Road, B-159; (5) Willow Spring Road, D-324; (6) Sawtooth Road, D-324a; (7) D-325 Road; (8) D-335 Road; (9) D-338 Road; (10) D-345 Road; (11) D-346 Road; (12) D-347 Road; and (13) D-804 Road.

7. On its Seventh Cause of Action – The Rose Spring Canyon/Blawn Wash Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Pine Valley Road, B-4; (2) Blawn Wash Road, B-136; (3) Blawn Mountain Road, B-137; (4) Sage Well Road, B-138; (5) Sawmill/Rose Spring Pass Road, B-139; (6) Sawmill Canyon Road, B-140; (7) Rose Spring Canyon Road, B-141; (8) Willow Creek Road, B-160; (9) Upper Blawn Wash Road, B-257; (10) Baudino Ranch Road, B-259; (11) D-805 Road; (12) D-806 Road; (13) D-807 Road; (14) D-809 Road; (15) D-810 Road; (16) D-811 Road; (17) D-813 Road; (18) D-830 Road; (19) D-832 Road; (20) D-834 Road; (21) D-836

Road; (22) D-838 Road; (23) D-846 Road; (24) D-1327 Road; (25) D-1333 Road; (26) Fishers Wash Road, D-1340; (27) D-1345 Road; and (28) D-1349 Road.

8. On its Eighth Cause of Action – The Pine Grove/Revenue Basin Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Pine Grove Road, B-12; (2) Pine Valley Road (Chamisa), B-149; (3) Pine Grove Cutoff Road, B-153; (4) Revenue Basin Road, B-162; (5) Pierson Cove Road, D-58; (6) D-59 Road; (7) D-62 Road; (8) Sols Knoll Road, D-64; (9) Sewing Machine Pass Road, D-69; (10) D-72 Road; (11) D-79 Road; (12) D-341 Road; (13) D-350 Road; (14) D-354 Road; (15) Kiln Spring Road, D-360; (16) D-818 Road; (17) D-820 Road; (18) D-827 Road; and (19) D-829 Road.

9. On its Ninth Cause of Action – The North Wah Wah Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) North Wah Wah Road, B-13; (2) Newhouse Road, B-18; (3) Long Valley Road, D-77; (4) D-78 Road; (5) Kelly's Place Road, D-81; (6) D-90 Road; (7) D-92 Road; (8) D-94 Road; (9) D-97 Road; (10) D-101 Road; (11) D-103 Road; and (12) Crystal Springs Road, D-105.

10. On its Tenth Cause of Action – The South Wah Wah Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) South Wah Wah Valley Road, B-20; (2) Lower Willow Creek Road, B-161; (3) Antelope Flat Road, B-165; (4) Bumble Bee Road, B-256; (5) D-370 Road; (6) D-377 Road; (7) D-372 Road; (8) Antelope Springs Road, D-378; (9) Squaw Peak Road, D-464; (10) Rocky Road, D-865; (11) D-895 Road; and (12) D-902 Road.

11. On its Eleventh Cause of Action – The Big Wash Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Long Lick Canyon Road, B-135; (2) Big Wash Road, B-164; (3) D-135-955 Road; (4) D-410 Road; (5) D-466 Road; (6) D-904 Road; (7) D-906 Road; (8) D-907 Road; (9) D-911 Road; (10) Mertons Spring Road, D-915; (11) D-935 Road; (12) D-955 Road; and (13) D-959 Road.

12. On its Twelfth Cause of Action – The Frisco Peak Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) 3 Kilns Spring Road, B-10; (2) Frisco Peak Road, B-14; (3) Iron Mine Pass Road, B-42; (4) Twin Mountain Road, B-43; (5) O.K. Mine Road, B-45; (6) Old Hickory Mine Road, B-46; (7) Beaver Lake Mountain Road, B-47; (8) Brownfield Canyon Road, B-48; (9) 5 Mile Dam Road, B-212; (10) Copper Road, B-213; (11) Old Mill Road, B-241; (12) Smith Spring Road, B-275; (13) D-48-147 Road; (14) Carbonate Gulch, D-110; (15) High Rock Road, D-125; (16) D-126 Road; (17) D-131 Road; (18) D-136 Road; (19) D-170 Road; (20) D-177 Road; (21) D-178 Road; (22) D-181 Road; (23) D-183 Road; and (24) D-456 Road.

13. On its Thirteenth Cause of Action – The Shauntie Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Pioche Road, B-11; (2) Hickory Peak Road, B-104; (3) Pioche Diagonal Road, B-105; (4) Vicks Peak Road, B-107; (5) East Star Range Road, B-108; (6) Elephant Canyon Road, B-109; (7) Topache Peak Road, B-110; (8) Shauntie Hills Road, B-111; (9) Shauntie Diagonal Road, B-112; (10) Copper King Mine Road, B-113; (11) Laho Road, B-114; (12) Dead Horse Well Road, B-134;

(13) D-461 Road; (14) Historic Freight Route Road, D-526; (15) D-948 Road; (16) D-954 Road; (17) D-997 Road; (18) D-1008 Road; (19) D-1024 Road; and (20) D-1025 Road.

14. On its Fourteenth Cause of Action – The Jockey Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Jockey Road, B-5; (2) Thermo Road, B-115; (3) Thermo Pit Road, B-122; (4) D-938 Road; (5) D-962 Road; (6) D-1351 Road; (7) D-1352 Road; (8) D-1356 Road; (9) D-1358 Road; (10) Burns Well Road, D-1359; and (11) D-1370 Road.

15. On its Fifteenth Cause of Action – The Milford Flats Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) South Side Road, B-19; (2) Low Line Canal Road, B-90; (3) Moody Farm Road, B-106; (4) M&M Road, B-116; (5) Skyline Road, B-117; (6) R.R. Frontage Road, B-121; (7) Minersville Center Farm Road, B-123; (8) Utopia Road, B-125; (9) North Utopia Access Road, B-126; (10) Marshall Well Road, B-129; (11) Horse Valley Road, B-130; (12) Old Rambler Hill Road, B-132; (13) Nada Crossing Road, B-133; (14) 5300 South Road (Milford Flat), B-221; (15) 6900 South Road (Milford Flat), B-222; (16) 800 West Diagonal Road, B-224; (17) Imperial Avenue, B-225; (18) Bailey's Road, B-229; (19) 300 West Road (Minersville), B-234; (20) 400 West Road (Minersville), B-235; (21) D-968 Road; (22) D-1031 Road; (23) D-1036 Road; (24) D-1073 Road; (25) D-1381 Road; (26) D-1384 Road; (27) D-1385 Road; (28) D-1387 Road; (29) D-1392 Road; (30) D-1398 Road; (31) D-1413 Road; (32) D-1421 Road; (33) D-1423 Road; (34) D-1428 Road; (35) D-1434 Road; and (36) D-1435 Road.

16. On its Sixteenth Cause of Action – The Big Maple Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Big Maple Road, B-27; (2) Yellow Mountain Road, B-230; (3) D-1437 Road; (4) D-1438 Road; (5) Black Mountain Road, D-1441; (6) D-1451 Road; (7) Blue Ribbon Road, D-1453; (8) Rocky Ford Hollow Road, D-1467; (9) Stewart Spring Road, D-1469; and (10) D-1883 Road.

17. On its Seventeenth Cause of Action – The Lincoln Gulch Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Cave Canyon Road, B-9; (2) Lincoln Gulch Road, B-30; (3) West Lincoln Gulch Road, B-31; (4) West Lake Access Road, B-86; (5) North Spring Road, B-91; (6) D-1068 Road; (7) D-1070 Road; (8) Oak Spring Road, D-1080; (9) D-1081 Road; (10) D-1081B Road; (11) D-1082 Road; (12) D-1090 Road; (13) D-1455 Road; and (14) D-1457 Road.

18. On its Eighteenth Cause of Action – The Pass Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Pass Road, B-3; (2) Harkley Mountain Road, B-92; (3) Harkley Cutoff Road, B-93; (4) McEwen Spring Road, B-94; (5) D-612 Road; (6) D-1047 Road; (7) D-1050 Road; (8) D-1064 Road; (9) D-1100 Road; (10) D-1638 Road; and (11) D-1641 Road.

19. On its Nineteenth Cause of Action – The Ranch Canyon Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Lower Ranch Canyon Road, B-23; (2) Upper Ranch Canyon Road, B-28; (3) Rock Corral Road, B-29; (4) Hot Spring Road, B-40; (5) Corral Canyon Wash Road, B-95; (6) Wild Horse Wash Road, B-98; (7) D-547 Road; (8) D-550 Road; (9) D-553 Road; (10) D-555 Road; (11) D-558

Road; (12) D-561 Road; (13) D-564 Road; (14) D-569 Road; (15) D-570 Road, (16) D-577 Road; (17) D-581 Road; (18) D-586 Road; (19) D-591 Road; and (20) D-605 Road.

20. On its Twentieth Cause of Action – The Geothermal Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Geothermal Road, B-15; (2) Antelope Point Road, B-24; (3) Salt Cove Road, B-39; (4) Lower Antelope Point Road, B-41; (5) Big Cedar Cove Road, B-99; (6) D-213 Road; (7) D-220 Road; (8) D-228 Road; (9) Rock Cabin Road, D-229; (10) D-231 Road; (11) D-546 Road; and (12) D-1562 Road.

21. On its Twenty-First Cause of Action – The Cunningham Wash Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Cunningham Wash Road, B-7; (2) Fortuna Canyon, B-21; (3) Cowboy Spring Road, B-33; (4) Wiregrass Road, B-38; (5) Shag Hollow Road, B-82; (6) School Mine Road, B-100; (7) Bearskin Flat Road, B-101; (8) Bailey Spring Road, B-102; (9) T.V. Hill Road (Milford), B-103; (10) Horse Flat Road, B-237; (11) Shag Hollow Trail Road, D-82-619; (12) Antelope Mountain Road, D-238; (13) T.V. Hill Road, D-241; (14) D-250 Road; (15) D-251 Road; (16) D-252 Road; (17) D-254 Road; (18) D-618 Road; (19) D-662 Road; and (20) D-704 Road.

22. On its Twenty-Second Cause of Action – The Mineral Mountain Upper Bench Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Lower Cunningham Wash Road, B-22; (2) Mineral Mountain Upper Bench Road, B-25; (3) Black Mountain Road, B-79; (4) Lower Porcupine Canyon Road, B-83; (5) Porcupine Water Tank Road, B-84; (6) Adamsville Wash Road, B-239; (7) D-622 Road; (8) D-

1108 Road; (9) D-1114 Road; (10) D-1116 Road; (11) D-1117 Road; (12) Solomons Hollow Road, D-1121; (13) D-1144 Road; and (14) D-1654 Road.

23. On its Twenty-Third Cause of Action – The Pine Creek Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Bull Hollow Road, B-34; (2) Pine Creek Highway 91, B-208; (3) Pine Creek Loop Road, B-209; (4) Sulphurdale Road, B-210; (5) North Sulphurdale Forest Access Road, B-240; (6) D-255 Road; (7) 4 Mile Canyon Road, D-265; (8) D-266 Road; (9) D-269 Road; (10) D-270 Road; (11) D-272 Road; (12) D-672 Road; (13) Mud Spring Ridge Road, D-714; and (14) Brush Hollow Road, D-715.

24. On its Twenty-Fourth Cause of Action – The Indian Creek/North Creek Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Indian Creek Road, B-1; (2) Tesian Highway, B-35; (3) Wildcat Creek Road, B-36; (4) Gillies Hill Road, B-37; (5) Lower Last Chance Road, B-52; (6) Manderfield Rim Road, B-53; (7) North Creek Road, B-55; (8) Last Chance Bench Road, B-56; (9) North Bench Loop Road, B-57; (10) North Bench Canal Road, B-58; (11) North Bench Farm Road, B-59; (12) Sheep Rock Road, B-61; (13) South Fork North Creek, B-62; (14) Puffer Lane, B-63; (15) Table Grounds Loop Road, B-64; (16) Last Chance Pasture Road, B-202; (17) Indian Creek Gravel Pit Road, B-204; (18) Indian Creek Power Line Road, B-205; (19) Wildcat Frontage Road, B-206; (20) Manderfield Road, B-260; (21) Upper Bench Corrals Road, B-267; (22) Upper Wildcat Road, D-717; (23) D-724 Road, D-204-724; (24) D-725 Road; (25) D-727 Road;

(26) D-1200 Road; (27) D-1204 Road; (28) D-1210 Road; (29) D-1219 Road; (30) D-1220 Road; and (31) Powerline Road, D-1718.

25. On its Twenty-Fifth Cause of Action – The South Creek Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) South Creek Road, B-2; (2) The "B" Road, B-8; (3) Holdaway Lane, B-68; (4) South Creek Narrows Road, B-69; (5) Blue Valley Road, B-71; (6) I-15 Frontage Road, B-70; (7) Old Highway 91, B-254; (8) Grassy Road, D-1235; (9) D-1520 Road; (10) D-1521 Road; (11) Lee's Spring Road, D-1537; (12) Kane Canyon Road, D-1539; (13) Birch Creek Road, D-1542; (14) Big Twist Creek Road, D-1543; (15) D-1549 Road; (16) D-1553 Road; (17) D-1554 Road; and (18) D-1557 Road.

26. On its Twenty-Sixth Cause of Action – The Beaver/West Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Dryland Farm Road, B-50; (2) Carter Lane, B-51; (3) Dry Creek Loop Road, B-180; (4) Dust Bowl Road, B-193; (5) Dry Farm Diagonal Road, B-199; (6) North Manderfield Road, B-200; (7) D-1141 Road; and (8) D-1146 Road.

27. On its Twenty-Seventh Cause of Action – The Bald Ridges Road Area, an order quieting title in and to the R.S. 2477 public highway rights-of-way for the following roads: (1) Bald Ridges Road, B-26; (2) Adamsville Bench Road, B-32; (3) Knoxx's Road, B-72; (4) Bean Farm Road, B-74; (5) Little Valley Road, B-75; (6) Blake Smith Farm Road, D-78; (7) South Lake Access Road, B-87; (8) South Lake Access II Road, B-88; (9) Aberdare Canal Road, B-89; (10) Adamsville Loop Road, B-196; (11) Bait Shop Road, B-201; (12) Chalk Hollow Rim Road,

D-1472; (13) Chalk Hollow Road, D-1475; (14) D-1477 Road; (15) D-1502 Road; (16) D-1505 Road; (17) D-1511 Road; (18) Sand Hollow Road, D-1516; and (19) D-1724 Road.

28. An order awarding costs and fees, specifically including, but not limited to, reasonable attorney fees to the extent permitted by law; and

29. An order granting such further and other relief as may be appropriate.

Respectfully submitted this 29th day of August, 2012.

/s/ Roger R. Fairbanks
Assistant Attorney General