

015

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

DOC # 20080019339

Right of Way Page 1 of 15
Russell Shirts Washington County Recorder
05/12/2008 09:13:30 AM Fee \$ 0.00
By GOVERNOR OF STATE OF UTAH



THE STATE OF UTAH

TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

Know ye, This is an Acknowledgment and Notice of Acknowledgment made under Utah Code Sections 72-5-309 through 310 inclusive, that the grant of the United States of America of “the right of way for the construction of highways over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its political subdivision Washington County as it pertains to the highway located in Washington County known as GUNLOCK / VEYO ROAD; County Road Number: 0139; State Geographic Information Database (SGID) Road Identification Number: RD279916. Total road length is 7.69 miles more or less.

The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) the October 21, 1976 repeal of R.S. 2477 or (b) the date the servient estate was reserved for public uses.

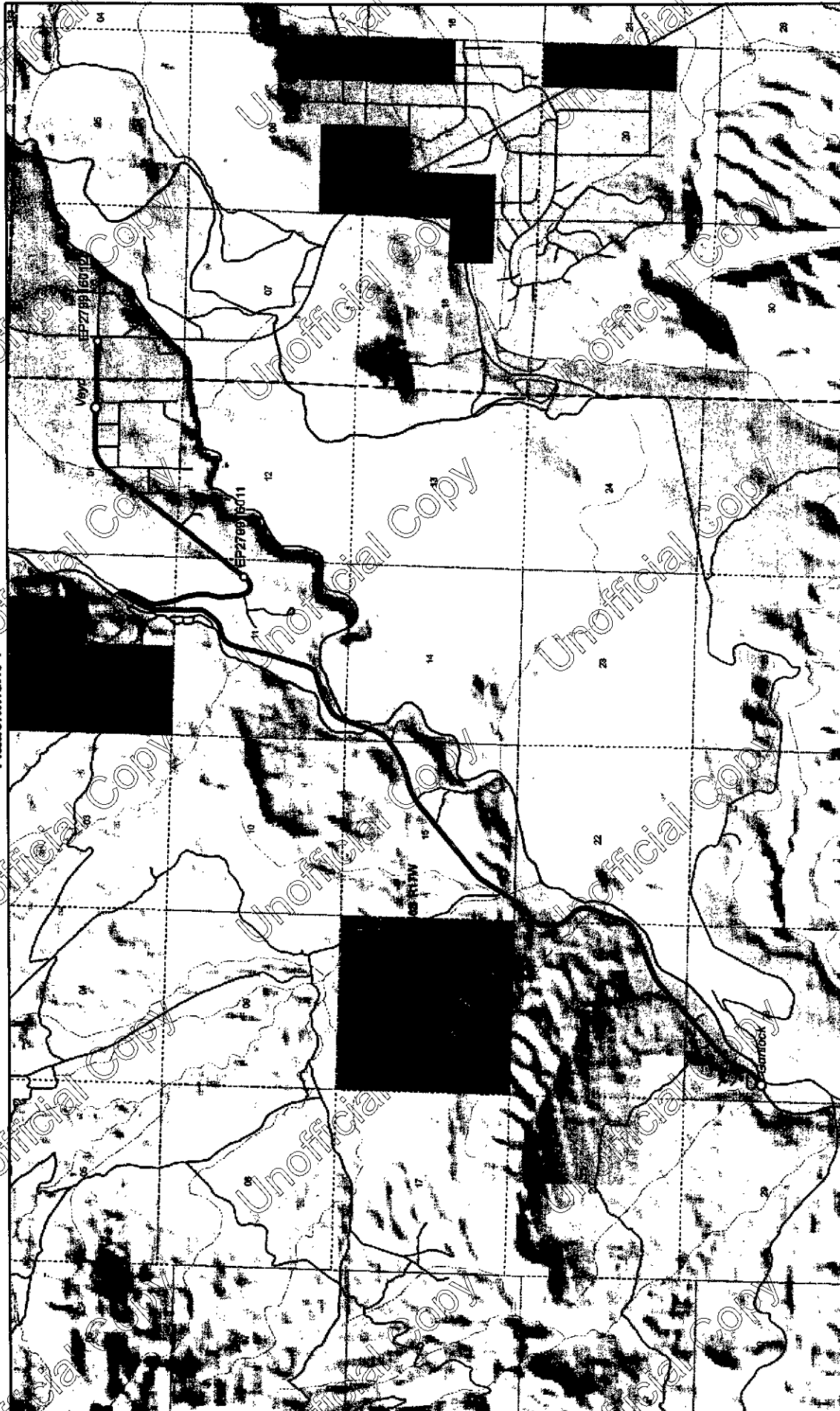
This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of Utah and its political subdivisions reserve the right to make further acknowledgments and notices of acknowledgment with regard to road segments that traverse land owned by other entities, including the United States of America, through one or more of its agencies.

A printed copy of a map showing the location of the road in said county is appended hereto as “Attachment 1,” a printed copy of representative photos of the road is appended hereto as “Attachment 2,” a printed copy of a description of the beginning and ending points of the entire road together with a list of Townships, Ranges and Sections that may be traversed by the road in said county is appended hereto as “Attachment 3,” and a printed copy of the Road Centerline Description Cover Page(s) is appended hereto as “Attachment 4.” The Appendices listed in “Attachment 4” that contain the actual road centerline descriptions are incorporated herein by reference. Affidavits provided by individuals familiar with the road are appended hereto as “Attachment 5.”

A printed copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or obtained at the office of the Utah State Archives.

An electronic copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the

Attachment 1



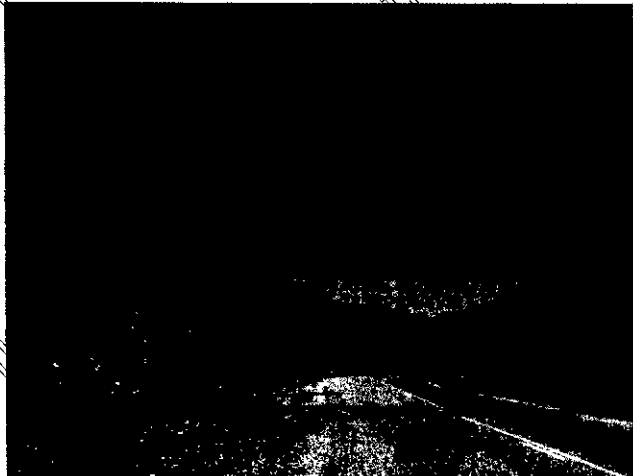
Map prepared by the State of Utah
 Automated Geographic Reference Center
 Research Center Building
 Salt Lake City, Utah 84114
 Feb 12, 2008

GUNLOCK / VEYO ROAD - Washington County
SGID RD_ID RD279916

Land Ownership Categories	Transportation Network
<ul style="list-style-type: none"> ◆ BLM ◆ Private ◆ SITLA, State Trust Land ◆ USFS, National Forest ◆ State Parks and Recreation ◆ Tribal, Indian Reservation ◆ NPS, National Park 	<ul style="list-style-type: none"> ◆ WILDERNESS ◆ UDWAR Wildlife Reserve ◆ DOD, Military ◆ State Sovereign Land ◆ National Recreation Area ◆ USFWS, Natl. Wildlife Refuge
<ul style="list-style-type: none"> ◆ SITLA, State Trust Land ◆ USFS, National Forest ◆ State Parks and Recreation ◆ Tribal, Indian Reservation ◆ NPS, National Park 	<ul style="list-style-type: none"> ◆ GUNLOCK / VEYO ROAD ◆ Other Roads ◆ Title V, Issued Or Under Consideration By BLM Or County ◆ Public Event Point ◆ Section 1 Mile

1:48,369
 1 inch equals 0.9 miles

Attachment 2



EP279916002



EP279916005



EP279916011



EP279916012

EP000000000

EP000000000

GUNLOCK / VEYO ROAD - Washington County
SGID RD_ID RD279916

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
February 14, 2008



Attachment 3

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

Popular Name: GUNLOCK / VEYO ROAD

County: Washington

County Road Number: 0139

State Geographic Information Database (SGID) Road Identification Number: RD279916.

Total Road Length: 7.69 miles more or less.

Beginning at a point on the road centerline located at 37 degrees 16 minutes 51.85 seconds North Latitude and -113 degrees 46 minutes 05.16 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 980,575.6 feet and Y = 10,074,216.7 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 20 minutes 016.4 seconds North Latitude and -113 degrees 41 minutes 35.56 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,002,843.2 feet and Y = 10,094,380.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 40 South Range 16 West, Section(s) 6, Salt Lake Base & Meridian

Township 40 South Range 17 West, Section(s) 1,2,11,12,14,15,21,22,28, Salt Lake Base & Meridian

See Attachment 1 above for a cartographic depiction of the course of this road.

**Attachment 4
 Road Centerline Description Cover Page(s)**

Popular Name: GUNLOCK / VEYO ROAD
County: Washington
County Road Number: 0139
State Geographic Information Database (SGID) Road Identification Number: RD279916.
Total Road Length: 7.69 miles more or less.

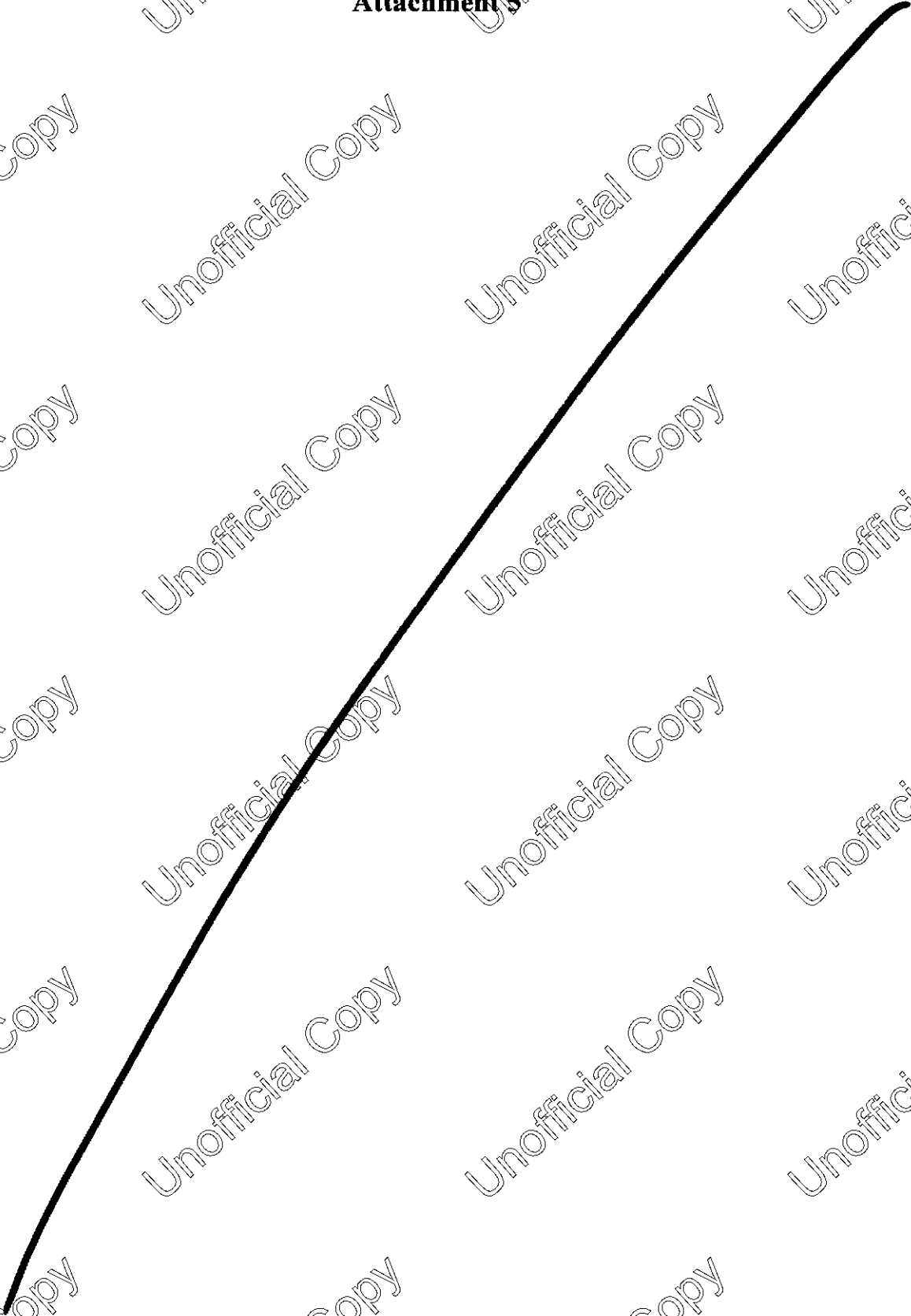
Centerline Descriptions Of Road-Segments That Cross Over Federally Owned Land, Derived From Global Positioning System Data And Cross-checked against USGS Digital Orthophoto Quadrangles Compiled By The Utah Automated Geographic Reference Center And Entered Into The State Geographic Information Database (SGID).

Road-Segments Listed by SGID Road Identification Number (RD ID)	Road-Segment Numbers	Believed Ownership Of Servient Estate	Approximate Segment Length	See Attached Appendix
RD279916	001	PVT	2.28 Miles	(not shown)
RD279916	002	BLM	0.6 Miles	A
RD279916	003	PVT	1.23 Miles	(not shown)
RD279916	004	BLM	0.1 Miles	B
RD279916	005	PVT	0.22 Miles	(not shown)
RD279916	006	BLM	0.27 Miles	C
RD279916	007	PVT	0.68 Miles	(not shown)
RD279916	008	BLM	0.26 Miles	D
RD279916	009	PVT	2.05 Miles	(not shown)
Total Road Length			7.69	

* Indicates that a Title V permit will be requested, is in process, or has been issued.

† Indicates that road-segments crossing Forest Service land are under consideration by the state and county as of the date of this Acknowledgment and Notice of Acknowledgment.

Attachment 5



Unofficial Copy

AFFIDAVIT OF RYMAL J. HINTON
GUNLOCK TO VEYO ROAD
COUNTY ROAD NUMBER 0139
WASHINGTON COUNTY, UTAH

State of Utah)
)
) :ss
County of Washington)

RYMAL J. HINTON, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I am 56 years old. I currently reside in Hurricane, Washington County, Utah. I have lived in Washington County my entire life. I have been employed as a Deputy Sheriff for Washington County for about 28 years, and a member of the Search and Rescue Team for 37 years.
2. I have traveled and am familiar with a road in Washington County known as GUNLOCK TO VEYO ROAD. I am also familiar with the land the road traverses. I traveled the road with my father as early as 1960, before I could drive, for recreation and on search and rescue operations. When I first used and observed the road in 1960, it followed the same route as in 2006 when I last observed it. Attached is a Washington County map showing GUNLOCK TO VEYO ROAD. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map. The County also identifies this road according to the road number listed above.

3. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least 1960, and continuing through 1976 to the present. Throughout this time period I have observed travel on the road by trucks, jeeps, stock trucks and other motor vehicles. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and it is presently used on a daily basis, weather permitting.

4. Throughout the time period from 1960 to the present, I have used the road myself for hunting, camping, hiking, sight seeing, wood gathering, government access for my job, and trapping.

5. Throughout the time period described in the previous paragraphs, I observed vehicles using the road at various times for the uses described in the previous paragraphs, plus livestock operations, commerce, mining and prospecting, recreation and tourism, and travel in and through the general areas.

6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased as early as 1900 when pioneers traveled the road, and continuing through 1976 to the present, for the uses described in the previous paragraphs.

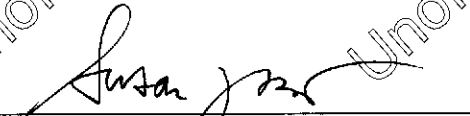
7. Prior to 1976, I occasionally observed graders and road crews from Washington County on the road. I observed general repairs and maintenance of the road.

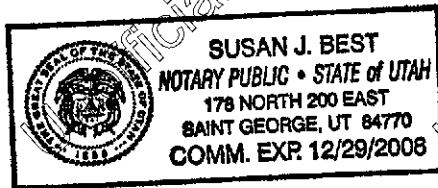
I observed cattle guards, berms, cuts and fills, grader marks, culverts, flood repair work,
and gated areas, where necessary.

DATED this 12 of April, 2007.


RYMAL J. HINTON

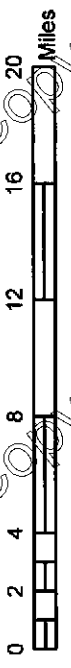
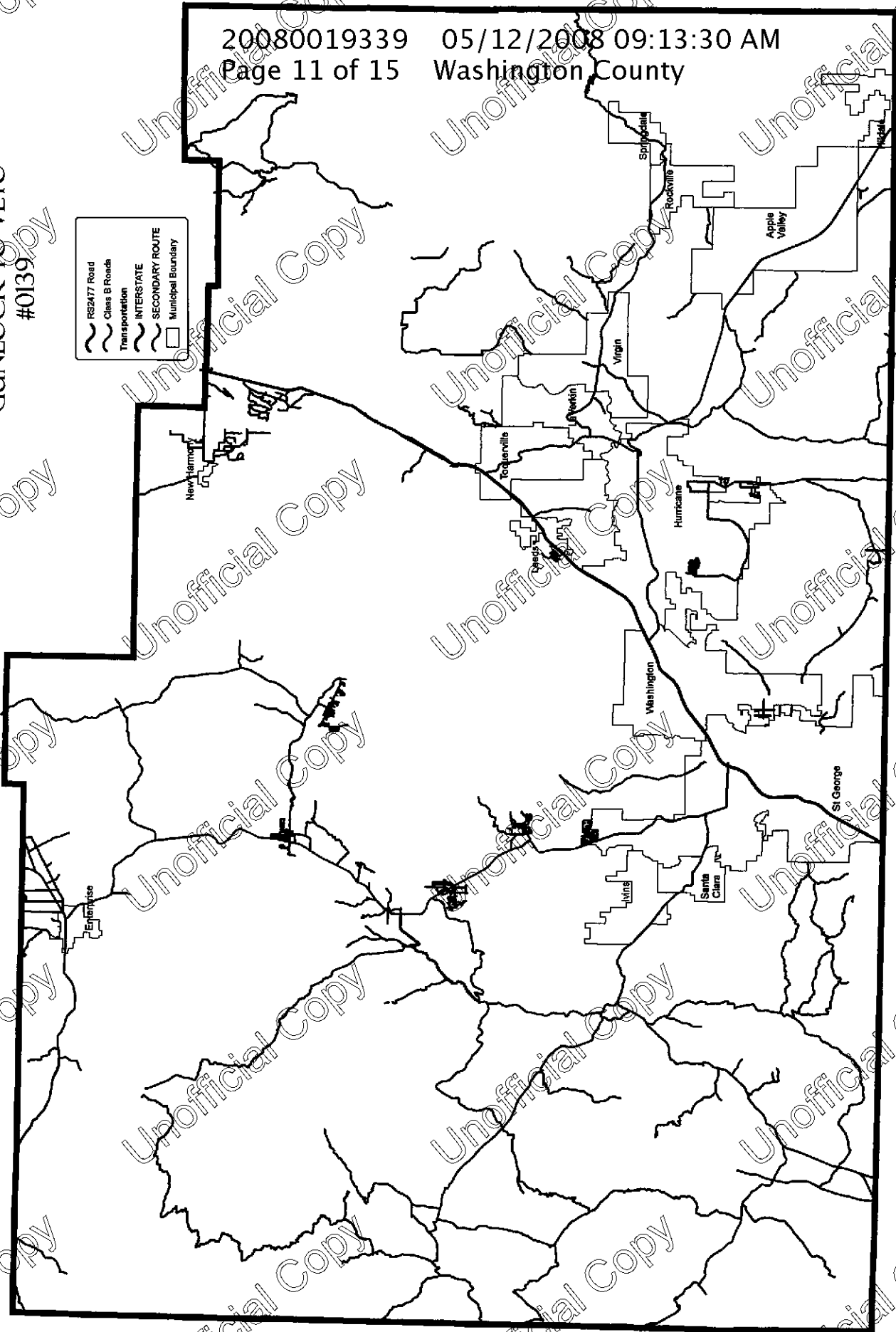
SUBSCRIBED AND SWORN to before me this 12 day of
April, 2007.


NOTARY PUBLIC



WASHINGTON COUNTY
GUNLOCK TO VEYO
#0139

RS2477 Road
Class B Roads
Transportation
INTERSTATE
SECONDARY ROUTE
Municipal Boundary



AFFIDAVIT OF DEAN THOMAS TERRY
GUNLOCK TO VEYO ROAD
COUNTY ROAD NUMBER 0139
WASHINGTON COUNTY, UTAH

State of Utah)
)
) :ss
County of Washington)

DEAN THOMAS TERRY, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I am 73 years old. I currently reside at Twin Springs Ranch, located at 3200 South 1700 East, Enterprise, Washington County, Utah. I grew up in the Beaver Dam Wash Area, where my father homesteaded a large parcel of land in 1915. I have lived in Washington County my entire life, except for 11 years when I lived in Las Vegas, Nevada. Even while living in Nevada, I have always had close ties to Washington County, Utah. I have been a real estate owner and developer for the past 40 years in both Utah and Nevada.

2. I have traveled and am familiar with a road in Washington County known as GUNLOCK TO VEYO ROAD. I am also familiar with the land the road traverses. I traveled the road as a young child, with my father, as early as the 1940s. When I first used and observed the road myself, in approximately the early 1940s, it followed the same route as in 2007 when I last observed it. Attached is a Washington County map showing GUNLOCK TO VEYO ROAD. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map,

except for some diversion due to flooding. The County also identifies this road according to the road number listed above.

3. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since the 1940s, and continuing through 1976 to the present. Throughout this time period I have observed travel on the road by trucks, jeeps, stock trucks, and other motor vehicles, including more recently, ATVs. Throughout this time period, the road has been used regularly for more than ten continuous years prior to 1976, and it is presently used on a regular basis, weather permitting. The road is used more on weekends, holidays and during hunting seasons.

4. Throughout the time period from the early 1940s to the present, I have used the road myself for hunting, and recreation such as camping, hiking, and sight seeing.

5. Throughout the time period described in the previous paragraphs, I observed vehicles using the road at various times for the uses described in the previous paragraphs, plus homesteading, farming, commerce, mining and prospecting, wood gathering, general recreation and tourism, government access, and travel in and through the general areas.

6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased since before 1915, and continuing through 1976 to the present, for the uses described in the previous paragraphs. My father told me on several occasions that the road was open before his 1915 homestead was established.

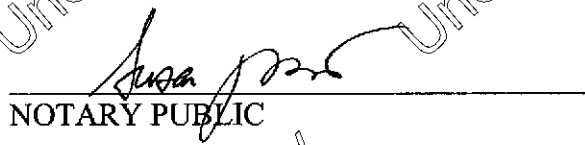
7. Prior to 1976, I occasionally observed Washington County and private graders on the road. I observed general repairs and maintenance of the road. I observed cattle guards,

where needed, cuts and fills, grader marks, culverts, and flood repair work, on an as-needed-basis.

DATED this 6th of June, 2007.


DEAN THOMAS TERRY

SUBSCRIBED AND SWORN to before me this 6th day of June 2007.


NOTARY PUBLIC

WASHINGTON COUNTY
GUNLOCK TO VEYO
#0139

20080019339 05/12/2008 09:13:30 AM
Page 15 of 15 Washington County

RS2A77 Road
Class B Roads
Transportation
INTERSTATE
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Municipal Boundary

