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

00567673

Notice B: 1122 P: 306 Fee \$0.00

Patsy Cutler Iron County Recorder Page 1 of 6 02/14/2008 10:22:31 AM By GOVERNOR/STATE OF UTAH

#### THE STATE OF UTAH

## TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

**Know ye,** This is an Amended Acknowledgment and Amended Notice of Acknowledgment made under Utah Code Sections 72-5-309 through 310 inclusive, that the grant of the United States of America of "the right of way for the construction of highways over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its political subdivision Iron County as it pertains to the highway located in Iron County known as MUD SPRINGS ROAD; County Road Number: 37; State Geographic Information Database (SGID) Road Identification Number: RD110037. Total road length is 17.18 miles more or less.

This Amended Acknowledgment and Amended Notice of Acknowledgment supersedes the information contained in the Acknowledgment recorded at Doc # 00555456, Bk 1094, Beg Pg 656.

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

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

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

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

An electronic copy of this Amended Acknowledgment and Amended Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the Internet at http://recorded2477roads.utah.gov.

The owner of the servient estate in the land underlying the road-segments subject to this Amended Acknowledgment and Amended Notice is believed to be the United States of America through one or more of its agencies. Any of such agencies or any other person with a servient ownership claim or a competing dominant estate right-of-way ownership claim, may file a petition in the State District Court for Salt Lake County for a decision regarding the correctness of this Amended Acknowledgment. A claimant shall file a petition within sixty (60) days after receipt of this Notice.

In Witness Whereof, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Amended Acknowledgment and Amended Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 15th day of January, 200 &.

By the Governor's Designee

John Harja

#### **CERTIFICATION**

State of Utah ) : ss County of Salt Lake )

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

Dated this 15 day of Jan, 200 8

Jotary Public

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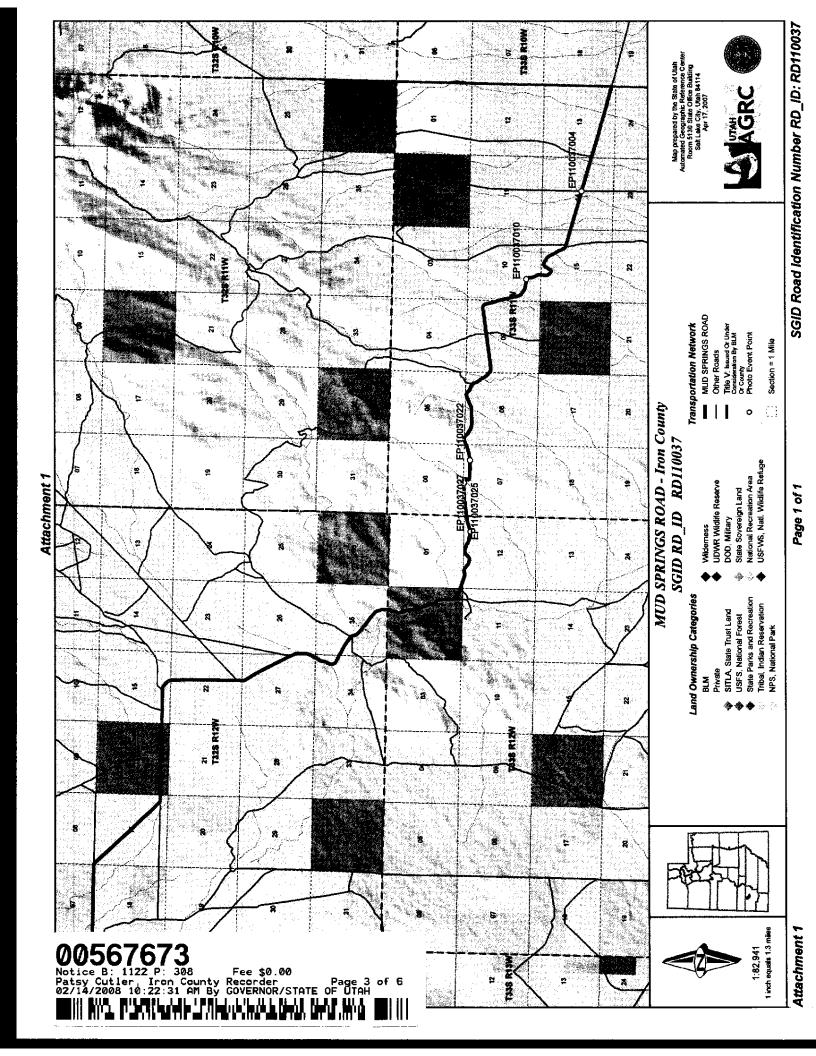
on County Recorder Page 2 of 6:31 AM By GOVERNOR/STATE OF UTAH

NOTARY PUBLIC
FRAN FISH
CAPITOL COMPLET / 325
P 0 BOX 14075
SALT LAKE CITY, UT 84114
COMMISSION EXPIRES
FEBRUARY 29, 2008
STATE OF UTAH

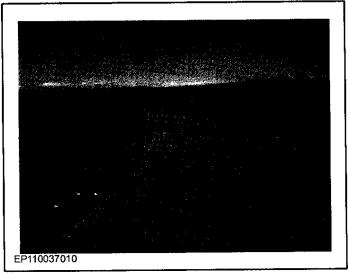
**FinalNotice** 

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SGID Road Identification Number RD\_ID: RD110037

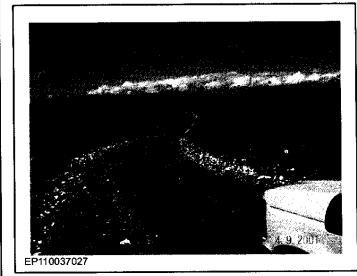












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MUD SPRINGS ROAD - Iron County SGID RD\_ID RD110037

Map prepared by the State of Utah Automated Geographic Reference Center Room 5130 State Office Building Salt Lake City, Utah 84114 April 17, 2007



#### Attachment 3

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

Popular Name: MUD SPRINGS ROAD

County: Iron

County Road Number: 37

State Geographic Information Database (SGID) Road Identification Number: RD110037.

Total Road Length: 17.18 miles more or less.

**Beginning at a point** on the road centerline located at 38 degrees 01 minutes 41.18 seconds North Latitude and -113 degrees 15 minutes 12.78 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,135,349.6 feet and Y = 10,342,965.5 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 55 minutes 36.64 seconds North Latitude and -113 degrees 01 minutes 052.5 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,198,768.2 feet and Y = 10,304,971.7 feet based on the US Survey Foot conversion.

#### This road may traverse:

Township 32 South Range 12 West, Section(s) 7,8,15,16,17,22,26,27,34,35, Salt Lake Base & Meridian Township 32 South Range 13 West, Section(s) 12, Salt Lake Base & Meridian Township 33 South Range 10 West, Section(s) 18, Salt Lake Base & Meridian Township 33 South Range 11 West, Section(s) 5,7,8,9,10,13,14,15, Salt Lake Base & Meridian

Township 33 South Range 12 West, Section(s) 1,2,12, Salt Lake Base & Meridian See Attachment 1 above for a cartographic depiction of the course of this road.

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# Attachment 4 Road Centerline Description Cover Page(s)

Popular Name: MUD SPRINGS ROAD

County: Iron

County Road Number: 37

State Geographic Information Database (SGID) Road Identification Number: RD110037.

Total Road Length: 17.18 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-Segment Numbers	Believed Ownership Of Servient Estate	Approximate Segment	See Attached Appendix
Road Identification			Length	
Number (RD_ID)				
RD110037	001	PVT	1.11 Miles	(not shown)
RD110037	002	BLM	1.36 Miles	<u>A</u>
RD110037	003	ST	1 Miles	(not shown)
RD110037	004	BLM	3.52 Miles	В
RD110037	005	PVT	0.67 Miles	(not shown)
RD110037	006	ST	1.14 Miles	(not shown)
RD110037	007	BLM	8.38 Miles	C
		Total Road Length	17.18	

<sup>\*</sup> Indicates that a Title V permit will be requested, is in process, or has been issued.



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