


## APPENDIX A

The following Appendix is a copy of an actual Acknowledgement and Notice of Acknowledgement of Acceptance of an RS 2477 Right-of-Way Grant from the State of Utah.

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

**ENTRY NO. 00139812**  
06/18/2008 02:23:26 PM B: 0351 P: 0366  
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VERJEAN CARUSO, KANE COUNTY RECORDER  
FEE \$ 0.00 BY GOVERNOR 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Kane County as it pertains to the highway located in Kane County known as Alton Road; County Road Number: K3900; State Geographic Information Database (SGID) Road Identification Number: RD130501. Total road length is 15.7 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



Internet at <http://recorded2477roads.utah.gov>.

The owner of the servient estate in the land underlying the road-segments subject to this Acknowledgment and 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 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 Acknowledgment and Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 12<sup>th</sup> day of June, 2008.

By the Governor's Designee

  
\_\_\_\_\_  
John Harja

### CERTIFICATION

State of Utah )  
                                  : ss  
County of Salt Lake )

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

Dated this 12<sup>th</sup> day of June, 2008.



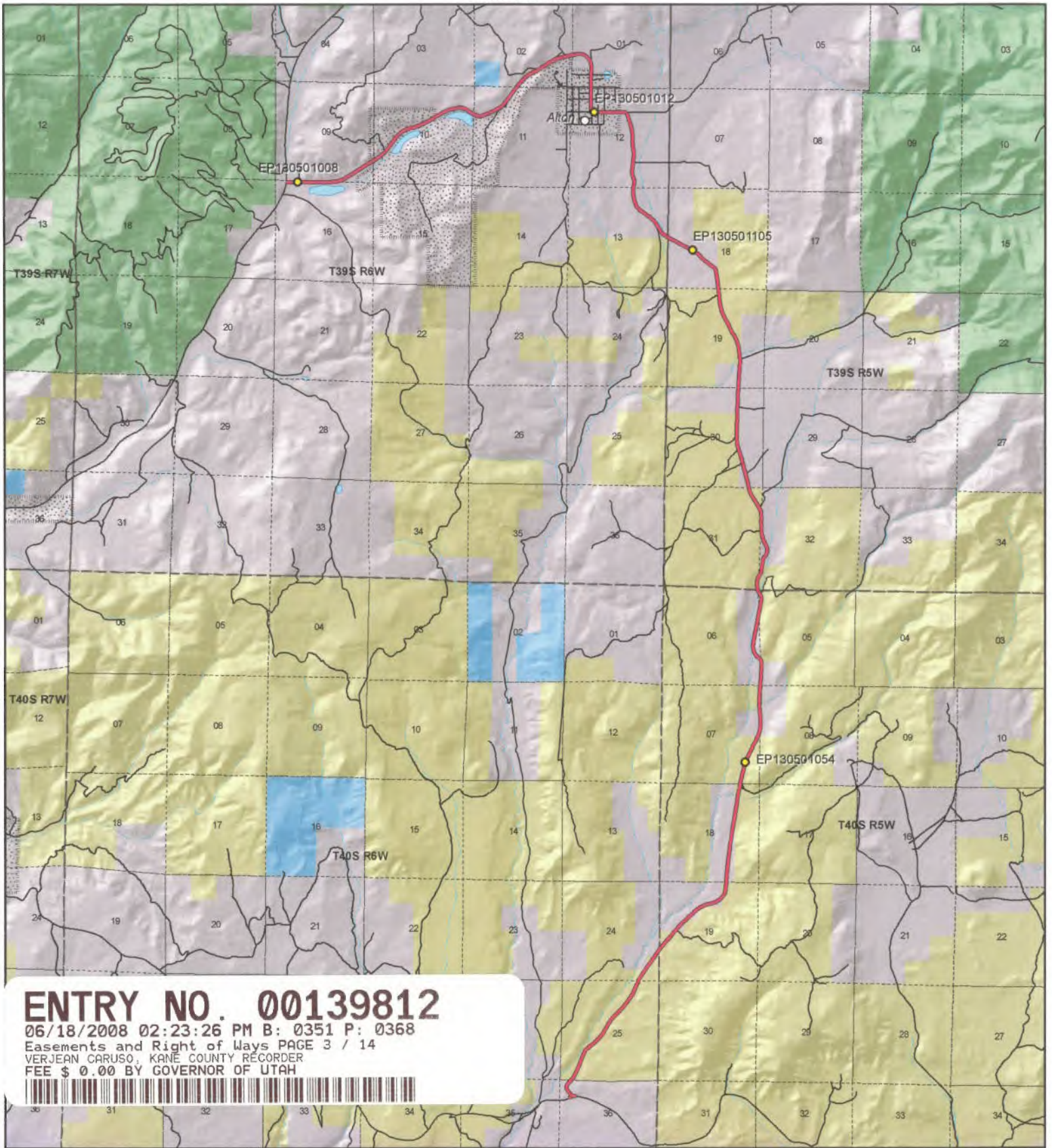
  
\_\_\_\_\_  
Notary Public

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1:82,652  
 1 inch equals 1.3 miles



**Alton Road - Kane County**  
**SGID RD\_ID RD130501**

**Land Ownership Categories**

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- Tribal, Indian Reservation
- NPS, National Park
- Wilderness
- UDWR Wildlife Reserve
- DOD, Military
- State Sovereign Land
- National Recreation Area
- USFWS, Natl. Wildlife Refuge

**Transportation Network**

- Alton Road
- Title V: Issued Or Under Consideration By BLM Or County
- Other Roads
- Photo Event Point
- Section = 1 Mile

Map prepared by the State of Utah  
 Automated Geographic Reference Center  
 Room 5130 State Office Building  
 Salt Lake City, Utah 84114  
 Jun 10, 2008







EP130501008



EP130501012



EP130501054



EP130501105

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EP000000000

EP000000000

**Alton Road - Kane County  
SGID RD\_ID RD130501**

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
June 10, 2008



## Attachment 3

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

**Popular Name:** Alton Road

**County:** Kane

**County Road Number:** K3900

**State Geographic Information Database (SGID) Road Identification Number:** RD130501.

**Total Road Length:** 15.7 miles more or less.

**Beginning at a point** on the road centerline located at 37 degrees 17 minutes 39.26 seconds North Latitude and -112 degrees 29 minutes 02.71 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,354,151.8 feet and Y = 10,072,516.2 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 37 degrees 25 minutes 36.92 seconds North Latitude and -112 degrees 32 minutes 18.05 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,338,904.8 feet and Y = 10,120,996.1 feet based on the US Survey Foot conversion.

This road may traverse:

Township 39 South Range 5 West, Section(s) 18,19,30,31,32, Salt Lake Base & Meridian

Township 39 South Range 6 West, Section(s) 1,2,9,10,11,12,13,16, Salt Lake Base & Meridian

Township 40 South Range 5 West, Section(s) 5,6,7,18,19, Salt Lake Base & Meridian

Township 40 South Range 6 West, Section(s) 24,25,36, 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)**

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**Popular Name: Alton Road**

**County: Kane**

**County Road Number: K3900**

**State Geographic Information Database (SGID) Road Identification Number: RD130501.**

**Total Road Length: 15.7 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
RD130501	001	PVT	0.06 Miles	(not shown)
RD130501	002	PVT	0.07 Miles	(not shown)
RD130501	003	PVT	0.16 Miles	(not shown)
RD130501	004	BLM	1.36 Miles	A
RD130501	005	PVT	0.01 Miles	(not shown)
RD130501	006	BLM	0.15 Miles	B
RD130501	007	PVT	0.08 Miles	(not shown)
RD130501	008	BLM	0.24 Miles	C
RD130501	009	PVT	0.13 Miles	(not shown)
RD130501	010	BLM	0.04 Miles	D
RD130501	011	PVT	0.15 Miles	(not shown)
RD130501	012	BLM	0.04 Miles	E
RD130501	013	PVT	0.23 Miles	(not shown)
RD130501	014	BLM	0.17 Miles	F
RD130501	015	PVT	0.65 Miles	(not shown)
RD130501	016	BLM	0.88 Miles	G
RD130501	017	PVT	0.25 Miles	(not shown)
RD130501	018	BLM	0.25 Miles	H
RD130501	019	PVT	0.24 Miles	(not shown)
RD130501	020	BLM	0.02 Miles	I
RD130501	021	PVT	0.5 Miles	(not shown)
RD130501	022	BLM	0.23 Miles	J
RD130501	023	PVT	0.01 Miles	(not shown)
RD130501	024	BLM	0.27 Miles	K

RD130501	025	PVT	0.5 Miles	(not shown)
RD130501	026	BLM	0.33 Miles	L
RD130501	027	PVT	0.39 Miles	(not shown)
RD130501	028	BLM	0.37 Miles	M
RD130501	029	PVT	0.54 Miles	(not shown)
RD130501	030	BLM	0.9 Miles	N
RD130501	031	PVT	6.48 Miles	(not shown)
<b>Total Road Length</b>			<b>15.7</b>	<hr/>

\* 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.

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4. Throughout the time period from 1938 to 2007, I have used the road myself for sight seeing, hunting and traveling in and through the area.

5. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus livestock operations, fishing, coal exploration, wood gathering, logging, camping and government access.

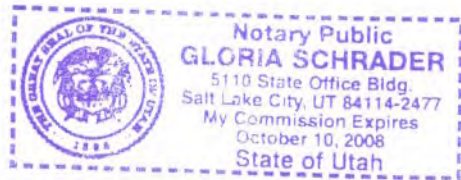
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1800s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

7. Prior to 1976, I observed graders performing maintenance and construction activities on the road.

Dated this 15 day of May, 2007.

*Clyde Goulding*  
\_\_\_\_\_  
CLYDE GOULDING

SUBSCRIBED AND SWORN to before me this 15<sup>th</sup> day of May, 2007.



*Gloria Schrader*  
\_\_\_\_\_  
NOTARY PUBLIC

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