

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

Ent 106892 Bk 127 Pg 243  
Date: 16-JUN-2008 10:25AM  
Fee: None  
Filed By: RC  
SHANE A. MILLETT, Recorder  
PIUTE COUNTY CORPORATION  
For: GOVERNOR OF THE 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Piute County as it pertains to the highway located in Piute County known as BEAVER CREEK ROAD; County Road Number: PCRD13A; State Geographic Information Database (SGID) Road Identification Number: RD160013. Total road length is 8.69 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.

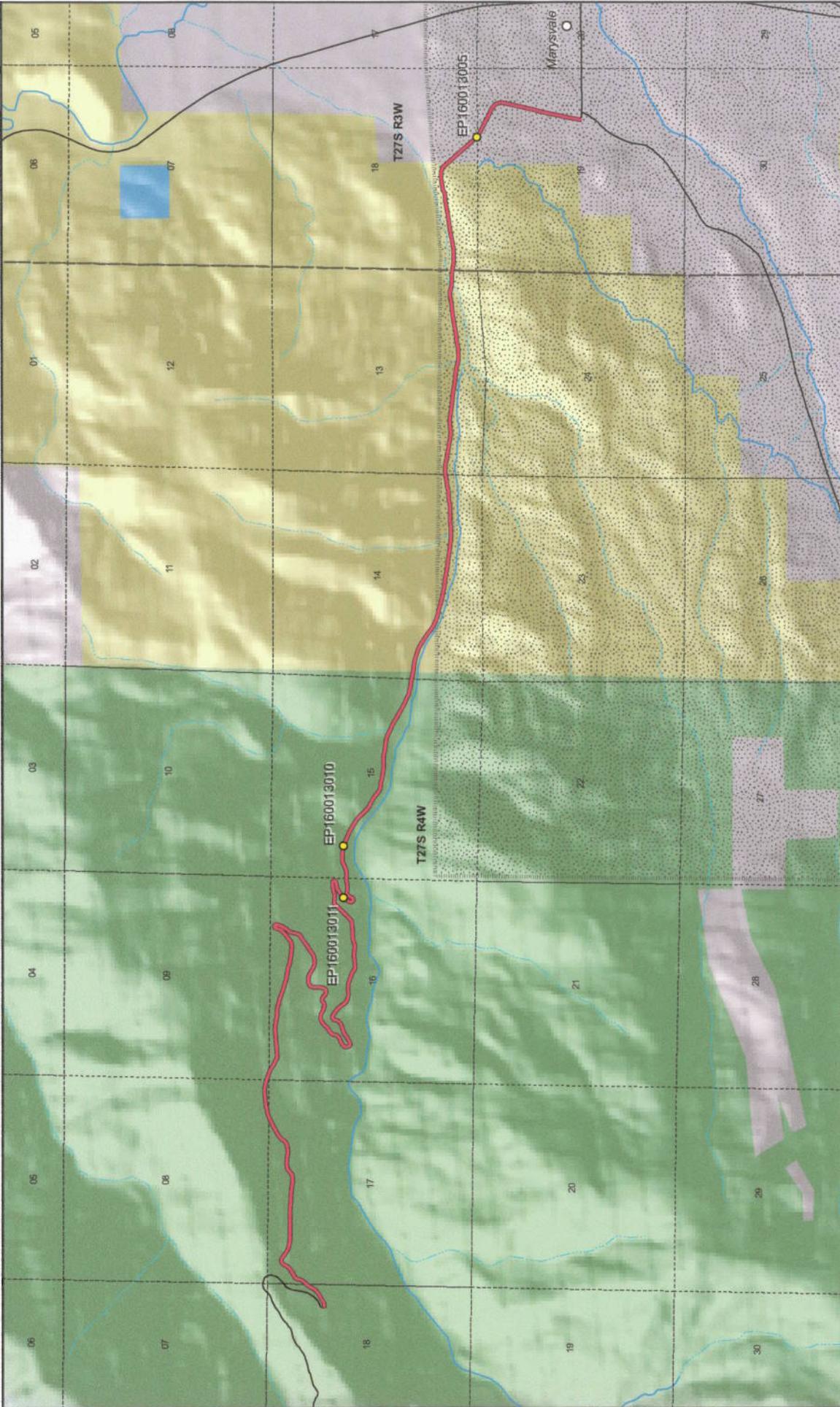
This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of 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





**BEAVER CREEK ROAD - Piute County**  
**SGID RD\_ID RD160013**

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 3130 State Office Building  
Salt Lake City, Utah 84114  
Jan 10, 2008



**Land Ownership Categories**

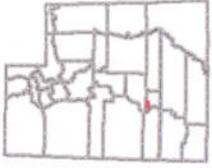
- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- Tribal, Indian Reservation
- NPS, National Park
- Wilderness
- UDWR Wildlife Reserve
- DOD, Military
- State Sovereign Land
- National Recreation Area
- USFWS, Natl. Wildlife Refuge

**Transportation Network**

- BEAVER CREEK ROAD
- Other Roads
- Title V, Issued Or Under Consideration By BLM Or County
- Photo Event Point
- Section = 1 Mile



1:41,853  
1 inch equals 0.7 miles



Attachment 2



EP160013001



EP160013005



EP160013010



EP160013011

EP000000000

EP000000000

**BEAVER CREEK ROAD - Piute County**  
**SGID RD\_ID RD160013**

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: BEAVER CREEK ROAD**

**County: Piute**

**County Road Number: PCRD13A**

**State Geographic Information Database (SGID) Road Identification Number: RD160013.**

**Total Road Length: 8.69 miles more or less.**

**Beginning at a point** on the road centerline located at 38 degrees 27 minutes 59.61 seconds North Latitude and -112 degrees 20 minutes 58.19 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,397,179.6 feet and Y = 10,499,006.6 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 26 minutes 57.31 seconds North Latitude and -112 degrees 14 minutes 28.18 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,428,148.9 feet and Y = 10,492,440.3 feet based on the US Survey Foot conversion.

This road may traverse:

Township 27 South Range 3 West, Section(s) 18,19, Salt Lake Base & Meridian

Township 27 South Range 4 West, Section(s) 8,9,13,14,15,16,17,18, 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: BEAVER CREEK ROAD**

**County: Piute**

**County Road Number: PCRD13A**

**State Geographic Information Database (SGID) Road Identification Number: RD160013.**

**Total Road Length: 8.69 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).**

<b>Road-Segments Listed by SGID Road Identification Number (RD_ID)</b>	<b>Road-Segment Numbers</b>	<b>Believed Ownership Of Servient Estate</b>	<b>Approximate Segment Length</b>	<b>See Attached Appendix</b>
<b>RD160013</b>	<b>001</b>	<b>FS</b>	<b>5.29 Miles</b>	<b>†(pending)</b>
<b>RD160013</b>	<b>002</b>	<b>BLM</b>	<b>2.58 Miles</b>	<b>A</b>
<b>RD160013</b>	<b>003</b>	<b>PVT</b>	<b>0.82 Miles</b>	<b>(not shown)</b>
		<b>Total Road Length</b>	<b>8.69</b>	<b>_____</b>

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

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

**Attachment 5**

**AFFIDAVIT OF JOAN ANDERSON**

**BEAVER CREEK ROAD**

**PIUTE COUNTY, UTAH**

**ROAD NUMBER PCRD 13A**

State of Utah                    )  
  : ss.  
County of Piute                 )

JOAN ANDERSON, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Piute County, Utah. I have lived in Piute County for 72 years.

2. I have traveled and am familiar with a road in Piute County known as Beaver Creek Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1950s, it followed the same route as in 2007 when I last observed it. Attached is a Piute County map showing Beaver Creek Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3. I am informed that the County also identifies this road according to the road number listed above.

4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1950s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including trucks, cars, jeeps, recreational vehicles and pickup trucks. Throughout this time period, the road has been used daily, weather permitting, for more than ten continuous years prior to 1976, and was used daily, weather permitting, in 2007.

5. Throughout the time period from the early 1950s to 2007, I have used the road myself for the following uses: rock hounding, hunting, photography, search and rescue and recreation.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: livestock operations and prospecting for minerals.

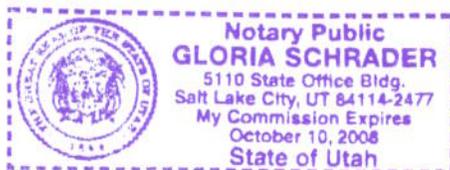
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

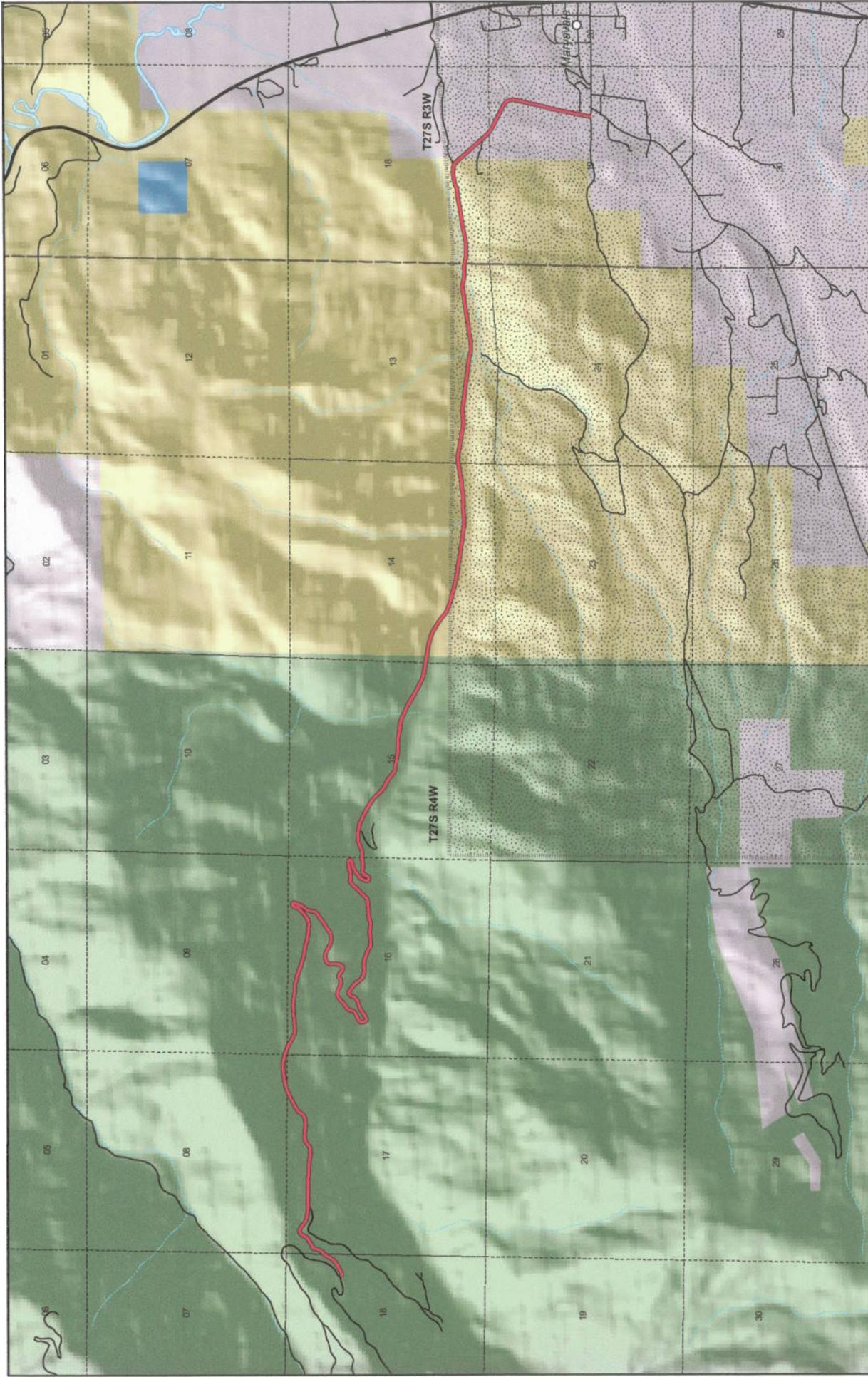
DATED this 20 day of May, 2008.

  
JOAN ANDERSON

SUBSCRIBED AND SWORN to before me this 20th day of May, 2008.



  
NOTARY PUBLIC



**Piute County**  
**BEAVER CREEK ROAD**  
**County Unique - PCRDI3A**

**Land Ownership Categories**

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- Wildlife Reserve

**Misc**

- City / Town
- Municipalities
- Section = 1 Mile

**Transportation Network**

- BEAVER CREEK ROAD
- State / U.S. Highway
- Local Roads

1:41,853  
1 inch equals 0.7 miles

Map prepared by the State of Utah  
Automated Geographic Information Center  
AGRC  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
May 07, 2008

**AFFIDAVIT OF DELL NIELSEN**  
**BEAVER CREEK ROAD**  
**PIUTE COUNTY, UTAH**  
**ROAD NUMBER PCRD13A**

State of Utah                    )  
  : ss.  
County of Piute                )

DELL NIELSEN, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Piute County, Utah. I have lived in Piute County for 53 years.

2. I have traveled and am familiar with a road in Piute County known as Beaver Creek Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1940s, it followed the same route as in 2008 when I last observed it. Attached is a Piute County map showing Beaver Creek Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3. I am informed that the County also identifies this road according to the road number listed above.

4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1940s and continuing through 1976 to 2008. Throughout this time period I have observed travel on the road by various means, including cars, trucks, recreational vehicles and pickup trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and was used daily in 2008.

5. Throughout the time period from the early 1940s to 2007, I have used the road

myself for the following uses: prospecting for minerals, fishing, trapping, wood gathering, recreation, hunting and traveling in and through the area.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: livestock operations and government access.

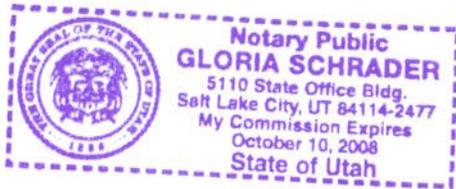
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1800s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

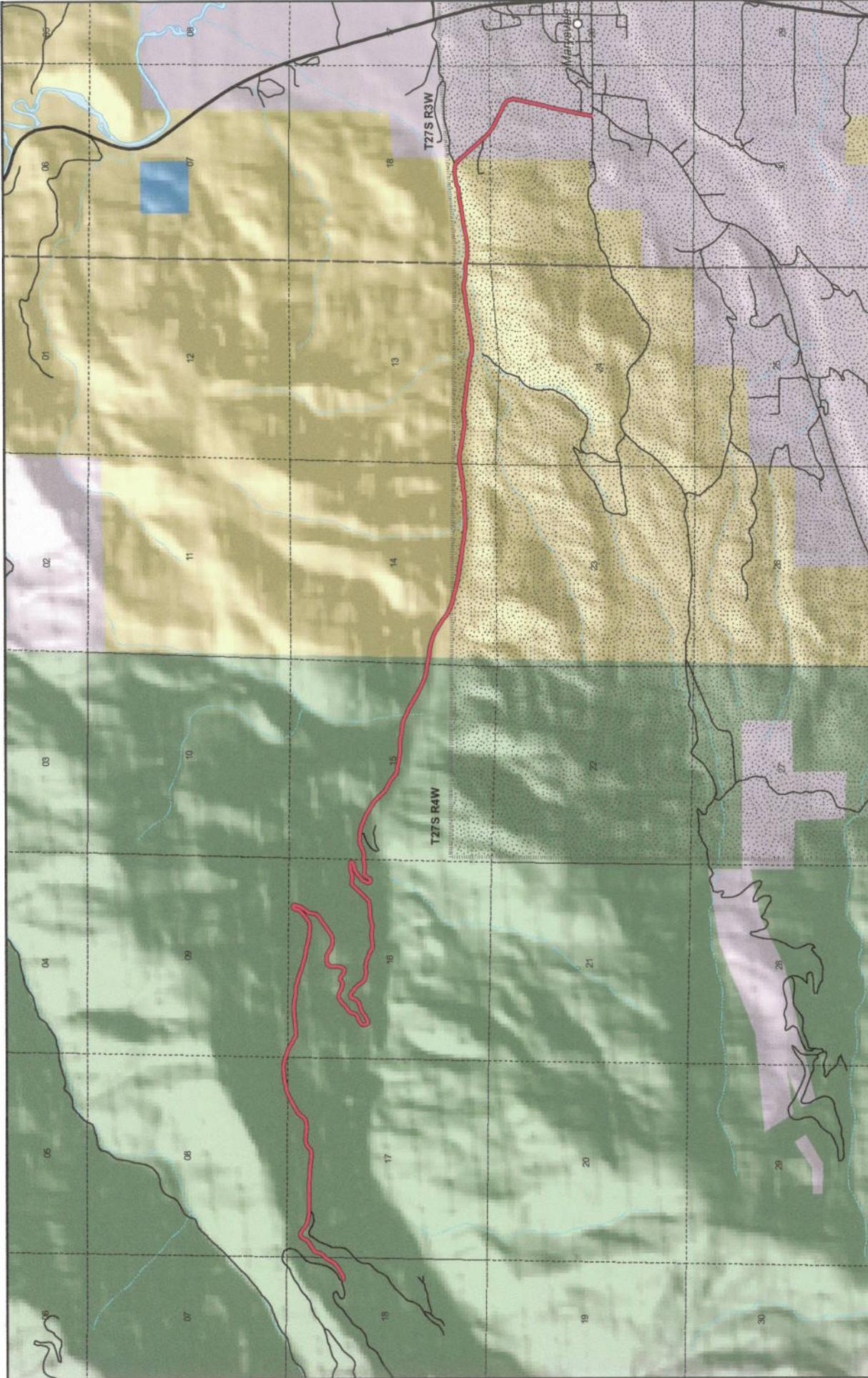
DATED this <sup>th</sup> 20 day of May, 2008.

  
DELL NIELSEN

SUBSCRIBED AND SWORN to before me this 20<sup>th</sup> day of May, 2008.



  
NOTARY PUBLIC




 1:41,853  
 1 inch equals 0.7 miles


 Map prepared by the State of Utah  
 Automated Geographic Reference Center  
 Room 5130 State Office Building  
 Salt Lake City, Utah 84114  
 May 07, 2008

**Piute County**  
**BEAVER CREEK ROAD**  
**County Unique - PCRDI3A**

<b>Land Ownership Categories</b> <ul style="list-style-type: none"> <li><span style="color: yellow;">■</span> BLM</li> <li><span style="color: purple;">■</span> Private</li> <li><span style="color: lightblue;">■</span> SITLA, State Trust Land</li> <li><span style="color: green;">■</span> USFS, National Forest</li> <li><span style="color: brown;">■</span> Wildlife Reserve</li> </ul>	<b>Misc</b> <ul style="list-style-type: none"> <li><span style="color: black;">○</span> City / Town</li> <li><span style="color: black;">□</span> Municipalities</li> <li><span style="color: black;">⋯</span> Section = 1 Mile</li> </ul>	<b>Transportation Network</b> <ul style="list-style-type: none"> <li><span style="color: red;">—</span> BEAVER CREEK ROAD</li> <li><span style="color: black;">—</span> State / U.S. Highway</li> <li><span style="color: black;">—</span> Local Roads</li> </ul>
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## Appendix A to Attachment 4

**Popular Name: BEAVER CREEK ROAD**

**County: Piute**

**County Road Number: PCRD13A**

**State Geographic Information Database (SGID) Road Identification Number: RD160013.**

**Road-Segment Number: 002**

**Road-Segment Length: 2.58 miles more or less.**

**Believed owner of the land underlying this road-segment is: Bureau of Land Management.**

*The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).*

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 27 South Range 3 West, Section(s) 18, Salt Lake Base & Meridian

Township 27 South Range 4 West, Section(s) 13,14, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (BEAVER CREEK ROAD)-- Segment 002 based on mapping grade Global Positioning System (GPS) data as defined above:

**Beginning at a point** on the road center line located at 38 degrees 27 minutes 39.17 seconds North Latitude and -112 degrees 17 minutes 29.88 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,413,729.9 feet and Y = 10,496,792.9 feet; thence the following courses along the said road center line:

thence South 80 Degrees 34 Minutes 29 Seconds East	65.9 feet
thence South 79 Degrees 45 Minutes 11 Seconds East	148.6 feet
thence South 77 Degrees 38 Minutes 05 Seconds East	145 feet
thence South 77 Degrees 54 Minutes 22 Seconds East	157.3 feet
thence South 67 Degrees 43 Minutes 09 Seconds East	140.1 feet
thence South 60 Degrees 14 Minutes 35 Seconds East	127 feet
thence South 56 Degrees 31 Minutes 18 Seconds East	146.9 feet
thence South 57 Degrees 17 Minutes 40 Seconds East	156.6 feet
thence South 52 Degrees 39 Minutes 34 Seconds East	152.5 feet
thence South 58 Degrees 18 Minutes 46 Seconds East	126.9 feet

thence South 66 Degrees 17 Minutes 25 Seconds East 145.9 feet  
 thence South 70 Degrees 53 Minutes 59 Seconds East 145.1 feet  
 thence South 78 Degrees 04 Minutes 25 Seconds East 157.8 feet  
 thence South 74 Degrees 50 Minutes 22 Seconds East 154.9 feet  
 thence South 76 Degrees 07 Minutes 32 Seconds East 145.9 feet  
 thence South 79 Degrees 50 Minutes 56 Seconds East 153.5 feet  
 thence South 76 Degrees 55 Minutes 54 Seconds East 147.4 feet  
 thence South 86 Degrees 00 Minutes 40 Seconds East 157.3 feet  
 thence South 81 Degrees 15 Minutes 43 Seconds East 175.1 feet  
 thence South 79 Degrees 35 Minutes 48 Seconds East 181.7 feet  
 thence South 83 Degrees 52 Minutes 10 Seconds East 172.4 feet  
 thence South 82 Degrees 51 Minutes 22 Seconds East 159.2 feet  
 thence South 80 Degrees 09 Minutes 22 Seconds East 141.4 feet  
 thence South 83 Degrees 26 Minutes 47 Seconds East 128.9 feet  
 thence South 85 Degrees 18 Minutes 18 Seconds East 131.4 feet  
 thence South 89 Degrees 21 Minutes 23 Seconds East 136.9 feet  
 thence North 87 Degrees 15 Minutes 00 Seconds East 154.7 feet  
 thence North 86 Degrees 31 Minutes 19 Seconds East 154.8 feet  
 thence North 87 Degrees 53 Minutes 44 Seconds East 147.4 feet  
 thence North 89 Degrees 49 Minutes 37 Seconds East 129.3 feet  
 thence North 88 Degrees 08 Minutes 41 Seconds East 134.6 feet  
 thence North 78 Degrees 05 Minutes 47 Seconds East 134 feet  
 thence North 83 Degrees 21 Minutes 45 Seconds East 98.4 feet  
 thence North 86 Degrees 57 Minutes 19 Seconds East 62.1 feet  
 thence North 86 Degrees 44 Minutes 45 Seconds East 12.8 feet  
 thence North 88 Degrees 20 Minutes 58 Seconds East 14.1 feet  
 thence North 85 Degrees 15 Minutes 25 Seconds East 55.3 feet  
 thence North 80 Degrees 08 Minutes 50 Seconds East 128.8 feet  
 thence North 80 Degrees 18 Minutes 12 Seconds East 147 feet  
 thence North 81 Degrees 50 Minutes 58 Seconds East 151.7 feet  
 thence North 81 Degrees 33 Minutes 06 Seconds East 23.2 feet  
 thence North 81 Degrees 58 Minutes 11 Seconds East 127.2 feet  
 thence South 87 Degrees 14 Minutes 02 Seconds East 152.5 feet  
 thence South 77 Degrees 12 Minutes 19 Seconds East 143.2 feet  
 thence South 77 Degrees 56 Minutes 28 Seconds East 121 feet  
 thence South 82 Degrees 01 Minutes 04 Seconds East 125 feet  
 thence South 79 Degrees 44 Minutes 53 Seconds East 139.5 feet  
 thence South 78 Degrees 10 Minutes 00 Seconds East 162.1 feet  
 thence South 86 Degrees 35 Minutes 33 Seconds East 141.4 feet  
 thence North 84 Degrees 35 Minutes 13 Seconds East 136.7 feet  
 thence North 85 Degrees 58 Minutes 17 Seconds East 192.7 feet  
 thence South 85 Degrees 22 Minutes 44 Seconds East 213.4 feet  
 thence South 80 Degrees 49 Minutes 30 Seconds East 201 feet  
 thence South 83 Degrees 54 Minutes 29 Seconds East 208.7 feet  
 thence South 81 Degrees 03 Minutes 32 Seconds East 197.8 feet  
 thence South 79 Degrees 46 Minutes 02 Seconds East 184.6 feet  
 thence South 87 Degrees 18 Minutes 00 Seconds East 193.2 feet  
 thence South 81 Degrees 36 Minutes 38 Seconds East 184.3 feet  
 thence South 74 Degrees 54 Minutes 49 Seconds East 176.7 feet

thence South 89 Degrees 22 Minutes 06 Seconds East 178.2 feet  
 thence North 83 Degrees 28 Minutes 50 Seconds East 179.2 feet  
 thence North 80 Degrees 25 Minutes 59 Seconds East 159.3 feet  
 thence North 82 Degrees 13 Minutes 21 Seconds East 174.4 feet  
 thence North 81 Degrees 16 Minutes 38 Seconds East 184.1 feet  
 thence North 81 Degrees 01 Minutes 14 Seconds East 185.2 feet  
 thence North 80 Degrees 08 Minutes 20 Seconds East 192 feet  
 thence North 81 Degrees 55 Minutes 36 Seconds East 170.2 feet  
 thence North 80 Degrees 54 Minutes 36 Seconds East 111.9 feet  
 thence North 80 Degrees 05 Minutes 56 Seconds East 76.9 feet  
 thence North 78 Degrees 40 Minutes 42 Seconds East 96.3 feet  
 thence South 89 Degrees 29 Minutes 07 Seconds East 112.9 feet  
 thence South 76 Degrees 06 Minutes 00 Seconds East 125.6 feet  
 thence South 78 Degrees 35 Minutes 45 Seconds East 116.3 feet  
 thence North 85 Degrees 06 Minutes 28 Seconds East 107 feet  
 thence North 88 Degrees 46 Minutes 03 Seconds East 123.4 feet  
 thence South 79 Degrees 50 Minutes 01 Seconds East 93.8 feet  
 thence South 80 Degrees 15 Minutes 26 Seconds East 20.7 feet  
 thence South 80 Degrees 48 Minutes 57 Seconds East 155.1 feet  
 thence South 87 Degrees 28 Minutes 38 Seconds East 172.2 feet  
 thence North 88 Degrees 02 Minutes 33 Seconds East 195 feet  
 thence North 81 Degrees 15 Minutes 06 Seconds East 212.7 feet  
 thence North 79 Degrees 29 Minutes 50 Seconds East 209.7 feet  
 thence North 81 Degrees 04 Minutes 08 Seconds East 214.7 feet  
 thence North 80 Degrees 32 Minutes 28 Seconds East 221 feet  
 thence North 80 Degrees 23 Minutes 37 Seconds East 195.2 feet  
 thence North 79 Degrees 44 Minutes 44 Seconds East 136.9 feet  
 thence North 79 Degrees 31 Minutes 30 Seconds East 102.4 feet  
 thence North 84 Degrees 12 Minutes 46 Seconds East 93 feet  
 thence North 84 Degrees 09 Minutes 57 Seconds East 105.8 feet  
 thence North 67 Degrees 35 Minutes 16 Seconds East 107.3 feet  
 thence North 77 Degrees 49 Minutes 03 Seconds East 119.7 feet  
 thence North 78 Degrees 55 Minutes 17 Seconds East 147.6 feet  
 thence North 88 Degrees 26 Minutes 55 Seconds East 167.7 feet  
 thence South 68 Degrees 58 Minutes 38 Seconds East 151.5 feet  
 thence South 44 Degrees 57 Minutes 23 Seconds East 147.1 feet more or less to **the ending**

**point at:** 38 degrees 27 minutes 32.04 seconds North Latitude and -112 degrees 14 minutes 43.01 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,426,996.8 feet and Y = 10,495,962.4 feet.