

Recorded <sup>NOV</sup> 13 2008 Filing No. 76022  
At 9:00 AM/PM in Book 510 Page 266  
Fee No Fee Debra L. Ames Rich County Recorder  
Requested by State of Utah

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

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Rich County as it pertains to the highway located in Rich County known as AR103A; County Road Number: AR103A; State Geographic Information Database (SGID) Road Identification Number: RD170351. Total road length is 0.57 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 10<sup>th</sup> day of November, 2008.

By the Governor's Designee

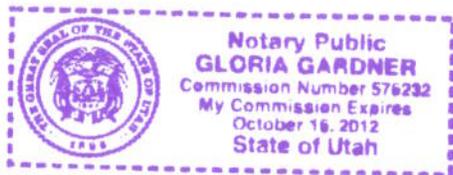
John Harja

### CERTIFICATION

State of Utah )  
: ss  
County of Salt Lake )

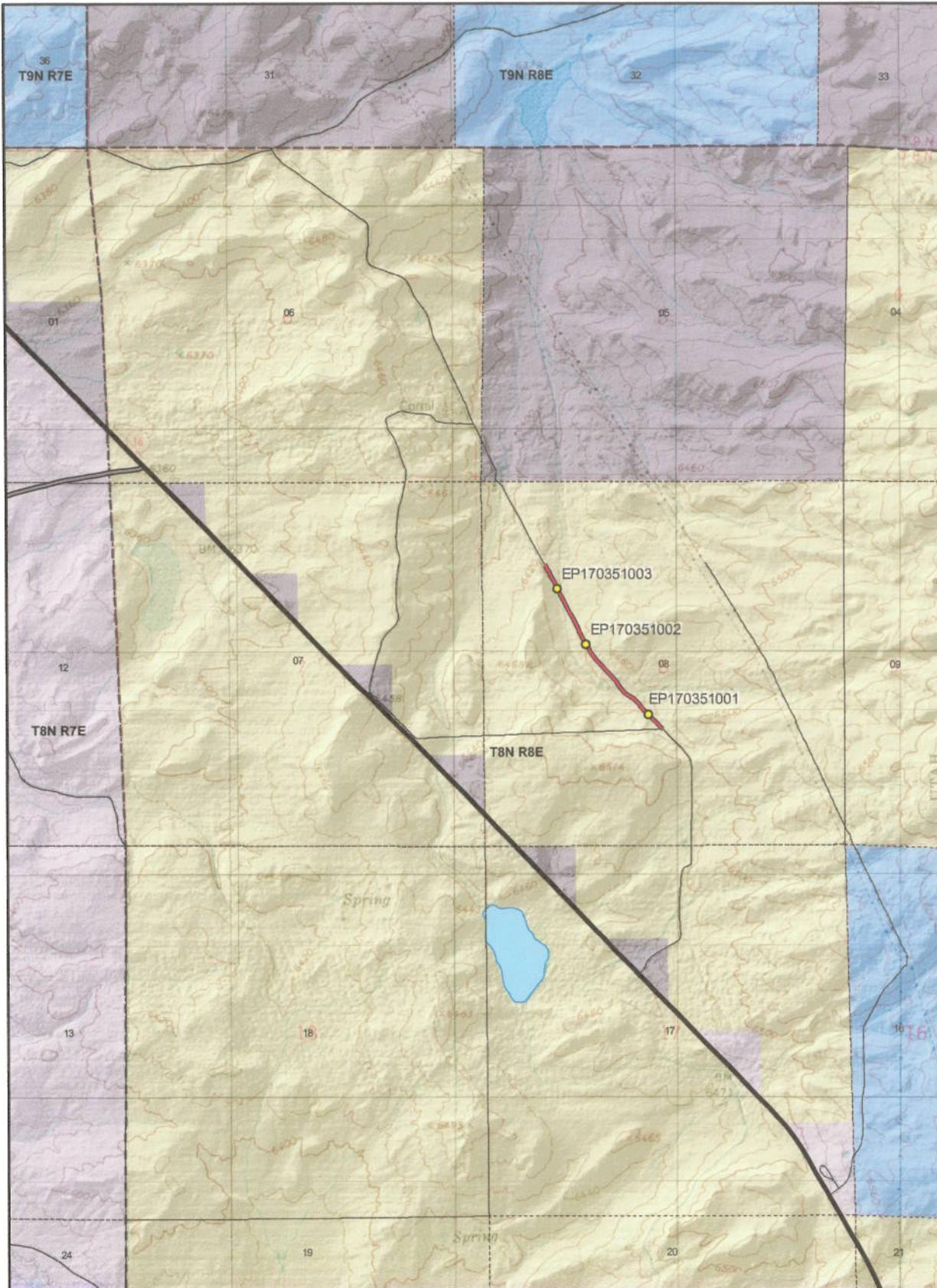
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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

Dated this 10<sup>th</sup> day of November, 2008.



Notary Public

0267



**AR103A - Rich County**  
**SGID RD\_ID RD170351 CO\_UNIQUE AR103A**

**Land Ownership Categories**

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- UDWR Wildlife Reserve

**Misc**

- Photo Event Point
- Section = 1 Mile

**Transportation Network**

- AR103A
- Title V: Issued Or Under Consideration By BLM Or County
- County B Road
- State / U.S. Highway
- Other Roads



**Scale**  
 1:25,817  
 1 inch = 0.41 miles

Map prepared by the State of Utah  
 Automated Geographic Reference Center  
 Room 5130 State Office Building  
 Salt Lake City, Utah 84114  
 Oct 20, 2008

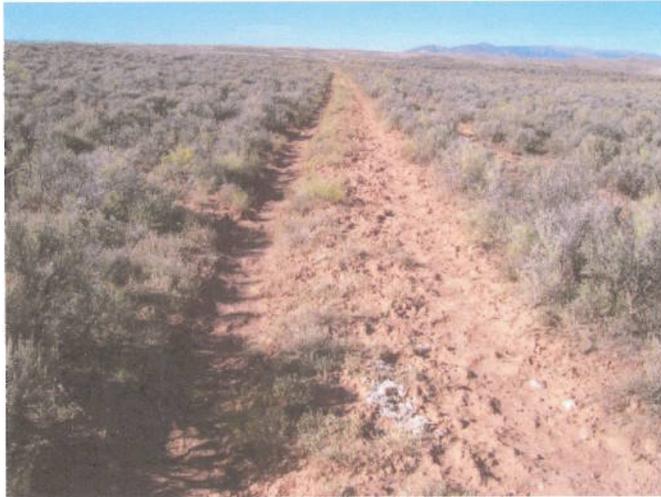




EP170351001



EP170351002



EP170351003

EP000000000

EP000000000

EP000000000



**AR103A - Rich County**  
**SGID RD\_ID RD170351**

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
October 27, 2008

0269



## Attachment 3

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

**Popular Name:** AR103A

**County:** Rich

**County Road Number:** AR103A

**State Geographic Information Database (SGID) Road Identification Number:** RD170351.

**Total Road Length:** 0.57 miles more or less.

**Beginning at a point** on the road centerline located at 41 degrees 26 minutes 32.03 seconds North Latitude and -111 degrees 03 minutes 40.73 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,760,690.6 feet and Y = 3,685,152.1 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 41 degrees 26 minutes 55.91 seconds North Latitude and -111 degrees 04 minutes 03.37 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,758,954.7 feet and Y = 3,687,560.3 feet based on the US Survey Foot conversion.

This road may traverse:

Township 8 North Range 8 East, Section(s) 8, 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: AR103A**

**County: Rich**

**County Road Number: AR103A**

**State Geographic Information Database (SGID) Road Identification Number: RD170351.**

**Total Road Length: 0.57 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>RD170351</b>	<b>001</b>	<b>BLM</b>	<b>0.57 Miles</b>	<b>A</b>
		<b>Total Road Length</b>	<b>0.57</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.

0271

## Attachment 5

**AFFIDAVIT OF GWEN M. BROWN**  
**RICH COUNTY, UTAH**  
**RICH COUNTY D ROAD NO. AR103A**

State of Utah     )  
                          : ss.  
County of Rich    )

I, GWEN M. BROWN, testify and declare under oath as follows:

1. I am an adult competent to testify about the matters set forth in this affidavit. My testimony is based upon my personal knowledge and experience. I was born on October 4, 1934 in Panguitch, Utah. I have lived in Rich County for 49 years. My husband was a cattle and sheep rancher in Rich County for 40 years.

2. I have traveled and am familiar with Rich County Road No. AR 103A and the land it traverses. My husband and I owned several sections of property in the vicinity of this road. My husband was a third generation cattle rancher and his father and grandfather owned this property prior to him.

3. I took the following steps to verify that the road I refer to in this affidavit and Rich County Road No. AR 103A (the " Road") are the same road:

a. I examined a large Rich County map depicting the Road in relation to other roads, intersections and landmarks. I initialed the Road on the large map verifying that it is accurately depicted on the map and it is the road I refer to herein.

b. I examined the map attached to this affidavit depicting the Road and surrounding area and verified that the Road is accurately depicted on the map and is the road I refer to herein.

c. I viewed aerial photography of the Road, as well as ground photography, and

verified that the aerial and ground photography accurately depict the road I refer to in this affidavit.

4. I have personally traveled the Road from the mid 1950s through 1976 and continuing until the mid 1990s, ("the Time Period of My Experience"). It is the reputation in the community that the Road was traveled as early as the 1900s, prior to my earliest recollection.

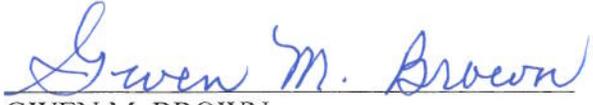
5. When I last traveled and observed the Road in the mid 1990s, it appeared to follow the same route as in the mid 1950s when I first traveled and observed it.

6. During the Time Period of My Experience the Road has been traveled approximately weekly, weather permitting throughout the year.

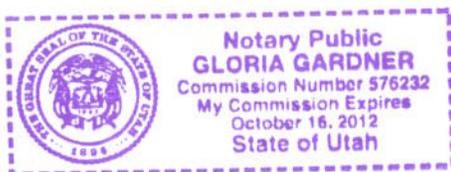
7. During the Time Period of My Experience I have personally traveled the Road by various means, including pickup truck, ATVs and horseback, and I have observed others from the general public traveling it by the same means and others, including snowmobiles, pickups with horse trailers and jeeps.

8. During the Time Period of My Experience I have personally used the Road for livestock operations and I have observed others from the general public using the Road for the same purposes and others including oil and gas exploration, hunting, traveling in and through the area, fire control, predator control and wildlife inventory from Utah State University.

DATED this 5 day of November, 2008.

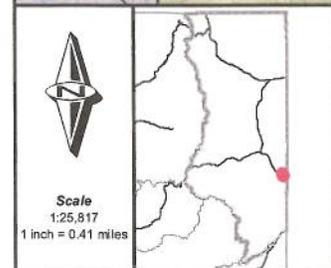
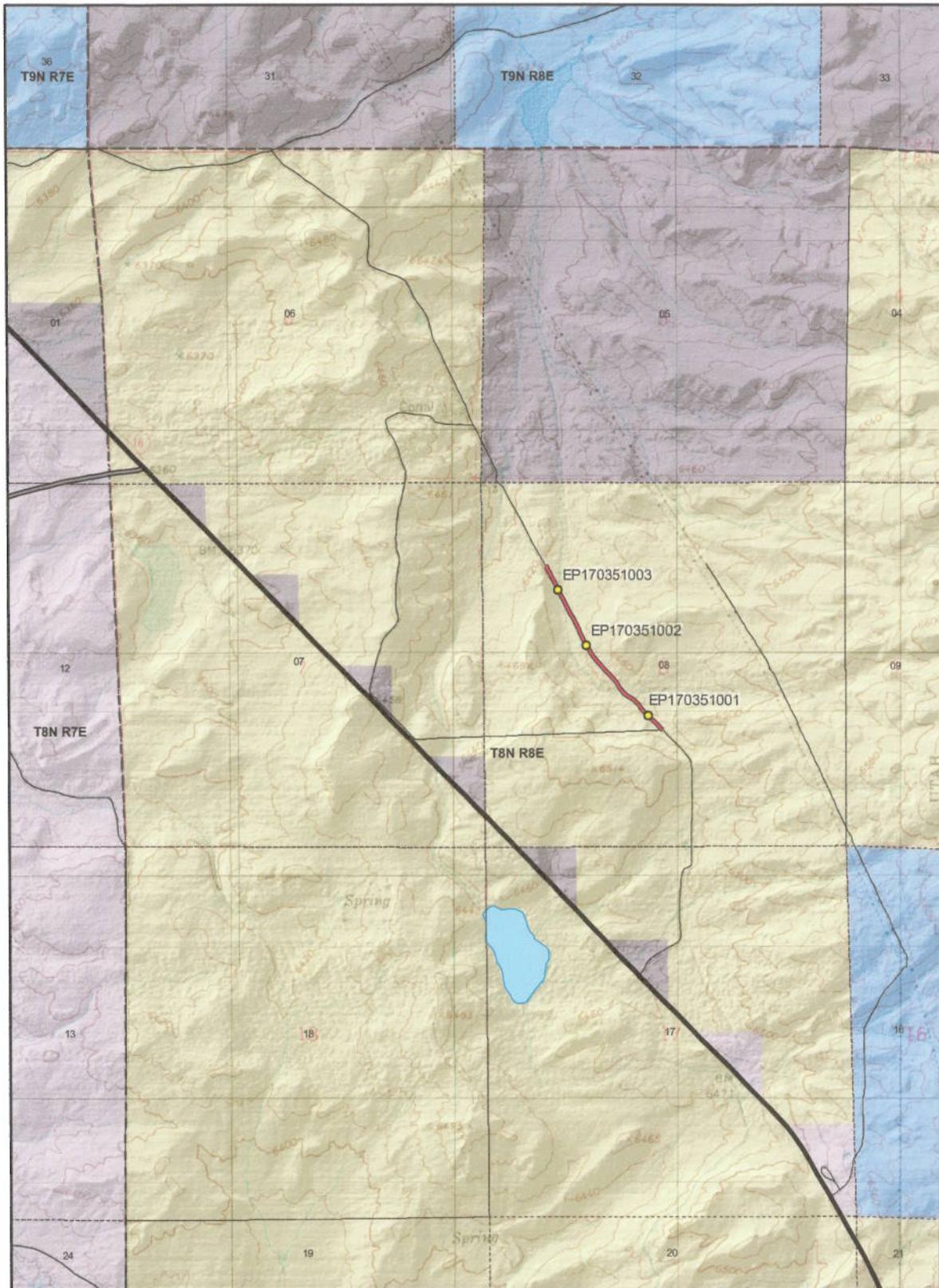
  
GWEN M. BROWN

SUBSCRIBED AND SWORN to before me this 5<sup>th</sup> day of November, 2008.



  
NOTARY PUBLIC

0274



**AR103A - Rich County**  
**SGID RD\_ID RD170351 CO\_UNIQUE AR103A**

<b>Land Ownership Categories</b>	<b>Misc</b>	<b>Transportation Network</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: blue;">◆</span> SITLA, State Trust Land</li> <li><span style="color: green;">◆</span> USFS, National Forest</li> <li><span style="color: darkgreen;">◆</span> State Parks and Recreation</li> <li><span style="color: brown;">◆</span> UDWR Wildlife Reserve</li> </ul>	<ul style="list-style-type: none"> <li><span style="color: yellow;">●</span> Photo Event Point</li> <li><span style="border: 1px dashed black; display: inline-block; width: 10px; height: 10px;"></span> Section = 1 Mile</li> </ul>	<ul style="list-style-type: none"> <li><span style="color: red;">—</span> AR103A</li> <li><span style="color: red;">—</span> Title V: Issued Or Under Consideration By BLM Or County</li> <li><span style="color: black;">—</span> County B Road</li> <li><span style="color: black;">—</span> State / U.S. Highway</li> <li><span style="color: black;">—</span> Other Roads</li> </ul>

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Oct 20, 2008

**AFFIDAVIT OF GEORGE O. FRAZIER**  
**RICH COUNTY, UTAH**  
**RICH COUNTY D ROAD NO. AR103A**

State of Utah     )  
                          : ss.  
County of Rich    )

I, GEORGE O. FRAZIER, testify and declare under oath as follows:

1. I am an adult competent to testify about the matters set forth in this affidavit. My testimony is based upon my personal knowledge and experience. I was born on February 1, 1944 in Evanston, Wyoming. I have lived in Rich County for 65 years. I have been a cattle and sheep rancher for the past 54 years.

2. I have traveled and am familiar with Rich County Road No. AR103A and the land it traverses.

3. I took the following steps to verify that the road I refer to in this affidavit and Rich County Road No. AR 103A (the "Road") are the same road:

a. I examined a large Rich County map depicting the Road in relation to other roads, intersections and landmarks. I initialed the Road on the large map verifying that it is accurately depicted on the map and it is the road I refer to herein.

b. I examined the map attached to this affidavit depicting the Road and surrounding area and verified that the Road is accurately depicted on the map and is the road I refer to herein.

c. I viewed aerial photography of the Road, as well as ground photography, and verified that the aerial and ground photography accurately depict the road I refer to in this affidavit.

4. I have personally traveled the Road from 1960 through 1976 and continuing until 2007, (“the Time Period of My Experience”). It is the reputation in the community that the Road was traveled as early as the early 1900s, prior to my earliest recollection.

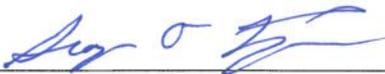
5. When I last traveled and observed the Road in 2007, it appeared to follow the same route as in 1960 when I first traveled and observed it.

6. During the Time Period of My Experience the Road has been traveled approximately weekly, weather permitting during grazing season, and monthly, weather permitting throughout the remainder of the year.

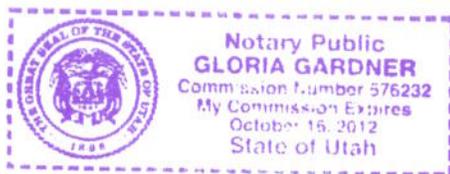
7. During the Time Period of My Experience I have personally traveled the Road by various means, including pickup truck, ATVs and horseback, and I have observed others from the general public traveling it by the same means and jeeps.

8. During the Time Period of My Experience I have personally used the Road for livestock operations, predator control traveling in and through the area and I have observed others from the general public using the Road for the same purposes and others including fire control, hunting, sight seeing and oil and gas development.

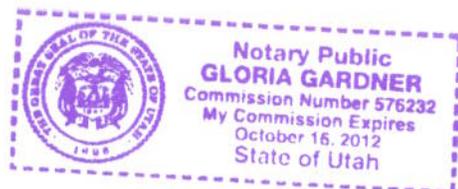
DATED this 23 day of October, 2008.

  
\_\_\_\_\_  
GEORGE O. FRAZIER

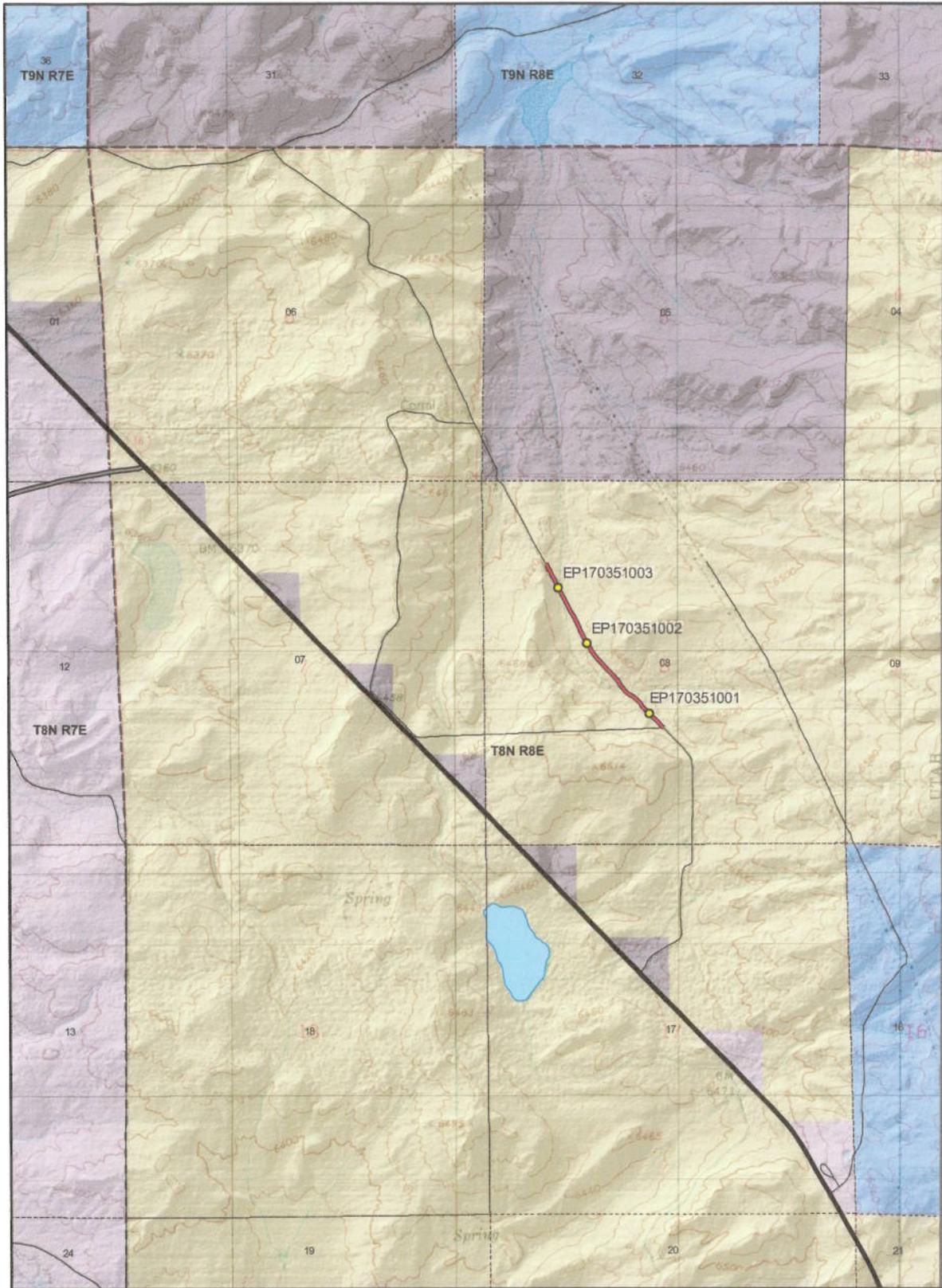
SUBSCRIBED AND SWORN to before me this 23<sup>rd</sup> day of October, 2008.



  
\_\_\_\_\_  
NOTARY PUBLIC



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Scale  
1:25,817  
1 inch = 0.41 miles

**AR103A - Rich County**  
**SGID RD\_ID RD170351 CO\_UNIQUE AR103A**

<p><b>Land Ownership Categories</b></p> <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: blue;">◆</span> SITLA, State Trust Land</li> <li><span style="color: green;">◆</span> USFS, National Forest</li> <li><span style="color: darkgreen;">◆</span> State Parks and Recreation</li> <li><span style="color: brown;">◆</span> UDWR Wildlife Reserve</li> </ul>	<p><b>Misc</b></p> <ul style="list-style-type: none"> <li><span style="color: yellow;">●</span> Photo Event Point</li> <li><span style="border: 1px dashed black; display: inline-block; width: 10px; height: 10px;"></span> Section = 1 Mile</li> </ul>	<p><b>Transportation Network</b></p> <ul style="list-style-type: none"> <li><span style="border-bottom: 2px solid red; width: 20px; display: inline-block;"></span> AR103A</li> <li><span style="border-bottom: 2px solid red; width: 20px; display: inline-block;"></span> Title V: Issued Or Under Consideration By BLM Or County</li> <li><span style="border-bottom: 2px solid black; width: 20px; display: inline-block;"></span> County B Road</li> <li><span style="border-bottom: 2px solid black; width: 20px; display: inline-block;"></span> State / U.S. Highway</li> <li><span style="border-bottom: 1px solid black; width: 20px; display: inline-block;"></span> Other Roads</li> </ul>
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Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Oct 20, 2008

## Appendix A to Attachment 4

**Popular Name: AR103A**

**County: Rich**

**County Road Number: AR103A**

**State Geographic Information Database (SGID) Road Identification Number: RD170351.**

**Road-Segment Number: 001**

**Road-Segment Length: 0.57 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 8 North Range 8 East, Section(s) 8, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (AR103A)-- Segment 001 based on mapping grade Global Positioning System (GPS) data as defined above:

**Beginning at a point** on the road center line located at 41 degrees 26 minutes 32.03 seconds North Latitude and -111 degrees 03 minutes 40.73 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,760,690.6 feet and Y = 3,685,152.1 feet; thence the following courses along the said road center line:

thence North 45 Degrees 01 Minutes 12 Seconds West 42.9 feet  
thence North 43 Degrees 40 Minutes 39 Seconds West 48.3 feet  
thence North 45 Degrees 19 Minutes 47 Seconds West 60.8 feet  
thence North 44 Degrees 26 Minutes 54 Seconds West 30.2 feet  
thence North 44 Degrees 41 Minutes 44 Seconds West 62.9 feet  
thence North 43 Degrees 56 Minutes 32 Seconds West 67.1 feet  
thence North 43 Degrees 57 Minutes 40 Seconds West 68 feet  
thence North 42 Degrees 51 Minutes 29 Seconds West 64.6 feet  
thence North 42 Degrees 19 Minutes 01 Seconds West 61.8 feet  
thence North 44 Degrees 53 Minutes 56 Seconds West 61.7 feet  
thence North 46 Degrees 28 Minutes 48 Seconds West 57.8 feet  
thence North 54 Degrees 00 Minutes 44 Seconds West 47.7 feet

thence North 62 Degrees 58 Minutes 47 Seconds West 42.9 feet  
thence North 51 Degrees 57 Minutes 44 Seconds West 40.2 feet  
thence North 37 Degrees 23 Minutes 39 Seconds West 38.7 feet  
thence North 45 Degrees 19 Minutes 47 Seconds West 39 feet  
thence North 44 Degrees 35 Minutes 43 Seconds West 36.2 feet  
thence North 34 Degrees 50 Minutes 18 Seconds West 38.2 feet  
thence North 26 Degrees 42 Minutes 40 Seconds West 45.8 feet  
thence North 32 Degrees 48 Minutes 03 Seconds West 55.6 feet  
thence North 44 Degrees 33 Minutes 20 Seconds West 68.7 feet  
thence North 44 Degrees 37 Minutes 52 Seconds West 76.1 feet  
thence North 44 Degrees 00 Minutes 46 Seconds West 80.8 feet  
thence North 44 Degrees 51 Minutes 03 Seconds West 83.3 feet  
thence North 43 Degrees 51 Minutes 05 Seconds West 72 feet  
thence North 39 Degrees 50 Minutes 15 Seconds West 72.7 feet  
thence North 34 Degrees 35 Minutes 49 Seconds West 72.3 feet  
thence North 32 Degrees 39 Minutes 15 Seconds West 68.7 feet  
thence North 29 Degrees 39 Minutes 25 Seconds West 67 feet  
thence North 29 Degrees 40 Minutes 17 Seconds West 63.6 feet  
thence North 28 Degrees 00 Minutes 06 Seconds West 60.8 feet  
thence North 26 Degrees 04 Minutes 35 Seconds West 51.4 feet  
thence North 26 Degrees 04 Minutes 13 Seconds West 40.8 feet  
thence North 24 Degrees 33 Minutes 27 Seconds West 36 feet  
thence North 27 Degrees 07 Minutes 50 Seconds West 35.7 feet  
thence North 26 Degrees 09 Minutes 45 Seconds West 45.9 feet  
thence North 26 Degrees 43 Minutes 55 Seconds West 51.7 feet  
thence North 26 Degrees 02 Minutes 23 Seconds West 49.2 feet  
thence North 27 Degrees 46 Minutes 34 Seconds West 47.7 feet  
thence North 28 Degrees 39 Minutes 26 Seconds West 47.7 feet  
thence North 29 Degrees 23 Minutes 04 Seconds West 47.3 feet  
thence North 31 Degrees 00 Minutes 25 Seconds West 45 feet  
thence North 27 Degrees 58 Minutes 32 Seconds West 46.7 feet  
thence North 28 Degrees 04 Minutes 15 Seconds West 50.1 feet  
thence North 27 Degrees 53 Minutes 49 Seconds West 50.4 feet  
thence North 26 Degrees 53 Minutes 41 Seconds West 57.2 feet  
thence North 27 Degrees 09 Minutes 38 Seconds West 63.3 feet  
thence North 28 Degrees 25 Minutes 20 Seconds West 55.1 feet  
thence North 27 Degrees 55 Minutes 04 Seconds West 41.1 feet  
thence North 25 Degrees 26 Minutes 40 Seconds West 46.4 feet  
thence North 26 Degrees 26 Minutes 37 Seconds West 55.9 feet  
thence North 27 Degrees 09 Minutes 50 Seconds West 62.5 feet  
thence North 26 Degrees 25 Minutes 07 Seconds West 53 feet  
thence North 29 Degrees 03 Minutes 32 Seconds West 50.5 feet  
thence North 30 Degrees 11 Minutes 48 Seconds West 38.2 feet  
thence North 27 Degrees 46 Minutes 10 Seconds West 19.2 feet  
thence North 27 Degrees 42 Minutes 27 Seconds West 20.7 feet

more or less to **the ending point at:** 41 degrees 26 minutes 55.91 seconds North Latitude and -111 degrees 04 minutes 03.37 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,758,954.7 feet and Y = 3,687,560.3 feet.