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

Recorded NOV 13 2008 Filing No. 76033
At 9:15 AM/PM in Book 510 Page 385
Fee No Fee Debra L. Ames Rich County Recorder
Requested by 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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Rich County as it pertains to the highway located in Rich County known as AR108C; County Road Number: AR108C; State Geographic Information Database (SGID) Road Identification Number: RD170361. Total road length is 0.9 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 10th day of NOVEMBER, 2008.

By the Governor's Designee

John Harja

CERTIFICATION

State of Utah)
: ss
County of Salt Lake)

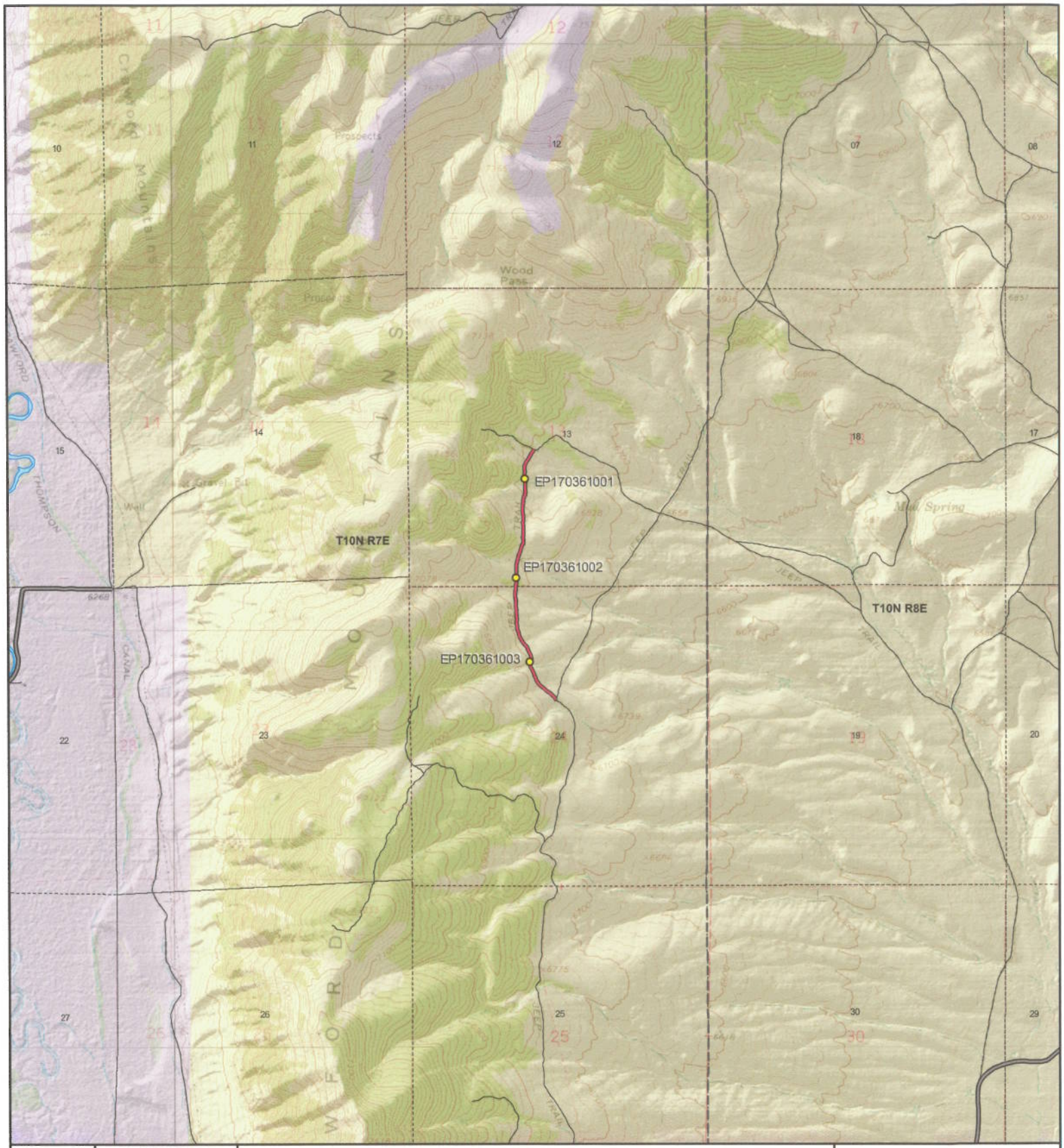
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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

Dated this 10th day of November, 2008.

Notary Public
GLORIA GARDNER
Commission Number 576232
My Commission Expires
October 16, 2012
State of Utah

Gloria Gardner
Notary Public

0386



Scale
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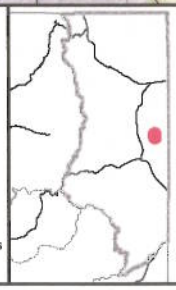
1 inch = 0.43 miles



AR108C - Rich County
SGID RD_ID RD170361 CO_UNIQUE AR108C

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
- AR108C
- Title V: Issued Or Under Consideration By BLM Or County
- County B Road
- State / U.S. Highway
- Other Roads

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

EP170361001

EP170361002

EP170361003

EP000000000

EP000000000

EP000000000

AR108C - Rich County
SGID RD_ID RD170361

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

0388

Attachment 3

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

Popular Name: AR108C
County: Rich
County Road Number: AR108C
State Geographic Information Database (SGID) Road Identification Number: RD170361.
Total Road Length: 0.9 miles more or less.

Beginning at a point on the road centerline located at 41 degrees 35 minutes 35 seconds North Latitude and -111 degrees 06 minutes 03.74 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,749,547.5 feet and Y = 3,740,055.4 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 41 degrees 36 minutes 18.86 seconds North Latitude and -111 degrees 06 minutes 08.95 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,749,131.0 feet and Y = 3,744,492.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 10 North Range 7 East, Section(s) 13,24, Salt Lake Base & Meridian
See Attachment 1 above for a cartographic depiction of the course of this road.

0389

Attachment 4
Road Centerline Description Cover Page(s)

Popular Name: AR108C
County: Rich
County Road Number: AR108C
State Geographic Information Database (SGID) Road Identification Number: RD170361.
Total Road Length: 0.9 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**
RD170361	**001**	**BLM**	**0.9 Miles**	**A**
		Total Road Length	**0.9**	_____

*** 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.

0390

Attachment 5

AFFIDAVIT OF THOMAS L. BRITTON

RICH COUNTY, UTAH

RICH COUNTY D ROAD NO. AR108C

State of Utah)
: ss.
County of Rich)

I, THOMAS L. BRITTON, 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 December 26, 1948, in Kalispell, Montana. I have lived in Rich County and have been involved in ranching in Rich County for 50 years. I have worked for the Rich County Roads Department since 1978.

2. I have traveled and am familiar with Rich County Road No. AR108C 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. AR108C (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 early 1960s 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 1940s, 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 the early 1960s, when I first traveled and observed it.

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

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

8. During the Time Period of My Experience I have personally used the Road for hunting and recreation and I have observed others from the general public using the Road for the same purposes, plus livestock operations.

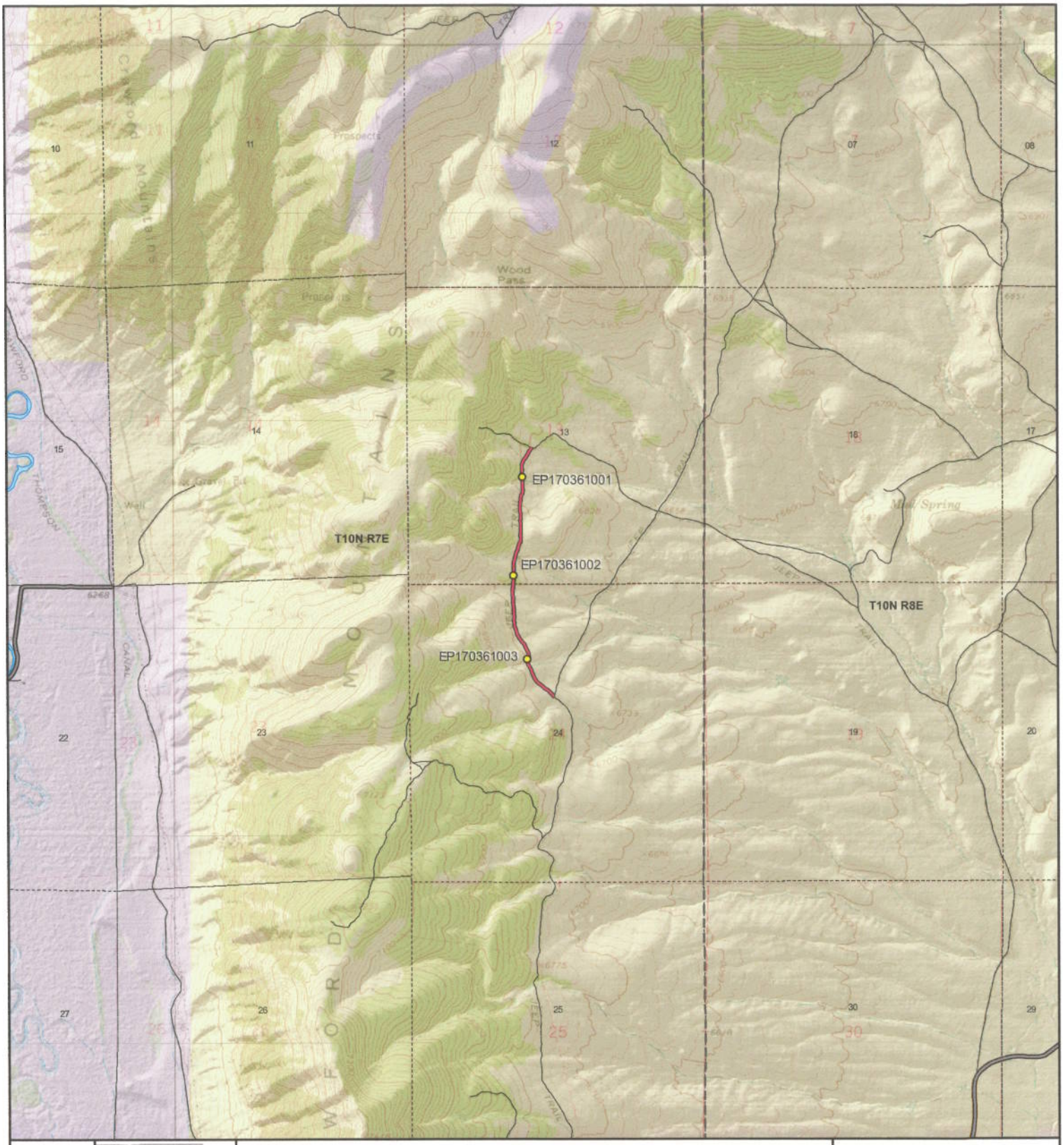
DATED this 27 day of October, 2008.

THOMAS L. BRITTON

SUBSCRIBED AND SWORN to before me this 27th day of October, 2008.

Notary Public
GLORIA GARDNER
Commission Number 576232
My Commission Expires
October 16, 2012
State of Utah

NOTARY PUBLIC



AR108C - Rich County
SGID RD_ID RD170361 CO_UNIQUE AR108C

Scale
1:27,467
1 inch = 0.43 miles

Land Ownership Categories
- BLM
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- USFS, National Forest
- State Parks and Recreation
- UDWR Wildlife Reserve

Misc
- Photo Event Point
- Section = 1 Mile

Transportation Network
- AR108C
- Title V: Issued Or Under Consideration By BLM Or County
- County B Road
- State / U.S. Highway
- Other Roads

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

Attachment 1 SGID Road ID Number RD_ID: RD170361 Page 1 of 1

AFFIDAVIT OF CHARLES M. REX

RICH COUNTY, UTAH

RICH COUNTY D ROAD NO. AR108C

State of Utah)
: ss.
County of Rich)

I, CHARLES M. REX, 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 September 22, 1942 in Salt Lake City, Utah. I have lived in Rich County for 66 years. I have been a cattle rancher for the past 58 years.

2. I have traveled and am familiar with Rich County Road No. AR108C 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 108C (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 2008, ("the Time Period of My Experience"). It is the reputation in the community that the Road was traveled as early as the late 1800s, prior to my earliest recollection.

5. When I last traveled and observed the Road in 2008, 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 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 and horseback, and I have observed others from the general public traveling it by the same means and ATVs jeeps.

8. During the Time Period of My Experience I have personally used the Road for livestock operations, fence maintenance, 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, predator control and sight seeing.

DATED this 22 day of October, 2008.

Charles M. Rex

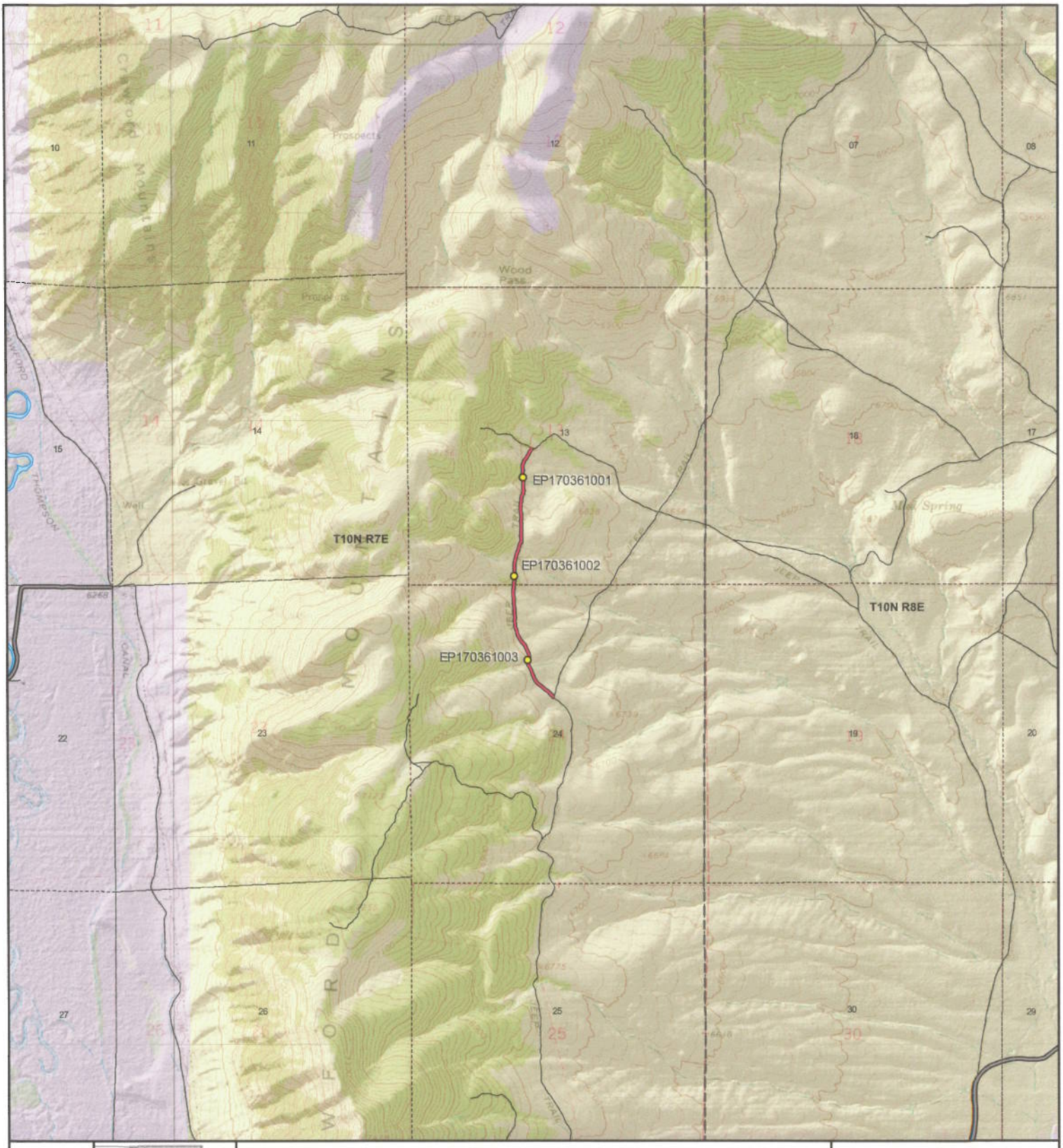
CHARLES M. REX

SUBSCRIBED AND SWORN to before me this 22nd day of October, 2008.

Notary Public
GLORIA GARDNER
Commission Number 576232
My Commission Expires
October 16, 2012
State of Utah

Gloria Gardner

NOTARY PUBLIC



AR108C - Rich County
SGID RD_ID RD170361 CO_UNIQUE AR108C

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- BLM
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Misc
- Photo Event Point
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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

Attachment 1 SGID Road ID Number RD_ID: RD170361 Page 1 of 1

Appendix A to Attachment 4

Popular Name: AR108C
County: Rich
County Road Number: AR108C
State Geographic Information Database (SGID) Road Identification Number: RD170361.
Road-Segment Number: 001
Road-Segment Length: 0.9 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 10 North Range 7 East, Section(s) 13,24, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (AR108C)-- 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 35 minutes 35 seconds North Latitude and -111 degrees 06 minutes 03.74 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,749,547.5 feet and Y = 3,740,055.4 feet; thence the following courses along the said road center line:

thence North 42 Degrees 25 Minutes 09 Seconds West 13.7 feet
thence North 42 Degrees 15 Minutes 09 Seconds West 21.6 feet
thence North 39 Degrees 54 Minutes 34 Seconds West 31.9 feet
thence North 43 Degrees 21 Minutes 18 Seconds West 40.4 feet
thence North 50 Degrees 41 Minutes 44 Seconds West 42.2 feet
thence North 50 Degrees 48 Minutes 58 Seconds West 41.3 feet
thence North 52 Degrees 02 Minutes 23 Seconds West 39.7 feet
thence North 52 Degrees 36 Minutes 18 Seconds West 44 feet
thence North 54 Degrees 42 Minutes 08 Seconds West 48.5 feet
thence North 52 Degrees 12 Minutes 59 Seconds West 48.4 feet
thence North 47 Degrees 50 Minutes 49 Seconds West 42.3 feet
thence North 35 Degrees 26 Minutes 10 Seconds West 40.5 feet

thence North 25 Degrees 34 Minutes 59 Seconds West 38.5 feet
thence North 26 Degrees 05 Minutes 07 Seconds West 41.5 feet
thence North 20 Degrees 53 Minutes 10 Seconds West 47.7 feet
thence North 18 Degrees 00 Minutes 52 Seconds West 47.5 feet
thence North 25 Degrees 41 Minutes 51 Seconds West 42.1 feet
thence North 33 Degrees 17 Minutes 15 Seconds West 35.6 feet
thence North 30 Degrees 28 Minutes 17 Seconds West 35.3 feet
thence North 14 Degrees 21 Minutes 58 Seconds West 37.9 feet
thence North 00 Degrees 19 Minutes 48 Seconds West 35.4 feet
thence North 14 Degrees 15 Minutes 59 Seconds East 32.6 feet
thence North 21 Degrees 15 Minutes 54 Seconds East 33.9 feet
thence North 02 Degrees 42 Minutes 33 Seconds East 37.1 feet
thence North 17 Degrees 43 Minutes 58 Seconds West 46.1 feet
thence North 26 Degrees 25 Minutes 32 Seconds West 53.7 feet
thence North 26 Degrees 17 Minutes 20 Seconds West 55.5 feet
thence North 26 Degrees 11 Minutes 16 Seconds West 59.4 feet
thence North 36 Degrees 17 Minutes 26 Seconds West 62 feet
thence North 40 Degrees 39 Minutes 31 Seconds West 59.8 feet
thence North 33 Degrees 48 Minutes 03 Seconds West 47.6 feet
thence North 25 Degrees 10 Minutes 21 Seconds West 39.1 feet
thence North 18 Degrees 38 Minutes 08 Seconds West 46 feet
thence North 19 Degrees 49 Minutes 57 Seconds West 50.1 feet
thence North 15 Degrees 59 Minutes 09 Seconds West 53.5 feet
thence North 10 Degrees 27 Minutes 17 Seconds West 56 feet
thence North 01 Degrees 55 Minutes 16 Seconds West 59.1 feet
thence North 01 Degrees 14 Minutes 36 Seconds East 59.8 feet
thence North 00 Degrees 59 Minutes 46 Seconds West 56.5 feet
thence North 03 Degrees 27 Minutes 08 Seconds West 54.2 feet
thence North 06 Degrees 33 Minutes 21 Seconds West 54.5 feet
thence North 04 Degrees 52 Minutes 41 Seconds West 57.9 feet
thence North 00 Degrees 35 Minutes 38 Seconds East 61.1 feet
thence North 04 Degrees 33 Minutes 59 Seconds West 62.2 feet
thence North 05 Degrees 56 Minutes 32 Seconds West 57.1 feet
thence North 03 Degrees 07 Minutes 57 Seconds West 47 feet
thence North 02 Degrees 04 Minutes 32 Seconds East 39.1 feet
thence North 07 Degrees 27 Minutes 24 Seconds East 38.8 feet
thence North 04 Degrees 46 Minutes 19 Seconds East 36.9 feet
thence North 02 Degrees 09 Minutes 33 Seconds East 20.4 feet
thence North 02 Degrees 14 Minutes 43 Seconds East 9.5 feet
thence North 05 Degrees 22 Minutes 49 Seconds East 23.1 feet
thence North 04 Degrees 38 Minutes 22 Seconds East 22.7 feet
thence North 01 Degrees 15 Minutes 39 Seconds East 23.6 feet
thence North 06 Degrees 58 Minutes 32 Seconds East 25.8 feet
thence North 02 Degrees 46 Minutes 50 Seconds East 30.2 feet
thence North 02 Degrees 25 Minutes 54 Seconds West 35.8 feet
thence North 00 Degrees 19 Minutes 48 Seconds West 62.7 feet
thence North 02 Degrees 16 Minutes 57 Seconds West 28.9 feet
thence North 01 Degrees 57 Minutes 04 Seconds West 34.8 feet
thence North 00 Degrees 19 Minutes 48 Seconds West 36.1 feet

thence North 04 Degrees 44 Minutes 21 Seconds East 40.9 feet
thence North 13 Degrees 54 Minutes 04 Seconds East 46.7 feet
thence North 09 Degrees 04 Minutes 14 Seconds East 50.2 feet
thence North 10 Degrees 36 Minutes 43 Seconds East 50.1 feet
thence North 23 Degrees 51 Minutes 47 Seconds East 49.7 feet
thence North 20 Degrees 54 Minutes 01 Seconds East 48.9 feet
thence North 12 Degrees 01 Minutes 17 Seconds East 46 feet
thence North 14 Degrees 22 Minutes 01 Seconds East 41.4 feet
thence North 23 Degrees 43 Minutes 37 Seconds East 40.3 feet
thence North 28 Degrees 08 Minutes 06 Seconds East 31 feet
thence North 02 Degrees 48 Minutes 22 Seconds East 24 feet
thence North 00 Degrees 19 Minutes 48 Seconds West 27.6 feet
thence North 00 Degrees 52 Minutes 33 Seconds East 31.2 feet
thence North 10 Degrees 08 Minutes 10 Seconds West 27 feet
thence North 09 Degrees 07 Minutes 55 Seconds East 20 feet
thence North 15 Degrees 09 Minutes 30 Seconds East 28.3 feet
thence North 02 Degrees 54 Minutes 12 Seconds West 29.2 feet
thence North 07 Degrees 55 Minutes 29 Seconds West 29.8 feet
thence North 04 Degrees 48 Minutes 18 Seconds West 37.9 feet
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thence North 24 Degrees 32 Minutes 00 Seconds East 29.7 feet
thence North 34 Degrees 07 Minutes 18 Seconds East 34.2 feet
thence North 36 Degrees 32 Minutes 23 Seconds East 34.5 feet
thence North 32 Degrees 54 Minutes 05 Seconds East 34.1 feet
thence North 27 Degrees 32 Minutes 12 Seconds East 32.3 feet
thence North 27 Degrees 38 Minutes 57 Seconds East 35.7 feet
thence North 33 Degrees 30 Minutes 17 Seconds East 36 feet
thence North 35 Degrees 55 Minutes 25 Seconds East 30.5 feet
thence North 30 Degrees 31 Minutes 26 Seconds East 29.4 feet
thence North 08 Degrees 10 Minutes 06 Seconds East 28.9 feet more or less to **the ending point at:** 41 degrees 36 minutes 18.86 seconds North Latitude and -111 degrees 06 minutes 08.95 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,749,131.0 feet and Y = 3,744,492.7 feet.