

Recorded NOV 13 2008 Filing No. 76040
At 9:15 AM/PM in Book 510 Page 476
Fee No Fee Debra L. Arnes 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 AR114; County Road Number: AR114; State Geographic Information Database (SGID) Road Identification Number: RD170369. Total road length is 0.55 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.

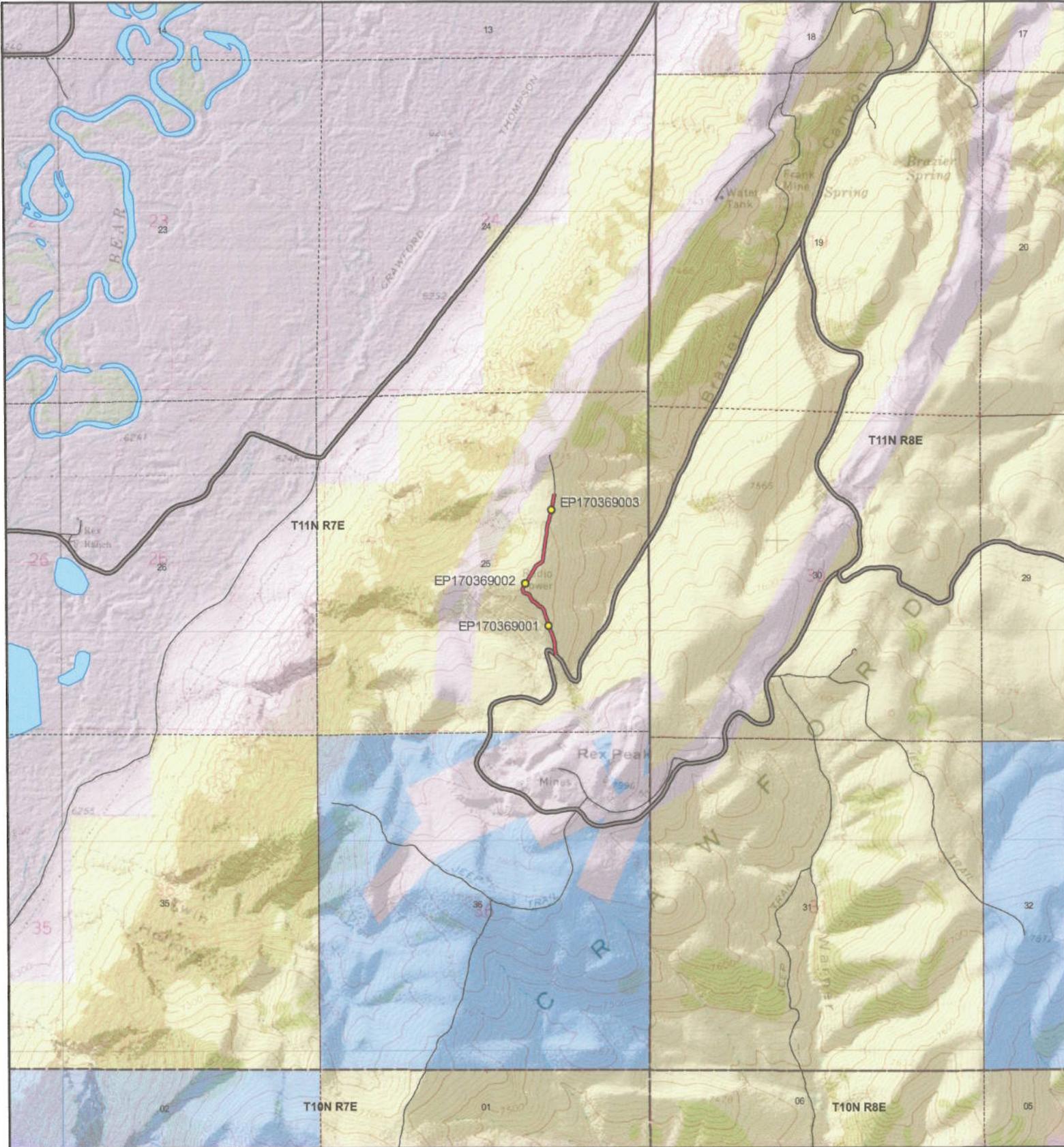
Dated this 10th day of November, 2008.





Notary Public

0477



AR114 - Rich County

SGID RD_ID RD170369 CO_UNIQUE AR114

Land Ownership Categories

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

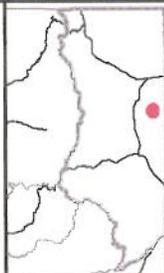
Misc

- Photo Event Point
- Section = 1 Mile

0478

Transportation Network

- AR114
- Title V: Issued Or Under Consideration By BLM Or County
- County B Road
- State / U.S. Highway
- Other Roads



Scale
1:24,928
1 inch = 0.39 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





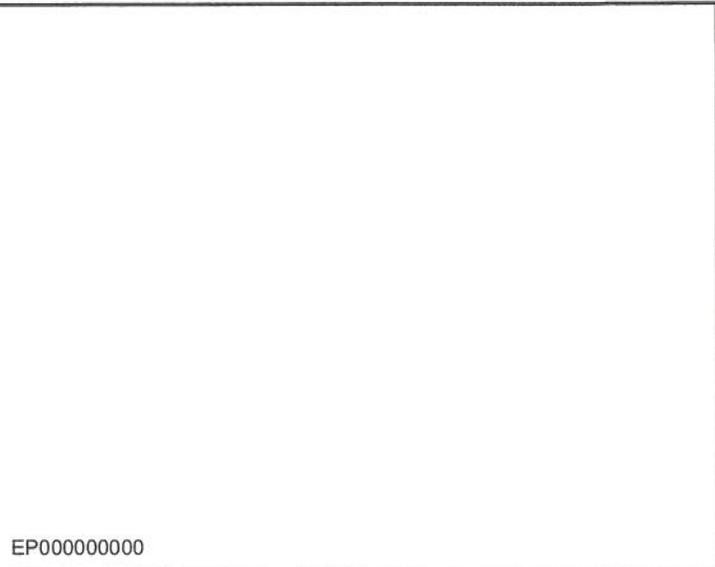
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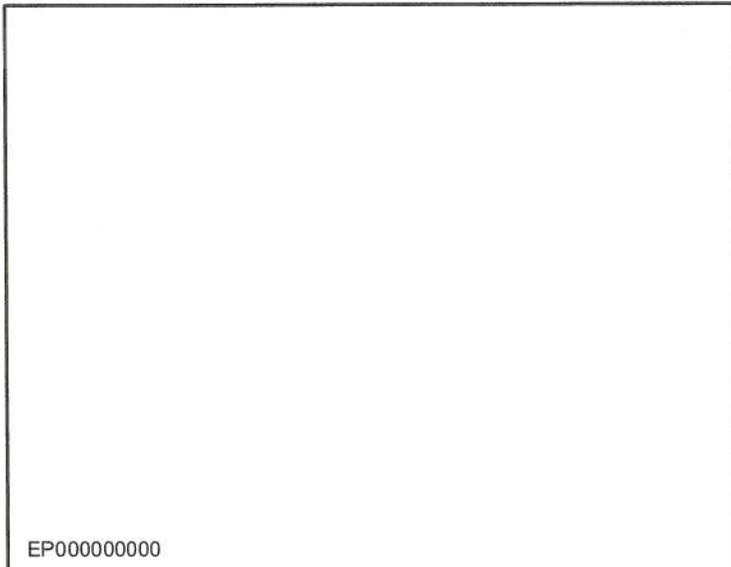
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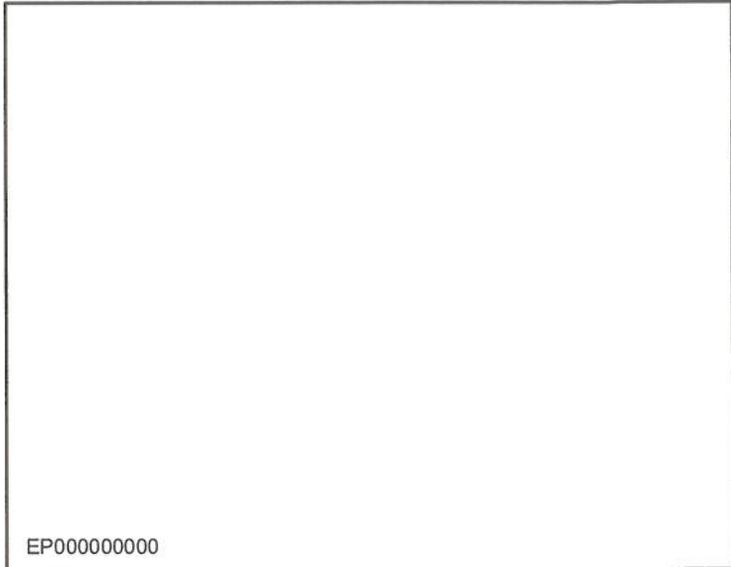
EP170369003



EP000000000



EP000000000



EP000000000

**AR114 - Rich County
SGID RD_ID RD170369**

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



0479



Attachment 3

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

Popular Name: AR114

County: Rich

County Road Number: AR114

State Geographic Information Database (SGID) Road Identification Number: RD170369.

Total Road Length: 0.55 miles more or less.

Beginning at a point on the road centerline located at 41 degrees 39 minutes 41.67 seconds North Latitude and -111 degrees 05 minutes 49.03 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,750,549.4 feet and Y = 3,765,027.4 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 41 degrees 40 minutes 07.09 seconds North Latitude and -111 degrees 05 minutes 49.36 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,750,511.8 feet and Y = 3,767,600.2 feet based on the US Survey Foot conversion.

This road may traverse:

Township 11 North Range 7 East, Section(s) 25, Salt Lake Base & Meridian
See Attachment 1 above for a cartographic depiction of the course of this road.

0480

**Attachment 4
Road Centerline Description Cover Page(s)**

Popular Name: AR114

County: Rich

County Road Number: AR114

State Geographic Information Database (SGID) Road Identification Number: RD170369.

Total Road Length: 0.55 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
RD170369	001	BLM	0.55 Miles	A
		Total Road Length	0.55	_____

* 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.

0481

Attachment 5

AFFIDAVIT OF CHARLES M. REX
RICH COUNTY, UTAH
RICH COUNTY D ROAD NO. AR114

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. AR114 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 114 (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.

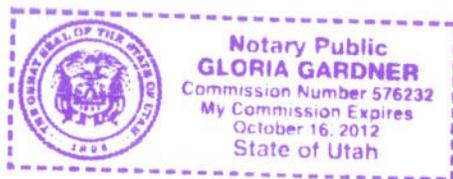
7. During the Time Period of My Experience I have personally traveled the Road by various means, including pickup truck and horseback, and I have observed others from the general public traveling it by the same means and ATVs and jeeps.

8. During the Time Period of My Experience I have personally used the Road for livestock operations, 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, telephone tower access, hang gliding, hunting, predator control and sight seeing.

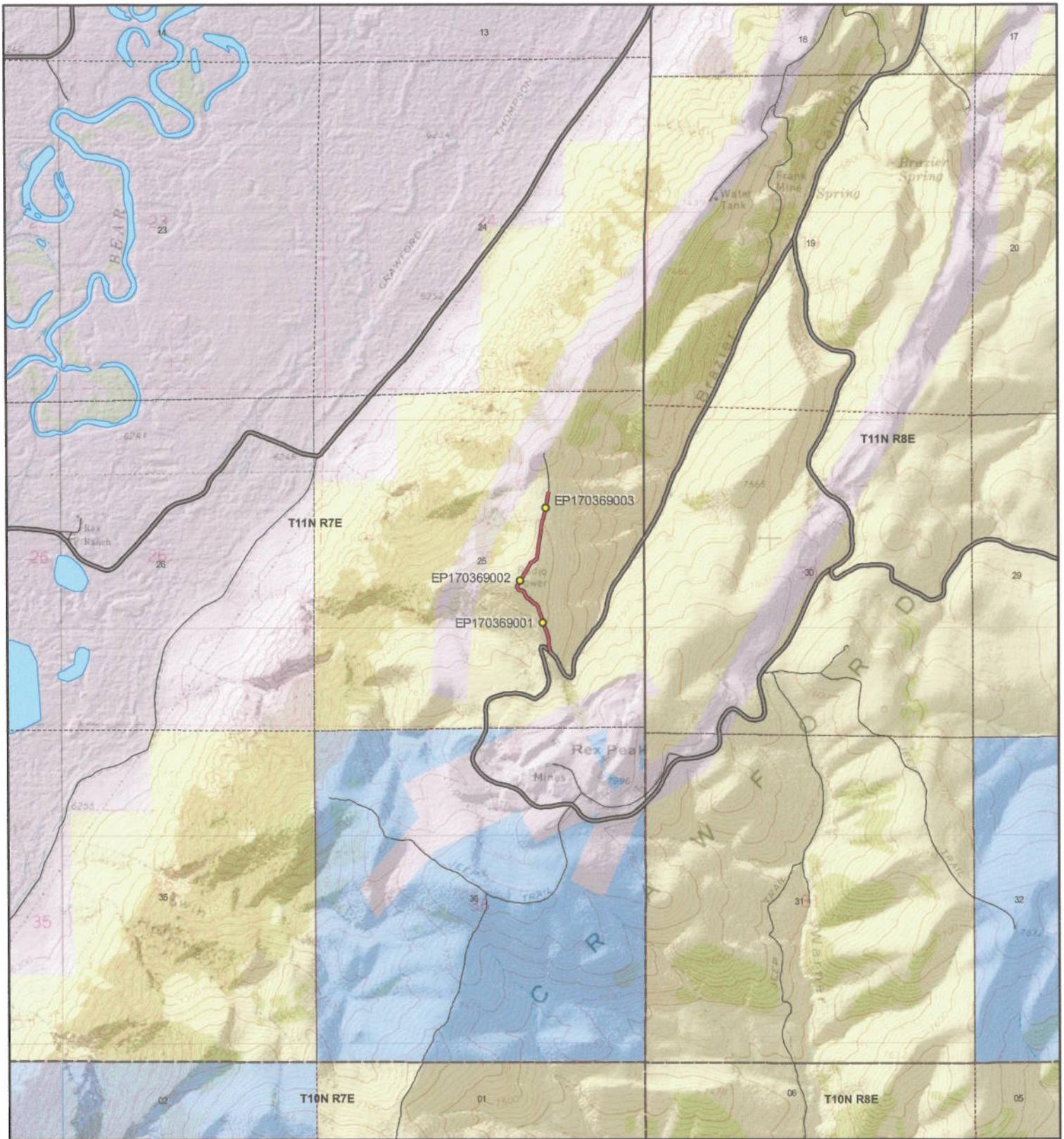
DATED this 22 day of October, 2008.


CHARLES M. REX

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




NOTARY PUBLIC



Scale
1:24,928
1 inch = 0.39 miles

AR114 - Rich County
SGID RD_ID RD170369 CO_UNIQUE AR114

<p>Land Ownership Categories</p> <ul style="list-style-type: none"> ◆ BLM ◆ Private ◆ SITLA, State Trust Land ◆ USFS, National Forest ◆ State Parks and Recreation ◆ UDWR Wildlife Reserve 	<p>Misc</p> <ul style="list-style-type: none"> ● Photo Event Point Section = 1 Mile 	<p>Transportation Network</p> <ul style="list-style-type: none"> — AR114 — Title V: Issued Or Under Consideration By BLM Or County — County B Road — State / U.S. Highway — Other Roads
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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

0485

AFFIDAVIT OF DAVID D. JONES
RICH COUNTY, UTAH
RICH COUNTY D ROAD NO. AR114

State of Utah)
 : ss.
County of Rich)

I, DAVID D. JONES, 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 November 7, 1941, in Randolph, Rich County, Utah and have lived in Randolph all of my life and have been involved in livestock operations most of my adult life. I worked for Stauffer Mining Company in the Crawford Mountain Range area from 1964 to 1986.

2. I have traveled and am familiar with Rich County Road No. AR114 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. AR114 (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 2008, ("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 2008, 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 .

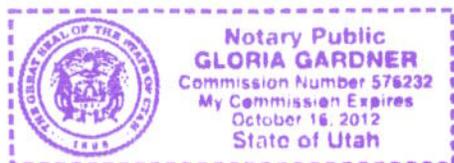
7. During the Time Period of My Experience I have personally traveled the Road by pickup truck and I have observed others from the general public traveling it by the same means, plus ATVs.

8. During the Time Period of My Experience I have personally used the Road for hunting, recreation, livestock operations and mining activities as part of my employment and I have observed others from the general public using the Road for the same purposes, plus hang gliding and TV tower access.

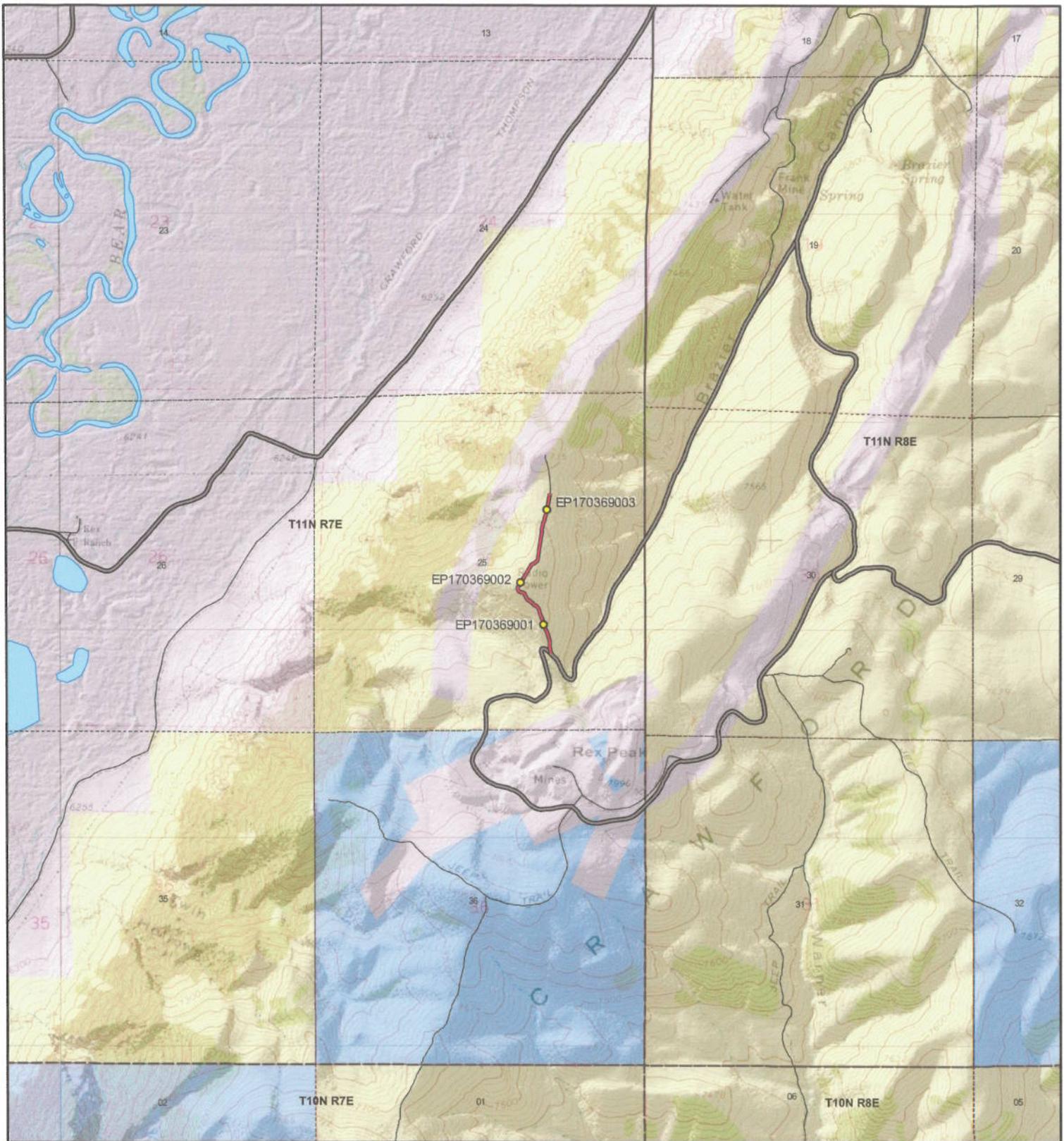
DATED this 22 day of October, 2008.

David D. Jones
DAVID D. JONES

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



Gloria Gardner
NOTARY PUBLIC



Scale
1:24,928
1 inch = 0.39 miles

AR114 - Rich County
SGID RD_ID RD170369 CO_UNIQUE AR114

<p>Land Ownership Categories</p> <ul style="list-style-type: none"> ◆ BLM ◆ Private ◆ SITLA, State Trust Land ◆ USFS, National Forest ◆ State Parks and Recreation ◆ UDWR Wildlife Reserve 	<p>Misc</p> <ul style="list-style-type: none"> ● Photo Event Point Section = 1 Mile 	<p>Transportation Network</p> <ul style="list-style-type: none"> — AR114 — Title V, Issued Or Under Consideration By BLM Or County County B Road State / U.S. Highway Other Roads
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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: AR114

County: Rich

County Road Number: AR114

State Geographic Information Database (SGID) Road Identification Number: RD170369.

Road-Segment Number: 001

Road-Segment Length: 0.55 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 11 North Range 7 East, Section(s) 25, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (AR114)-- 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 39 minutes 41.67 seconds North Latitude and -111 degrees 05 minutes 49.03 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,750,549.4 feet and Y = 3,765,027.4 feet; thence the following courses along the said road center line:

thence North 23 Degrees 42 Minutes 50 Seconds East 4.7 feet
thence North 22 Degrees 07 Minutes 53 Seconds West 16.6 feet
thence North 16 Degrees 37 Minutes 27 Seconds West 22.2 feet
thence North 13 Degrees 04 Minutes 31 Seconds West 28.3 feet
thence North 10 Degrees 59 Minutes 25 Seconds West 14.2 feet
thence North 09 Degrees 56 Minutes 59 Seconds West 9.8 feet
thence North 08 Degrees 33 Minutes 56 Seconds West 25.2 feet
thence North 05 Degrees 31 Minutes 28 Seconds West 29 feet
thence North 00 Degrees 56 Minutes 34 Seconds East 29.5 feet
thence North 01 Degrees 31 Minutes 25 Seconds West 31.5 feet
thence North 08 Degrees 36 Minutes 57 Seconds West 34.2 feet
thence North 15 Degrees 46 Minutes 11 Seconds West 35.8 feet

thence North 19 Degrees 05 Minutes 19 Seconds West 36.7 feet
thence North 23 Degrees 15 Minutes 44 Seconds West 37.1 feet
thence North 25 Degrees 06 Minutes 19 Seconds West 37.6 feet
thence North 22 Degrees 24 Minutes 38 Seconds West 37.5 feet
thence North 18 Degrees 01 Minutes 15 Seconds West 40 feet
thence North 15 Degrees 22 Minutes 53 Seconds West 40.4 feet
thence North 17 Degrees 56 Minutes 34 Seconds West 43.4 feet
thence North 23 Degrees 47 Minutes 46 Seconds West 46.2 feet
thence North 24 Degrees 32 Minutes 22 Seconds West 46.4 feet
thence North 18 Degrees 28 Minutes 32 Seconds West 41.1 feet
thence North 09 Degrees 58 Minutes 03 Seconds West 35.3 feet
thence North 09 Degrees 25 Minutes 13 Seconds West 33.2 feet
thence North 40 Degrees 55 Minutes 53 Seconds West 60.5 feet
thence North 70 Degrees 28 Minutes 29 Seconds West 25.1 feet
thence North 55 Degrees 35 Minutes 13 Seconds West 24.8 feet
thence North 43 Degrees 50 Minutes 09 Seconds West 26.7 feet
thence North 50 Degrees 12 Minutes 14 Seconds West 30 feet
thence North 60 Degrees 45 Minutes 08 Seconds West 27.9 feet
thence North 61 Degrees 03 Minutes 43 Seconds West 34.2 feet
thence North 37 Degrees 52 Minutes 10 Seconds West 39.3 feet
thence North 30 Degrees 23 Minutes 55 Seconds West 21.6 feet
thence North 27 Degrees 56 Minutes 35 Seconds West 24.1 feet
thence North 25 Degrees 16 Minutes 26 Seconds West 31.1 feet
thence North 51 Degrees 02 Minutes 26 Seconds West 32.7 feet
thence North 74 Degrees 09 Minutes 56 Seconds West 23.6 feet
thence North 73 Degrees 10 Minutes 40 Seconds West 27.8 feet
thence North 57 Degrees 32 Minutes 45 Seconds West 23 feet
thence North 28 Degrees 13 Minutes 38 Seconds West 44.2 feet
thence North 29 Degrees 24 Minutes 52 Seconds East 15.9 feet
thence North 31 Degrees 33 Minutes 38 Seconds East 52.2 feet
thence North 35 Degrees 58 Minutes 27 Seconds East 20 feet
thence North 30 Degrees 40 Minutes 15 Seconds East 345.4 feet
thence North 48 Degrees 56 Minutes 15 Seconds East 15.6 feet
thence North 47 Degrees 14 Minutes 00 Seconds East 31.1 feet
thence North 46 Degrees 31 Minutes 02 Seconds East 28.8 feet
thence North 54 Degrees 37 Minutes 13 Seconds East 26.9 feet
thence North 51 Degrees 20 Minutes 58 Seconds East 25.9 feet
thence North 21 Degrees 48 Minutes 19 Seconds East 41.8 feet
thence North 09 Degrees 58 Minutes 28 Seconds East 18.3 feet
thence North 06 Degrees 47 Minutes 41 Seconds East 288.4 feet
thence North 07 Degrees 29 Minutes 06 Seconds East 50.7 feet
thence North 10 Degrees 02 Minutes 10 Seconds East 54.7 feet
thence North 09 Degrees 33 Minutes 49 Seconds East 57.3 feet
thence North 10 Degrees 05 Minutes 53 Seconds East 54.4 feet
thence North 11 Degrees 42 Minutes 44 Seconds East 50.3 feet
thence North 16 Degrees 22 Minutes 08 Seconds East 51.4 feet
thence North 17 Degrees 08 Minutes 40 Seconds East 55.7 feet
thence North 13 Degrees 00 Minutes 09 Seconds East 58.4 feet
thence North 08 Degrees 46 Minutes 20 Seconds East 60.2 feet

thence North 08 Degrees 06 Minutes 29 Seconds East 60.4 feet

thence North 10 Degrees 55 Minutes 01 Seconds East 58.9 feet

thence North 10 Degrees 25 Minutes 28 Seconds East 59.8 feet

thence North 10 Degrees 47 Minutes 56 Seconds East 61.2 feet

thence North 08 Degrees 20 Minutes 43 Seconds East 12.2 feet more or less to **the ending point at:** 41 degrees 40 minutes 07.09 seconds North Latitude and -111 degrees 05 minutes 49.36 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,750,511.8 feet and Y = 3,767,600.2 feet.