

Recorded NOV 13 2008 Filing No. 76044
At 9:15 AM/PM in Book 510 Page 528
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 AR117C; County Road Number: AR117C; State Geographic Information Database (SGID) Road Identification Number: RD170373. Total road length is 0.98 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



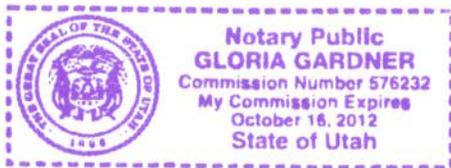
John Harja

CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

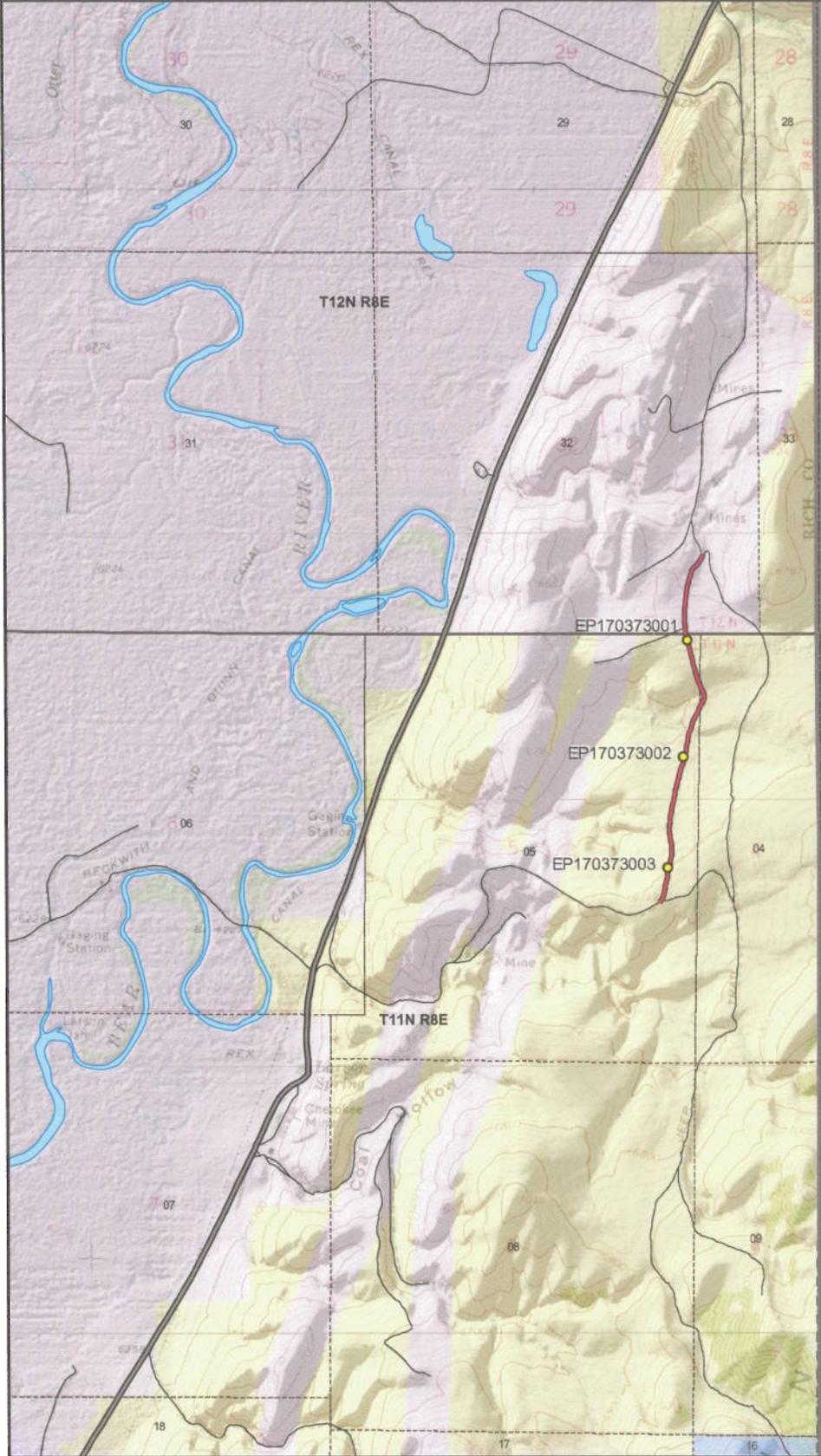
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to 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

0529



AR117C - Rich County
SGID RD_ID RD170373 CO_UNIQUE AR117C

- | | | |
|--|---|---|
| Land Ownership Categories | Misc | Transportation Network |
| <ul style="list-style-type: none"> ● BLM ● Private ◆ SITLA, State Trust Land ◆ USFS, National Forest ◆ State Parks and Recreation ◆ UDWR Wildlife Reserve | <ul style="list-style-type: none"> ● Photo Event Point Section = 1 Mile | <ul style="list-style-type: none"> — AR117C — Title V: Issued Or Under Consideration By BLM Or County — County B Road — State / U.S. Highway — Other Roads |

0530



Scale
1:28,145
1 inch = 0.44 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





EP170373002



EP170373003



EP170373001

EP000000000

EP000000000

EP000000000

**AR117C - Rich County
SGID RD_ID RD170373**

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



0531

Attachment 3

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

Popular Name: AR117C

County: Rich

County Road Number: AR117C

State Geographic Information Database (SGID) Road Identification Number: RD170373.

Total Road Length: 0.98 miles more or less.

Beginning at a point on the road centerline located at 41 degrees 43 minutes 19.77 seconds North Latitude and -111 degrees 03 minutes 16.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,762,019.0 feet and Y = 3,787,159.4 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 41 degrees 44 minutes 08.56 seconds North Latitude and -111 degrees 03 minutes 08.41 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,762,601.4 feet and Y = 3,792,100.4 feet based on the US Survey Foot conversion.

This road may traverse:

Township 11 North Range 8 East, Section(s) 4,5, Salt Lake Base & Meridian

Township 12 North Range 8 East, Section(s) 32, Salt Lake Base & Meridian

See Attachment 1 above for a cartographic depiction of the course of this road.

0532

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

Popular Name: AR117C

County: Rich

County Road Number: AR117C

State Geographic Information Database (SGID) Road Identification Number: RD170373.

Total Road Length: 0.98 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
RD170373	001	BLM	0.75 Miles	A
RD170373	002	PVT	0.23 Miles	(not shown)
		Total Road Length	0.98	_____

* 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.

0533

Attachment 5

AFFIDAVIT OF THOMAS L. BRITTON
RICH COUNTY, UTAH
RICH COUNTY D ROAD NO. AR117C

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. AR117C 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. AR117C (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 2006, ("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 2006, 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 saddle horse and I have observed others from the general public traveling it by the same means, plus ATVs.

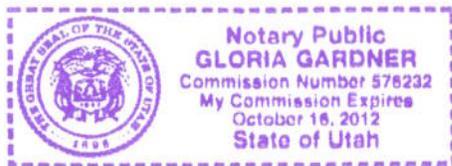
8. During the Time Period of My Experience I have personally used the Road for hunting and recreation and I have observed others from the general public using the Road for the same purposes, plus livestock operations.

DATED this 27 day of October, 2008.



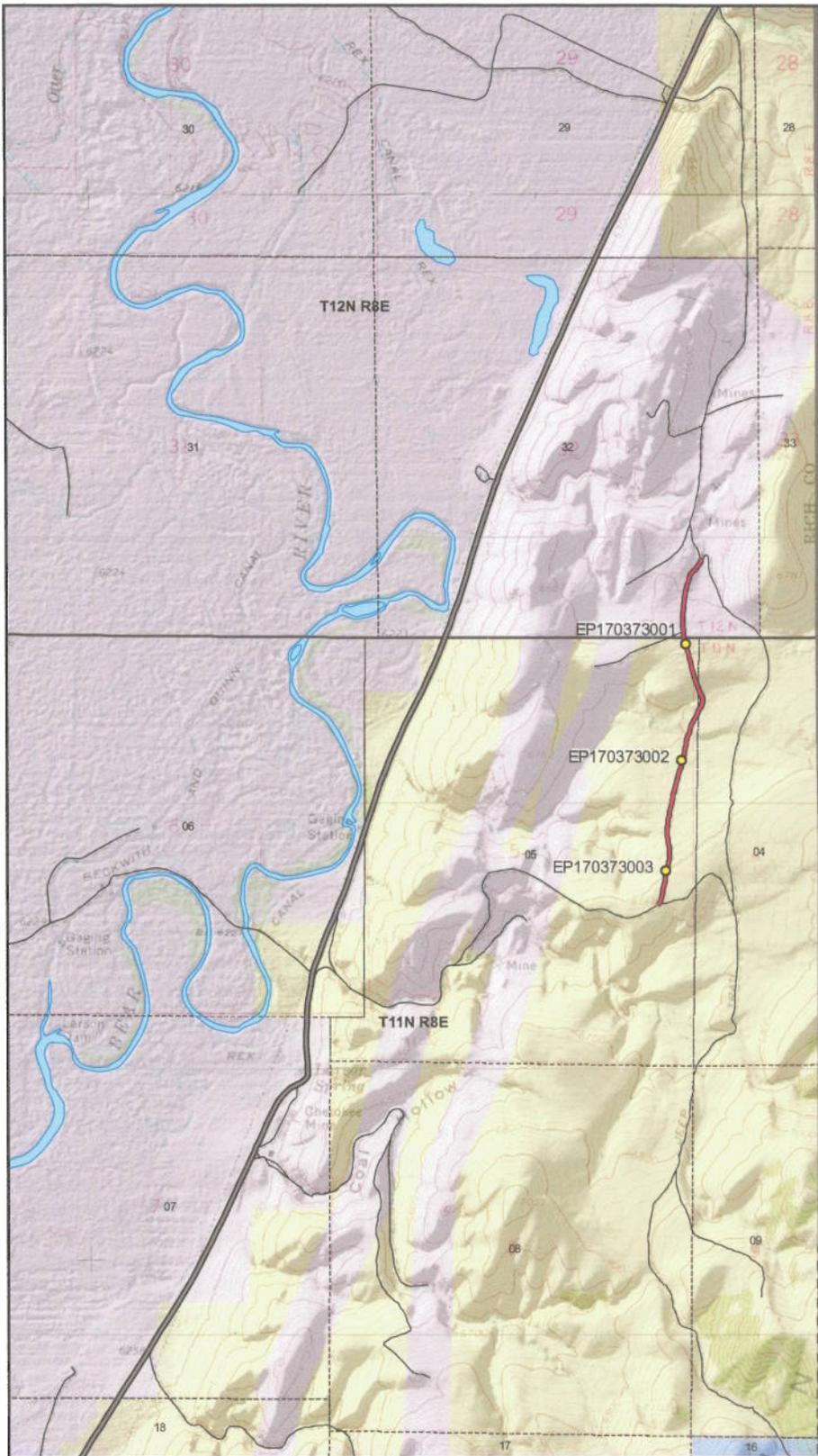
THOMAS L. BRITTON

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





NOTARY PUBLIC



Scale
1:26,145
1 inch = 0.44 miles

AR117C - Rich County
SGID RD_ID RD170373 CO_UNIQUE AR117C

<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"> — AR117C — 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

0537

AFFIDAVIT OF DAVID D. JONES
RICH COUNTY, UTAH
RICH COUNTY D ROAD NO. AR117C

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. AR117C 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. AR117C (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 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 the early 1960s, when I first traveled and observed it.

6. During the Time Period of My Experience the Road has been traveled daily, weather permitting during periods of active mining and weekly, weather permitting, during other periods.

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.

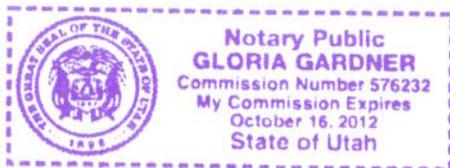
8. During the Time Period of My Experience I have personally used the Road for hunting, recreation, livestock operations and mining activities as part of my employment and I have observed others from the general public using the Road for the same purposes.

DATED this 22 day of October, 2008.



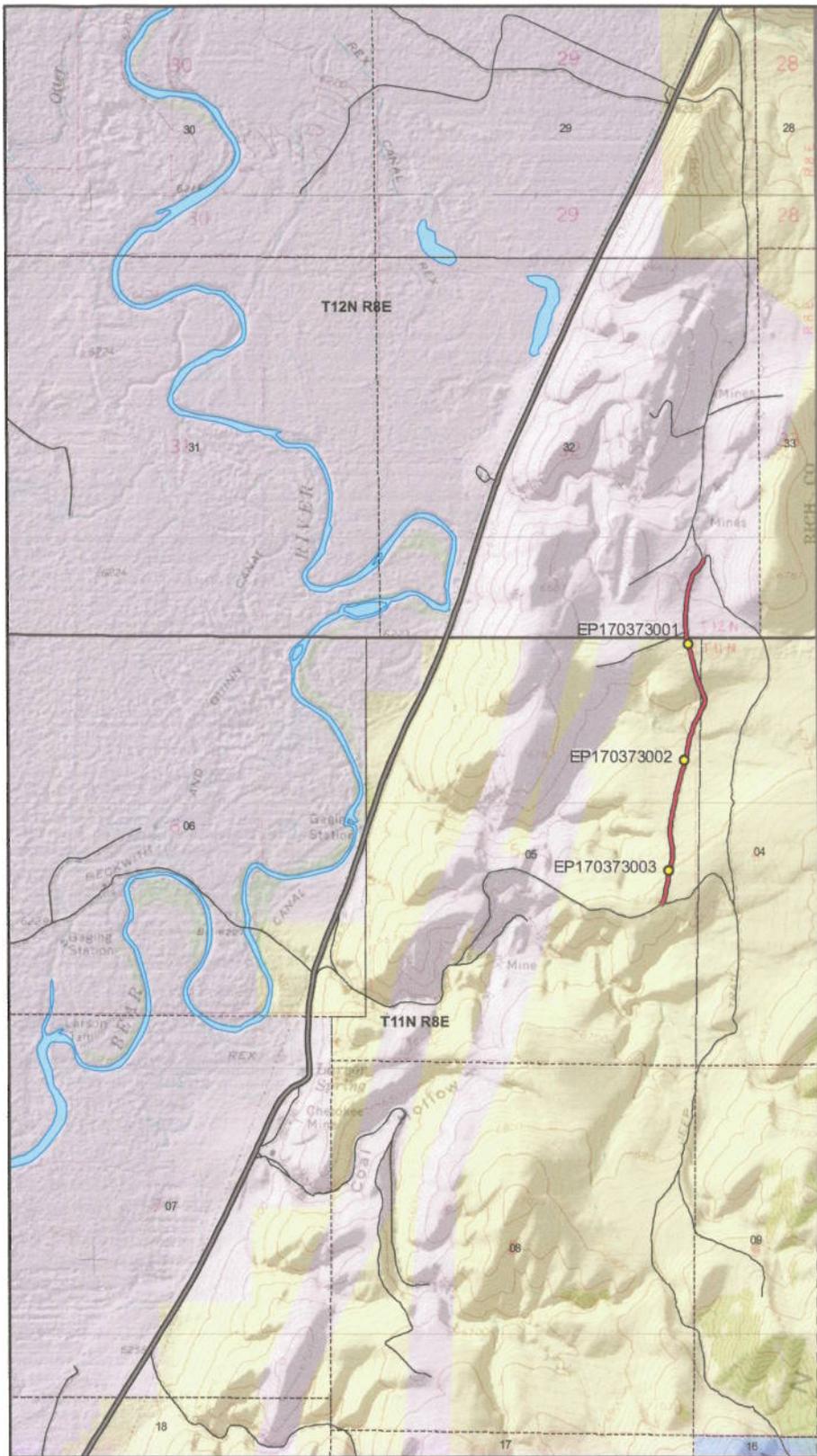
DAVID D. JONES

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





NOTARY PUBLIC



Scale
1:28,145
1 inch = 0.44 miles

AR117C - Rich County
SGID RD_ID RD170373 CO_UNIQUE AR117C

Land Ownership Categories	Misc	Transportation Network
<ul style="list-style-type: none"> ● BLM ■ Private ◆ SITLA, State Trust Land ◆ USFS, National Forest ◆ State Parks and Recreation ◆ UDWR Wildlife Reserve 	<ul style="list-style-type: none"> ○ Photo Event Point Section = 1 Mile 	<ul style="list-style-type: none"> — AR117C — 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

0540

Appendix A to Attachment 4

Popular Name: AR117C

County: Rich

County Road Number: AR117C

State Geographic Information Database (SGID) Road Identification Number: RD170373.

Road-Segment Number: 001

Road-Segment Length: 0.75 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 8 East, Section(s) 4,5, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (AR117C)-- 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 43 minutes 19.77 seconds North Latitude and -111 degrees 03 minutes 16.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,762,019.0 feet and Y = 3,787,159.4 feet; thence the following courses along the said road center line:

thence North 43 Degrees 02 Minutes 00 Seconds East	16.3 feet
thence North 28 Degrees 14 Minutes 40 Seconds East	41.9 feet
thence North 18 Degrees 32 Minutes 00 Seconds East	41.6 feet
thence North 15 Degrees 19 Minutes 41 Seconds East	45 feet
thence North 10 Degrees 48 Minutes 46 Seconds East	44.2 feet
thence North 10 Degrees 03 Minutes 06 Seconds East	43.7 feet
thence North 11 Degrees 28 Minutes 20 Seconds East	44.9 feet
thence North 11 Degrees 08 Minutes 02 Seconds East	47.9 feet
thence North 09 Degrees 46 Minutes 02 Seconds East	48.7 feet
thence North 10 Degrees 02 Minutes 44 Seconds East	47.4 feet
thence North 06 Degrees 53 Minutes 13 Seconds West	28.7 feet
thence North 19 Degrees 15 Minutes 44 Seconds East	61.7 feet

thence North 15 Degrees 51 Minutes 33 Seconds East 42.4 feet
 thence North 12 Degrees 54 Minutes 37 Seconds East 40.1 feet
 thence North 11 Degrees 27 Minutes 29 Seconds East 38.6 feet
 thence North 09 Degrees 02 Minutes 49 Seconds East 36.3 feet
 thence North 07 Degrees 52 Minutes 37 Seconds East 34.5 feet
 thence North 01 Degrees 38 Minutes 41 Seconds East 38.1 feet
 thence North 00 Degrees 33 Minutes 05 Seconds East 42.7 feet
 thence North 04 Degrees 22 Minutes 46 Seconds West 37.2 feet
 thence North 09 Degrees 01 Minutes 56 Seconds West 32.5 feet
 thence North 14 Degrees 21 Minutes 58 Seconds West 28.4 feet
 thence North 12 Degrees 46 Minutes 48 Seconds West 25.9 feet
 thence North 06 Degrees 44 Minutes 27 Seconds West 29.4 feet
 thence North 11 Degrees 15 Minutes 10 Seconds West 38.1 feet
 thence North 06 Degrees 27 Minutes 44 Seconds West 39.9 feet
 thence North 04 Degrees 41 Minutes 29 Seconds West 38.8 feet
 thence North 00 Degrees 10 Minutes 37 Seconds East 37.1 feet
 thence North 02 Degrees 22 Minutes 14 Seconds East 34.8 feet
 thence North 08 Degrees 13 Minutes 31 Seconds East 37.5 feet
 thence North 04 Degrees 23 Minutes 39 Seconds East 39.8 feet
 thence North 08 Degrees 44 Minutes 29 Seconds East 39.6 feet
 thence North 12 Degrees 35 Minutes 16 Seconds East 36.7 feet
 thence North 12 Degrees 02 Minutes 20 Seconds East 38.3 feet
 thence North 09 Degrees 40 Minutes 40 Seconds East 39.7 feet
 thence North 10 Degrees 05 Minutes 44 Seconds East 41.7 feet
 thence North 11 Degrees 09 Minutes 32 Seconds East 41.2 feet
 thence North 12 Degrees 14 Minutes 56 Seconds East 40.7 feet
 thence North 10 Degrees 06 Minutes 26 Seconds East 38 feet
 thence North 10 Degrees 31 Minutes 12 Seconds East 40.1 feet
 thence North 11 Degrees 39 Minutes 38 Seconds East 37.9 feet
 thence North 12 Degrees 31 Minutes 03 Seconds East 38.4 feet
 thence North 13 Degrees 31 Minutes 51 Seconds East 26 feet
 thence North 15 Degrees 18 Minutes 44 Seconds East 17 feet
 thence North 09 Degrees 32 Minutes 08 Seconds East 7.7 feet
 thence North 13 Degrees 33 Minutes 16 Seconds East 30.1 feet
 thence North 13 Degrees 14 Minutes 25 Seconds East 49 feet
 thence North 14 Degrees 09 Minutes 49 Seconds East 49.8 feet
 thence North 14 Degrees 33 Minutes 05 Seconds East 48.6 feet
 thence North 15 Degrees 33 Minutes 36 Seconds East 46.8 feet
 thence North 18 Degrees 06 Minutes 17 Seconds East 50.9 feet
 thence North 15 Degrees 07 Minutes 28 Seconds East 57.9 feet
 thence North 13 Degrees 32 Minutes 22 Seconds East 54.8 feet
 thence North 14 Degrees 33 Minutes 05 Seconds East 48.6 feet
 thence North 14 Degrees 01 Minutes 09 Seconds East 43.7 feet
 thence North 10 Degrees 09 Minutes 41 Seconds East 45.1 feet
 thence North 14 Degrees 01 Minutes 09 Seconds East 43.7 feet
 thence North 09 Degrees 28 Minutes 52 Seconds East 44.3 feet
 thence North 12 Degrees 53 Minutes 10 Seconds East 44.5 feet
 thence North 08 Degrees 33 Minutes 02 Seconds East 42.5 feet
 thence North 13 Degrees 36 Minutes 17 Seconds East 45 feet

thence North 12 Degrees 48 Minutes 14 Seconds East 40.4 feet
 thence North 16 Degrees 08 Minutes 15 Seconds East 54.4 feet
 thence North 18 Degrees 50 Minutes 56 Seconds East 63.9 feet
 thence North 19 Degrees 22 Minutes 55 Seconds East 65.2 feet
 thence North 23 Degrees 11 Minutes 24 Seconds East 69.1 feet
 thence North 29 Degrees 18 Minutes 58 Seconds East 71 feet
 thence North 28 Degrees 27 Minutes 22 Seconds East 57.2 feet
 thence North 28 Degrees 24 Minutes 35 Seconds East 15.1 feet
 thence North 26 Degrees 21 Minutes 13 Seconds East 70.9 feet
 thence North 20 Degrees 50 Minutes 25 Seconds East 60.9 feet
 thence North 00 Degrees 58 Minutes 25 Seconds West 58.4 feet
 thence North 20 Degrees 43 Minutes 57 Seconds West 57.4 feet
 thence North 23 Degrees 46 Minutes 04 Seconds West 61.9 feet
 thence North 21 Degrees 38 Minutes 12 Seconds West 31.1 feet
 thence North 21 Degrees 40 Minutes 12 Seconds West 34.8 feet
 thence North 22 Degrees 11 Minutes 08 Seconds West 64.4 feet
 thence North 19 Degrees 30 Minutes 32 Seconds West 63.9 feet
 thence North 16 Degrees 45 Minutes 07 Seconds West 65 feet
 thence North 14 Degrees 13 Minutes 57 Seconds West 68.3 feet
 thence North 15 Degrees 14 Minutes 41 Seconds West 72.7 feet
 thence North 14 Degrees 33 Minutes 08 Seconds West 73.5 feet
 thence North 13 Degrees 55 Minutes 35 Seconds West 72.6 feet
 thence North 15 Degrees 16 Minutes 43 Seconds West 70 feet
 thence North 15 Degrees 01 Minutes 54 Seconds West 68.5 feet
 thence North 14 Degrees 46 Minutes 56 Seconds West 65.8 feet
 thence North 12 Degrees 03 Minutes 23 Seconds West 25.7 feet

more or less to **the ending point at:** 41 degrees 43 minutes 57.37 seconds North Latitude and -111 degrees 03 minutes 011.5 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,762,372.9 feet and Y = 3,790,966.6 feet.