

Recorded NOV 13 2008 Filing No. 76058  
At 9:15 AM/PM in Book 510 Page 710  
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 AR126; County Road Number: AR126; State Geographic Information Database (SGID) Road Identification Number: RD170390. Total road length is 0.54 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.

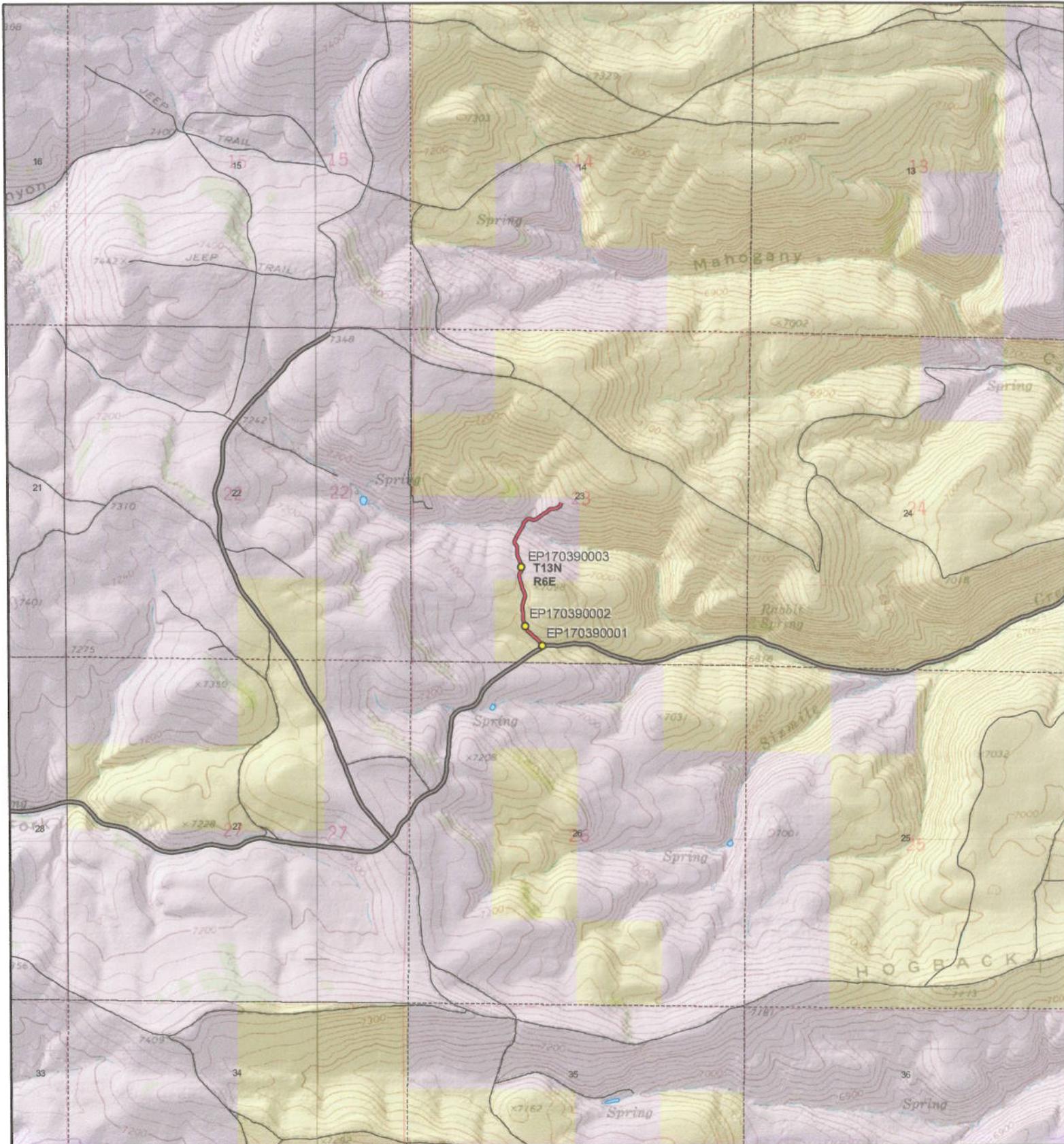
This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of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





**AR126 - Rich County**

**SGID RD\_ID RD170390 CO\_UNIQUE AR126**

**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

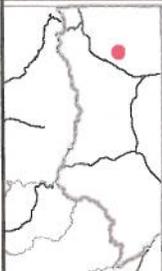
**Transportation Network**

- AR126
- Title V: Issued Or Under Consideration By BLM Or County
- County B Road
- State / U.S. Highway
- Other Roads

**0712**



Scale  
1:24,490  
1 in = 0 miles



Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Oct 15, 2008





EP170390001



EP170390002



EP170390003

EP000000000

EP000000000

EP000000000

**AR126 - Rich County**  
**SGID RD\_ID RD170390**

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



0713

### Attachment 3

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

**Popular Name:** AR126

**County:** Rich

**County Road Number:** AR126

**State Geographic Information Database (SGID) Road Identification Number:** RD170390.

**Total Road Length:** 0.54 miles more or less.

**Beginning at a point** on the road centerline located at 41 degrees 50 minutes 48.43 seconds North Latitude and -111 degrees 14 minutes 15.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,711,909.0 feet and Y = 3,832,370.2 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 41 degrees 51 minutes 10.68 seconds North Latitude and -111 degrees 14 minutes 11.82 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,712,175.0 feet and Y = 3,834,622.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 13 North Range 6 East, Section(s) 23, Salt Lake Base & Meridian  
See Attachment 1 above for a cartographic depiction of the course of this road.

0714

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

**Popular Name: AR126**

**County: Rich**

**County Road Number: AR126**

**State Geographic Information Database (SGID) Road Identification Number: RD170390.**

**Total Road Length: 0.54 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>RD170390</b>	<b>001</b>	<b>BLM</b>	<b>0.23 Miles</b>	<b>A</b>
<b>RD170390</b>	<b>002</b>	<b>PVT</b>	<b>0.32 Miles</b>	<b>(not shown)</b>
		<b>Total Road Length</b>	<b>0.54</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.

0715

**Attachment 5**

**AFFIDAVIT OF DOYLE ESTERHOLDT**  
**RICH COUNTY, UTAH**  
**RICH COUNTY D ROAD NO. AR126**

State of Utah     )  
                          : ss.  
County of Rich    )

I, DOYLE ESTERHOLDT, 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 18, 1942, in Logan, Cache County, Utah, and have lived in Rich County for the last 65 years. From 1986 to 2005 I worked for the Rich County Road Department as a heavy equipment operator. I have also been a cattle rancher in northern Rich County for all of my adult life.

2. I have traveled and am familiar with Rich County Road No. AR126 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. AR126 (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 late 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 1950, 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 late 1950s, when I first traveled and observed it.

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

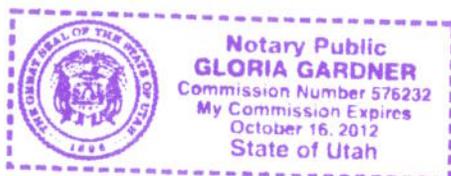
7. During the Time Period of My Experience I have personally traveled the Road by various means, including pickup truck and ATV, and I have observed others from the general public traveling it by the same means.

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

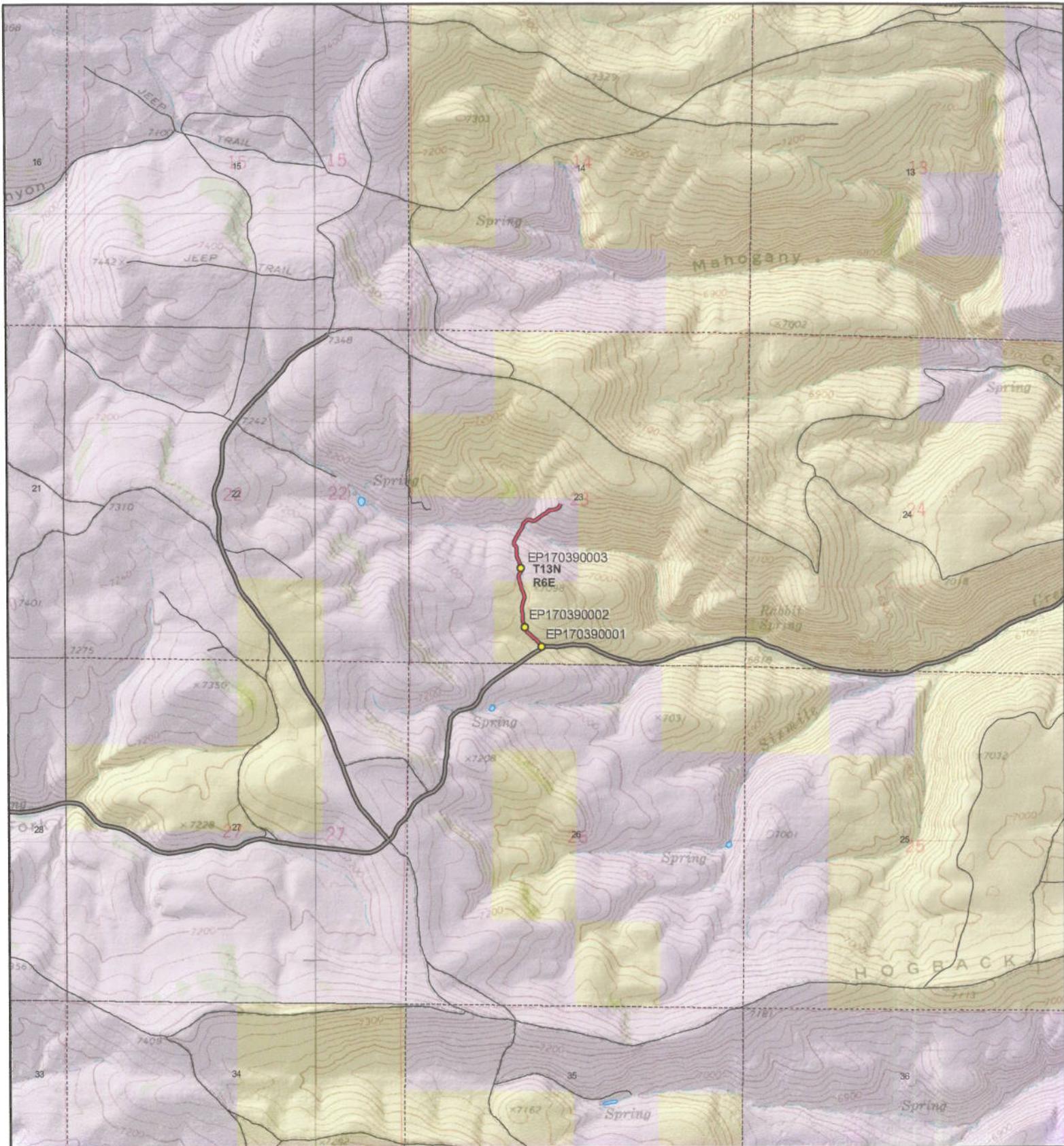
DATED this 20 day of October, 2008.

  
DOYLE ESTERHOLDT

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



  
NOTARY PUBLIC



**AR126 - Rich County**  
**SGID RD\_ID RD170390 CO\_UNIQUE AR126**

**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

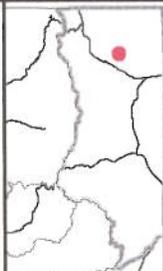
**0719**

**Transportation Network**

- AR126
- Title V: Issued Or Under Consideration By BLM Or County
- County B Road
- State / U.S. Highway
- Other Roads



Scale  
1:24,490  
1 in = 0 miles



Map prepared by the State of Utah  
 Automated Geographic Reference Center  
 Room 5130 State Office Building  
 Salt Lake City, Utah 84114  
 Oct 15, 2008



**AFFIDAVIT OF B. REED GROLL**  
**RICH COUNTY, UTAH**  
**RICH COUNTY D ROAD NO. AR126**

State of Utah     )  
                          : ss.  
County of Rich    )

I, B. REED GROLL, 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 March 27, 1945, in Ogden, Utah. I have lived in Rich County for 60 years. I have been a cattle rancher for the past 50 years.

2. I have traveled and am familiar with Rich County Road No. AR 126 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 126 (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 1958 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 1940s, 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 1958 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, truck with horse trailer and horseback, and I have observed others from the general public traveling it by the same means and others, including ATVs.

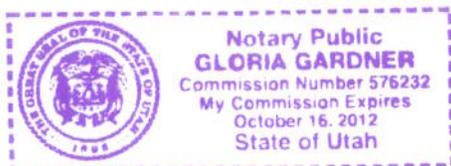
8. During the Time Period of My Experience I have personally used the Road for livestock operations and hunting and I have observed others from the general public using the Road for the same purposes and others, including oil and gas exploration, fire control, recreation and camping.

DATED this 20th day of October, 2008.

*B Reed Groll*

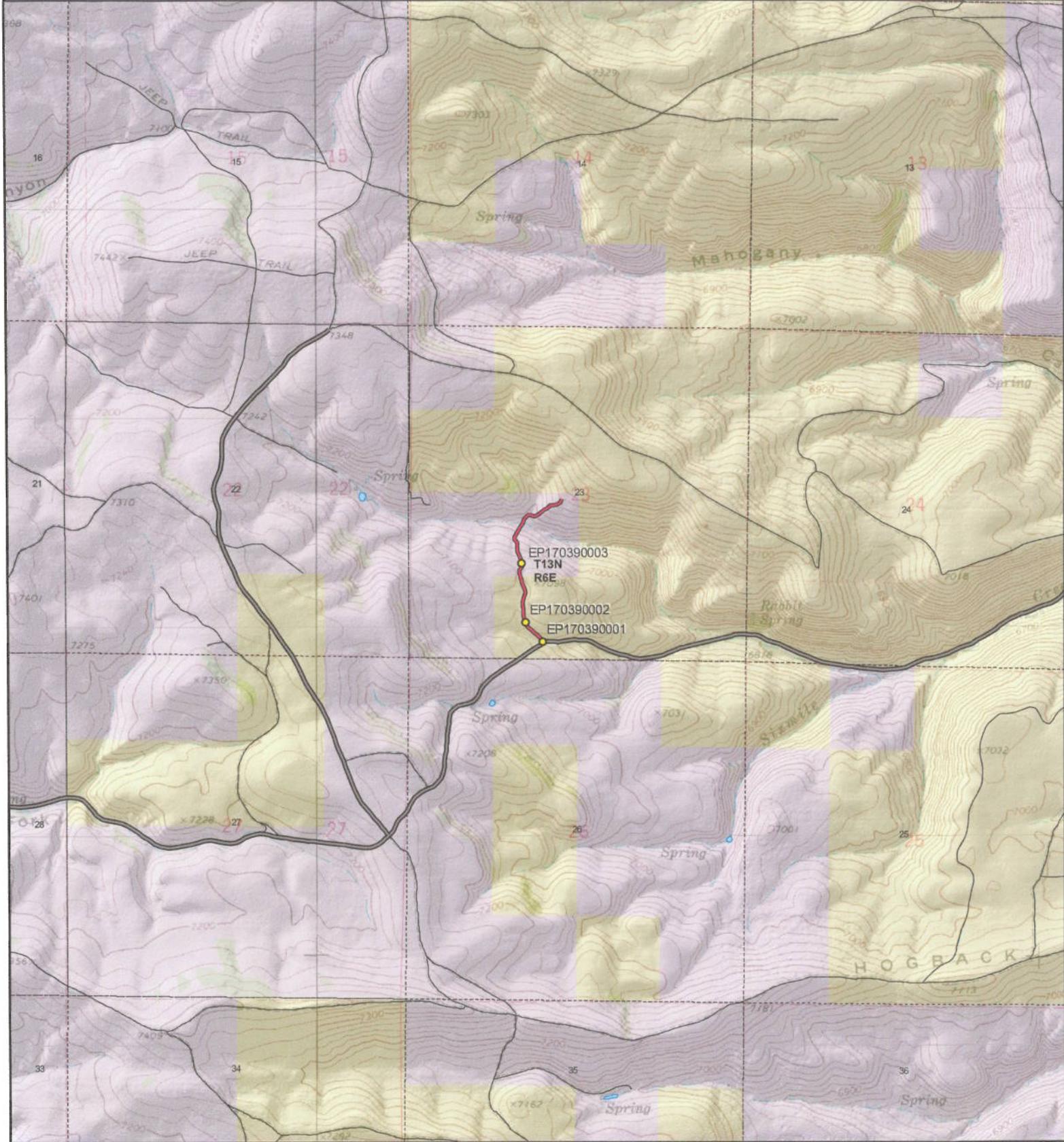
B. REED GROLL

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



*Gloria Gardner*  
NOTARY PUBLIC

0721



**AR126 - Rich County**

**SGID RD\_ID RD170390 CO\_UNIQUE AR126**

**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

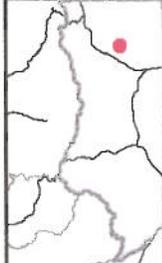
**0722**

**Transportation Network**

- AR126
- Title V: Issued Or Under Consideration By BLM Or County
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- Other Roads



Scale  
1:24,490  
1 in = 0 miles



Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Oct 15, 2008



## Appendix A to Attachment 4

**Popular Name: AR126**

**County: Rich**

**County Road Number: AR126**

**State Geographic Information Database (SGID) Road Identification Number: RD170390.**

**Road-Segment Number: 001**

**Road-Segment Length: 0.23 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 13 North Range 6 East, Section(s) 23, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (AR126)-- 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 50 minutes 48.43 seconds North Latitude and -111 degrees 14 minutes 15.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,711,909.0 feet and Y = 3,832,370.2 feet; thence the following courses along the said road center line:

thence North 44 Degrees 30 Minutes 04 Seconds West 16 feet  
thence North 49 Degrees 19 Minutes 20 Seconds West 20 feet  
thence North 45 Degrees 19 Minutes 53 Seconds West 25.5 feet  
thence North 48 Degrees 00 Minutes 55 Seconds West 29.7 feet  
thence North 44 Degrees 27 Minutes 48 Seconds West 30.6 feet  
thence North 41 Degrees 45 Minutes 18 Seconds West 29.8 feet  
thence North 43 Degrees 50 Minutes 13 Seconds West 26.7 feet  
thence North 54 Degrees 47 Minutes 37 Seconds West 36.7 feet  
thence North 50 Degrees 31 Minutes 33 Seconds West 41 feet  
thence North 46 Degrees 18 Minutes 49 Seconds West 40.6 feet  
thence North 44 Degrees 58 Minutes 48 Seconds West 37.8 feet  
thence North 39 Degrees 48 Minutes 14 Seconds West 36.1 feet

thence North 26 Degrees 53 Minutes 47 Seconds West 34.5 feet  
thence North 19 Degrees 26 Minutes 40 Seconds West 35.1 feet  
thence North 17 Degrees 07 Minutes 47 Seconds West 36.3 feet  
thence North 18 Degrees 04 Minutes 34 Seconds West 34.5 feet  
thence North 17 Degrees 41 Minutes 08 Seconds West 33 feet  
thence North 09 Degrees 25 Minutes 18 Seconds West 33.2 feet  
thence North 01 Degrees 12 Minutes 59 Seconds East 36.4 feet  
thence North 04 Degrees 48 Minutes 23 Seconds West 37.9 feet  
thence North 11 Degrees 32 Minutes 31 Seconds West 37.1 feet  
thence North 06 Degrees 15 Minutes 22 Seconds West 35 feet  
thence North 09 Degrees 07 Minutes 50 Seconds East 33.9 feet  
thence North 12 Degrees 15 Minutes 05 Seconds East 37.7 feet  
thence North 12 Degrees 32 Minutes 36 Seconds East 35.4 feet  
thence North 17 Degrees 55 Minutes 52 Seconds East 34.6 feet  
thence North 11 Degrees 23 Minutes 36 Seconds East 35.5 feet  
thence North 03 Degrees 24 Minutes 41 Seconds East 35.2 feet  
thence North 12 Degrees 04 Minutes 37 Seconds West 33.9 feet  
thence North 22 Degrees 30 Minutes 56 Seconds West 36.5 feet  
thence North 21 Degrees 40 Minutes 57 Seconds West 38.8 feet  
thence North 19 Degrees 28 Minutes 25 Seconds West 42 feet  
thence North 17 Degrees 37 Minutes 55 Seconds West 41.9 feet  
thence North 18 Degrees 20 Minutes 08 Seconds West 41.4 feet  
thence North 13 Degrees 15 Minutes 32 Seconds West 21 feet more or less to **the ending point**

at: 41 degrees 50 minutes 58.78 seconds North Latitude and -111 degrees 14 minutes 20.46 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,711,524.8 feet and Y = 3,833,416.4 feet.