

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

Recorded NOV 13 2008 Filing No. 76099  
At 9:15 AM/PM in Book S10 Page 1243  
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 AR168; County Road Number: AR168; State Geographic Information Database (SGID) Road Identification Number: RD170444. Total road length is 0.44 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.

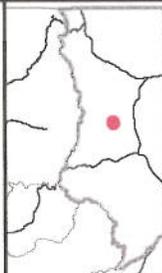
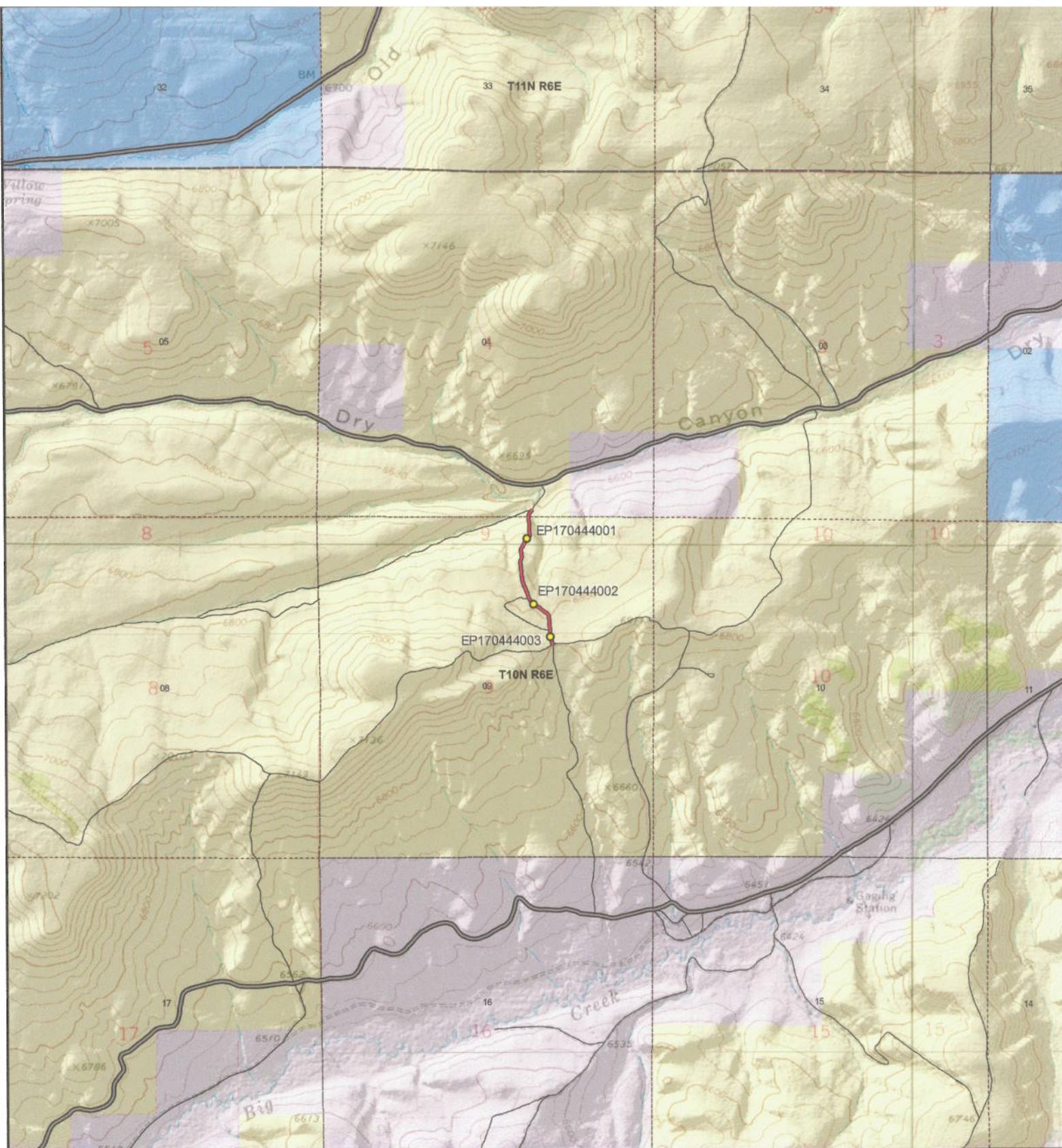
This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of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





Scale  
1:24,289  
1 in = 0 miles

**AR168 - Rich County**  
**SGID RD\_ID RD170444 CO\_UNIQUE AR168**

**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

1245

**Transportation Network**

- AR168
- 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 15, 2008





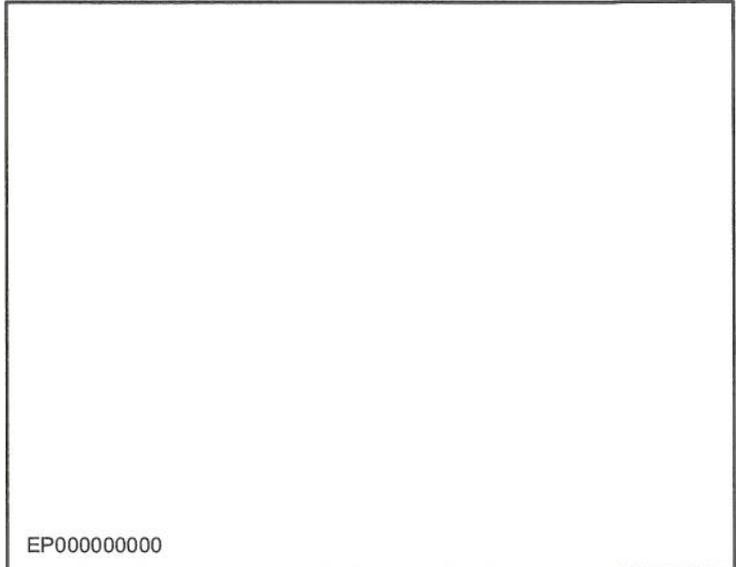
EP170444001



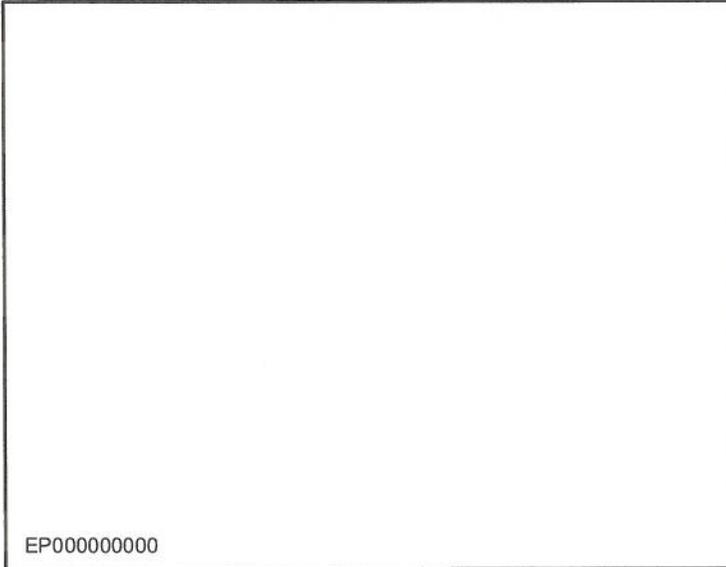
EP170444002



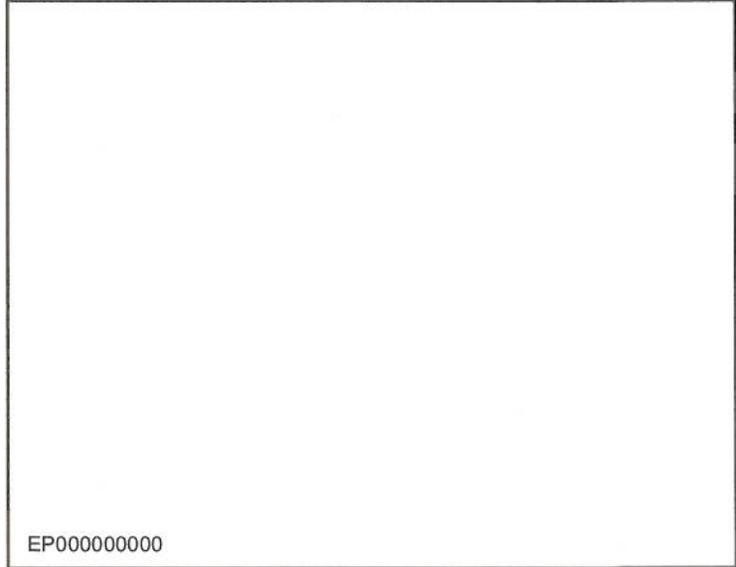
EP170444003



EP000000000



EP000000000



EP000000000

**AR168 - Rich County**  
**SGID RD\_ID RD170444**

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



1246



## Attachment 3

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

**Popular Name: AR168**

**County: Rich**

**County Road Number: AR168**

**State Geographic Information Database (SGID) Road Identification Number: RD170444.**

**Total Road Length: 0.44 miles more or less.**

**Beginning at a point** on the road centerline located at 41 degrees 37 minutes 014.3 seconds North Latitude and -111 degrees 16 minutes 16.53 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,702,959.6 feet and Y = 3,749,937.2 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 41 degrees 37 minutes 35.06 seconds North Latitude and -111 degrees 16 minutes 20.81 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,702,629.1 feet and Y = 3,752,038.5 feet based on the US Survey Foot conversion.

This road may traverse:

Township 10 North Range 6 East, Section(s) 4,9, Salt Lake Base & Meridian  
See Attachment 1 above for a cartographic depiction of the course of this road.

1247

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

**Popular Name: AR168**

**County: Rich**

**County Road Number: AR168**

**State Geographic Information Database (SGID) Road Identification Number: RD170444.**

**Total Road Length: 0.44 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>RD170444</b>	<b>001</b>	<b>BLM</b>	<b>0.44 Miles</b>	<b>A</b>
		<b>Total Road Length</b>	<b>0.44</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.

1248

**Attachment 5**

**AFFIDAVIT OF ROSS G. ARGYLE**  
**RICH COUNTY, UTAH**  
**RICH COUNTY D ROAD NO. AR168**

State of Utah     )  
                          : ss.  
County of Rich    )

I, ROSS G. ARGYLE, 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 May 30, 1936, in Randolph, Rich County, Utah, have lived in Rich County, Utah, all of my life and have been involved in livestock operations all of my adult life.

2. I have traveled and am familiar with Rich County Road No. AR168 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. AR168 (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 1950s through 1976 and continuing until the 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.

5. When I last traveled and observed the Road in 2008, it appeared to follow the same route as in the early 1950s, when I first traveled and observed it.

6. During the Time Period of My Experience the Road was traveled weekly, weather permitting, during grazing and hunting season and monthly, weather permitting during the other times of the year.

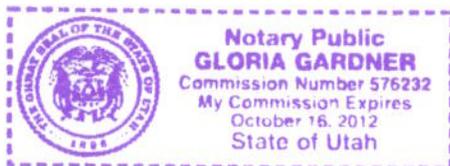
7. During the Time Period of My Experience I personally traveled the Road on horseback, pickup truck and I have observed others from the general public traveling it by the same means, plus ATVs.

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

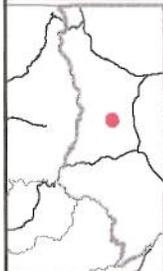
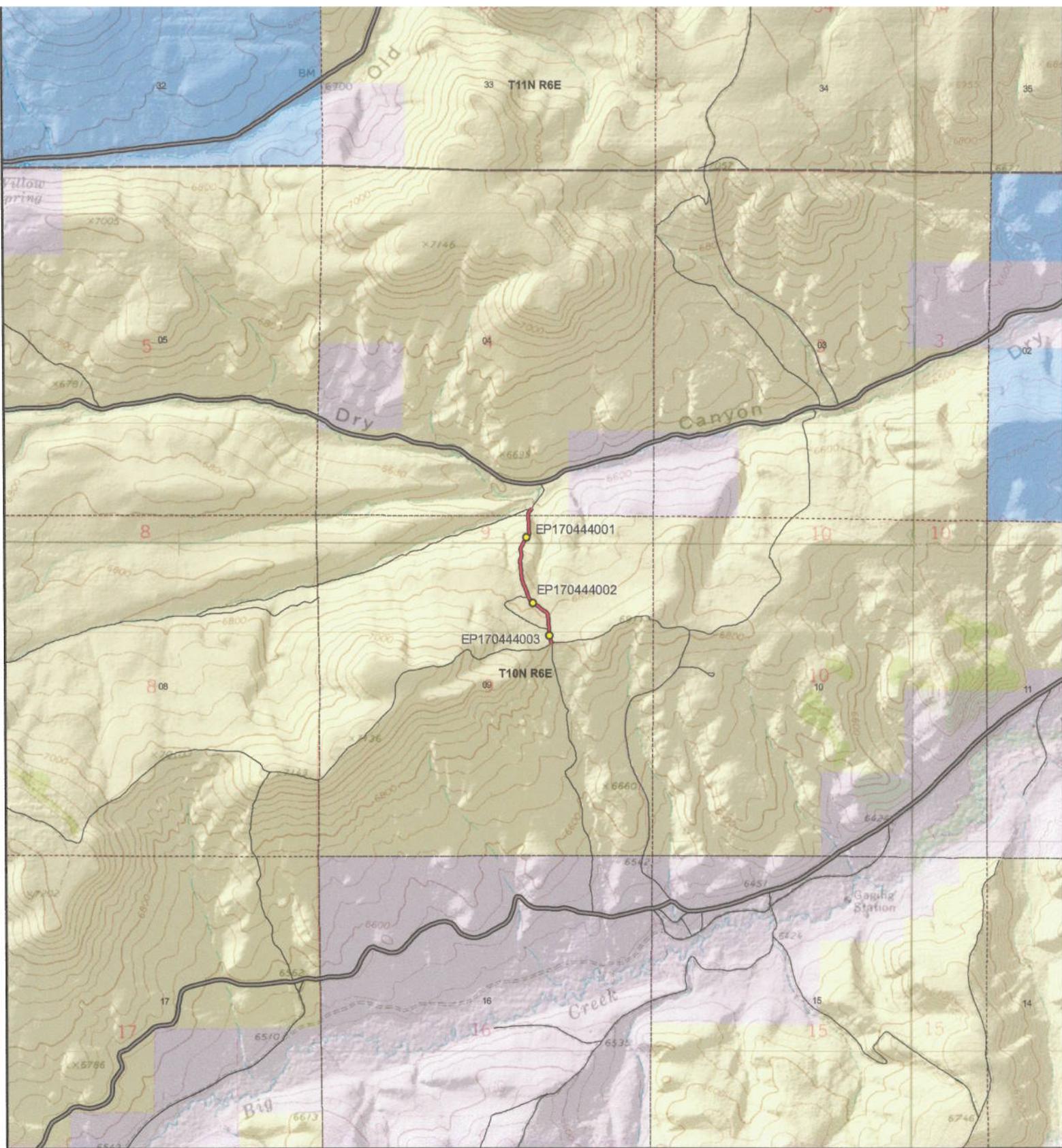
DATED this 23 day of October, 2008.

  
\_\_\_\_\_  
ROSS G. ARGYLE

SUBSCRIBED AND SWORN to before me this 23rd day of October, 2008.



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



Scale  
1:24,289  
1 in = 0 miles

**AR168 - Rich County**  
**SGID RD\_ID RD170444 CO\_UNIQUE AR168**

**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

1252

**Transportation Network**

- AR168
- 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 15, 2006



**AFFIDAVIT OF KENNETH R. BROWN**  
**RICH COUNTY, UTAH**  
**RICH COUNTY D ROAD NO. AR168**

State of Utah     )  
                          : ss.  
County of Rich    )

I, KENNETH R. 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 April 24, 1938 in Woodruff, Utah. I have lived in Rich County for 50 years. I have been a cattle rancher for the past 40 years. I was a Rich County Commissioner from 1982 to 1996.

2. I have traveled and am familiar with Rich County Road No. AR 168 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 168 (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 1964 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 1900s, 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 1964 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 others, including jeeps and ATVs.

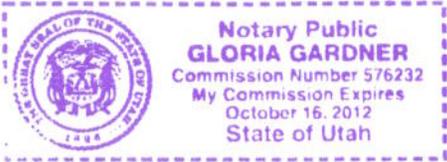
8. During the Time Period of My Experience I have personally used the Road for livestock operations and hunting and I have observed others from the general public using the Road for the same purposes and others including recreation, traveling in and through the area, fire control, trapping and predator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

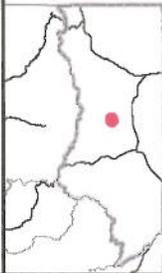
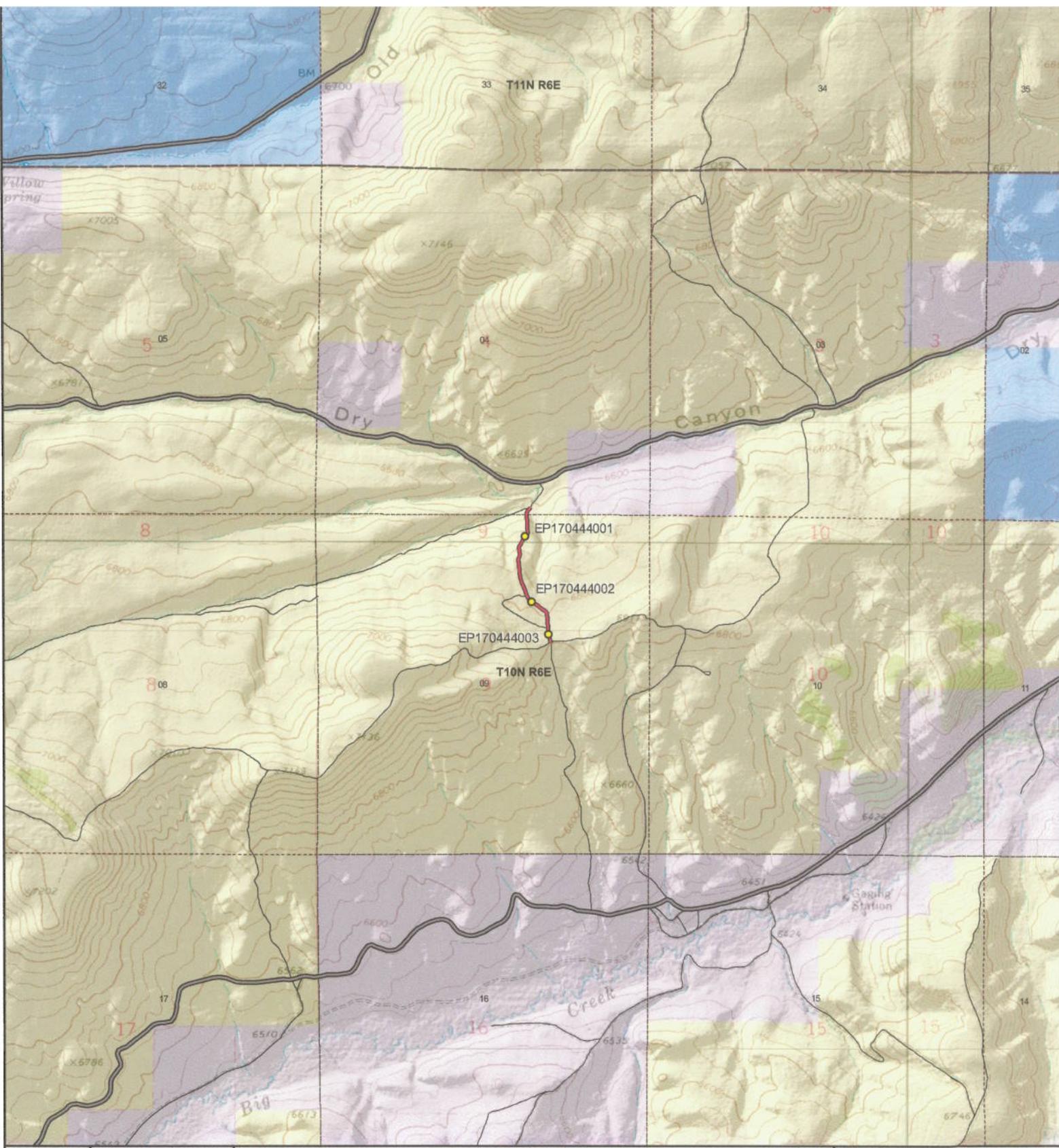
DATED this 20 day of October, 2008.

*Kenneth R. Brown*  
KENNETH R. BROWN

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

*Gloria Gardner*  
NOTARY PUBLIC





Scale  
1:24,289  
1 in = 0 miles

**AR168 - Rich County**  
**SGID RD\_ID RD170444 CO\_UNIQUE AR168**

**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

**1255**

**Transportation Network**

- AR168
- 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 15, 2008



## Appendix A to Attachment 4

**Popular Name: AR168**

**County: Rich**

**County Road Number: AR168**

**State Geographic Information Database (SGID) Road Identification Number: RD170444.**

**Road-Segment Number: 001**

**Road-Segment Length: 0.44 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 6 East, Section(s) 4,9, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (AR168)-- 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 37 minutes 014.3 seconds North Latitude and -111 degrees 16 minutes 16.53 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,702,959.6 feet and Y = 3,749,937.2 feet; thence the following courses along the said road center line:

thence North 19 Degrees 25 Minutes 28 Seconds West 9 feet  
thence North 19 Degrees 37 Minutes 15 Seconds West 13.9 feet  
thence North 18 Degrees 45 Minutes 57 Seconds West 17.6 feet  
thence North 15 Degrees 30 Minutes 14 Seconds West 20.1 feet  
thence North 17 Degrees 22 Minutes 07 Seconds West 21.3 feet  
thence North 12 Degrees 51 Minutes 35 Seconds West 21.2 feet  
thence North 11 Degrees 00 Minutes 02 Seconds West 23 feet  
thence North 05 Degrees 57 Minutes 42 Seconds West 23.4 feet  
thence North 04 Degrees 39 Minutes 47 Seconds West 21.7 feet  
thence North 06 Degrees 34 Minutes 22 Seconds West 21.1 feet  
thence North 03 Degrees 36 Minutes 05 Seconds West 23 feet  
thence North 07 Degrees 41 Minutes 00 Seconds West 20.5 feet

thence North 03 Degrees 09 Minutes 54 Seconds West 33.2 feet  
thence North 05 Degrees 48 Minutes 00 Seconds West 31 feet  
thence North 07 Degrees 00 Minutes 19 Seconds West 31.1 feet  
thence North 01 Degrees 30 Minutes 43 Seconds West 31.8 feet  
thence North 04 Degrees 15 Minutes 24 Seconds West 33.6 feet  
thence North 02 Degrees 44 Minutes 31 Seconds West 31.2 feet  
thence North 08 Degrees 15 Minutes 28 Seconds West 26.2 feet  
thence North 23 Degrees 31 Minutes 46 Seconds West 25 feet  
thence North 45 Degrees 50 Minutes 49 Seconds West 25.8 feet  
thence North 54 Degrees 21 Minutes 01 Seconds West 29.6 feet  
thence North 55 Degrees 51 Minutes 06 Seconds West 33 feet  
thence North 57 Degrees 25 Minutes 32 Seconds West 39.9 feet  
thence North 56 Degrees 30 Minutes 58 Seconds West 41.9 feet  
thence North 56 Degrees 53 Minutes 54 Seconds West 40.5 feet  
thence North 55 Degrees 04 Minutes 04 Seconds West 39.8 feet  
thence North 54 Degrees 16 Minutes 14 Seconds West 41.8 feet  
thence North 46 Degrees 23 Minutes 54 Seconds West 37.4 feet  
thence North 34 Degrees 34 Minutes 48 Seconds West 37.3 feet  
thence North 27 Degrees 51 Minutes 03 Seconds West 44 feet  
thence North 14 Degrees 22 Minutes 02 Seconds West 36.5 feet  
thence North 21 Degrees 52 Minutes 58 Seconds West 42 feet  
thence North 24 Degrees 05 Minutes 53 Seconds West 39.1 feet  
thence North 20 Degrees 28 Minutes 57 Seconds West 38.1 feet  
thence North 21 Degrees 20 Minutes 03 Seconds West 39.4 feet  
thence North 26 Degrees 11 Minutes 50 Seconds West 36.1 feet  
thence North 21 Degrees 14 Minutes 20 Seconds West 31.3 feet  
thence North 11 Degrees 30 Minutes 45 Seconds West 28.8 feet  
thence North 08 Degrees 48 Minutes 07 Seconds West 31.2 feet  
thence North 08 Degrees 45 Minutes 28 Seconds West 35.8 feet  
thence North 08 Degrees 57 Minutes 42 Seconds West 37.2 feet  
thence North 01 Degrees 15 Minutes 45 Seconds West 40.4 feet  
thence North 10 Degrees 13 Minutes 08 Seconds West 36.3 feet  
thence North 03 Degrees 28 Minutes 54 Seconds West 35.8 feet  
thence North 00 Degrees 19 Minutes 51 Seconds West 30.5 feet  
thence North 28 Degrees 32 Minutes 54 Seconds West 15.3 feet  
thence North 11 Degrees 38 Minutes 42 Seconds East 22.1 feet  
thence North 21 Degrees 28 Minutes 13 Seconds East 23 feet  
thence North 20 Degrees 31 Minutes 24 Seconds East 29.5 feet  
thence North 09 Degrees 18 Minutes 23 Seconds East 35.3 feet  
thence North 07 Degrees 47 Minutes 07 Seconds West 35.4 feet  
thence North 13 Degrees 17 Minutes 01 Seconds West 33.7 feet  
thence North 04 Degrees 52 Minutes 44 Seconds West 29 feet  
thence North 15 Degrees 47 Minutes 47 Seconds East 28.4 feet  
thence North 27 Degrees 20 Minutes 08 Seconds East 38.2 feet  
thence North 29 Degrees 11 Minutes 41 Seconds East 42.6 feet  
thence North 29 Degrees 50 Minutes 02 Seconds East 44.4 feet  
thence North 29 Degrees 11 Minutes 41 Seconds East 42.6 feet  
thence North 35 Degrees 05 Minutes 41 Seconds East 39.1 feet  
thence North 33 Degrees 48 Minutes 45 Seconds East 34.5 feet

thence North 03 Degrees 55 Minutes 40 Seconds East 30.9 feet  
thence North 07 Degrees 07 Minutes 11 Seconds West 27.8 feet  
thence North 04 Degrees 37 Minutes 12 Seconds West 26.3 feet  
thence North 03 Degrees 25 Minutes 30 Seconds West 24.3 feet  
thence North 04 Degrees 57 Minutes 59 Seconds West 24.4 feet  
thence North 03 Degrees 16 Minutes 00 Seconds West 25.6 feet  
thence North 01 Degrees 02 Minutes 18 Seconds West 26.6 feet  
thence North 04 Degrees 11 Minutes 47 Seconds West 24.3 feet  
thence North 11 Degrees 28 Minutes 26 Seconds West 22.1 feet  
thence North 07 Degrees 55 Minutes 32 Seconds West 19.9 feet  
thence North 02 Degrees 10 Minutes 43 Seconds West 20.4 feet  
thence North 01 Degrees 27 Minutes 32 Seconds East 18.9 feet  
thence North 01 Degrees 47 Minutes 24 Seconds East 1.8 feet  
thence North 07 Degrees 19 Minutes 10 Seconds East 22.2 feet  
thence North 18 Degrees 21 Minutes 22 Seconds East 23.6 feet  
thence North 32 Degrees 28 Minutes 49 Seconds East 29.7 feet  
thence North 39 Degrees 32 Minutes 44 Seconds East 33.8 feet  
thence North 38 Degrees 42 Minutes 16 Seconds East 15.6 feet more or less to **the ending**

**point at:** 41 degrees 37 minutes 35.06 seconds North Latitude and -111 degrees 16 minutes 20.81 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,702,629.1 feet and Y = 3,752,038.5 feet.