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

Recorded NOV 13 2008 Filing No. 76111
At 9:15 AM/PM in Book 510 Page 1411
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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 AR21A; County Road Number: AR21A; State Geographic Information Database (SGID) Road Identification Number: RD170457. Total road length is 0.79 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)

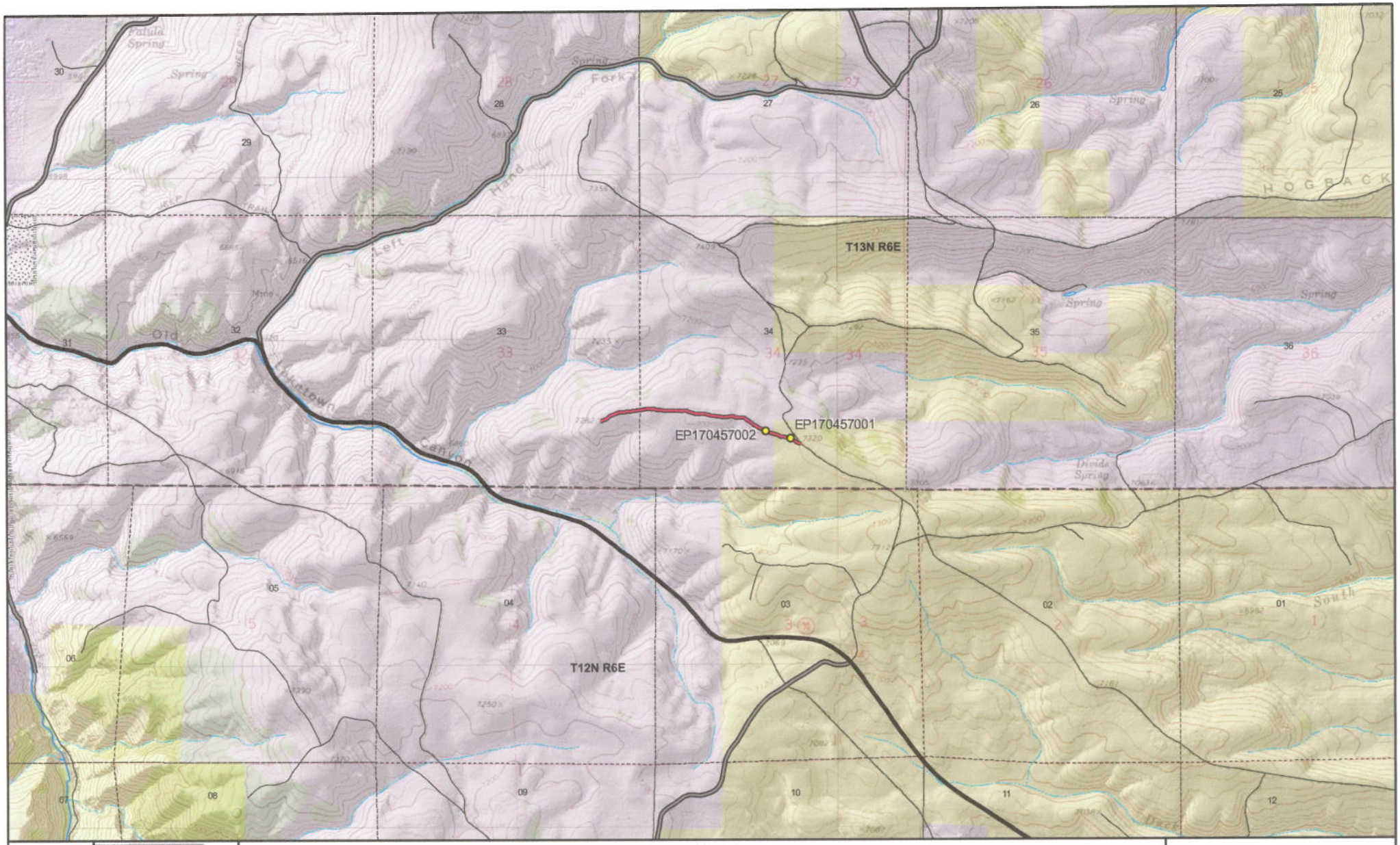
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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

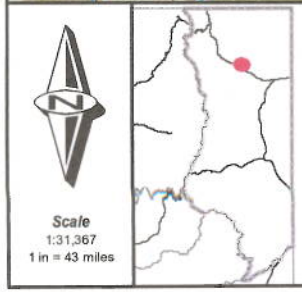
Dated this 10th day of November, 2008.

Deborah Montgomery
Notary Public

Notary Public
DEBORAH MONTGOMERY
5110 State Office Bldg, PO Box 142477
Salt Lake City, Utah 84114
My Commission Expires
April 24, 2012
State of Utah

1412





1413

AR21A - Rich County
SGID RD_ID RD170457 CO_UNIQUE AR21A

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
- AR21A
- 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

UTAH AGRC

EP170457001

EP170457002

EP000000000

EP000000000

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AR21A - Rich County
SGID RD_ID RD170457

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

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Attachment 3

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

Popular Name: AR21A
County: Rich
County Road Number: AR21A
State Geographic Information Database (SGID) Road Identification Number: RD170457.
Total Road Length: 0.79 miles more or less.

Beginning at a point on the road centerline located at 41 degrees 49 minutes 013.3 seconds North Latitude and -111 degrees 16 minutes 04.69 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,703,664.2 feet and Y = 3,822,716.8 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 41 degrees 49 minutes 08.81 seconds North Latitude and -111 degrees 15 minutes 12.27 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,707,635.3 feet and Y = 3,822,273.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 13 North Range 6 East, Section(s) 33,34, Salt Lake Base & Meridian
See Attachment 1 above for a cartographic depiction of the course of this road.

Attachment 4
Road Centerline Description Cover Page(s)

Popular Name: AR21A
County: Rich
County Road Number: AR21A
State Geographic Information Database (SGID) Road Identification Number: RD170457.
Total Road Length: 0.79 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
RD170457	001	PVT	0.68 Miles	(not shown)
RD170457	002	BLM	0.11 Miles	A
		Total Road Length	0.79	————

*** 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.

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Attachment 5

AFFIDAVIT OF B. REED GROLL

RICH COUNTY, UTAH

RICH COUNTY D ROAD NO. AR21A

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 21A 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 21A (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 traveling in and through the area, fire control, predator control and wildlife inventory from Utah State University.

DATED this 20 day of October, 2008.

B Reed Groll

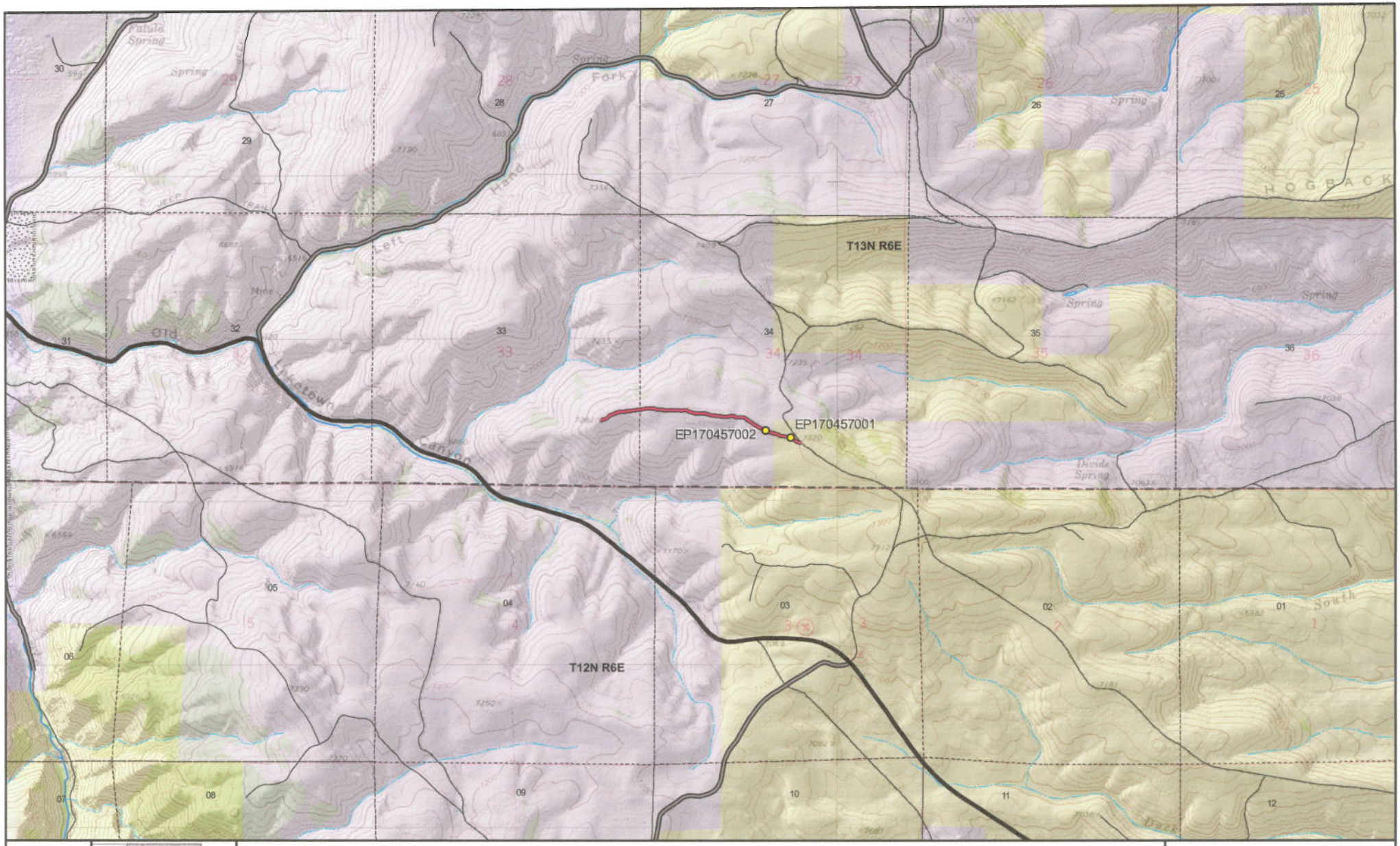
B. REED GROLL

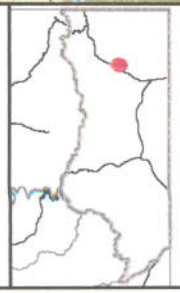
SUBSCRIBED AND SWORN to before me this 20th day of October, 2008.

Gloria Gardner

NOTARY PUBLIC

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





Scale
1:31,367
1 in = 43 miles

1420

AR21A - Rich County
SGID RD_ID RD170457 CO_UNIQUE AR21A

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
- AR21A
- Title V: Issued Or Under Consideration By BLM Or County
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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 15, 2008

UTAH AGRC

AFFIDAVIT OF DOYLE ESTERHOLDT

RICH COUNTY, UTAH

RICH COUNTY D ROAD NO. AR21A

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. AR21A 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. AR21A (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

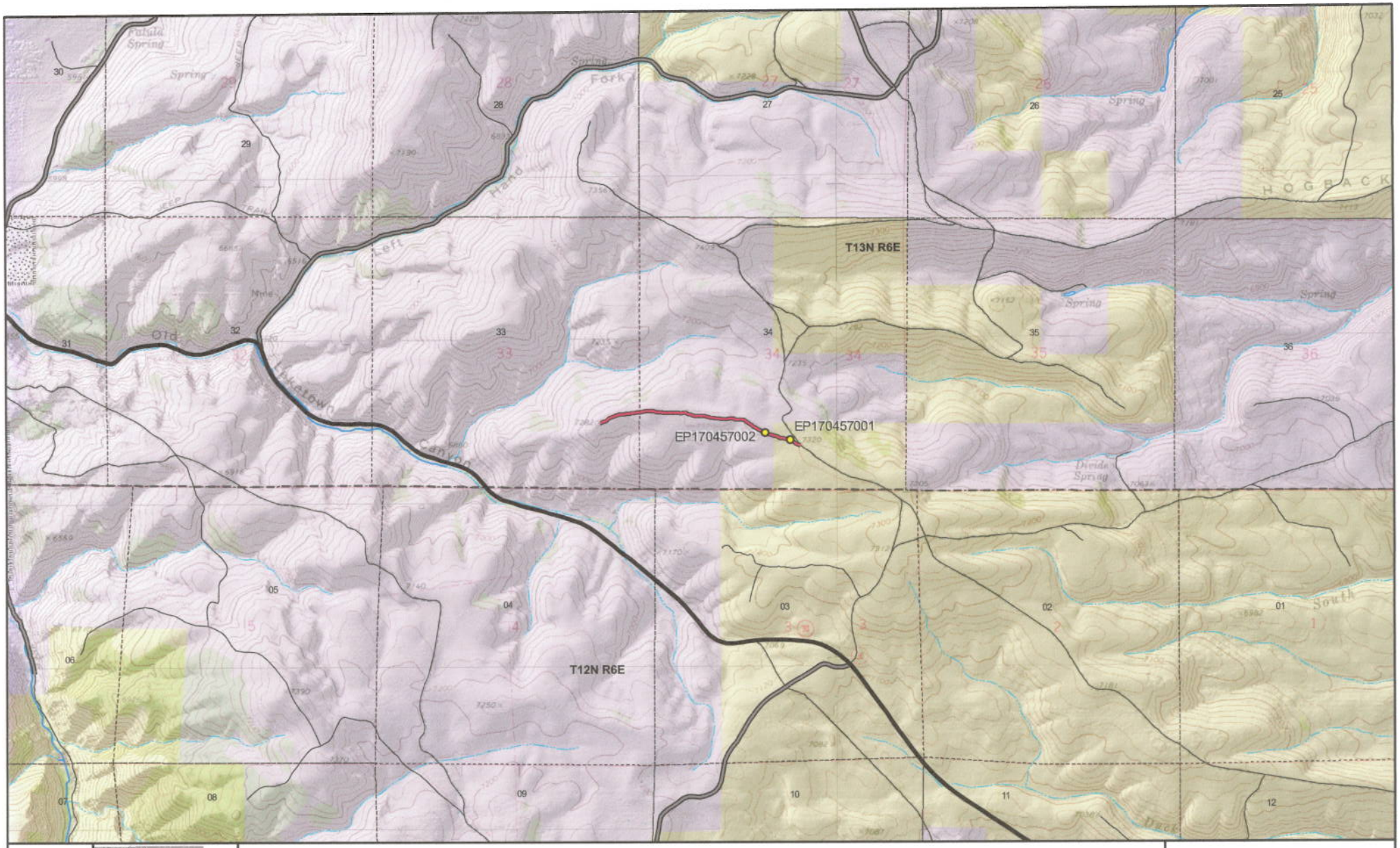
DOYLE ESTERHOLDT

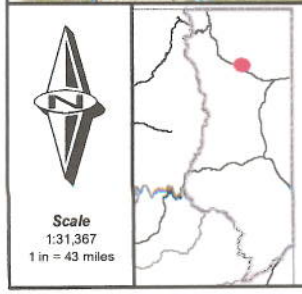
SUBSCRIBED AND SWORN to before me this 20th day of October, 2008.

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

Gloria Gardner

NOTARY PUBLIC





Scale
1:31,367
1 in = 43 miles

1423

AR21A - Rich County
SGID RD_ID RD170457 CO_UNIQUE AR21A

Land Ownership Categories
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Misc
- Photo Event Point
- Section = 1 Mile

Transportation Network
- AR21A
- Title V: Issued Or Under Consideration By BLM Or County
- County B Road
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- 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

UTAH AGRC

Appendix A to Attachment 4

Popular Name: AR21A
County: Rich
County Road Number: AR21A
State Geographic Information Database (SGID) Road Identification Number: RD170457.
Road-Segment Number: 002
Road-Segment Length: 0.11 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) 34, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (AR21A)-- Segment 002 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 49 minutes 10.65 seconds North Latitude and -111 degrees 15 minutes 19.36 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,707,097.3 feet and Y = 3,822,458.5 feet; thence the following courses along the said road center line:

thence South 67 Degrees 51 Minutes 07 Seconds East 3.1 feet
thence South 74 Degrees 56 Minutes 46 Seconds East 50.7 feet
thence South 74 Degrees 52 Minutes 13 Seconds East 48 feet
thence South 67 Degrees 22 Minutes 04 Seconds East 42.1 feet
thence South 82 Degrees 39 Minutes 53 Seconds East 34.4 feet
thence South 85 Degrees 23 Minutes 32 Seconds East 26.7 feet
thence South 71 Degrees 14 Minutes 17 Seconds East 36.1 feet
thence South 69 Degrees 21 Minutes 29 Seconds East 42.2 feet
thence South 82 Degrees 12 Minutes 05 Seconds East 41.8 feet
thence South 78 Degrees 34 Minutes 53 Seconds East 41.9 feet
thence South 58 Degrees 16 Minutes 41 Seconds East 41.4 feet
thence South 56 Degrees 09 Minutes 32 Seconds East 43.2 feet

thence South 60 Degrees 15 Minutes 46 Seconds East 43.2 feet
thence South 68 Degrees 50 Minutes 46 Seconds East 33.2 feet
thence South 70 Degrees 00 Minutes 30 Seconds East 47.3 feet more or less to **the ending point at:** 41 degrees 49 minutes 08.81 seconds North Latitude and -111 degrees 15 minutes 12.27 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,707,635.3 feet and Y = 3,822,273.0 feet.