

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

Recorded NOV 10 2008 Filing No. 75923
At 3:15 AM/PM in Book R10 Page 1730
Fee No fee Debra L. Arnes 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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 AR69H; County Road Number: AR69H; State Geographic Information Database (SGID) Road Identification Number: RD170532. Total road length is 0.85 miles more or less.

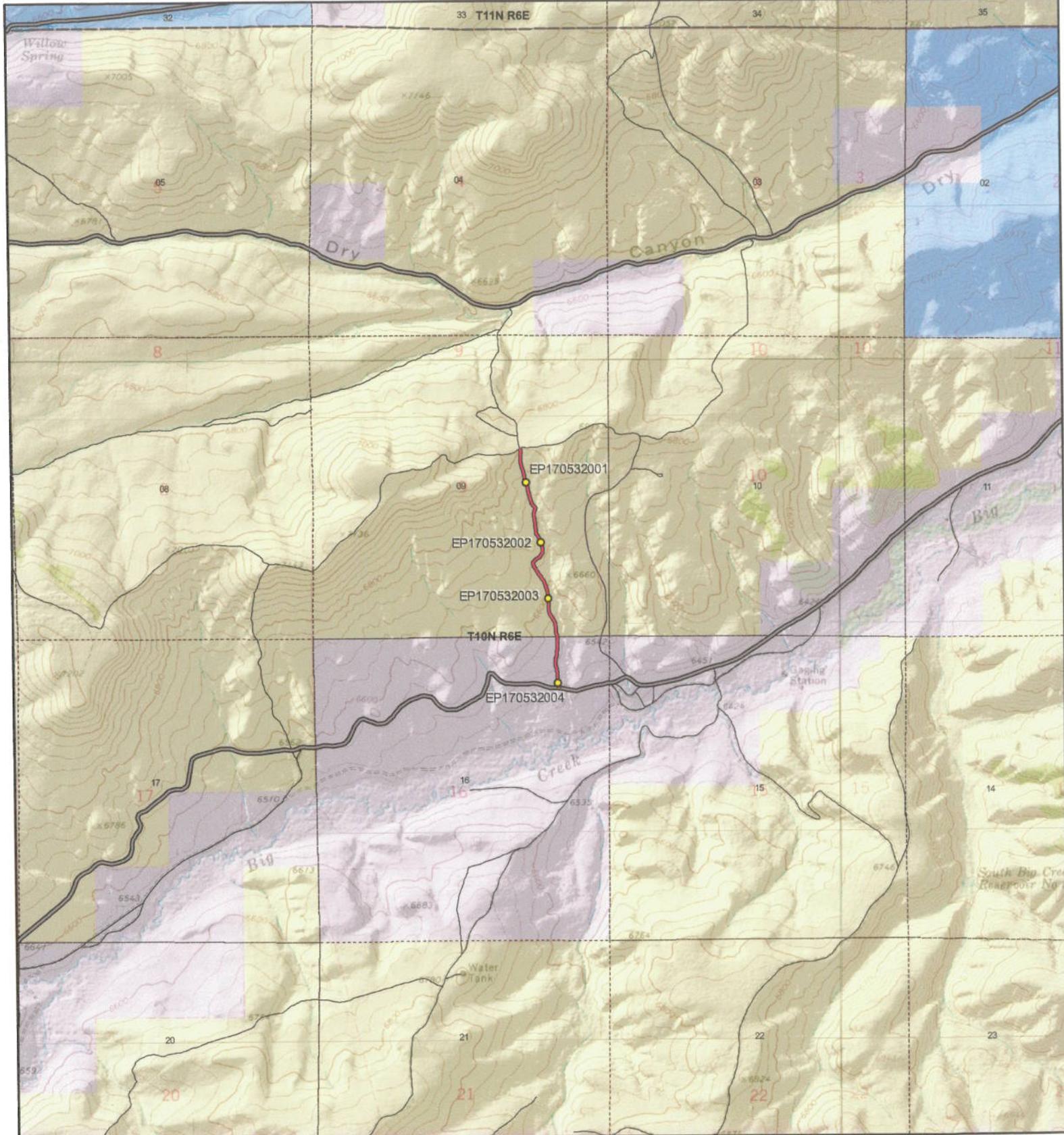
The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) 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



AR69H - Rich County
SGID RD_ID RD170532 CO_UNIQUE AR69H

- | | | |
|---|---|---|
| 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"> AR69H 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 16, 2008

Scale
1:27,168
1 in = 0 miles



1732



EP170532001



EP170532002



EP170532003



EP170532004

EP000000000

EP000000000

**AR69H - Rich County
SGID RD_ID RD170532**

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: AR69H

County: Rich

County Road Number: AR69H

State Geographic Information Database (SGID) Road Identification Number: RD170532.

Total Road Length: 0.85 miles more or less.

Beginning at a point on the road centerline located at 41 degrees 36 minutes 32.63 seconds North Latitude and -111 degrees 16 minutes 07.76 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,703,637.1 feet and Y = 3,745,721.7 feet based on the US Survey Foot conversion.

Ending 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.

This road may traverse:

Township 10 North Range 6 East, Section(s) 9,16, Salt Lake Base & Meridian
See Attachment 1 above for a cartographic depiction of the course of this road.

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

Popular Name: AR69H

County: Rich

County Road Number: AR69H

State Geographic Information Database (SGID) Road Identification Number: RD170532.

Total Road Length: 0.85 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
RD170532	001	PVT	0.17 Miles	(not shown)
RD170532	002	BLM	0.67 Miles	A
		Total Road Length	0.85	_____

* 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 KENNETH R. BROWN
RICH COUNTY, UTAH
RICH COUNTY D ROAD NO. AR69H

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 69H 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 69H (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.

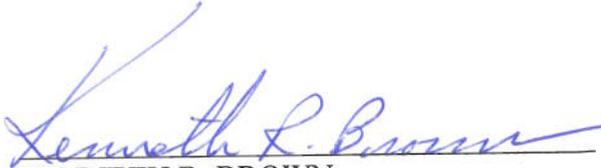
5. When I last traveled and observed the Road in 2006, it appeared to follow the same route as in 1964 when I first traveled and observed it.

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.

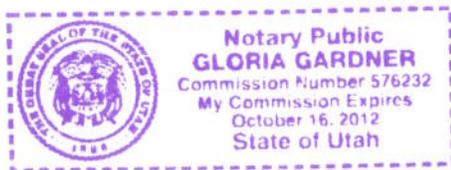
7. During the Time Period of My Experience I have personally traveled the Road by various means, including pickup truck and horseback, and I have observed others from the general public traveling it by the same means and others, including jeeps and ATVs.

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 traveling in and through the area, oil and gas exploration, fire control, trapping and predator control.

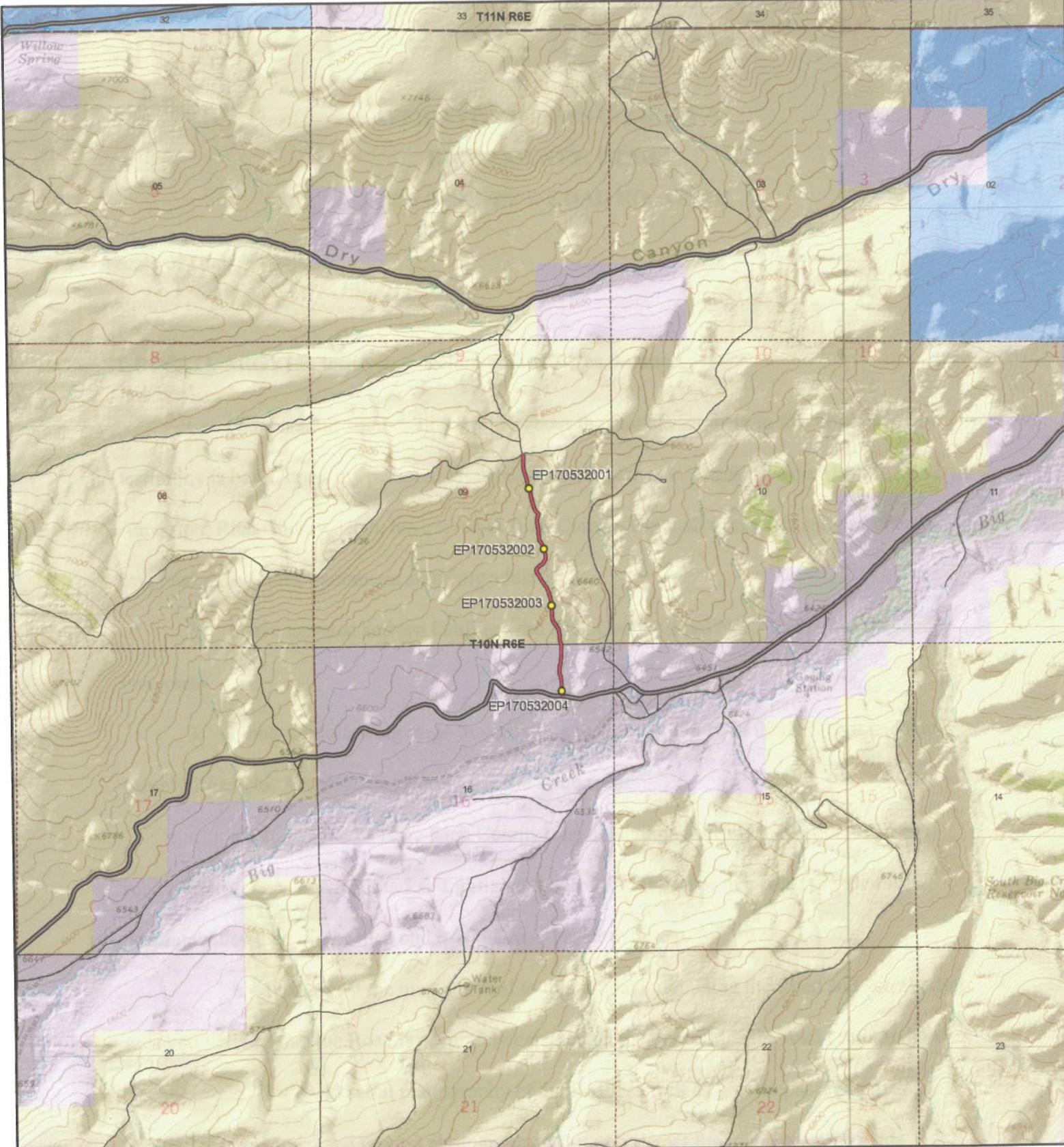
DATED this 20 day of October, 2008.


KENNETH R. BROWN

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




NOTARY PUBLIC



AR69H - Rich County
SGID RD_ID RD170532 CO_UNIQUE AR69H

- | | | |
|--|---|---|
| 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"> — AR69H — Title V: Issued Or Under Consideration By BLM Or County — County B Road — State / U.S. Highway — Other Roads |



Scale
1:27,168
1 in = 0 miles



Map prepared by the State of Utah
Automated Geographic Reference Center
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Salt Lake City, Utah 84114
Oct 16, 2008



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 1930s.

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.

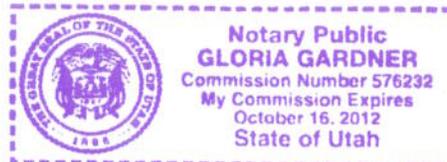
DATED this 23 day of October, 2008.

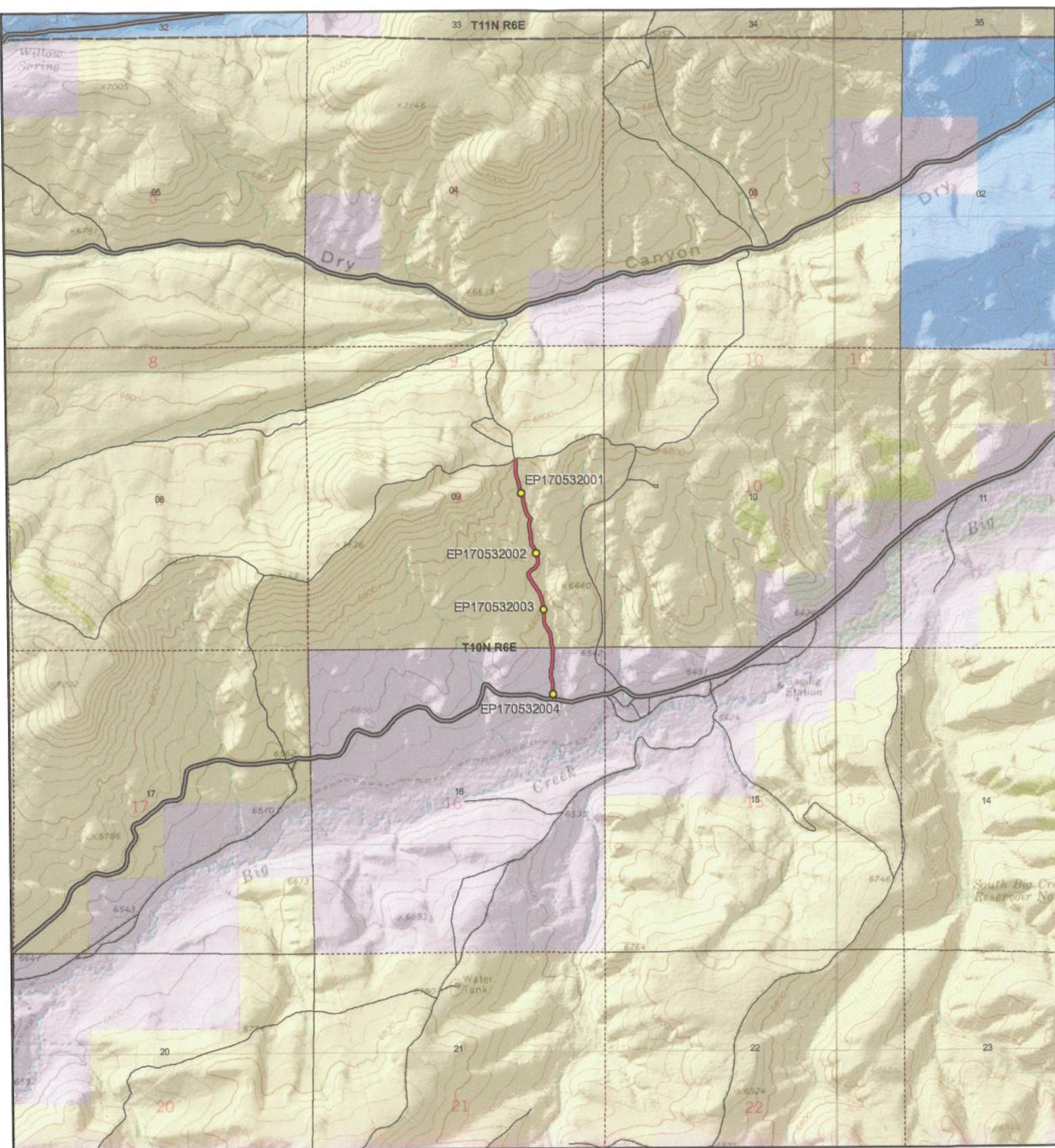

ROSS G. ARGYLE

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




NOTARY PUBLIC





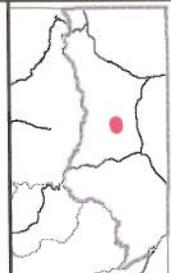
AR69H - Rich County
SGID RD_ID RD170532 CO_UNIQUE AR69H

- | | | |
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Automated Geographic Reference Center
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Salt Lake City, Utah 84114
Oct 16, 2008



Scale
1:27,168
1 in = 0 miles



Appendix A to Attachment 4

Popular Name: AR69H

County: Rich

County Road Number: AR69H

State Geographic Information Database (SGID) Road Identification Number: RD170532.

Road-Segment Number: 002

Road-Segment Length: 0.67 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) 9, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (AR69H)-- 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 36 minutes 41.62 seconds North Latitude and -111 degrees 16 minutes 8.1 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,703,608.8 feet and Y = 3,746,631.6 feet; thence the following courses along the said road center line:

thence North 18 Degrees 37 Minutes 43 Seconds West 17.4 feet
thence North 19 Degrees 56 Minutes 34 Seconds West 30.3 feet
thence North 10 Degrees 13 Minutes 29 Seconds West 28.7 feet
thence North 03 Degrees 18 Minutes 44 Seconds West 31.6 feet
thence North 05 Degrees 59 Minutes 07 Seconds West 33.3 feet
thence North 06 Degrees 02 Minutes 29 Seconds West 33 feet
thence North 04 Degrees 57 Minutes 03 Seconds West 32.6 feet
thence North 11 Degrees 31 Minutes 54 Seconds West 33.8 feet
thence North 16 Degrees 52 Minutes 26 Seconds West 34.6 feet
thence North 28 Degrees 20 Minutes 24 Seconds West 34.9 feet
thence North 34 Degrees 09 Minutes 41 Seconds West 37.1 feet
thence North 31 Degrees 54 Minutes 18 Seconds West 37 feet

thence North 26 Degrees 40 Minutes 07 Seconds West 37 feet
 thence North 20 Degrees 18 Minutes 50 Seconds West 38.4 feet
 thence North 16 Degrees 08 Minutes 32 Seconds West 38.5 feet
 thence North 12 Degrees 13 Minutes 10 Seconds West 38.2 feet
 thence North 00 Degrees 19 Minutes 51 Seconds West 38.1 feet
 thence North 01 Degrees 32 Minutes 48 Seconds East 40.1 feet
 thence North 01 Degrees 06 Minutes 04 Seconds East 39.4 feet
 thence North 00 Degrees 19 Minutes 51 Seconds West 36.4 feet
 thence North 01 Degrees 19 Minutes 16 Seconds East 34.1 feet
 thence North 04 Degrees 06 Minutes 11 Seconds West 29.9 feet
 thence North 15 Degrees 18 Minutes 13 Seconds West 29.2 feet
 thence North 19 Degrees 32 Minutes 05 Seconds West 30.9 feet
 thence North 09 Degrees 30 Minutes 41 Seconds West 32.9 feet
 thence North 14 Degrees 04 Minutes 48 Seconds West 31.8 feet
 thence North 13 Degrees 17 Minutes 01 Seconds West 33.7 feet
 thence North 19 Degrees 16 Minutes 11 Seconds West 35.4 feet
 thence North 25 Degrees 02 Minutes 00 Seconds West 36.1 feet
 thence North 28 Degrees 56 Minutes 29 Seconds West 37 feet
 thence North 29 Degrees 57 Minutes 16 Seconds West 19.3 feet
 thence North 35 Degrees 05 Minutes 12 Seconds West 19.6 feet
 thence North 32 Degrees 20 Minutes 10 Seconds West 27.9 feet
 thence North 34 Degrees 11 Minutes 40 Seconds West 30 feet
 thence North 35 Degrees 29 Minutes 06 Seconds West 28.5 feet
 thence North 34 Degrees 50 Minutes 22 Seconds West 25.5 feet
 thence North 32 Degrees 36 Minutes 23 Seconds West 22.1 feet
 thence North 31 Degrees 52 Minutes 56 Seconds West 22 feet
 thence North 29 Degrees 38 Minutes 27 Seconds West 21.5 feet
 thence North 28 Degrees 30 Minutes 34 Seconds West 20.9 feet
 thence North 31 Degrees 08 Minutes 48 Seconds West 21.8 feet
 thence North 41 Degrees 20 Minutes 24 Seconds West 20 feet
 thence North 39 Degrees 48 Minutes 12 Seconds West 14.5 feet
 thence North 34 Degrees 42 Minutes 40 Seconds West 7.6 feet
 thence North 28 Degrees 49 Minutes 35 Seconds West 13.1 feet
 thence North 20 Degrees 42 Minutes 26 Seconds West 12.3 feet
 thence North 19 Degrees 23 Minutes 19 Seconds West 9.5 feet
 thence North 19 Degrees 19 Minutes 39 Seconds West 10.6 feet
 thence North 16 Degrees 04 Minutes 55 Seconds West 13.3 feet
 thence North 03 Degrees 50 Minutes 04 Seconds West 16.1 feet
 thence North 20 Degrees 06 Minutes 06 Seconds East 17.9 feet
 thence North 40 Degrees 51 Minutes 17 Seconds East 17.4 feet
 thence North 53 Degrees 42 Minutes 30 Seconds East 20.7 feet
 thence North 55 Degrees 15 Minutes 02 Seconds East 21.5 feet
 thence North 56 Degrees 26 Minutes 14 Seconds East 22.8 feet
 thence North 52 Degrees 08 Minutes 59 Seconds East 23.2 feet
 thence North 49 Degrees 20 Minutes 09 Seconds East 22.8 feet
 thence North 44 Degrees 00 Minutes 37 Seconds East 20.2 feet
 thence North 38 Degrees 19 Minutes 43 Seconds East 21 feet
 thence North 37 Degrees 23 Minutes 38 Seconds East 22 feet
 thence North 33 Degrees 06 Minutes 32 Seconds East 20.8 feet

thence North 21 Degrees 17 Minutes 01 Seconds East 18.7 feet
thence North 10 Degrees 45 Minutes 45 Seconds East 17.1 feet
thence North 02 Degrees 09 Minutes 30 Seconds East 15.1 feet
thence North 00 Degrees 19 Minutes 51 Seconds West 11.2 feet
thence North 03 Degrees 06 Minutes 04 Seconds West 20.4 feet
thence North 08 Degrees 39 Minutes 23 Seconds West 27.2 feet
thence North 09 Degrees 59 Minutes 27 Seconds West 31.3 feet
thence North 10 Degrees 03 Minutes 30 Seconds West 35 feet
thence North 15 Degrees 10 Minutes 15 Seconds West 39.7 feet
thence North 24 Degrees 57 Minutes 16 Seconds West 34.7 feet
thence North 29 Degrees 39 Minutes 29 Seconds West 33.5 feet
thence North 32 Degrees 12 Minutes 38 Seconds West 31.7 feet
thence North 34 Degrees 29 Minutes 26 Seconds West 33.3 feet
thence North 30 Degrees 47 Minutes 47 Seconds West 32.4 feet
thence North 13 Degrees 34 Minutes 17 Seconds West 34.4 feet
thence North 05 Degrees 28 Minutes 43 Seconds West 36.6 feet
thence North 01 Degrees 43 Minutes 00 Seconds West 40.7 feet
thence North 06 Degrees 59 Minutes 07 Seconds West 39.7 feet
thence North 06 Degrees 43 Minutes 17 Seconds West 41.3 feet
thence North 06 Degrees 30 Minutes 50 Seconds West 39.6 feet
thence North 08 Degrees 03 Minutes 10 Seconds West 39.1 feet
thence North 08 Degrees 31 Minutes 44 Seconds West 39.1 feet
thence North 03 Degrees 38 Minutes 55 Seconds West 45.4 feet
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thence North 35 Degrees 19 Minutes 22 Seconds West 36.1 feet
thence North 49 Degrees 21 Minutes 33 Seconds West 33 feet
thence North 26 Degrees 39 Minutes 50 Seconds West 36.3 feet
thence North 20 Degrees 43 Minutes 12 Seconds West 39.6 feet
thence North 19 Degrees 19 Minutes 39 Seconds West 42.3 feet
thence North 16 Degrees 44 Minutes 40 Seconds West 44.1 feet
thence North 10 Degrees 05 Minutes 00 Seconds West 42.6 feet
thence North 13 Degrees 55 Minutes 53 Seconds West 41.9 feet
thence North 10 Degrees 43 Minutes 11 Seconds West 40 feet
thence North 11 Degrees 20 Minutes 53 Seconds West 37.8 feet
thence North 17 Degrees 58 Minutes 51 Seconds West 37.9 feet
thence North 14 Degrees 48 Minutes 04 Seconds West 42 feet
thence North 16 Degrees 56 Minutes 16 Seconds West 39 feet
thence North 19 Degrees 14 Minutes 43 Seconds West 49.6 feet
thence North 11 Degrees 29 Minutes 08 Seconds West 47.5 feet
thence North 07 Degrees 50 Minutes 50 Seconds West 47.7 feet
thence North 10 Degrees 23 Minutes 07 Seconds West 47 feet
thence North 20 Degrees 21 Minutes 25 Seconds West 37.4 feet
thence North 25 Degrees 15 Minutes 09 Seconds West 35.8 feet
thence North 17 Degrees 22 Minutes 29 Seconds West 47 feet
thence North 03 Degrees 44 Minutes 51 Seconds West 44.1 feet
thence North 02 Degrees 08 Minutes 57 Seconds West 41.4 feet
thence North 01 Degrees 39 Minutes 47 Seconds West 42.3 feet
thence North 02 Degrees 22 Minutes 25 Seconds East 41.7 feet

thence North 00 Degrees 43 Minutes 12 Seconds East 35.8 feet

thence North 06 Degrees 10 Minutes 13 Seconds West 29 feet

thence North 08 Degrees 51 Minutes 42 Seconds West 19.9 feet

thence North 19 Degrees 54 Minutes 14 Seconds West 15.7 feet more or less to **the ending**

point 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.