

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

Recorded NOV 10 2008 Filing No. 75936  
At 3:15 ~~AM~~ PM in Book RD Page 1899  
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 AR77D; County Road Number: AR77D; State Geographic Information Database (SGID) Road Identification Number: RD170549. Total road length is 0.21 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.

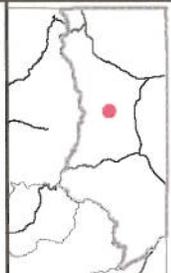
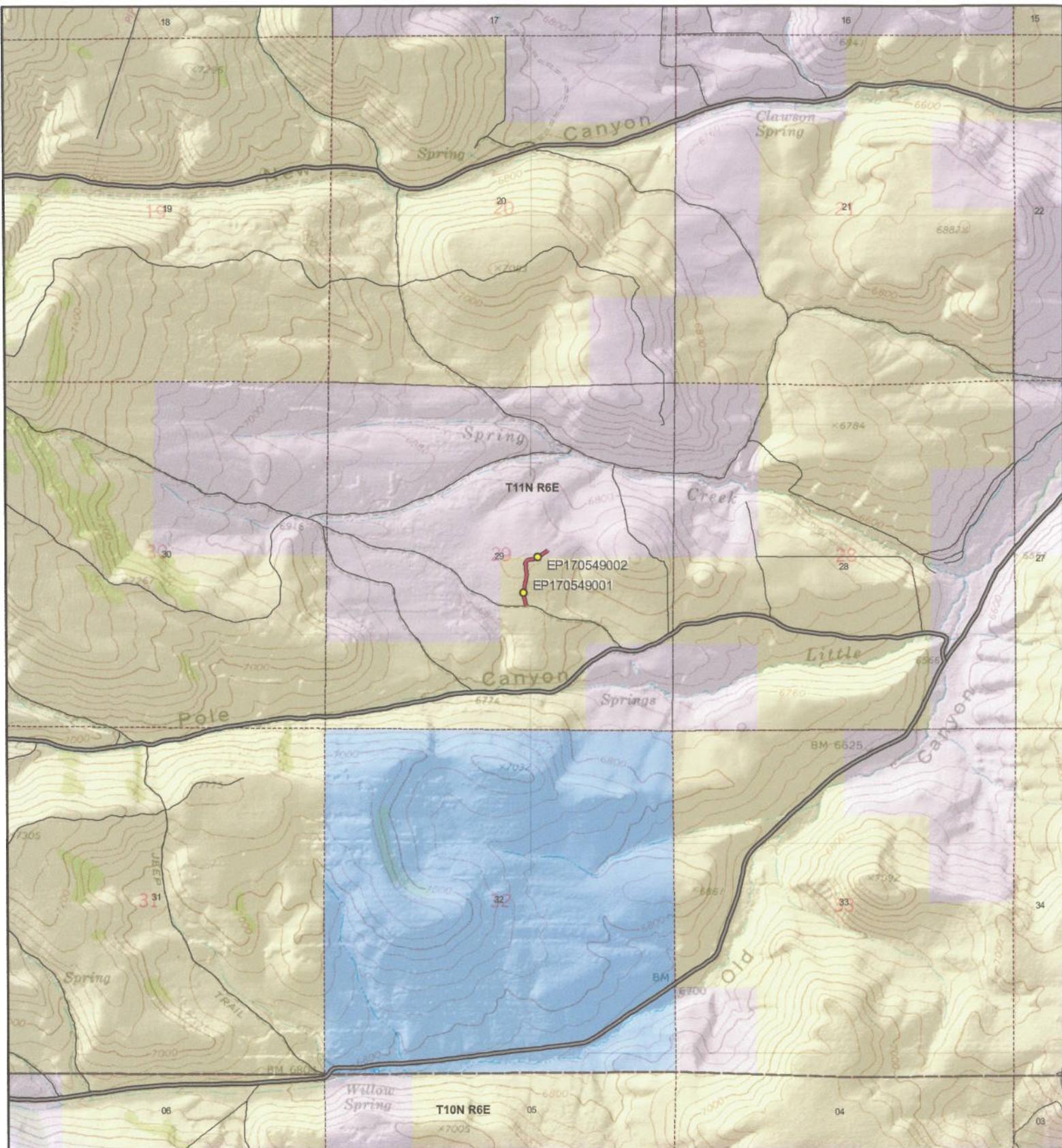
This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of 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  
1:23,836  
1 in = 0 miles

**AR77D - Rich County**  
**SGID RD\_ID RD170549 CO\_UNIQUE AR77D**

**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**

- AR77D
- 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





EP170549001



EP170549002

EP000000000

EP000000000

EP000000000

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**AR77D - Rich County**  
**SGID RD\_ID RD170549**

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

1902



## Attachment 3

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

**Popular Name: AR77D**

**County: Rich**

**County Road Number: AR77D**

**State Geographic Information Database (SGID) Road Identification Number: RD170549.**

**Total Road Length: 0.21 miles more or less.**

**Beginning at a point** on the road centerline located at 41 degrees 39 minutes 38.06 seconds North Latitude and -111 degrees 17 minutes 33.64 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,697,068.6 feet and Y = 3,764,474.1 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 41 degrees 39 minutes 46.52 seconds North Latitude and -111 degrees 17 minutes 29.17 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,697,405.6 feet and Y = 3,765,331.4 feet based on the US Survey Foot conversion.

This road may traverse:

Township 11 North Range 6 East, Section(s) 29, Salt Lake Base & Meridian  
See Attachment 1 above for a cartographic depiction of the course of this road.

1903

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

**Popular Name: AR77D**

**County: Rich**

**County Road Number: AR77D**

**State Geographic Information Database (SGID) Road Identification Number: RD170549.**

**Total Road Length: 0.21 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>RD170549</b>	<b>001</b>	<b>BLM</b>	<b>0.18 Miles</b>	<b>A</b>
<b>RD170549</b>	<b>002</b>	<b>PVT</b>	<b>0.03 Miles</b>	<b>(not shown)</b>
		<b>Total Road Length</b>	<b>0.21</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.

1904

## Attachment 5

**AFFIDAVIT OF CLAYTON WAMSLEY**  
**RICH COUNTY, UTAH**  
**RICH COUNTY D ROAD NO. AR77D**

State of Utah     )  
                          : ss.  
County of Rich    )

I, CLAYTON WAMSLEY, 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 February 25, 1928, in Garden City, Rich County, Utah. I have lived in Rich County all of my life and have been involved in ranching, on and off, in Rich County all of my life. From 1955 to 1992 I worked for the State of Utah for the Department of Transportation and provided assistance to the Game Warden.

2. I have traveled and am familiar with Rich County Road No. AR77D 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. AR77D (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 2004, ("the Time Period of My Experience"). It is the reputation in the community that the Road was traveled as early as the early 1960s, prior to my earliest recollection.

5. When I last traveled and observed the Road in 2004, 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 monthly, weather permitting.

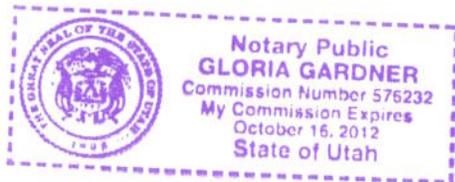
7. During the Time Period of My Experience I have personally traveled the Road by various means, including pickup truck, and I have observed others from the general public traveling it by the same means, plus ATVs.

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

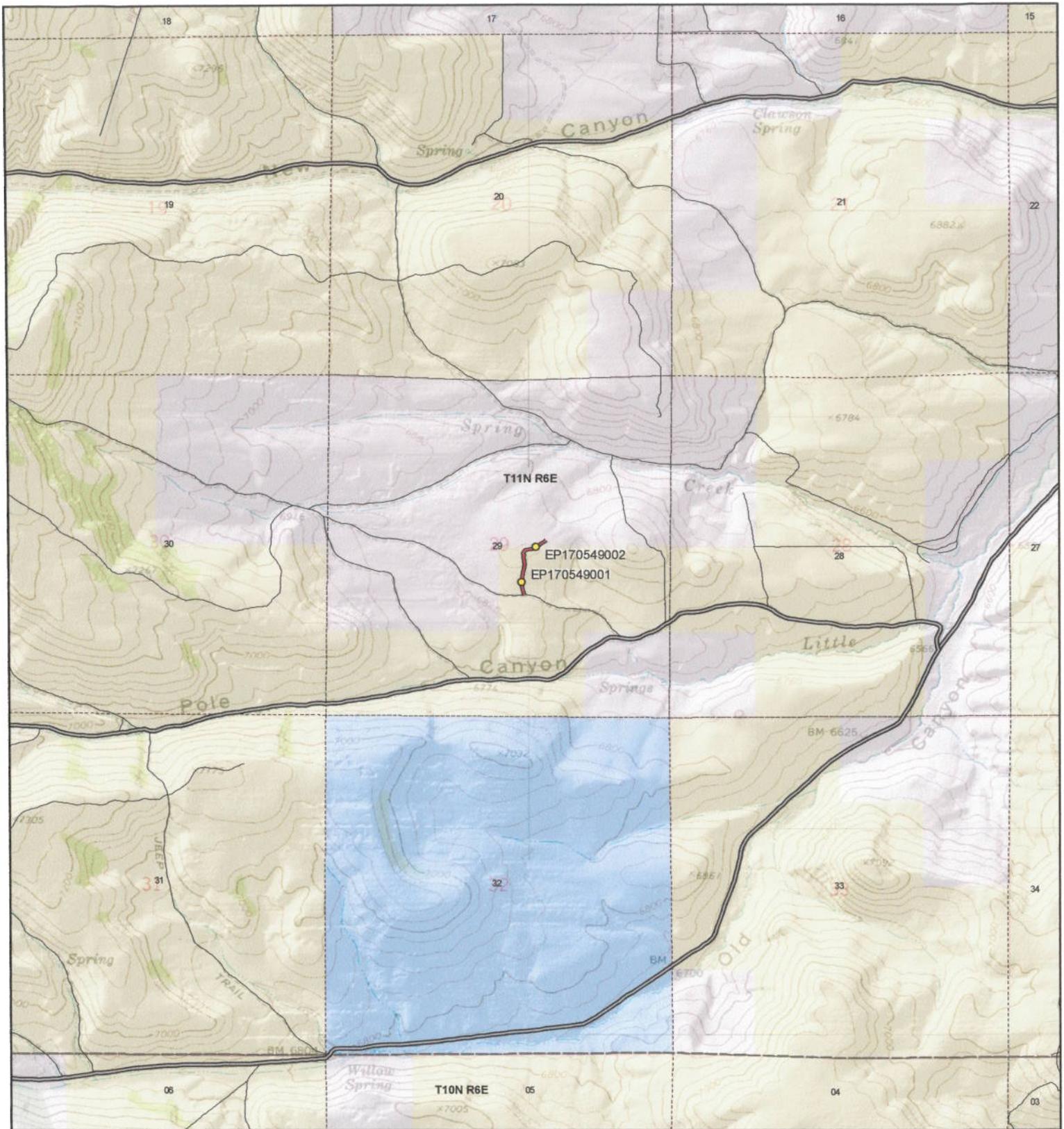
DATED this 29 day of October, 2008.

Clayton Wamsley  
CLAYTON WAMSLEY

SUBSCRIBED AND SWORN to before me this 29<sup>th</sup> day of October, 2008.



Gloria Gardner  
NOTARY PUBLIC



Scale  
1:23,836  
1 in = 0 miles

**AR77D - Rich County**  
**SGID RD\_ID RD170549 CO\_UNIQUE AR77D**

**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**

- AR77D
- 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



**AFFIDAVIT OF THOMAS L. BRITTON**  
**RICH COUNTY, UTAH**  
**RICH COUNTY D ROAD NO. AR77D**

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. AR77D 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. AR77D (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 the early 1970s (Time Period of My Experience”). It is the reputation in the community that the Road was traveled as early as the early 1960s.

5. When I last traveled and observed the Road in the early 1970s, 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 once or twice a year, weather permitting.

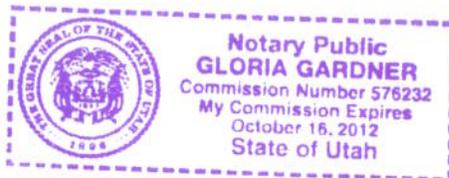
7. During the Time Period of My Experience I have personally traveled the Road by pickup truck and saddle horse and I have observed others from the general public traveling it by the same means.

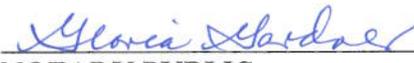
8. During the Time Period of My Experience I have personally used the Road for hunting, livestock operations and recreation and I have observed others from the general public using the Road for the same purposes.

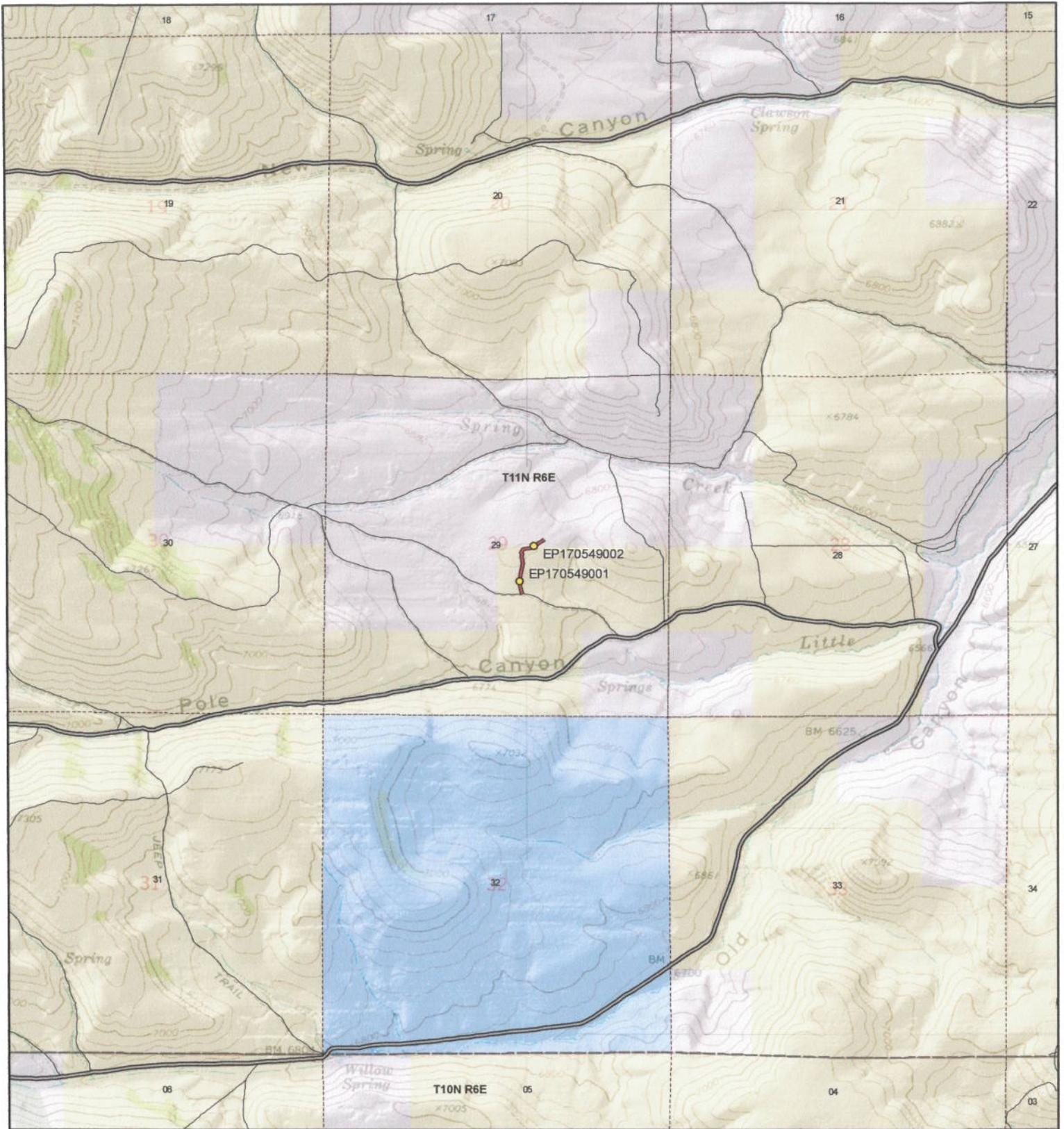
DATED this 27 day of October, 2008.

  
\_\_\_\_\_  
THOMAS L. BRITTON

SUBSCRIBED AND SWORN to before me this 27<sup>th</sup> day of October, 2008.



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



**AR77D - Rich County**  
**SGID RD\_ID RD170549 CO\_UNIQUE AR77D**

**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

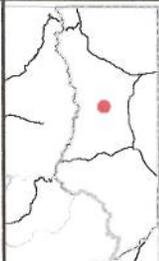
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 Oct 16, 2008



Scale  
 1:23,836  
 1 in = 0 miles



## Appendix A to Attachment 4

**Popular Name: AR77D**

**County: Rich**

**County Road Number: AR77D**

**State Geographic Information Database (SGID) Road Identification Number: RD170549.**

**Road-Segment Number: 001**

**Road-Segment Length: 0.18 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 6 East, Section(s) 29, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (AR77D)-- 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 39 minutes 38.06 seconds North Latitude and -111 degrees 17 minutes 33.64 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,697,068.6 feet and Y = 3,764,474.1 feet; thence the following courses along the said road center line:

thence North 07 Degrees 45 Minutes 45 Seconds West 7.6 feet  
thence North 12 Degrees 25 Minutes 33 Seconds West 14.1 feet  
thence North 14 Degrees 06 Minutes 46 Seconds West 17.9 feet  
thence North 15 Degrees 35 Minutes 10 Seconds West 18.7 feet  
thence North 14 Degrees 34 Minutes 52 Seconds West 21.3 feet  
thence North 15 Degrees 39 Minutes 52 Seconds West 21.1 feet  
thence North 16 Degrees 16 Minutes 35 Seconds West 19.1 feet  
thence North 15 Degrees 11 Minutes 23 Seconds West 16.6 feet  
thence North 11 Degrees 25 Minutes 29 Seconds West 17.1 feet  
thence North 07 Degrees 12 Minutes 46 Seconds West 19.2 feet  
thence North 00 Degrees 42 Minutes 37 Seconds East 18.1 feet  
thence North 08 Degrees 38 Minutes 28 Seconds East 18.9 feet

thence North 08 Degrees 49 Minutes 51 Seconds East 20.6 feet  
 thence North 07 Degrees 55 Minutes 41 Seconds East 20.6 feet  
 thence North 05 Degrees 54 Minutes 38 Seconds East 21.1 feet  
 thence North 02 Degrees 11 Minutes 41 Seconds East 22.3 feet  
 thence North 04 Degrees 42 Minutes 40 Seconds East 22.4 feet  
 thence North 09 Degrees 16 Minutes 26 Seconds East 21.6 feet  
 thence North 11 Degrees 28 Minutes 16 Seconds East 22.5 feet  
 thence North 12 Degrees 11 Minutes 51 Seconds East 24.2 feet  
 thence North 14 Degrees 47 Minutes 33 Seconds East 25.2 feet  
 thence North 10 Degrees 58 Minutes 43 Seconds East 25.1 feet  
 thence North 10 Degrees 58 Minutes 43 Seconds East 26.8 feet  
 thence North 03 Degrees 39 Minutes 34 Seconds East 28.3 feet  
 thence North 04 Degrees 11 Minutes 16 Seconds West 29.3 feet  
 thence North 08 Degrees 22 Minutes 26 Seconds West 30.5 feet  
 thence North 09 Degrees 04 Minutes 38 Seconds West 30.2 feet  
 thence North 07 Degrees 32 Minutes 14 Seconds West 28.8 feet  
 thence North 10 Degrees 37 Minutes 22 Seconds East 31.1 feet  
 thence North 34 Degrees 01 Minutes 16 Seconds West 23.7 feet  
 thence North 13 Degrees 29 Minutes 50 Seconds East 22 feet  
 thence North 39 Degrees 23 Minutes 15 Seconds East 27.7 feet  
 thence North 55 Degrees 21 Minutes 13 Seconds East 25 feet  
 thence North 84 Degrees 25 Minutes 17 Seconds East 64.6 feet  
 thence North 78 Degrees 06 Minutes 31 Seconds East 14.7 feet  
 thence North 77 Degrees 44 Minutes 52 Seconds East 30.2 feet  
 thence North 67 Degrees 36 Minutes 03 Seconds East 26.2 feet  
 thence North 55 Degrees 28 Minutes 57 Seconds East 21 feet  
 thence North 55 Degrees 28 Minutes 57 Seconds East 21 feet

thence North 54 Degrees 50 Minutes 39 Seconds East 16.6 feet more or less to **the ending point at:** 41 degrees 39 minutes 45.62 seconds North Latitude and -111 degrees 17 minutes 30.89 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,697,275.0 feet and Y = 3,765,239.7 feet.