

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

Recorded NOV 13 2008 Filing No. 76018
At 9:00 AM/PM in Book AS10 Page 214
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 AR9B; County Road Number: AR9B; State Geographic Information Database (SGID) Road Identification Number: RD170594. Total road length is 0.51 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 7th day of November, 2008.

By the Governor's Designee



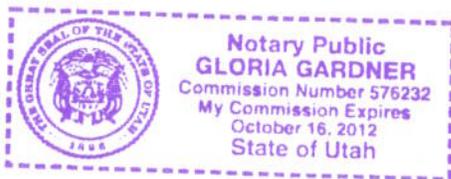
John Harja

CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

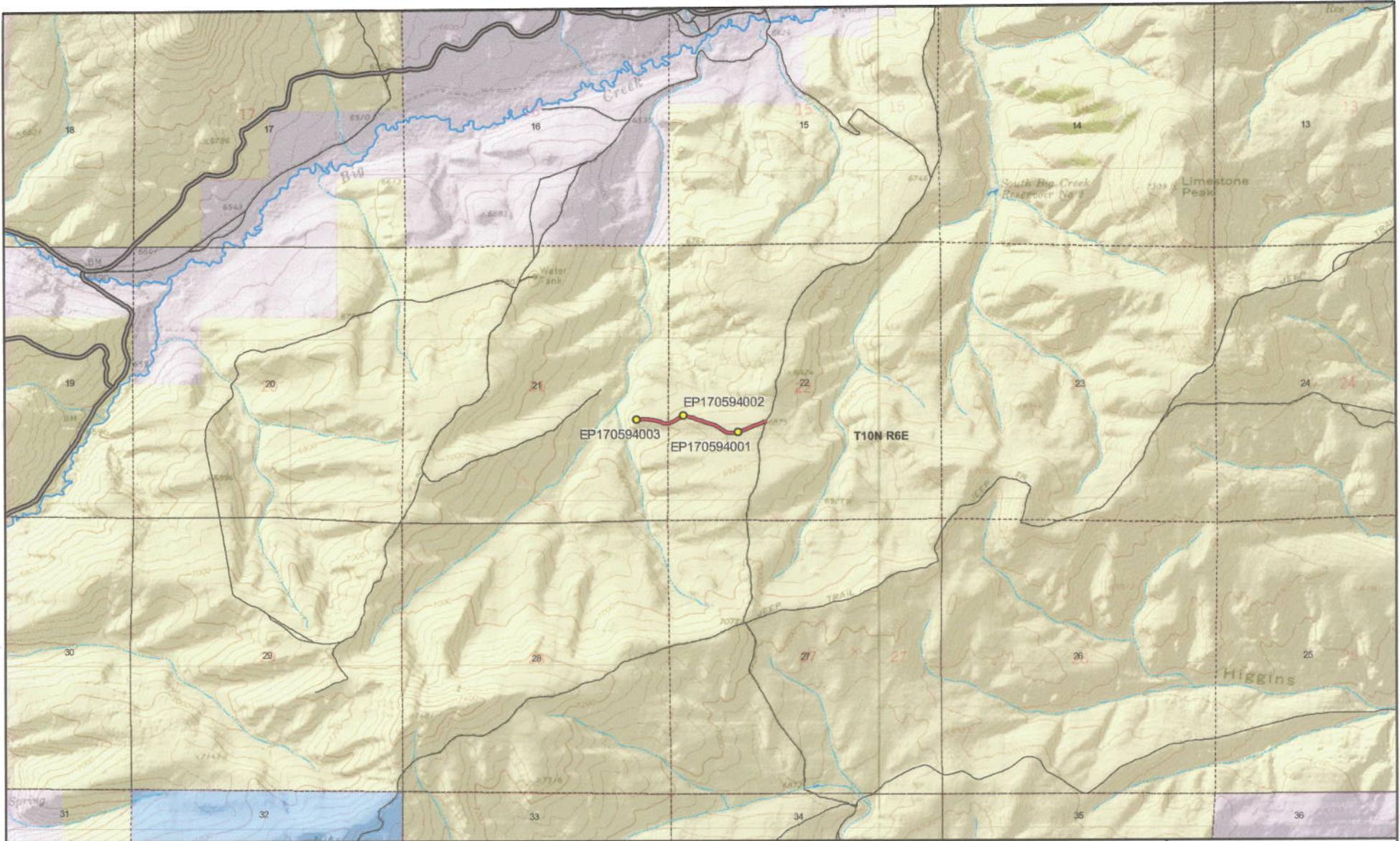
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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

Dated this 7th day of November, 2008.





Notary Public



0216

AR9B - Rich County
SGID RD_ID RD170594 CO_UNIQUE AR9B

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

- AR9B
- 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 20, 2008





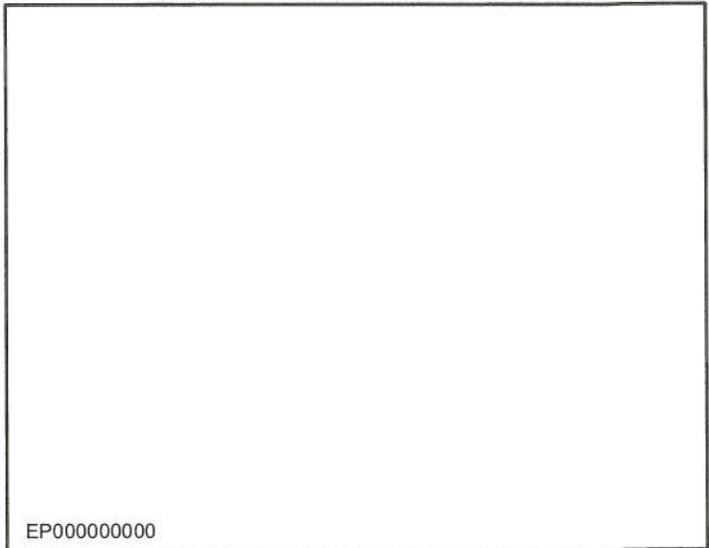
EP170594001



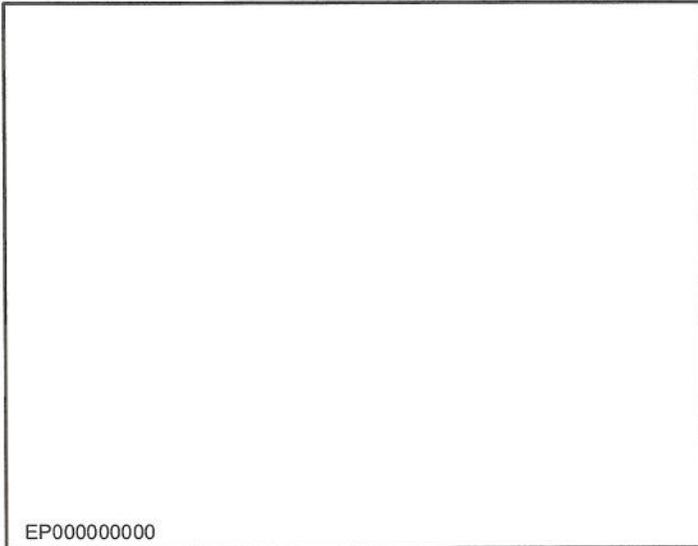
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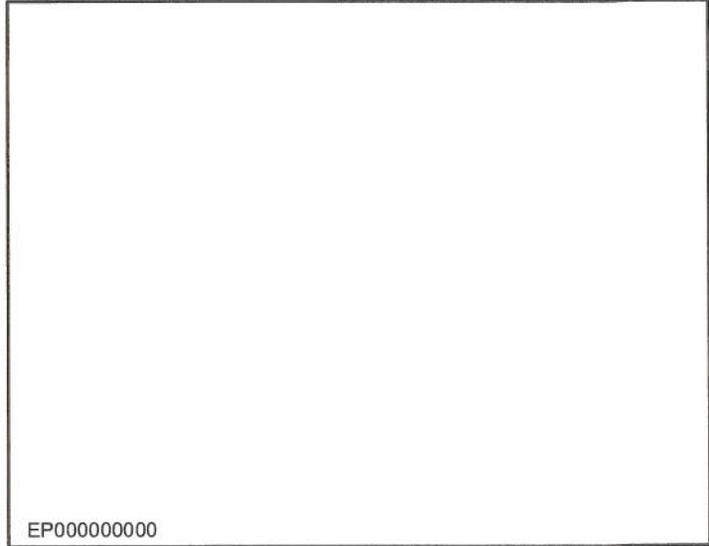
EP170594003



EP000000000



EP000000000



EP000000000

**AR9B - Rich County
SGID RD_ID RD170594**

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

0217



Attachment 3

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

Popular Name: AR9B

County: Rich

County Road Number: AR9B

State Geographic Information Database (SGID) Road Identification Number: RD170594.

Total Road Length: 0.51 miles more or less.

Beginning at a point on the road centerline located at 41 degrees 35 minutes 15.57 seconds North Latitude and -111 degrees 16 minutes 04.83 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,703,880.1 feet and Y = 3,737,922.2 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 41 degrees 35 minutes 15.34 seconds North Latitude and -111 degrees 15 minutes 31.45 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,706,416.9 feet and Y = 3,737,906.3 feet based on the US Survey Foot conversion.

This road may traverse:

Township 10 North Range 6 East, Section(s) 21,22, Salt Lake Base & Meridian
See Attachment 1 above for a cartographic depiction of the course of this road.

02.18

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

Popular Name: AR9B

County: Rich

County Road Number: AR9B

State Geographic Information Database (SGID) Road Identification Number: RD170594.

Total Road Length: 0.51 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
RD170594	001	BLM	0.51 Miles	A
		Total Road Length	0.51	_____

* 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.

0219

Attachment 5

AFFIDAVIT OF BEN A. ARGYLE
RICH COUNTY, UTAH
RICH COUNTY D ROAD NO. AR9B

State of Utah)
 : ss.
County of Rich)

I, BEN A. 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 August 16, 1946 in Coalville, Utah. I have lived in Rich County for 58 years. I have been a cattle rancher for the past 50 years.

2. I have traveled and am familiar with Rich County Road No. AR9B 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 9B (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.

0221

4. I have personally traveled the Road from 1962 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 early 1900s, prior to my earliest recollection.

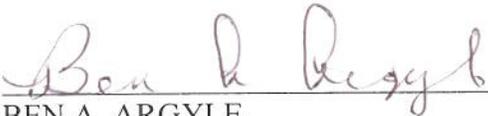
5. When I last traveled and observed the Road in 2008, it appeared to follow the same route as in 1962 when I first traveled and observed it.

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.

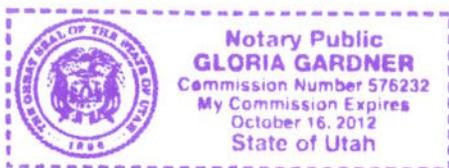
7. During the Time Period of My Experience I have personally traveled the Road by various means, including pickup truck, ATVs and horseback, and I have observed others from the general public traveling it by the same means and jeeps.

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

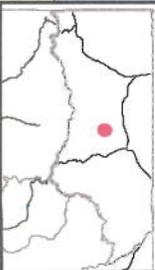
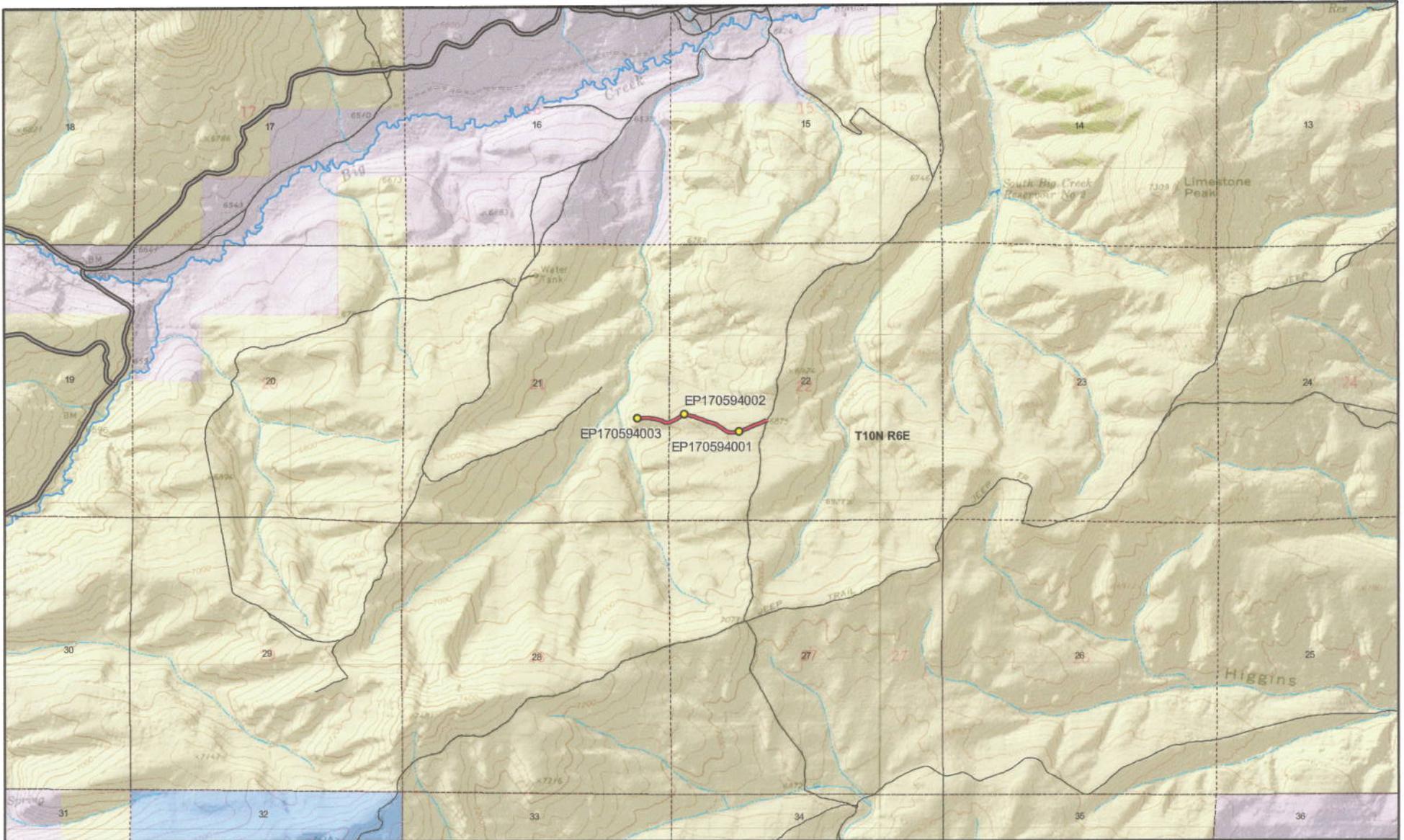
DATED this 23 day of October, 2008.


BEN A. ARGYLE

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




NOTARY PUBLIC



0223

AR9B - Rich County
SGID RD_ID RD170594 CO_UNIQUE AR9B

- | Land Ownership Categories | Misc | Transportation Network |
|---|--|--|
| ● BLM | ● Photo Event Point | — AR9B |
| ● Private | Section = 1 Mile | — Title V: Issued Or Under Consideration By BLM Or County |
| ● SITLA, State Trust Land | | County B Road |
| ● USFS, National Forest | | State / U.S. Highway |
| ● State Parks and Recreation | | Other Roads |
| ● UDWR Wildlife Reserve | | |

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Oct 20, 2008



AFFIDAVIT OF LOUIS M. STUART
RICH COUNTY, UTAH
RICH COUNTY D ROAD NO. AR9B

State of Utah)
 : ss.
County of Rich)

I, LOUIS M. STUART, 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 12, 1912, in Woodruff, Rich County, Utah, have lived in Rich County, Utah, all of my life and have been involved in livestock operations all of my life. I am a second generation rancher.

2. I have traveled and am familiar with Rich County Road No. AR9B 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. AR9B (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 1920s 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 late 1800s, 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 early 1920s, when I first traveled and observed it.

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

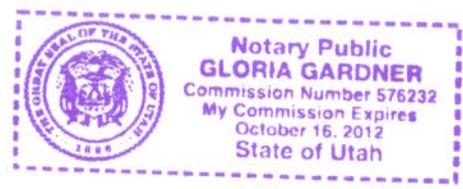
7. During the Time Period of My Experience I personally traveled the Road on horseback, pickup truck and I have observed others from the general public traveling it by the same means, plus ATVs.

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.

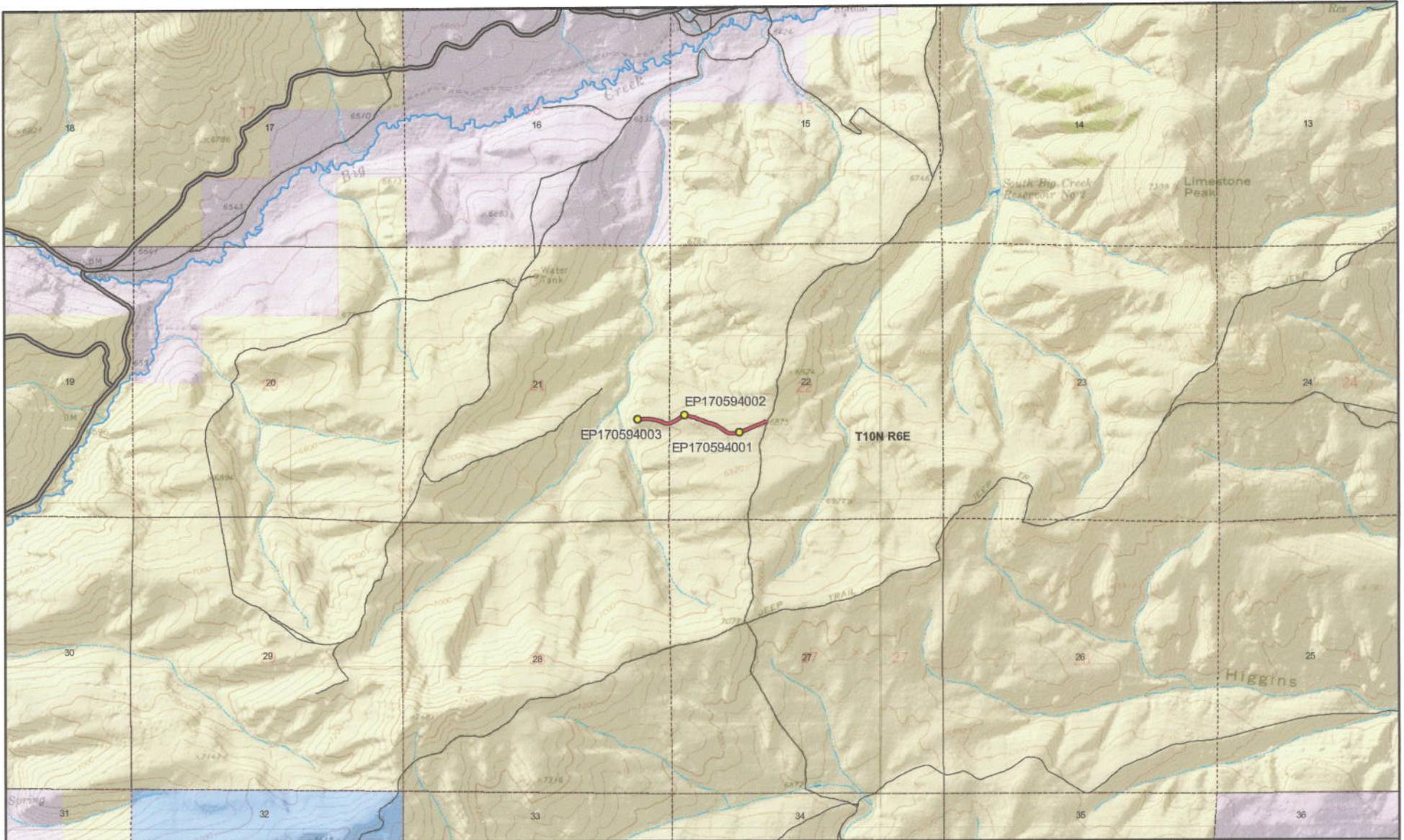
DATED this 23 day of October, 2008.

Louis M. Stuart
LOUIS M. STUART

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



Gloria Gardner
NOTARY PUBLIC



0226

AR9B - Rich County
SGID RD_ID RD170594 CO_UNIQUE AR9B

- | Land Ownership Categories | Misc | Transportation Network |
|--|---|---|
| ● BLM | ○ Photo Event Point | AR9B |
| ● Private | ○ Section = 1 Mile | Title V: Issued Or Under Consideration By BLM Or County |
| ◆ SITLA, State Trust Land | | County B Road |
| ◆ USFS, National Forest | | State / U.S. Highway |
| ◆ State Parks and Recreation | | Other Roads |
| ◆ UDWR Wildlife Reserve | | |

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Oct 20, 2008



Appendix A to Attachment 4

Popular Name: AR9B

County: Rich

County Road Number: AR9B

State Geographic Information Database (SGID) Road Identification Number: RD170594.

Road-Segment Number: 001

Road-Segment Length: 0.51 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) 21,22, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (AR9B)-- 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 35 minutes 15.57 seconds North Latitude and -111 degrees 16 minutes 04.83 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,703,880.1 feet and Y = 3,737,922.2 feet; thence the following courses along the said road center line:

thence North 89 Degrees 40 Minutes 08 Seconds East	21 feet
thence North 85 Degrees 07 Minutes 15 Seconds East	29 feet
thence North 82 Degrees 10 Minutes 23 Seconds East	37.7 feet
thence North 81 Degrees 59 Minutes 06 Seconds East	41.7 feet
thence North 85 Degrees 20 Minutes 38 Seconds East	39.2 feet
thence South 89 Degrees 23 Minutes 02 Seconds East	39.7 feet
thence South 85 Degrees 45 Minutes 24 Seconds East	41.2 feet
thence South 84 Degrees 13 Minutes 50 Seconds East	43.2 feet
thence South 80 Degrees 48 Minutes 12 Seconds East	47.6 feet
thence South 77 Degrees 28 Minutes 36 Seconds East	50.2 feet
thence South 74 Degrees 50 Minutes 48 Seconds East	50.4 feet
thence South 72 Degrees 43 Minutes 46 Seconds East	49.9 feet

thence South 72 Degrees 16 Minutes 43 Seconds East 46.6 feet
 thence South 73 Degrees 45 Minutes 43 Seconds East 41.4 feet
 thence South 79 Degrees 38 Minutes 45 Seconds East 35.4 feet
 thence North 89 Degrees 40 Minutes 08 Seconds East 33.5 feet
 thence North 76 Degrees 27 Minutes 10 Seconds East 4.5 feet
 thence North 76 Degrees 18 Minutes 37 Seconds East 28.3 feet
 thence North 66 Degrees 32 Minutes 53 Seconds East 31.8 feet
 thence North 60 Degrees 07 Minutes 49 Seconds East 34 feet
 thence North 56 Degrees 38 Minutes 43 Seconds East 31.3 feet
 thence North 59 Degrees 55 Minutes 27 Seconds East 29.1 feet
 thence North 57 Degrees 35 Minutes 13 Seconds East 26 feet
 thence North 60 Degrees 28 Minutes 17 Seconds East 25.6 feet
 thence North 57 Degrees 29 Minutes 52 Seconds East 24 feet
 thence North 58 Degrees 20 Minutes 25 Seconds East 26.5 feet
 thence North 62 Degrees 21 Minutes 12 Seconds East 33.6 feet
 thence North 73 Degrees 01 Minutes 26 Seconds East 33.2 feet
 thence North 88 Degrees 32 Minutes 45 Seconds East 33.5 feet
 thence South 84 Degrees 29 Minutes 28 Seconds East 29 feet
 thence South 78 Degrees 53 Minutes 49 Seconds East 29.8 feet
 thence South 77 Degrees 15 Minutes 06 Seconds East 33.4 feet
 thence South 78 Degrees 00 Minutes 22 Seconds East 40 feet
 thence South 73 Degrees 57 Minutes 57 Seconds East 43.1 feet
 thence South 70 Degrees 11 Minutes 40 Seconds East 41.9 feet
 thence South 68 Degrees 31 Minutes 45 Seconds East 38.9 feet
 thence South 71 Degrees 03 Minutes 31 Seconds East 49.7 feet
 thence South 70 Degrees 26 Minutes 44 Seconds East 49.2 feet
 thence South 71 Degrees 53 Minutes 45 Seconds East 47.7 feet
 thence South 71 Degrees 30 Minutes 53 Seconds East 46.8 feet
 thence South 71 Degrees 23 Minutes 03 Seconds East 46.5 feet
 thence South 69 Degrees 12 Minutes 22 Seconds East 46.4 feet
 thence South 69 Degrees 11 Minutes 47 Seconds East 41.9 feet
 thence South 69 Degrees 52 Minutes 52 Seconds East 41.3 feet
 thence South 66 Degrees 32 Minutes 55 Seconds East 42.3 feet
 thence South 59 Degrees 17 Minutes 33 Seconds East 43.3 feet
 thence South 53 Degrees 02 Minutes 33 Seconds East 45 feet
 thence South 51 Degrees 32 Minutes 26 Seconds East 45.1 feet
 thence South 55 Degrees 53 Minutes 30 Seconds East 41.8 feet
 thence South 62 Degrees 54 Minutes 26 Seconds East 39.2 feet
 thence South 75 Degrees 02 Minutes 03 Seconds East 39.8 feet
 thence South 82 Degrees 00 Minutes 18 Seconds East 40.8 feet
 thence North 89 Degrees 12 Minutes 38 Seconds East 41 feet
 thence North 81 Degrees 36 Minutes 08 Seconds East 42.1 feet
 thence North 76 Degrees 46 Minutes 51 Seconds East 39.7 feet
 thence North 75 Degrees 37 Minutes 58 Seconds East 37.9 feet
 thence North 72 Degrees 38 Minutes 20 Seconds East 38.1 feet
 thence North 67 Degrees 36 Minutes 45 Seconds East 41.1 feet
 thence North 66 Degrees 21 Minutes 29 Seconds East 44 feet
 thence North 67 Degrees 02 Minutes 57 Seconds East 46.9 feet
 thence North 66 Degrees 55 Minutes 47 Seconds East 48.4 feet

thence North 67 Degrees 47 Minutes 44 Seconds East 48.5 feet
thence North 67 Degrees 21 Minutes 12 Seconds East 47.5 feet
thence North 66 Degrees 44 Minutes 13 Seconds East 46.3 feet
thence North 67 Degrees 42 Minutes 31 Seconds East 43.9 feet
thence North 67 Degrees 46 Minutes 31 Seconds East 37.8 feet
thence North 67 Degrees 52 Minutes 03 Seconds East 31.8 feet
thence North 69 Degrees 06 Minutes 47 Seconds East 28 feet
thence North 69 Degrees 11 Minutes 48 Seconds East 26.3 feet
thence North 66 Degrees 47 Minutes 43 Seconds East 22.8 feet
thence North 59 Degrees 20 Minutes 44 Seconds East 20.2 feet

more or less to **the ending point at:** 41 degrees 35 minutes 15.34 seconds North Latitude and -111 degrees 15 minutes 31.45 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,706,416.9 feet and Y = 3,737,906.3 feet.