

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

Ent 154872 Bk 570 Pg 752  
Date: 15-MAY-2008 2:29PM  
Fee: None  
Filed By: RDH  
REED D HATCH, Recorder  
SANPETE COUNTY CORPORATION  
For: GOVERNOR STATE OF UTAH

13, 14, 23 - 13.2E  
1, 2, 3, 4, 5, 7, 8, 18 - 13.3E

**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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Sanpete County as it pertains to the highway located in Sanpete County known as WATER HOLLOW ROAD; County Road Number: Sanp14; State Geographic Information Database (SGID) Road Identification Number: RD200045. Total road length is 9.02 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

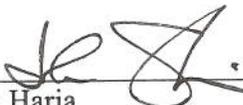
Internet at <http://recorded2477roads.utah.gov>.

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 17<sup>th</sup> day of April, 2008.

By the Governor's Designee

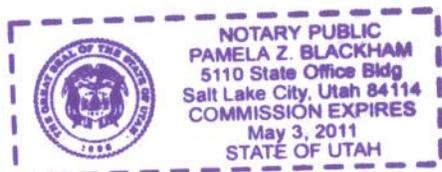
  
\_\_\_\_\_  
John Harja

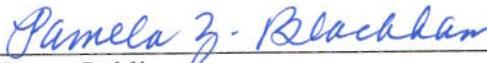
### CERTIFICATION

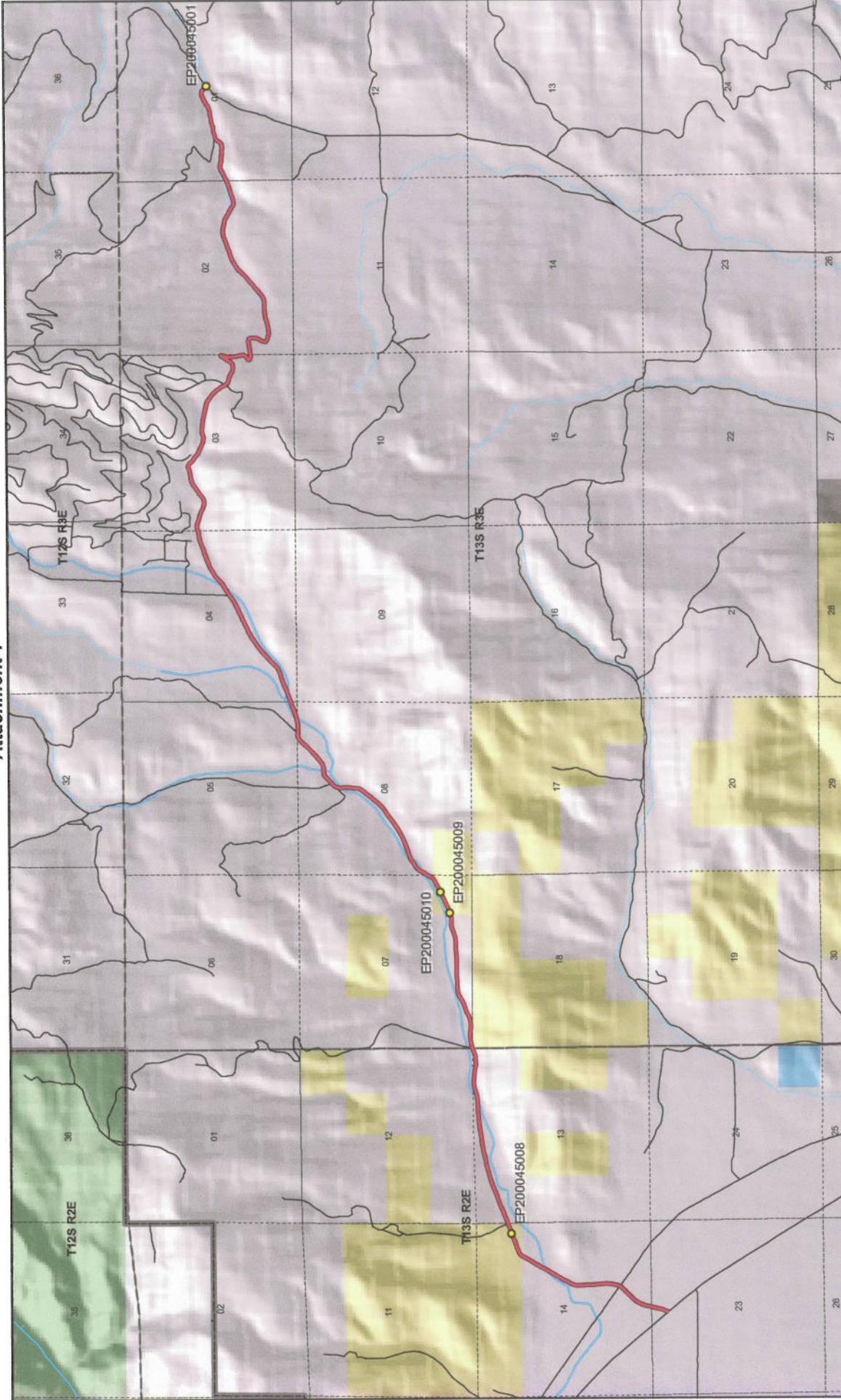
State of Utah                    )  
  : ss  
County of Salt Lake         )

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 17<sup>th</sup> day of April, 2008.



  
\_\_\_\_\_  
Notary Public



**Land Ownership Categories**

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- Tribal, Indian Reservation
- NPS, National Park

**Transportation Network**

- WATER HOLLOW ROAD
- Other Roads
- Title V, Issued Or Under Consideration By BLM Or County
- Photo Event Point
- Section = 1 Mile

1:49,011  
1 inch equals 0.8 miles

**WATER HOLLOW ROAD - Sanpete County**  
**SGID RD\_ID RD200045**

Map prepared by the State of Utah  
Automated Mapping Services Center  
Room 5700 State Office Building  
Salt Lake City, Utah 84114  
Aug 23, 2007

Attachment 2



EP200045001



EP200045008



EP200045009



EP200045010

EP000000000

EP000000000

**WATER HOLLOW ROAD - Sanpete County**  
**SGID RD\_ID RD200045**

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
August 23, 2007



### Attachment 3

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

**Popular Name: WATER HOLLOW ROAD**

**County: Sanpete**

**County Road Number: Sanp14**

**State Geographic Information Database (SGID) Road Identification Number: RD200045.**

**Total Road Length: 9.02 miles more or less.**

**Beginning at a point** on the road centerline located at 39 degrees 40 minutes 45.67 seconds North Latitude and -111 degrees 40 minutes 15.43 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,592,303.7 feet and Y = 7,051,977.5 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 39 degrees 43 minutes 05.93 seconds North Latitude and -111 degrees 32 minutes 14.97 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,629,871.0 feet and Y = 7,066,124.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 13 South Range 2 East, Section(s) 13,14,23, Salt Lake Base & Meridian  
Township 13 South Range 3 East, Section(s) 1,2,3,4,5,7,8,18, 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: WATER HOLLOW ROAD**

**County: Sanpete**

**County Road Number: Sanp14**

**State Geographic Information Database (SGID) Road Identification Number: RD200045.**

**Total Road Length: 9.02 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>RD200045</b>	<b>001</b>	<b>PVT</b>	<b>0.95 Miles</b>	<b>(not shown)</b>
<b>RD200045</b>	<b>002</b>	<b>BLM</b>	<b>0.2 Miles</b>	<b>A</b>
<b>RD200045</b>	<b>003</b>	<b>PVT</b>	<b>1.84 Miles</b>	<b>(not shown)</b>
<b>RD200045</b>	<b>004</b>	<b>BLM</b>	<b>0.24 Miles</b>	<b>B</b>
<b>RD200045</b>	<b>005</b>	<b>PVT</b>	<b>5.78 Miles</b>	<b>(not shown)</b>
		<b>Total Road Length</b>	<b>9.02</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.

## Attachment 5

**AFFIDAVIT OF RICHARD OLSEN**  
**WATER HOLLOW ROAD**  
**COUNTY ROAD NUMBER Sanp14**  
**SANPETE COUNTY, UTAH**

State of Utah            )  
                                  : ss.  
County of Sanpete        )

RICHARD OLSEN, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Manti, Sanpete County, Utah. I have lived in Sanpete County 74 years. I worked as County Road Supervisor for the Sanpete County Road Department from 1967 continuing through 1979, and then returned again to the same position from 1987 to 1995.
2. I have traveled and am familiar with a road in Sanpete County known as Water Hollow Road. I am also familiar with the land the road traverses. When I first used and observed the road in the 1960s, it followed the same route as in 1995 when I last observed it. Attached is a Sanpete County map showing Water Hollow Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map. I am informed that the County also identifies this road according to the road number listed above.
3. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1960s and continuing through 1976 to 1995. Throughout this time period I have observed travel on the road by various means, including pickup trucks, jeeps, ATVs, motorcycles, snowmobiles, and road maintenance vehicles and equipment. Throughout this time period, the road was used daily, weather permitting.

4. Throughout the time period from the 1960s to 1995, I have used the road myself for performing road maintenance with the Sanpete County Road Department.

5. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus cattle herding, and recreation such as hunting, camping, ATV and snowmobile riding.

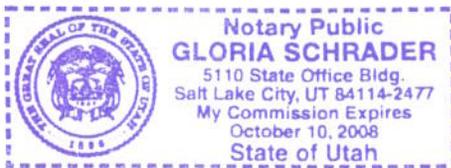
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to present, for the uses described in the previous paragraphs.

7. Prior to 1976, I personally performed maintenance and construction activities on the road.

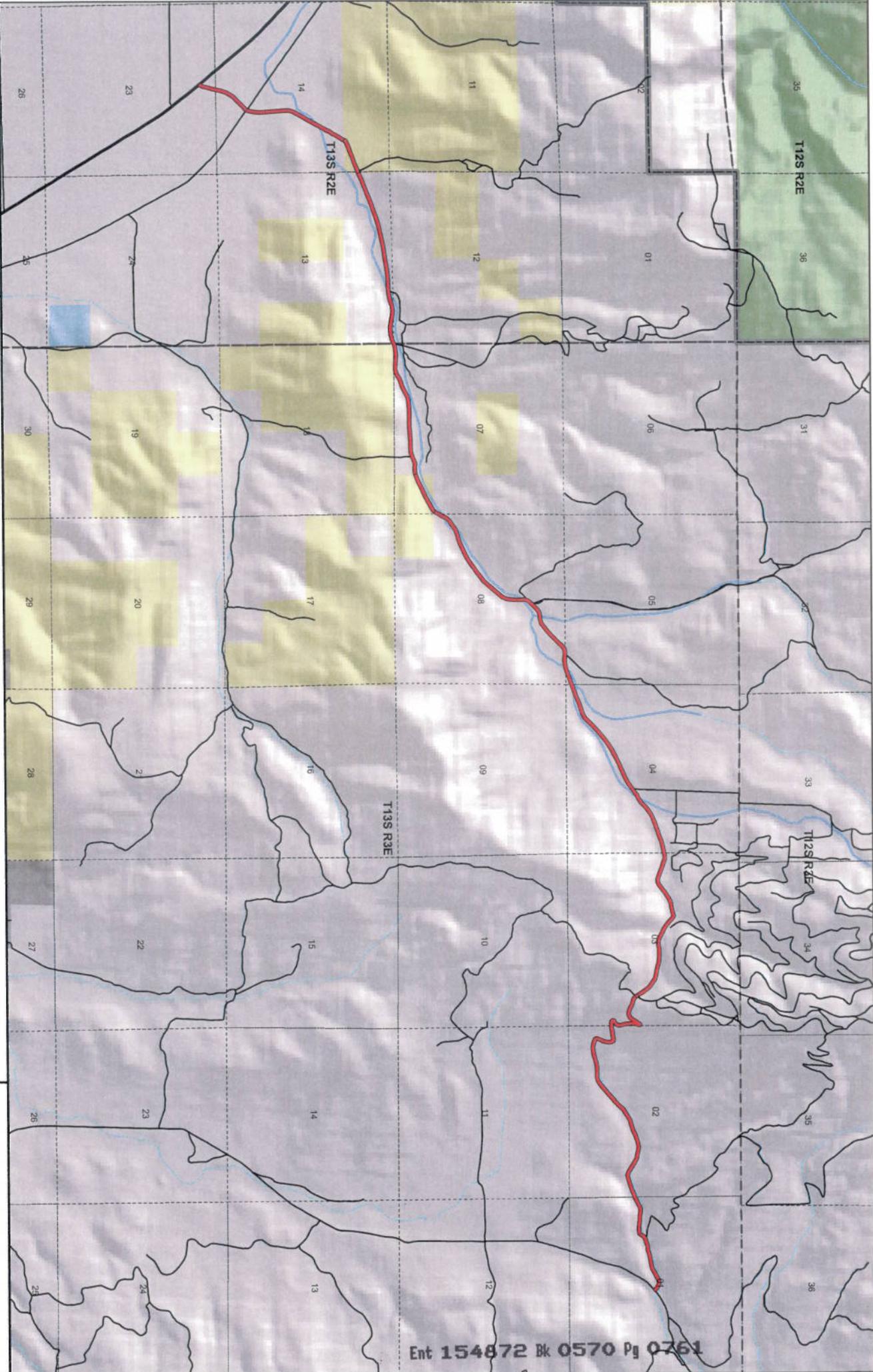
DATED this 15 day of March, 2007.

  
RICHARD OLSEN

SUBSCRIBED AND SWORN to before me this 15th day of March, 2007.



  
NOTARY PUBLIC



**WATER HOLLOW ROAD**  
*County Unique - Samp14*

**Land Ownership Categories**

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- Wildlife Reserve

**Misc**

- City / Town
- Municipalities
- Section = 1 Mile

**Transportation Network**

- WATER HOLLOW ROAD
- State / U.S. Highway
- Local Roads



1:49,011  
 1 inch equals 0.8 miles



Map prepared by the State of Utah  
 Automated Geographic Reference Center  
 Room 5130, AGRC  
 Statewide City, Utah 84114  
 Feb 16, 2007



**AFFIDAVIT OF CARL POULSEN**  
**WATER HOLLOW ROAD**  
**COUNTY ROAD NUMBER Sanp14**  
**SANPETE COUNTY, UTAH**

State of Utah            )  
                                  : ss.  
County of Sanpete        )

CARL POULSEN, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Manti, Sanpete County, Utah. I have lived in Sanpete County for 86 years.

2. I have traveled and am familiar with a road in Sanpete County known as Water Hollow Road. I am also familiar with the land the road traverses. When I first used and observed the road in the 1965, it followed the same route as in 2004 when I last observed it. Attached is a Sanpete County map showing Water Hollow Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map. I am informed that the County also identifies this road according to the road number listed above.

3. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1965 and continuing through 1976 to 2004. Throughout this time period I have observed travel on the road by various means, including cars, pickup trucks, and jeeps. Throughout this time period, the road was used weekly.

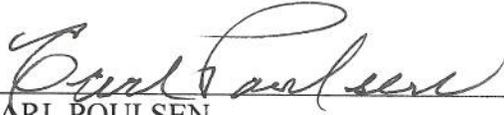
4. Throughout the time period from 1965 to 2004, I have used the road myself for trapping, hunting, camping, and snowmobiling.

5. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus wood gathering and sheep herding.

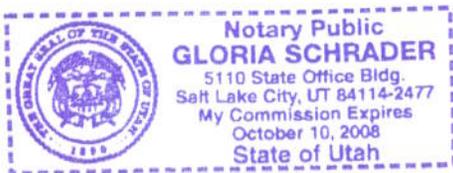
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1800s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

7. Prior to 1976, I observed the graded surface of the road.

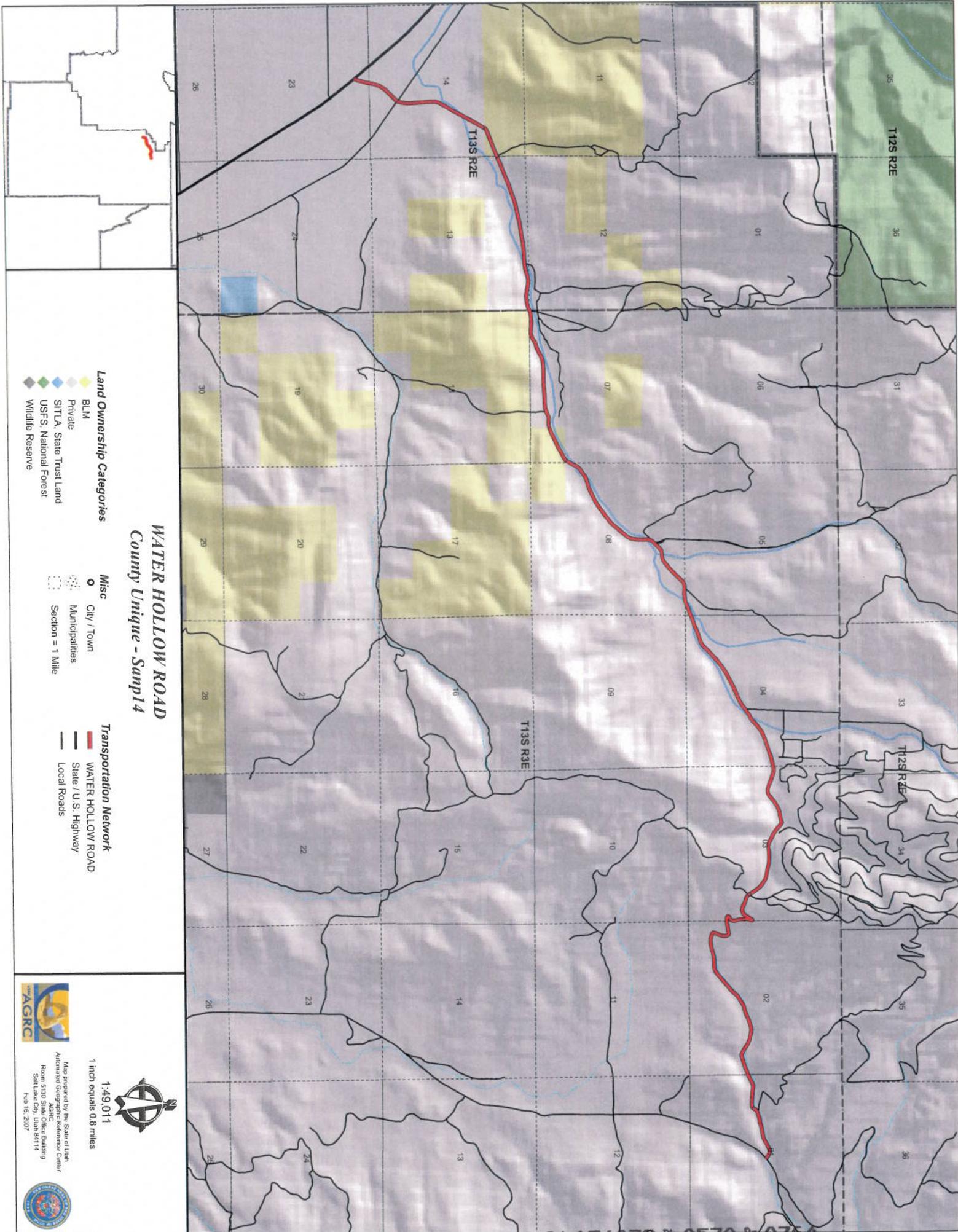
DATED this 15 day of March, 2007.

  
CARL POULSEN

SUBSCRIBED AND SWORN to before me this 15th day of March, 2007.



  
NOTARY PUBLIC



**WATER HOLLOW ROAD**  
*County Unique - Sample*

- Land Ownership Categories**
- BLM
  - Private
  - SITLA, State Trust Land
  - USFS, National Forest
  - Wildlife Reserve

- Misc**
- City / Town
  - Municipalities
  - Section = 1 Mile

- Transportation Network**
- WATER HOLLOW ROAD
  - State / U.S. Highway
  - Local Roads

1:49,011  
 1 inch equals 0.8 miles



Map prepared by the State of Utah  
 Automated Geographic Information System  
 Room 5130 State Office Building  
 Salt Lake City, Utah 84114  
 Feb 16, 2007



## Appendix A to Attachment 4

**Popular Name: WATER HOLLOW ROAD**

**County: Sanpete**

**County Road Number: Sanp14**

**State Geographic Information Database (SGID) Road Identification Number: RD200045.**

**Road-Segment Number: 002**

**Road-Segment Length: 0.2 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 South Range 2 East, Section(s) 13,14, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (WATER HOLLOW ROAD)-- 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 39 degrees 41 minutes 30.36 seconds North Latitude and -111 degrees 39 minutes 53.33 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,594,039.7 feet and Y = 7,056,495.8 feet; thence the following courses along the said road center line:

thence North 28 Degrees 58 Minutes 09 Seconds East	0.2 feet
thence North 28 Degrees 17 Minutes 29 Seconds East	16.4 feet
thence North 61 Degrees 50 Minutes 22 Seconds East	105.4 feet
thence North 69 Degrees 28 Minutes 07 Seconds East	147.2 feet
thence North 69 Degrees 00 Minutes 23 Seconds East	148.7 feet
thence North 68 Degrees 13 Minutes 59 Seconds East	148.1 feet
thence North 68 Degrees 30 Minutes 14 Seconds East	145.3 feet
thence North 68 Degrees 46 Minutes 37 Seconds East	151.8 feet
thence North 67 Degrees 42 Minutes 09 Seconds East	157.8 feet
thence North 67 Degrees 45 Minutes 56 Seconds East	30.8 feet
thence North 68 Degrees 08 Minutes 23 Seconds East	13.6 feet

thence North 68 Degrees 08 Minutes 21 Seconds East 13.2 feet

thence North 67 Degrees 22 Minutes 29 Seconds East 0 feet more or less to **the ending point**  
**at:** 39 degrees 41 minutes 34.47 seconds North Latitude and -111 degrees 39 minutes 40.66 seconds West  
Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet  
coordinates of X = 1,595,030.9 feet and Y = 7,056,909.7 feet.

## Appendix B to Attachment 4

**Popular Name: WATER HOLLOW ROAD**

**County: Sanpete**

**County Road Number: Sanp14**

**State Geographic Information Database (SGID) Road Identification Number: RD200045.**

**Road-Segment Number: 004**

**Road-Segment Length: 0.24 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 South Range 3 East, Section(s) 7, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (WATER HOLLOW ROAD)-- Segment 004 based on mapping grade Global Positioning System (GPS) data as defined above:

**Beginning at a point** on the road center line located at 39 degrees 41 minutes 52.14 seconds North Latitude and -111 degrees 37 minutes 040.2 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,604,448.9 feet and Y = 7,058,682.5 feet; thence the following courses along the said road center line:

thence North 73 Degrees 32 Minutes 09 Seconds East 38.9 feet  
thence North 69 Degrees 31 Minutes 23 Seconds East 138.1 feet  
thence North 66 Degrees 22 Minutes 26 Seconds East 136.9 feet  
thence North 62 Degrees 56 Minutes 08 Seconds East 140 feet  
thence North 66 Degrees 32 Minutes 06 Seconds East 140.3 feet  
thence North 64 Degrees 13 Minutes 03 Seconds East 145 feet  
thence North 62 Degrees 52 Minutes 43 Seconds East 141.9 feet  
thence North 58 Degrees 32 Minutes 15 Seconds East 165.4 feet  
thence North 60 Degrees 32 Minutes 40 Seconds East 155.8 feet  
thence North 53 Degrees 30 Minutes 50 Seconds East 60.1 feet more or less to **the ending point at:** 39 degrees 41 minutes 057.7 seconds North Latitude and -111 degrees 37 minutes 25.78 seconds

West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,605,576.3 feet and Y = 7,059,242.7 feet.