

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

Ent 154877 Bk 570 Pg 819  
Date: 15-MAY-2008 2:41PM  
Fees: None  
Filed By: RDH  
REED D HATCH, Recorder  
SANPETE COUNTY CORPORATION  
For: GOVERNOR STATE OF UTAH

15, 21, 22, 28, 33, 34 - 17-2E  
3-18-2E

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 WEST VALLEY ROAD; County Road Number: Sanp201; State Geographic Information Database (SGID) Road Identification Number: RD200114. Total road length is 4.68 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

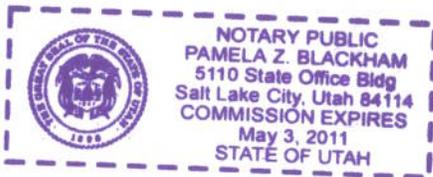
  
\_\_\_\_\_  
John Harja

**CERTIFICATION**

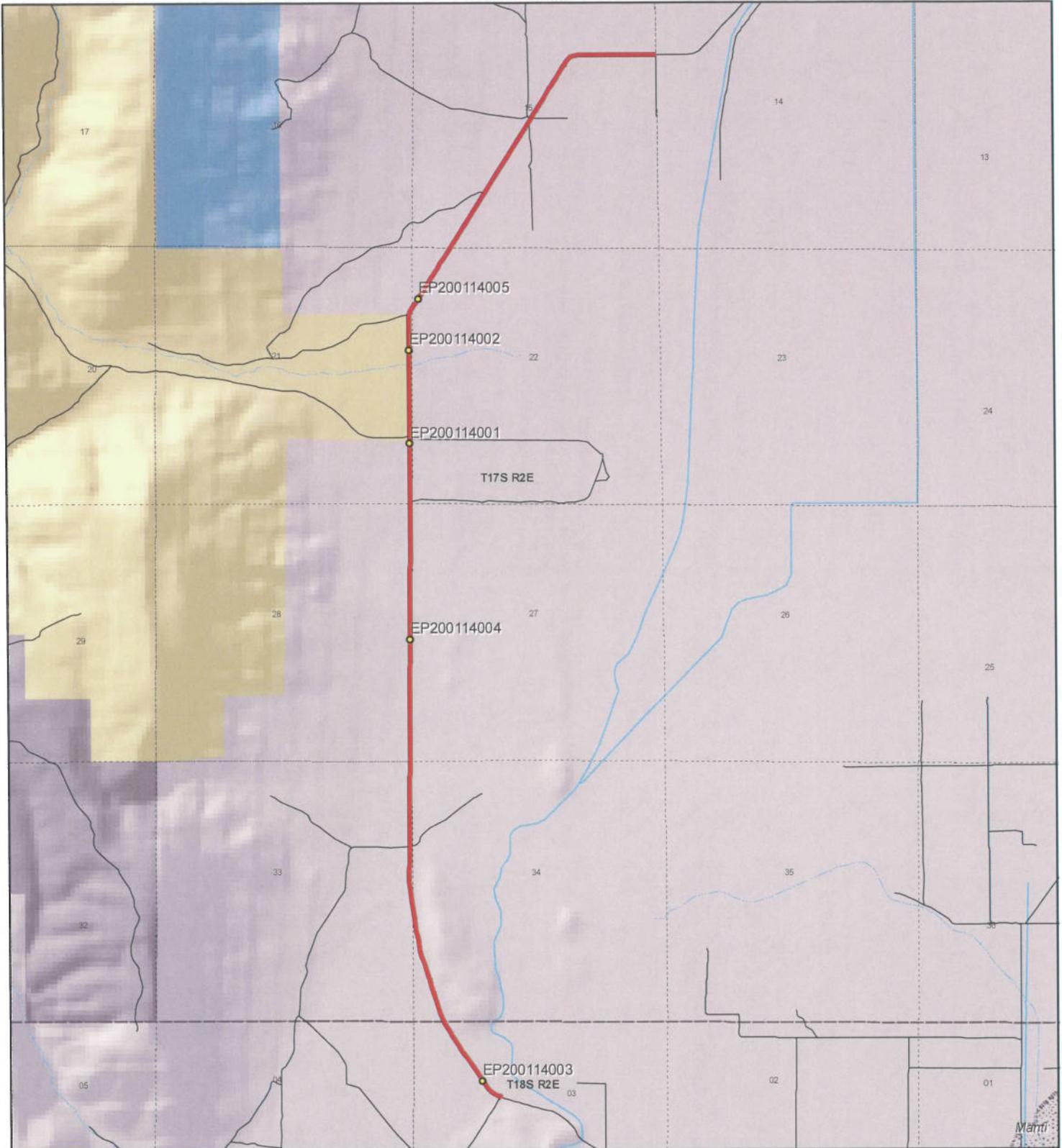
State of Utah                    )  
  : ss  
County of Salt Lake         )

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



**WEST VALLEY ROAD - Sanpete County**  
**SGID RD\_ID RD200114**

**Land Ownership Categories**

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- Tribal, Indian Reservation
- NPS, National Park
- Wilderness
- UDWR Wildlife Reserve
- DOD, Military
- State Sovereign Land
- National Recreation Area
- USFWS, Natl. Wildlife Refuge

**Transportation Network**

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

Map prepared by the State of Utah  
 Automated Geographic Reference Center  
 Room 5130 State Office Building  
 Salt Lake City, Utah 84114  
 Feb 22, 2008



1:32,219  
 1 inch equals 0.5 miles



Attachment 2



EP200114001



EP200114002



EP200114003



EP200114004



EP200114005



EP000000000

**WEST VALLEY ROAD - Sanpete County**  
**SGID RD\_ID RD200114**



Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
February 18, 2008



## Attachment 3

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

**Popular Name: WEST VALLEY ROAD**

**County: Sanpete**

**County Road Number: Sanp201**

**State Geographic Information Database (SGID) Road Identification Number: RD200114.**

**Total Road Length: 4.68 miles more or less.**

**Beginning at a point** on the road centerline located at 39 degrees 16 minutes 50.32 seconds North Latitude and -111 degrees 41 minutes 02.81 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,588,300.4 feet and Y = 6,906,765.7 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 39 degrees 20 minutes 22.87 seconds North Latitude and -111 degrees 40 minutes 22.76 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,591,490.8 feet and Y = 6,928,263.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 17 South Range 2 East, Section(s) 15,21,22,28,33,34, Salt Lake Base & Meridian

Township 18 South Range 2 East, Section(s) 3, 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: WEST VALLEY ROAD**

**County: Sanpete**

**County Road Number: Sanp201**

**State Geographic Information Database (SGID) Road Identification Number: RD200114.**

**Total Road Length: 4.68 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>RD200114</b>	<b>001</b>	<b>PVT</b>	<b>2.67 Miles</b>	<b>(not shown)</b>
<b>RD200114</b>	<b>002</b>	<b>BLM</b>	<b>0.5 Miles</b>	<b>A</b>
<b>RD200114</b>	<b>003</b>	<b>PVT</b>	<b>1.51 Miles</b>	<b>(not shown)</b>
		<b>Total Road Length</b>	<b>4.68</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**  
**WEST VALLEY ROAD**  
**COUNTY ROAD NUMBER Sanp201**  
**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 West Valley Road. I am also familiar with the land the road traverses. When I first used and observed the road in the 1930s, it followed the same route as in 2006 when I last observed it. Attached is a Sanpete County map showing West Valley 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. 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 1930s and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by various means, including pickup trucks, jeeps, ATVs, motorcycles, snowmobiles, livestock vehicles, and road maintenance vehicles and equipment. Throughout this time period, the road was used daily.

4. Throughout the time period from the 1930s to 2006, I have used the road myself for hunting and 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 recreation such as hunting, camping, ATV, snowmobile, and motorcycle riding, wood gathering, private land access, and livestock operations.

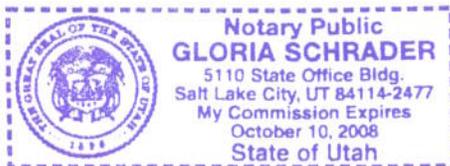
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1800s and continuing through 1976 to present, for the uses described in the previous paragraphs.

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

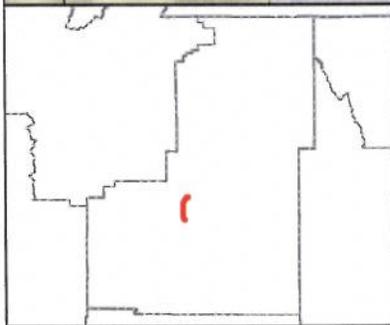
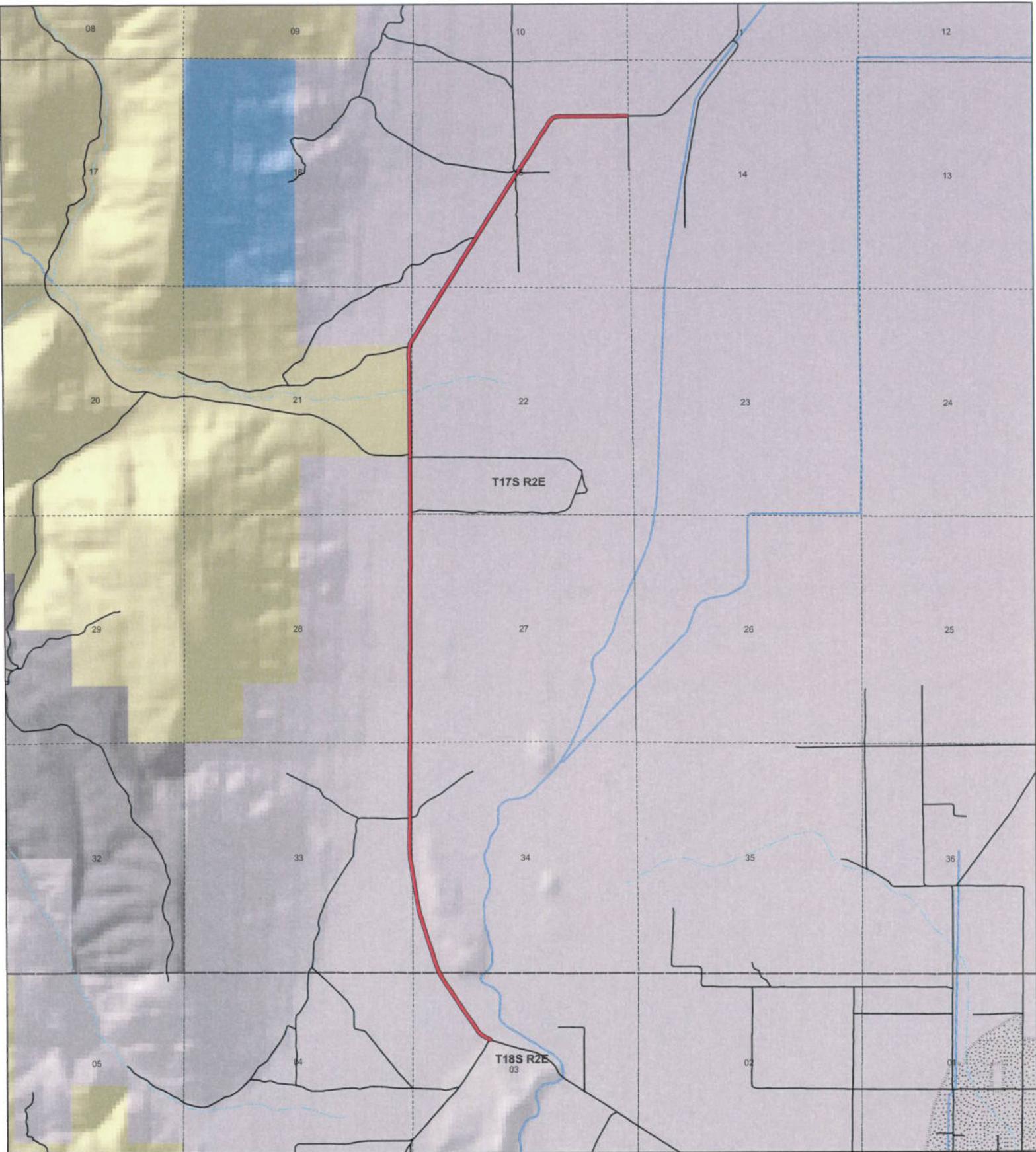
DATED this 15 day of March, 2007.

  
RICHARD OLSEN

SUBSCRIBED AND SWORN to before me this 15<sup>th</sup> day of March, 2007.



  
NOTARY PUBLIC



**WEST VALLEY ROAD**  
**County Unique - Sanp201**

**Land Ownership Categories**

- ◆ BLM
- ◆ Private
- ◆ SITLA, State Trust Land
- ◆ USFS, National Forest
- ◆ State Parks and Recreation
- ◆ Military

**Transportation Network**

- WEST VALLEY ROAD
- State / U.S. Highway
- Local Roads

**Misc**

- City / Town

Municipalities  
 Section = 1 Mile



1:35,927  
 1 inch equals 0.6 miles



Map prepared by the State of Utah  
 AGRC  
 Room 5130 State Office Building  
 Salt Lake City, Utah 84114  
 Feb 08, 2007



Ent 154877 Bk 0570 21 0028

**AFFIDAVIT OF JIM SORENSEN**  
**WEST VALLEY ROAD**  
**COUNTY ROAD NUMBER Sanp201**  
**SANPETE COUNTY, UTAH**

State of Utah            )  
                                  : ss.  
County of Sanpete     )

JIM SORENSEN, 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 Sanpete County, Utah. I have lived in Sanpete County for 70 years.

2.       I have traveled and am familiar with a road in Sanpete County known as West Valley Road. I am also familiar with the land the road traverses. When I first used and observed the road in the mid 1940s, it followed the same route as in 2007 when I last observed it. Attached is a Sanpete County map showing West Valley 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 mid 1940s continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including cars, pick-up trucks, livestock equipment, ATVs, motorcycles, semi-tractor trailers, farm tractors, road construction and road maintenance equipment. Throughout this time period, the road was used daily.

4. Throughout the time period from the mid 1940s to 2007, I have used the road myself for recreation such as hunting, sight-seeing, traveling in and through the area, sheep herding, ATV riding, and wood gathering.

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 recreation such as camping and pick-nicking, cattle herding, oil exploration, private land access, logging, agriculture, and tourism.

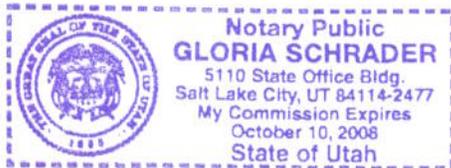
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1934 and continuing through 1976 to the present, for the uses described in the previous paragraphs.

7. Prior to 1976, I observed road construction and road maintenance equipment being used by the county road department to grade and gravel the road, install culverts, and make general improvements.

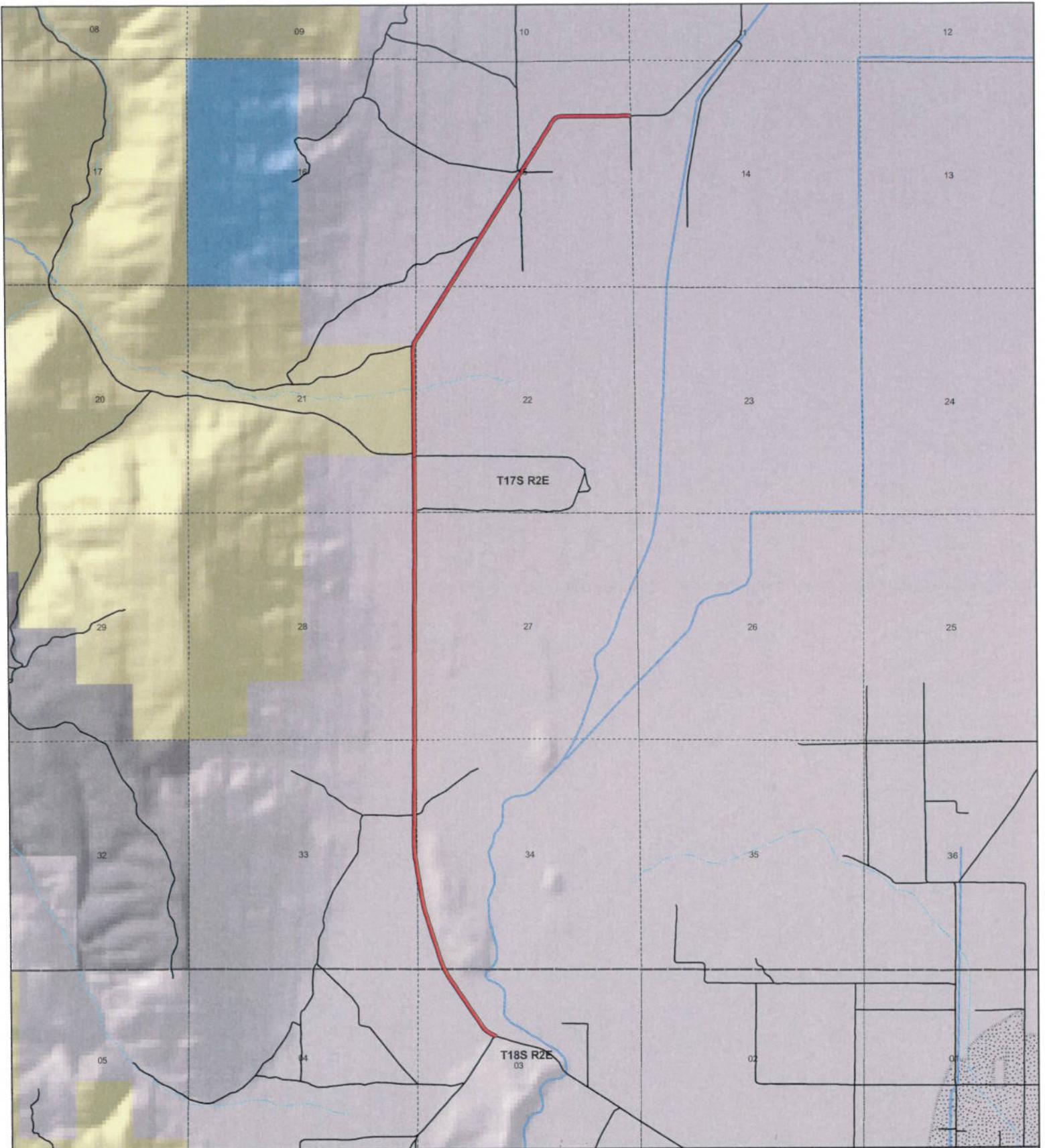
DATED this 15 day of March, 2007.

  
\_\_\_\_\_  
JIM SORENSEN

SUBSCRIBED AND SWORN to before me this 15<sup>th</sup> day of March, 2007.



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



**WEST VALLEY ROAD**  
**County Unique - Sanp201**

**Land Ownership Categories**

- ◆ BLM
- ◆ Private
- ◆ SITLA, State Trust Land
- ◆ USFS, National Forest
- ◆ State Parks and Recreation
- ◆ Military

**Transportation Network**

- WEST VALLEY ROAD
- State / U.S. Highway
- Local Roads

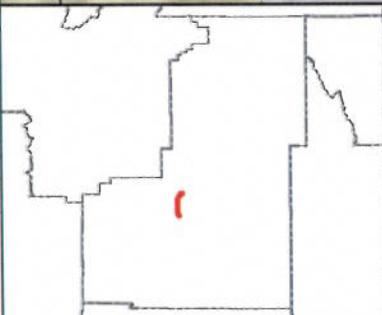
**Misc**

- City / Town
- Municipalities



1:35,927

1 inch equals 0.6 miles



Map prepared by the State of Utah  
 AGRC  
 Room 5130 State Office Building  
 Salt Lake City, Utah 84114  
 Feb 08, 2007



Ent 154877 Bk 0570 R2E831

## Appendix A to Attachment 4

**Popular Name: WEST VALLEY ROAD**

**County: Sanpete**

**County Road Number: Sanp201**

**State Geographic Information Database (SGID) Road Identification Number: RD200114.**

**Road-Segment Number: 002**

**Road-Segment Length: 0.5 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 17 South Range 2 East, Section(s) 21, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (WEST VALLEY 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 19 minutes 4.2 seconds North Latitude and -111 degrees 41 minutes 26.99 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,586,428.0 feet and Y = 6,920,315.1 feet; thence the following courses along the said road center line:

thence North 00 Degrees 18 Minutes 55 Seconds West 0 feet  
thence North 00 Degrees 18 Minutes 55 Seconds West 8.9 feet  
thence North 00 Degrees 18 Minutes 55 Seconds West 68.9 feet  
thence North 00 Degrees 18 Minutes 55 Seconds West 47.6 feet  
thence North 00 Degrees 38 Minutes 34 Seconds West 114.9 feet  
thence North 00 Degrees 02 Minutes 13 Seconds East 106.7 feet  
thence North 00 Degrees 59 Minutes 22 Seconds West 111.6 feet  
thence North 00 Degrees 49 Minutes 15 Seconds West 111.6 feet  
thence North 00 Degrees 18 Minutes 55 Seconds West 111.9 feet  
thence North 00 Degrees 18 Minutes 55 Seconds West 119.5 feet  
thence North 00 Degrees 55 Minutes 36 Seconds West 123.1 feet

thence North 00 Degrees 18 Minutes 55 Seconds West 119.8 feet  
thence North 00 Degrees 18 Minutes 55 Seconds West 114.9 feet  
thence North 00 Degrees 18 Minutes 55 Seconds West 109.9 feet  
thence North 00 Degrees 19 Minutes 16 Seconds East 118.2 feet  
thence North 00 Degrees 18 Minutes 55 Seconds West 118.1 feet  
thence North 00 Degrees 00 Minutes 09 Seconds East 118.1 feet  
thence North 00 Degrees 18 Minutes 55 Seconds West 118.1 feet  
thence North 00 Degrees 48 Minutes 24 Seconds West 114.9 feet  
thence North 00 Degrees 58 Minutes 12 Seconds West 114.9 feet  
thence North 01 Degrees 18 Minutes 43 Seconds West 113.2 feet  
thence North 00 Degrees 29 Minutes 30 Seconds West 106.7 feet  
thence North 00 Degrees 50 Minutes 11 Seconds West 108.3 feet  
thence North 00 Degrees 59 Minutes 22 Seconds West 111.6 feet  
thence North 00 Degrees 30 Minutes 10 Seconds East 114.9 feet  
thence North 12 Degrees 03 Minutes 55 Seconds East 41.3 feet  
thence North 11 Degrees 46 Minutes 45 Seconds East 56.4 feet

thence North 12 Degrees 01 Minutes 24 Seconds East 0 feet more or less to **the ending point**  
**at:** 39 degrees 19 minutes 30.12 seconds North Latitude and -111 degrees 41 minutes 27.07 seconds West  
Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet  
coordinates of X = 1,586,427.4 feet and Y = 6,922,936.6 feet.