

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

Recorded JUN 10 2008 Filing No. 74744  
At 2:04 ~~AM~~ PM in Book P10 Page 1029  
Fee No fee Debra L. Ames Rich County Recorder  
Requested by Governor 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 MANHEAD ROAD; County Road Number: BR73; State Geographic Information Database (SGID) Road Identification Number: RD170075. Total road length is 7.44 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 5<sup>th</sup> day of JUNE, 2008.

By the Governor's Designee

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

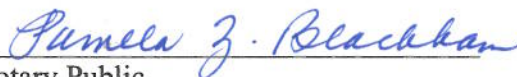
**CERTIFICATION**

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 5<sup>th</sup> day of June, 2008.



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



1:55,501  
1 inch equals 0.9 miles

**MANHEAD ROAD - Rich County**  
**SGID RD\_ID RD170075**

Land Ownership Categories		Transportation Network
● BLM	◆ Wilderness	— MANHEAD ROAD
● Private	◆ UDWR Wildlife Reserve	— Title V: Issued Or Under Consideration By BLM Or County
● SITLA, State Trust Land	◆ DOD, Military	— Other Roads
● USFS, National Forest	◆ State Sovereign Land	● Photo Event Point
● State Parks and Recreation	◆ National Recreation Area	□ Section = 1 Mile
● Tribal, Indian Reservation	◆ USFWS, Natl. Wildlife Refuge	
● NPS, National Park		

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Nov 27, 2006

Attachment 2



EP170075006



EP170075008



EP170075010



EP170075011



EP170075012



EP170075013

**MANHEAD ROAD - Rich County**  
**SGID RD\_ID RD170075**

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
November 9, 2006



## Attachment 3

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

**Popular Name: MANHEAD ROAD**

**County: Rich**

**County Road Number: BR73**

**State Geographic Information Database (SGID) Road Identification Number: RD170075.**

**Total Road Length: 7.44 miles more or less.**

**Beginning at a point** on the road centerline located at 41 degrees 46 minutes 30.24 seconds North Latitude and -111 degrees 07 minutes 06.59 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,744,480.6 feet and Y = 3,806,355.2 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 41 degrees 51 minutes 52.84 seconds North Latitude and -111 degrees 02 minutes 47.73 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,763,924.2 feet and Y = 3,839,104.3 feet based on the US Survey Foot conversion.

This road may traverse:

Township 12 North Range 7 East, Section(s) 1,12,13,14,23, Salt Lake Base & Meridian

Township 12 North Range 8 East, Section(s) 6, Salt Lake Base & Meridian

Township 13 North Range 8 East, Section(s) 16,17,20,29,30,31, 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: MANHEAD ROAD**

**County: Rich**

**County Road Number: BR73**

**State Geographic Information Database (SGID) Road Identification Number: RD170075.**

**Total Road Length: 7.44 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>RD170075</b>	<b>001</b>	<b>PVT</b>	<b>5.02 Miles</b>	<b>(not shown)</b>
<b>RD170075</b>	<b>002</b>	<b>BLM</b>	<b>0.61 Miles</b>	<b>A</b>
<b>RD170075</b>	<b>003</b>	<b>PVT</b>	<b>1.81 Miles</b>	<b>(not shown)</b>
		<b>Total Road Length</b>	<b>7.44</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 N. SETH WESTON**

**MANHEAD ROAD**

**RICH COUNTY, UTAH**

**ROAD NUMBER BR73**

State of Utah                    )  
  : ss.  
County of Rich                 )

N. SETH WESTON, 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 Rich County, Utah. I have lived in Rich County all of my life for the past 66 years.

2. I have traveled and am familiar with a road in Rich County known as Manhead Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1950s, it followed the same route as in 2008 when I last observed it. Attached is a Rich County map showing Manhead 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.

3. I am informed that the County also identifies this road according to the road number listed above.

4. 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 late 1950s and continuing through 1976 to 2008. Throughout this time period I have observed travel on the road by means of cars, trucks, pickup trucks, snow mobiles and ATVs. Throughout this time period, the road has been used daily weather permitting for more than ten continuous years prior to 1976, and is presently used daily, weather permitting.



5. Throughout the time period from the late 1950s to 2008, I have used the road myself for farming, livestock operations, traveling in and through the area and hunting

6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus access to private property and residences, farming, mining, oil and gas exploration, recreation.

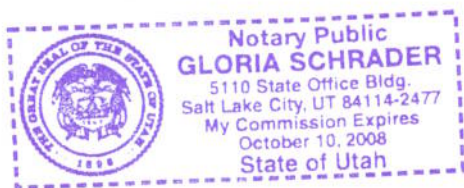
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed graders and maintenance equipment performing maintenance and construction activities on the road.

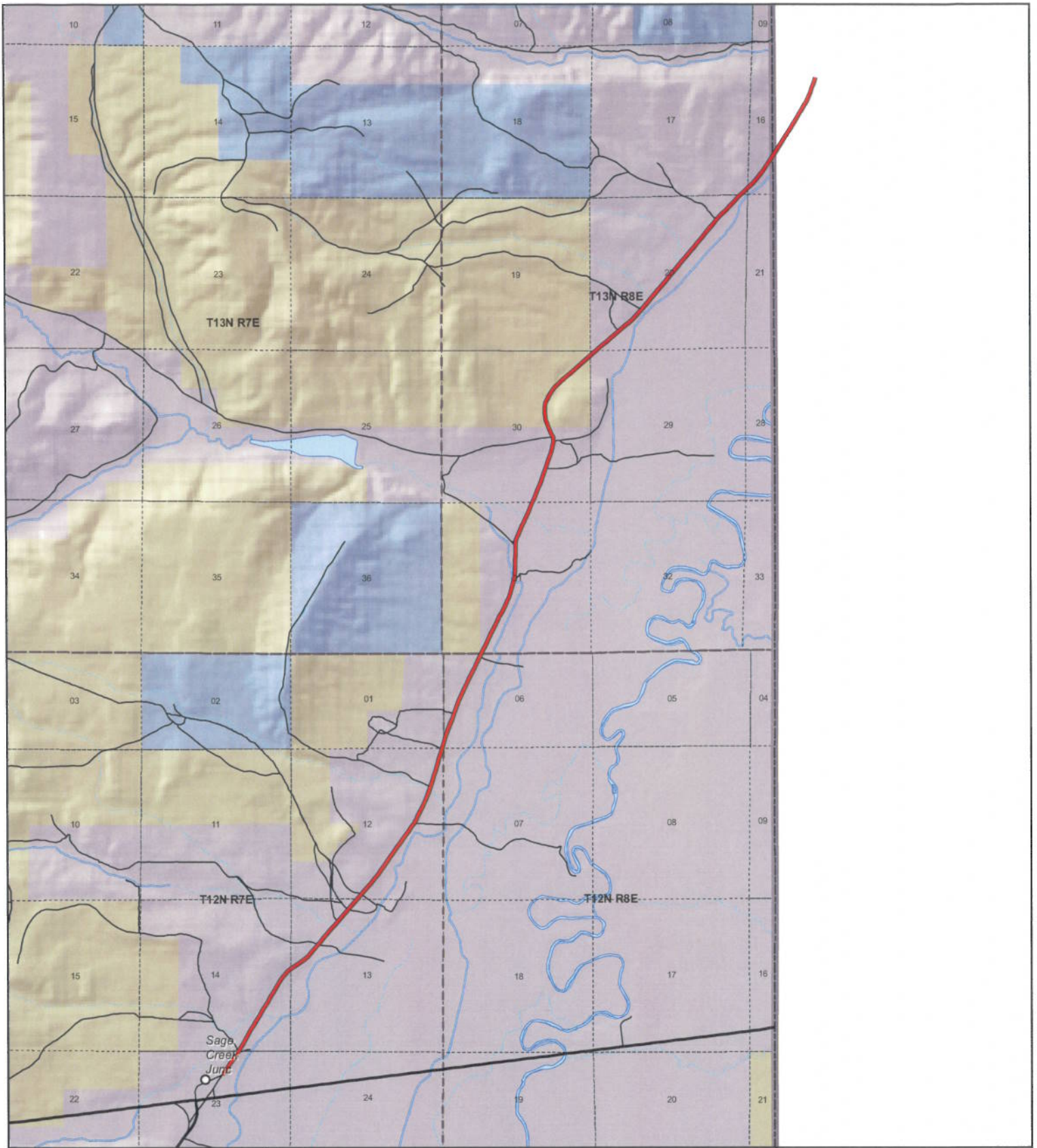
DATED this 10 day of March, 2008.

  
\_\_\_\_\_  
N. SETH WESTON

SUBSCRIBED AND SWORN to before me this 10th day of March, 2008.



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



**Rich County  
MANHEAD ROAD  
County Unique - BR73**

**Land Ownership Categories**

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

**Transportation Network**

- MANHEAD ROAD
- State / U.S. Highway
- Local Roads

**Misc**

- City / Town
- Municipalities
- Section = 1 Mile



1:54,794  
1 inch equals 0.9 miles



Map prepared by the State of Utah  
AGRC  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Mar 05, 2008



**AFFIDAVIT OF TERRY WILLIS**

**MANHEAD ROAD**

**RICH COUNTY, UTAH**

**ROAD NUMBER BR73**

State of Utah                    )  
  : ss.  
County of Rich                 )

TERRY WILLIS, 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 Rich County, Utah. I have lived in Rich County all of my life, for the last 65 years.

2. I have traveled and am familiar with a road in Rich County known as Manhead Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960s, it followed the same route as in 2008 when I last observed it. Attached is a Rich County map showing Manhead 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.

3. I am informed that the County also identifies this road according to the road number listed above.

4. 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 early 1960s and continuing through 1976 to 2008. Throughout this time period I have observed travel on the road by means of cars, trucks, and pickup trucks. Throughout this time period, the road has been used daily weather permitting for more than ten continuous years prior to 1976, and is presently used daily, weather permitting.

5. Throughout the time period from the early 1960s to 2008, I have used the road myself for, travel in and through the area, livestock operations, recreation and hunting.

6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus dry farming, School bus travel, government access and oil and gas exploration.

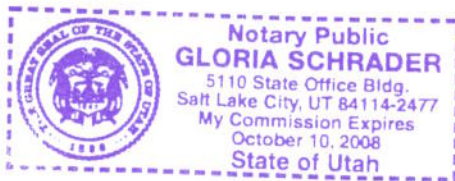
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed graders and maintenance equipment performing maintenance and construction activities on the road. The road is now oiled.

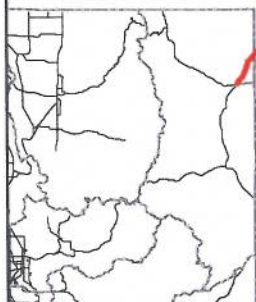
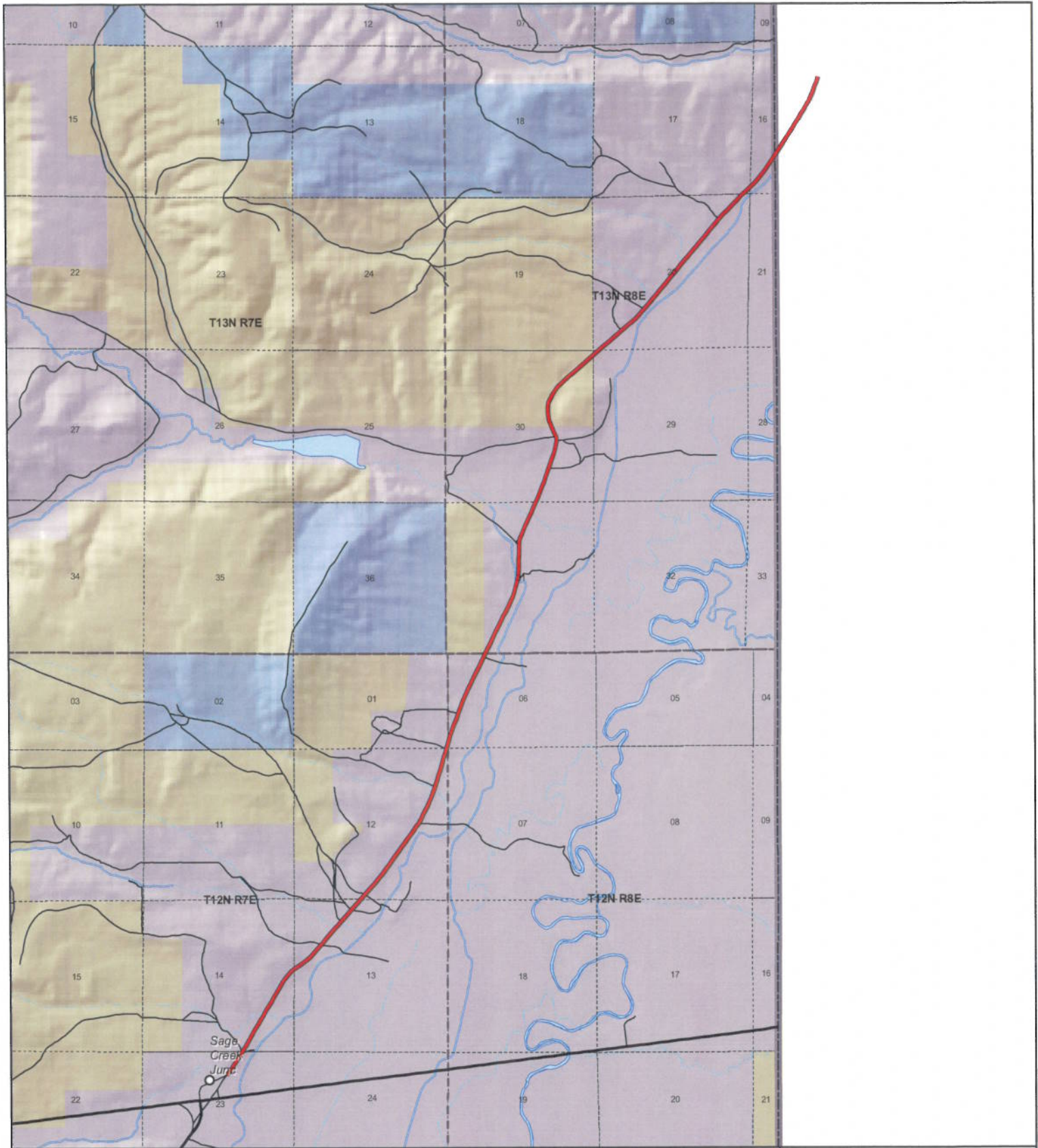
DATED this 10 day of March, 2008.

  
TERRY WILLIS

SUBSCRIBED AND SWORN to before me this 10<sup>th</sup> day of March, 2008.



  
NOTARY PUBLIC



**Rich County  
MANHEAD ROAD  
County Unique - BR73**

**Land Ownership Categories**

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

**Transportation Network**

- MANHEAD ROAD
- State / U.S. Highway
- Local Roads

**Misc**

- City / Town
- Municipalities
- Section = 1 Mile

**1041**



1:54,794  
1 inch equals 0.9 miles



Map prepared by the State of Utah  
AGRC  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Mar 05, 2008



## Appendix A to Attachment 4

**Popular Name: MANHEAD ROAD**

**County: Rich**

**County Road Number: BR73**

**State Geographic Information Database (SGID) Road Identification Number: RD170075.**

**Road-Segment Number: 002**

**Road-Segment Length: 0.61 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 North Range 8 East, Section(s) 30, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (MANHEAD 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 41 degrees 50 minutes 18.39 seconds North Latitude and -111 degrees 04 minutes 32.37 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,756,053.0 feet and Y = 3,829,503.4 feet; thence the following courses along the said road center line:

thence North 22 Degrees 27 Minutes 31 Seconds West 91.8 feet  
thence North 20 Degrees 21 Minutes 45 Seconds West 130.3 feet  
thence North 13 Degrees 08 Minutes 46 Seconds West 142 feet  
thence North 08 Degrees 02 Minutes 09 Seconds West 156.7 feet  
thence North 00 Degrees 19 Minutes 48 Seconds West 162.8 feet  
thence North 11 Degrees 58 Minutes 25 Seconds East 163.3 feet  
thence North 20 Degrees 07 Minutes 09 Seconds East 165.3 feet  
thence North 27 Degrees 26 Minutes 00 Seconds East 168.4 feet  
thence North 31 Degrees 43 Minutes 57 Seconds East 173.1 feet  
thence North 36 Degrees 45 Minutes 37 Seconds East 170.3 feet  
thence North 47 Degrees 35 Minutes 08 Seconds East 173.4 feet

thence North 48 Degrees 31 Minutes 18 Seconds East 186.6 feet  
thence North 48 Degrees 32 Minutes 53 Seconds East 192.1 feet  
thence North 49 Degrees 01 Minutes 01 Seconds East 199 feet  
thence North 48 Degrees 50 Minutes 53 Seconds East 203.8 feet  
thence North 48 Degrees 24 Minutes 28 Seconds East 210 feet  
thence North 48 Degrees 35 Minutes 59 Seconds East 213.3 feet  
thence North 48 Degrees 40 Minutes 50 Seconds East 215.7 feet  
thence North 48 Degrees 28 Minutes 21 Seconds East 109.5 feet more or less to **the ending**

**point at:** 41 degrees 50 minutes 043.4 seconds North Latitude and -111 degrees 04 minutes 12.36 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,757,555.3 feet and Y = 3,832,042.6 feet.