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

Recorded NOV 10 2008 Filing No. 75893
At 3:15 AM/PM in Book R10 Page 1339
Fee Notee 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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 AR52A; County Road Number: AR52A; State Geographic Information Database (SGID) Road Identification Number: RD170501. Total road length is 0.34 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 10th day of November, 2008.

By the Governor's Designee

John Harja

CERTIFICATION

State of Utah)
: **ss**
County of Salt Lake)

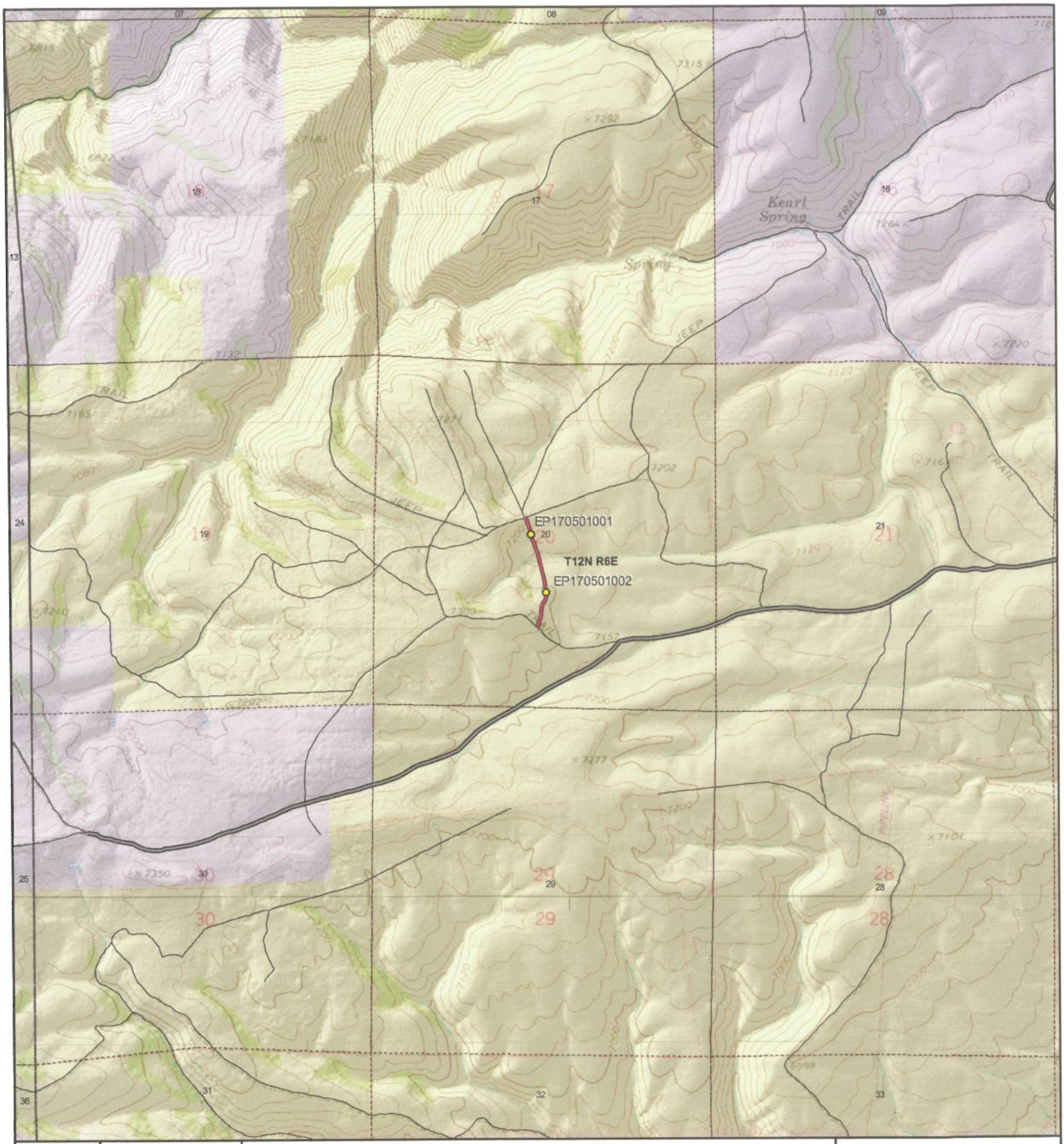
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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

Dated this 10th day of November, 2008.

Notary Public

Notary Public
DEBORAH MONTGOMERY
5110 State Office Bldg. PO Box 142477
Salt Lake City, Utah 84114
My Commission Expires
April 24, 2012
State of Utah

1340



Scale
1:23,761
1 in = 0 miles

AR52A - Rich County
SGID RD_ID RD170501 CO_UNIQUE AR52A

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
- AR52A
- 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

EP170501001

EP170501002

EP000000000

EP000000000

EP000000000

EP000000000

AR52A - Rich County
SGID RD_ID RD170501

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

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Attachment 3

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

Popular Name: AR52A
County: Rich
County Road Number: AR52A
State Geographic Information Database (SGID) Road Identification Number: RD170501.
Total Road Length: 0.34 miles more or less.

Beginning at a point on the road centerline located at 41 degrees 45 minutes 40.67 seconds North Latitude and -111 degrees 17 minutes 38.96 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,696,577.6 feet and Y = 3,801,176.5 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 41 degrees 45 minutes 57.35 seconds North Latitude and -111 degrees 17 minutes 41.48 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,696,382.7 feet and Y = 3,802,864.3 feet based on the US Survey Foot conversion.

This road may traverse:

Township 12 North Range 6 East, Section(s) 20, 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: AR52A
County: Rich
County Road Number: AR52A
State Geographic Information Database (SGID) Road Identification Number: RD170501.
Total Road Length: 0.34 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
RD170501	001	BLM	0.34 Miles	A
		Total Road Length	0.34	———

*** 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.

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Attachment 5

AFFIDAVIT OF N. SETH WESTON

RICH COUNTY, UTAH

RICH COUNTY D ROAD NO. AR52A

State of Utah)
: ss.
County of Rich)

I, N. SETH WESTON, 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 27, 1941, in Laketown, Rich County, Utah. I have lived in Rich County all of my life and have been involved in ranching in Rich County all of my life.

2. I have traveled and am familiar with Rich County Road No. AR52A 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. AR52A (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 late 1950s through 1976 and continuing until 2006, ("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 2006, it appeared to follow the same route as in the late 1950s, when I first traveled and observed it.

6. During the Time Period of My Experience the Road has been traveled weekly, 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.

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, plus recreation.

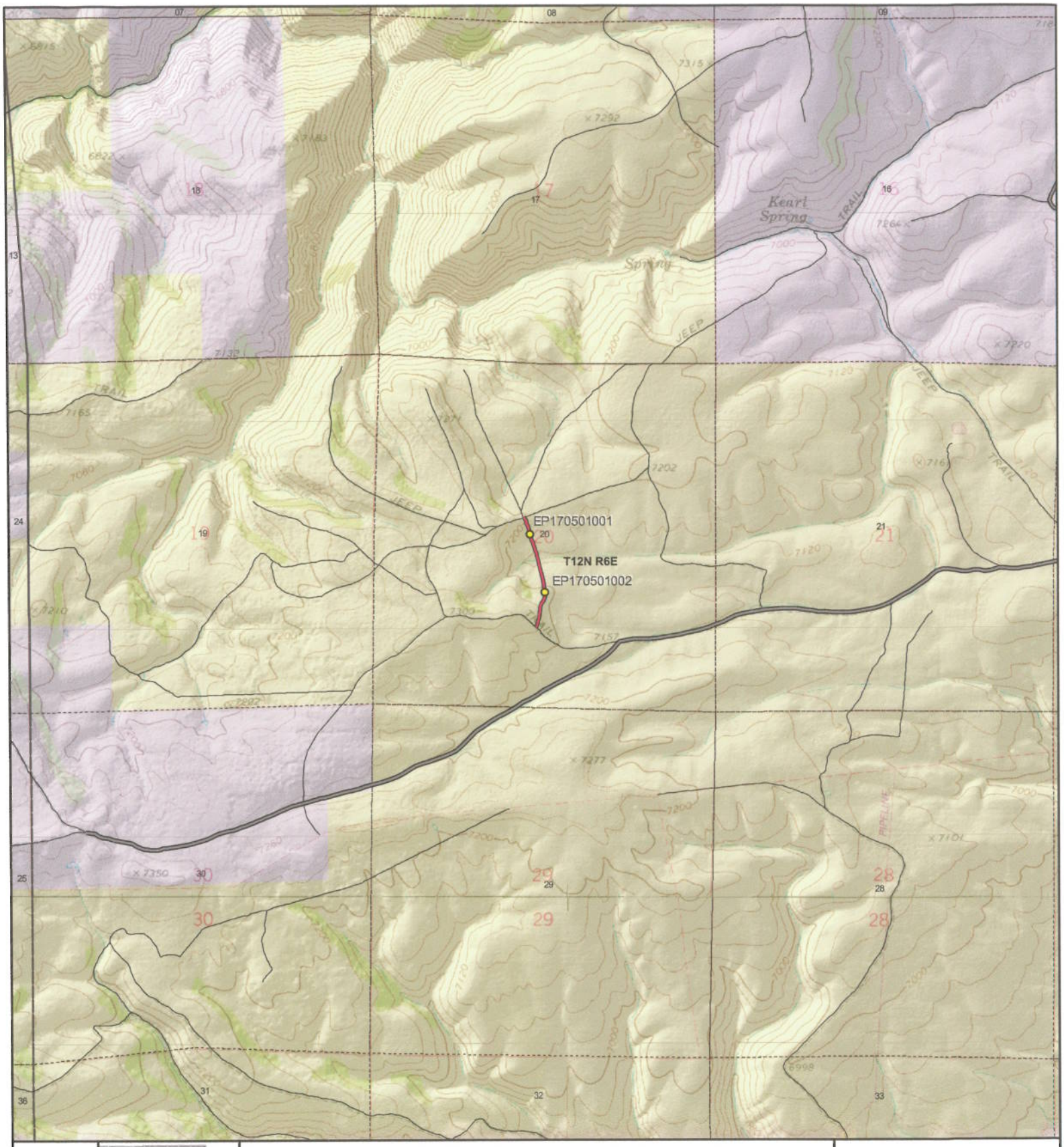
DATED this 28 day of October, 2008.

N. Seth Weston
N. SETH WESTON

SUBSCRIBED AND SWORN to before me this 28th day of October, 2008.

Notary Public
GLORIA GARDNER
Commission Number 576232
My Commission Expires
October 16, 2012
State of Utah

Gloria Gardner
NOTARY PUBLIC



AR52A - Rich County
SGID RD_ID RD170501 CO_UNIQUE AR52A

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
- AR52A
- Title V: Issued Or Under Consideration By BLM Or County
- County B Road
- State / U.S. Highway
- Other Roads

Scale
1:23,761
1 in = 0 miles

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 MONTY G. WESTON

RICH COUNTY, UTAH

RICH COUNTY D ROAD NO. AR52A

State of Utah)
: ss.
County of Rich)

I, MONTY G. WESTON, 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 13, 1949, in Logan, Utah. I have lived in Rich County all of my life and have been involved in ranching in Rich County all of my life.

2. I have traveled and am familiar with Rich County Road No. AR52A 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. AR52A (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 2006, ("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 2006, 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 weekly, weather permitting.

7. During the Time Period of My Experience I have personally traveled the Road by various means, including pickup truck and horseback, 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, livestock operations and as a Fire Warden and I have observed others from the general public using the Road for the same purposes.

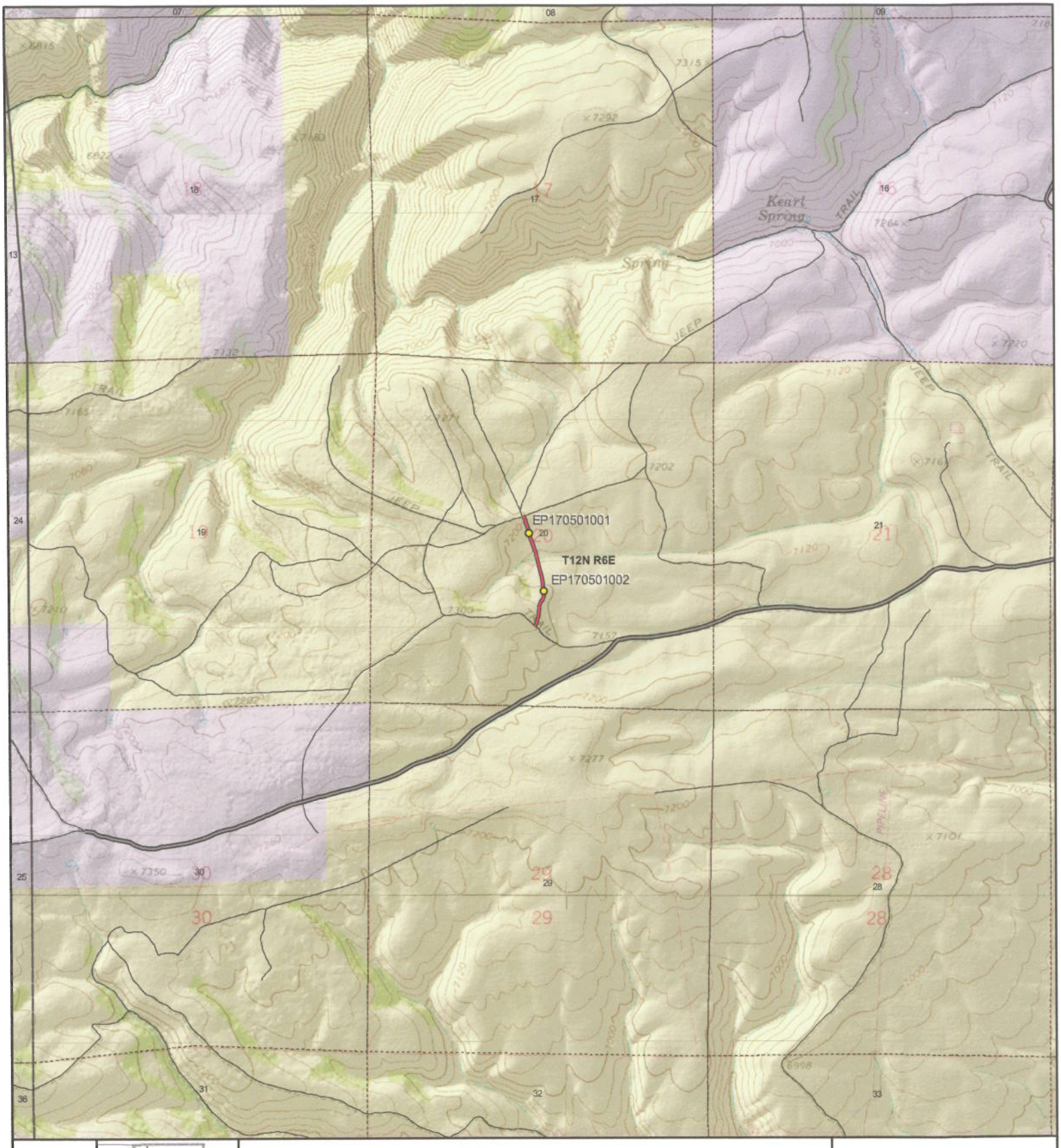
DATED this 28th day of October, 2008.

Monty G. Weston
MONTY G. WESTON

SUBSCRIBED AND SWORN to before me this 28th day of October, 2008.

Notary Public
GLORIA GARDNER
Commission Number 576232
My Commission Expires
October 16, 2012
State of Utah

Gloria Gardner
NOTARY PUBLIC



AR52A - Rich County
SGID RD_ID RD170501 CO_UNIQUE AR52A

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1 in = 0 miles

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Oct 16, 2008

Attachment 1 SGID Road ID Number RD_ID: RD170501 Page 1 of 1

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Appendix A to Attachment 4

Popular Name: AR52A
County: Rich
County Road Number: AR52A
State Geographic Information Database (SGID) Road Identification Number: RD170501.
Road-Segment Number: 001
Road-Segment Length: 0.34 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 12 North Range 6 East, Section(s) 20, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (AR52A)-- 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 45 minutes 40.67 seconds North Latitude and -111 degrees 17 minutes 38.96 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,696,577.6 feet and Y = 3,801,176.5 feet; thence the following courses along the said road center line:

thence North 12 Degrees 07 Minutes 35 Seconds East 28.9 feet
thence North 14 Degrees 35 Minutes 59 Seconds East 35.7 feet
thence North 19 Degrees 03 Minutes 10 Seconds East 37.6 feet
thence North 18 Degrees 56 Minutes 01 Seconds East 35.8 feet
thence North 10 Degrees 53 Minutes 26 Seconds East 42.2 feet
thence North 07 Degrees 28 Minutes 29 Seconds East 41.1 feet
thence North 01 Degrees 29 Minutes 11 Seconds East 41.4 feet
thence North 01 Degrees 08 Minutes 13 Seconds East 38.4 feet
thence North 16 Degrees 37 Minutes 03 Seconds East 36 feet
thence North 26 Degrees 29 Minutes 46 Seconds East 32 feet
thence North 25 Degrees 55 Minutes 37 Seconds East 27.4 feet
thence North 27 Degrees 38 Minutes 52 Seconds East 23.8 feet

thence North 29 Degrees 24 Minutes 47 Seconds East 23.8 feet
thence North 26 Degrees 14 Minutes 00 Seconds East 31.6 feet
thence North 21 Degrees 40 Minutes 08 Seconds East 35 feet
thence North 04 Degrees 01 Minutes 09 Seconds East 30.3 feet
thence North 10 Degrees 32 Minutes 44 Seconds West 37 feet
thence North 11 Degrees 17 Minutes 08 Seconds West 41.5 feet
thence North 09 Degrees 51 Minutes 42 Seconds West 45.6 feet
thence North 11 Degrees 09 Minutes 16 Seconds West 45.4 feet
thence North 11 Degrees 38 Minutes 29 Seconds West 46.9 feet
thence North 15 Degrees 04 Minutes 30 Seconds West 45.1 feet
thence North 13 Degrees 48 Minutes 34 Seconds West 40.8 feet
thence North 14 Degrees 15 Minutes 09 Seconds West 39.6 feet
thence North 14 Degrees 22 Minutes 04 Seconds West 37.9 feet
thence North 15 Degrees 11 Minutes 59 Seconds West 38.4 feet
thence North 13 Degrees 19 Minutes 34 Seconds West 39.4 feet
thence North 13 Degrees 27 Minutes 56 Seconds West 40.4 feet
thence North 13 Degrees 35 Minutes 33 Seconds West 52.9 feet
thence North 13 Degrees 48 Minutes 45 Seconds West 49.3 feet
thence North 14 Degrees 29 Minutes 06 Seconds West 38.9 feet
thence North 19 Degrees 23 Minutes 21 Seconds West 38.2 feet
thence North 19 Degrees 34 Minutes 24 Seconds West 36.8 feet
thence North 20 Degrees 24 Minutes 11 Seconds West 36.3 feet
thence North 20 Degrees 41 Minutes 35 Seconds West 34 feet
thence North 17 Degrees 14 Minutes 12 Seconds West 35 feet
thence North 18 Degrees 09 Minutes 01 Seconds West 38.6 feet
thence North 16 Degrees 41 Minutes 33 Seconds West 37.3 feet
thence North 16 Degrees 46 Minutes 48 Seconds West 35.9 feet
thence North 11 Degrees 14 Minutes 12 Seconds West 36.4 feet
thence North 15 Degrees 58 Minutes 26 Seconds West 34.1 feet
thence North 11 Degrees 53 Minutes 30 Seconds West 29.5 feet
thence North 15 Degrees 49 Minutes 12 Seconds West 28.3 feet
thence North 20 Degrees 29 Minutes 21 Seconds West 27.6 feet
thence North 24 Degrees 00 Minutes 07 Seconds West 26.2 feet
thence North 19 Degrees 46 Minutes 18 Seconds West 23.7 feet
thence North 18 Degrees 21 Minutes 05 Seconds West 28.6 feet
thence North 17 Degrees 58 Minutes 54 Seconds West 22.7 feet
thence North 17 Degrees 09 Minutes 11 Seconds West 14.7 feet
thence North 22 Degrees 07 Minutes 59 Seconds West 5.3 feet
thence North 63 Degrees 45 Minutes 59 Seconds West 21.3 feet more or less to **the ending point at:** 41 degrees 45 minutes 57.35 seconds North Latitude and -111 degrees 17 minutes 41.48 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,696,382.7 feet and Y = 3,802,864.3 feet.