

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

Recorded NOV 10 2008 Filing No. 75926
At 3:15 ~~AM~~ PM in Book R10 Page 1769
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 AR70A; County Road Number: AR70A; State Geographic Information Database (SGID) Road Identification Number: RD170535. Total road length is 0.33 miles more or less.

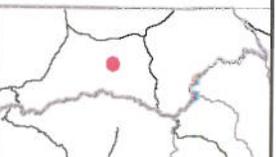
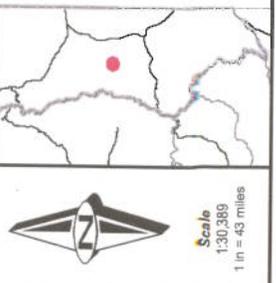
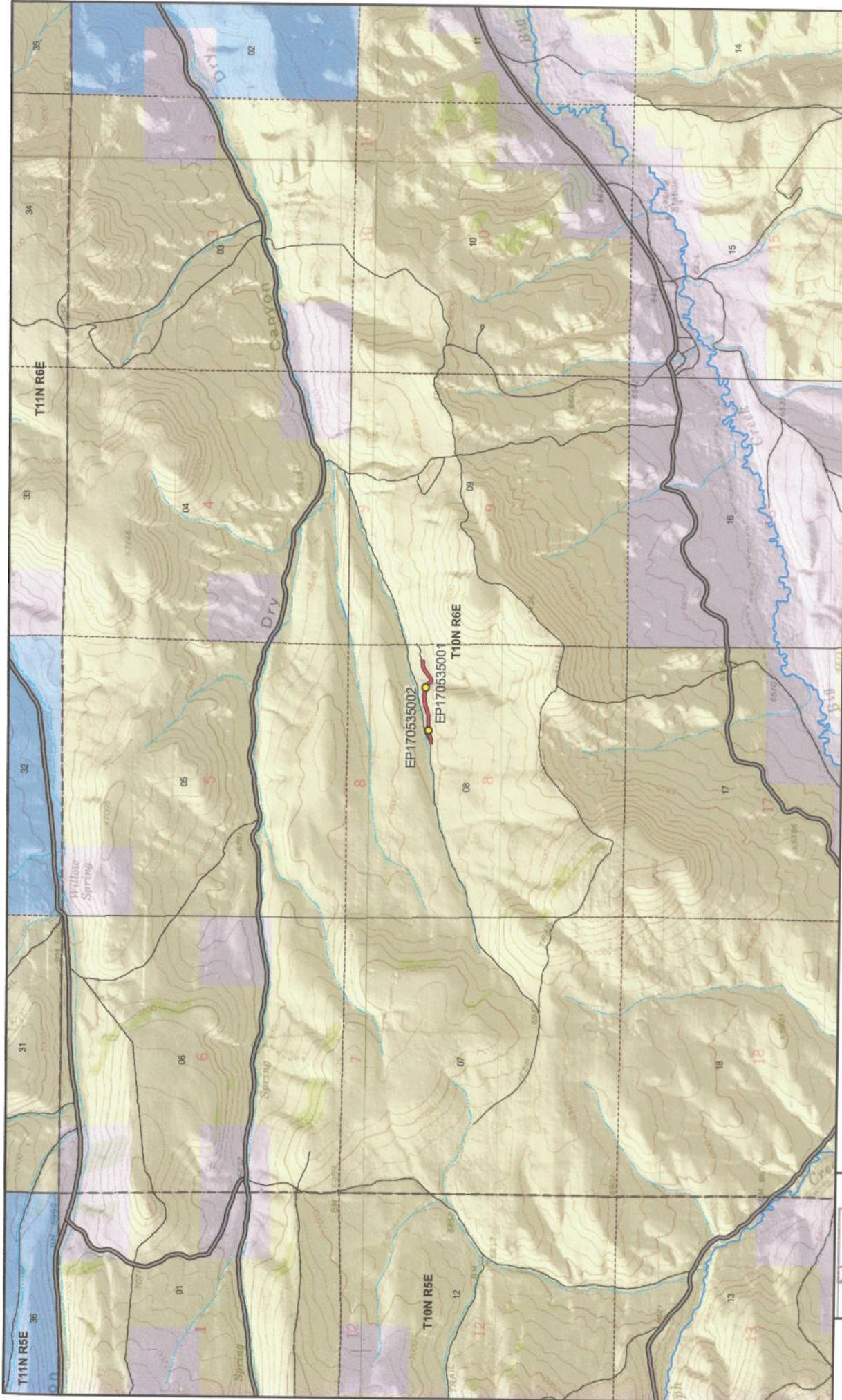
The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) 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



1771

- 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**
- AR70A
 - Title V, Issued Or Under Consideration By BLM Or County
 - County B Road
 - State / U.S. Highway
 - Other Roads

AR70A - Rich County
SGID RD_ID RD170535 CO_UNIQUE AR70A

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Oct 15, 2006



EP170535001



EP170535002

EP000000000

EP000000000

EP000000000

EP000000000



AR70A - Rich County
SGID RD_ID RD170535

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

1772



Attachment 3

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

Popular Name: AR70A

County: Rich

County Road Number: AR70A

State Geographic Information Database (SGID) Road Identification Number: RD170535.

Total Road Length: 0.33 miles more or less.

Beginning at a point on the road centerline located at 41 degrees 37 minutes 18.42 seconds North Latitude and -111 degrees 17 minutes 29.39 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,697,424.7 feet and Y = 3,750,340.5 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 41 degrees 37 minutes 20.19 seconds North Latitude and -111 degrees 17 minutes 08.19 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,699,034.5 feet and Y = 3,750,523.4 feet based on the US Survey Foot conversion.

This road may traverse:

Township 10 North Range 6 East, Section(s) 8, Salt Lake Base & Meridian
See Attachment 1 above for a cartographic depiction of the course of this road.

1773

Attachment 4
Road Centerline Description Cover Page(s)

Popular Name: AR70A

County: Rich

County Road Number: AR70A

State Geographic Information Database (SGID) Road Identification Number: RD170535.

Total Road Length: 0.33 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
RD170535	001	BLM	0.33 Miles	A
		Total Road Length	0.33	_____

* 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 ROSS G. ARGYLE
RICH COUNTY, UTAH
RICH COUNTY D ROAD NO. AR70A

State of Utah)
 : ss.
County of Rich)

I, ROSS G. 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 May 30, 1936, in Randolph, Rich County, Utah, have lived in Rich County, Utah, all of my life and have been involved in livestock operations all of my adult life.

2. I have traveled and am familiar with Rich County Road No. AR70A 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. AR70A (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 1950s through 1976 and continuing until the 2004, (“the Time Period of My Experience”). It is the reputation in the community that the Road was traveled as early as the early 1900s.

5. When I last traveled and observed the Road in 2004, it appeared to follow the same route as in the early 1950s, when I first traveled and observed it.

6. During the Time Period of My Experience the Road was traveled monthly, weather permitting, during grazing and hunting season and less frequently, weather permitting, during the other times of the year.

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.

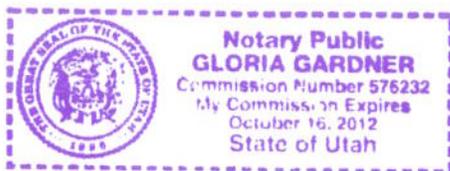
8. During the Time Period of My Experience I have personally used the Road for hunting and livestock operations, and I have observed others from the general public using the Road for the same purposes, plus oil and gas exploration.

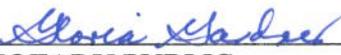
DATED this 23 day of October, 2008.



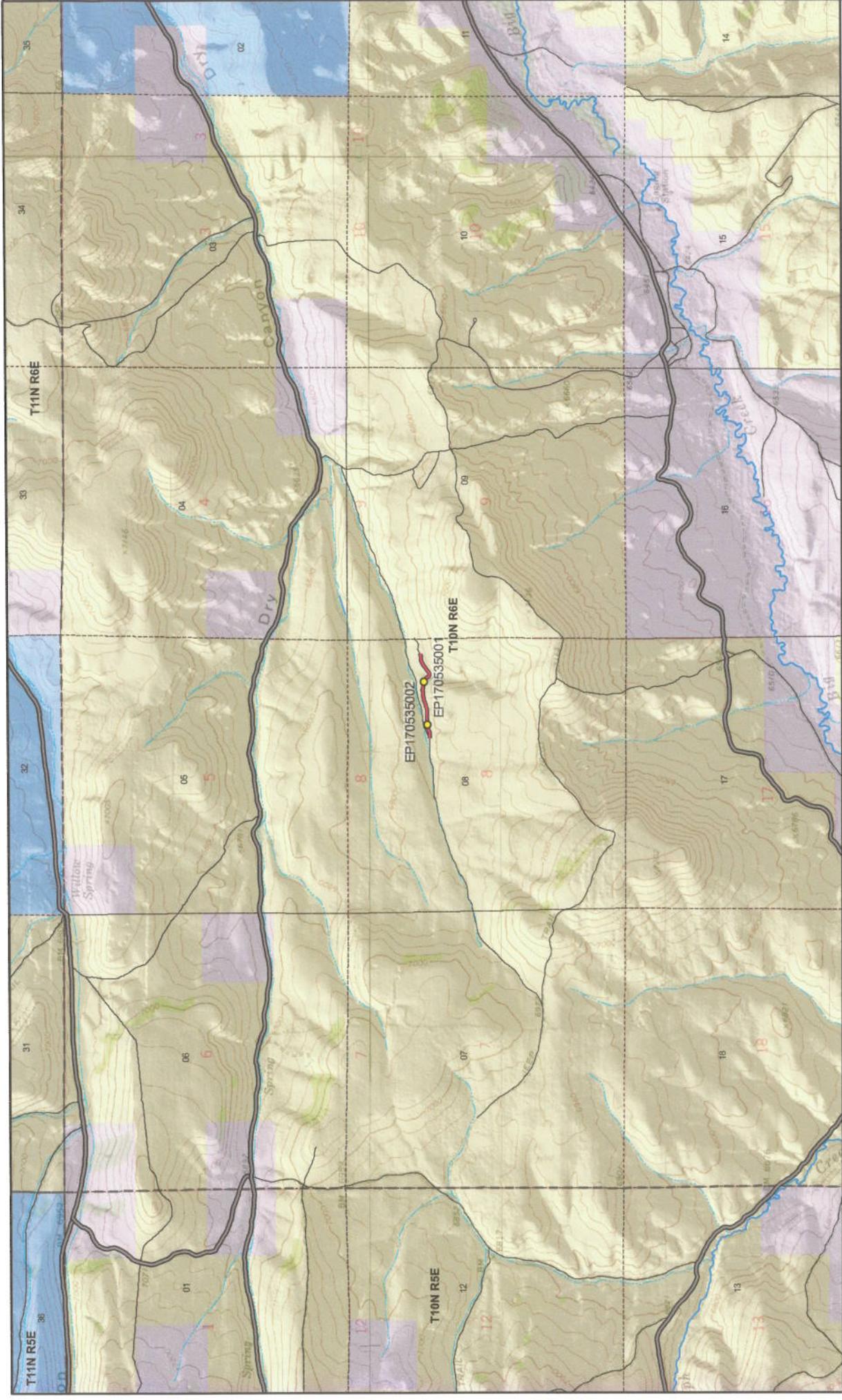
ROSS G. ARGYLE

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





NOTARY PUBLIC



AR70A - Rich County
SGID RD_ID RD170535 CO_UNIQUE AR70A

- | | | | |
|---|--|--|---|
| Land Ownership Categories | Misc | Photo Event Point | Transportation Network |
| <ul style="list-style-type: none"> BLM Private SITLA, State Trust Land USFS, National Forest State Parks and Recreation UDWR Wildlife Reserve | <ul style="list-style-type: none"> ● ○ | <ul style="list-style-type: none"> ○ Section = 1 Mile | <ul style="list-style-type: none"> AR70A Title V, Issued Or Under Consideration By BLM, Or County County B Road State / U.S. Highway Other Roads |



1778



Scale
 1:30,389
 1 in = 43 miles

AFFIDAVIT OF KENNETH R. BROWN
RICH COUNTY, UTAH
RICH COUNTY D ROAD NO. AR70A

State of Utah)
 : ss.
County of Rich)

I, KENNETH R. BROWN, 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 April 24, 1938 in Woodruff, Utah. I have lived in Rich County for 50 years. I have been a cattle rancher for the past 40 years. I was a Rich County Commissioner from 1982 to 1996.

2. I have traveled and am familiar with Rich County Road No. AR 70A 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 70A (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 1964 through 1976 and continuing until 2004, (“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 2004, it appeared to follow the same route as in 1964 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.

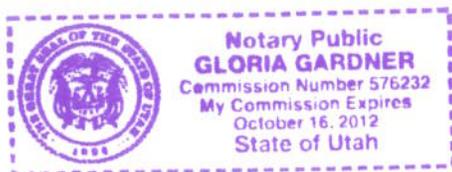
7. During the Time Period of My Experience I have personally traveled the Road by various means, including pickup truck and horseback, and I have observed others from the general public traveling it by the same means and others, including jeeps and ATVs.

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

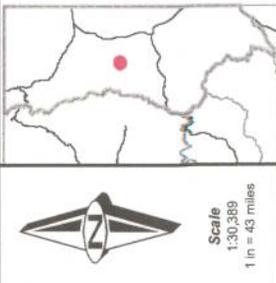
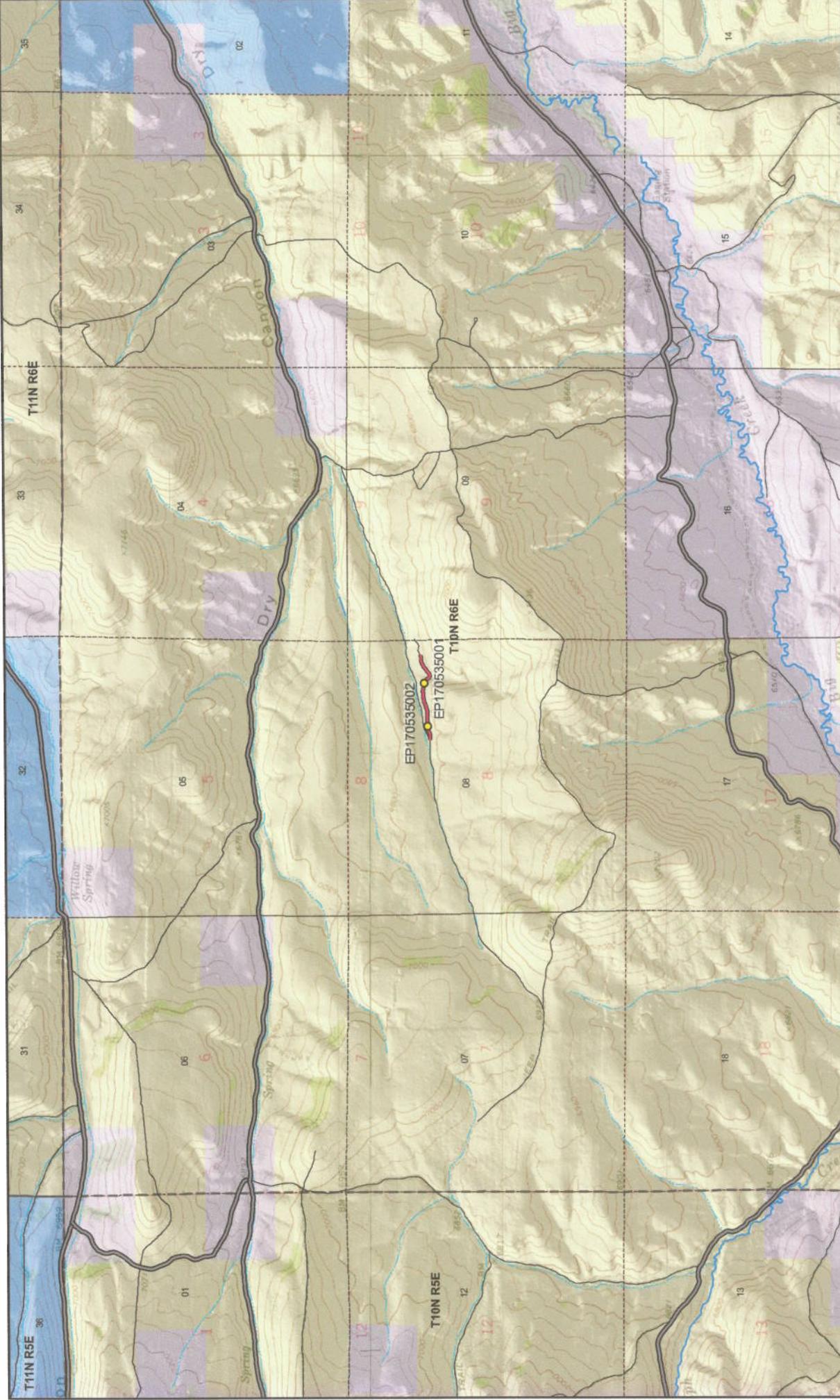
DATED this 20 day of October, 2008.


KENNETH R. BROWN

SUBSCRIBED AND SWORN to before me this 20th day of October, 2008.




NOTARY PUBLIC



1781

- 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**
- AR70A
 - Title V, Issued Or Under Consideration By BLM Or County
 - County B Road
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 - Other Roads

AR70A - Rich County
SGID RD_ID RD170535 CO_UNIQUE AR70A

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5150, Capitol Building
 Salt Lake City, Utah 84114
 Oct 15, 2008

Appendix A to Attachment 4

Popular Name: AR70A

County: Rich

County Road Number: AR70A

State Geographic Information Database (SGID) Road Identification Number: RD170535.

Road-Segment Number: 001

Road-Segment Length: 0.33 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) 8, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (AR70A)-- 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 37 minutes 18.42 seconds North Latitude and -111 degrees 17 minutes 29.39 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,697,424.7 feet and Y = 3,750,340.5 feet; thence the following courses along the said road center line:

thence South 86 Degrees 53 Minutes 50 Seconds East	16.4 feet
thence South 84 Degrees 58 Minutes 30 Seconds East	31.6 feet
thence South 81 Degrees 49 Minutes 57 Seconds East	28.9 feet
thence North 82 Degrees 47 Minutes 56 Seconds East	27.4 feet
thence North 63 Degrees 53 Minutes 58 Seconds East	31.7 feet
thence North 63 Degrees 37 Minutes 37 Seconds East	32.1 feet
thence North 76 Degrees 27 Minutes 39 Seconds East	33 feet
thence North 84 Degrees 44 Minutes 30 Seconds East	38.2 feet
thence North 87 Degrees 29 Minutes 58 Seconds East	43.4 feet
thence North 85 Degrees 38 Minutes 48 Seconds East	42.1 feet
thence North 85 Degrees 45 Minutes 26 Seconds East	38.5 feet
thence North 88 Degrees 34 Minutes 01 Seconds East	34.1 feet

thence North 85 Degrees 39 Minutes 53 Seconds East 32.9 feet
 thence North 87 Degrees 22 Minutes 41 Seconds East 32.8 feet
 thence North 83 Degrees 50 Minutes 33 Seconds East 32.3 feet
 thence South 89 Degrees 08 Minutes 59 Seconds East 31.8 feet
 thence North 86 Degrees 43 Minutes 05 Seconds East 31.9 feet
 thence North 79 Degrees 07 Minutes 01 Seconds East 34.1 feet
 thence North 73 Degrees 53 Minutes 17 Seconds East 31.4 feet
 thence North 71 Degrees 02 Minutes 27 Seconds East 30.8 feet
 thence North 69 Degrees 56 Minutes 10 Seconds East 32.1 feet
 thence North 73 Degrees 38 Minutes 55 Seconds East 34.5 feet
 thence North 73 Degrees 52 Minutes 35 Seconds East 33.8 feet
 thence North 78 Degrees 34 Minutes 30 Seconds East 34.1 feet
 thence North 81 Degrees 24 Minutes 06 Seconds East 38.8 feet
 thence North 82 Degrees 32 Minutes 38 Seconds East 39.7 feet
 thence North 83 Degrees 19 Minutes 43 Seconds East 38.6 feet
 thence North 85 Degrees 42 Minutes 15 Seconds East 33.2 feet
 thence South 88 Degrees 21 Minutes 22 Seconds East 28.6 feet
 thence South 78 Degrees 09 Minutes 34 Seconds East 34.2 feet
 thence South 77 Degrees 20 Minutes 11 Seconds East 39.4 feet
 thence South 76 Degrees 32 Minutes 58 Seconds East 35.8 feet
 thence South 75 Degrees 23 Minutes 58 Seconds East 30.6 feet
 thence South 65 Degrees 21 Minutes 25 Seconds East 26.4 feet
 thence South 52 Degrees 12 Minutes 46 Seconds East 27.1 feet
 thence South 44 Degrees 53 Minutes 12 Seconds East 29.9 feet
 thence South 36 Degrees 24 Minutes 25 Seconds East 28.4 feet
 thence South 41 Degrees 39 Minutes 23 Seconds East 25.3 feet
 thence South 66 Degrees 42 Minutes 06 Seconds East 22.9 feet
 thence North 81 Degrees 39 Minutes 51 Seconds East 21.2 feet
 thence North 66 Degrees 48 Minutes 15 Seconds East 29.6 feet
 thence North 54 Degrees 29 Minutes 39 Seconds East 42.2 feet
 thence North 50 Degrees 19 Minutes 01 Seconds East 42.4 feet
 thence North 53 Degrees 38 Minutes 29 Seconds East 40.2 feet
 thence North 55 Degrees 31 Minutes 31 Seconds East 34.5 feet
 thence North 62 Degrees 02 Minutes 52 Seconds East 31.9 feet
 thence North 61 Degrees 14 Minutes 51 Seconds East 31.7 feet
 thence North 63 Degrees 06 Minutes 13 Seconds East 30.8 feet
 thence North 65 Degrees 16 Minutes 57 Seconds East 27 feet
 thence North 82 Degrees 27 Minutes 16 Seconds East 26.1 feet
 thence South 79 Degrees 18 Minutes 27 Seconds East 25.7 feet
 thence South 86 Degrees 11 Minutes 47 Seconds East 27.3 feet
 thence North 66 Degrees 28 Minutes 13 Seconds East 30 feet

thence North 54 Degrees 34 Minutes 23 Seconds East 14.8 feet more or less to **the ending point at:** 41 degrees 37 minutes 20.19 seconds North Latitude and -111 degrees 17 minutes 08.19 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,699,034.5 feet and Y = 3,750,523.4 feet.