

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

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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Daggett County as it pertains to the highway located in Daggett County known as D87; County Road Number: D87; State Geographic Information Database (SGID) Road Identification Number: RD050116. Total road length is 3.38 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 19th day of August, 2009.

By the Governor's Designee



John Harja

CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

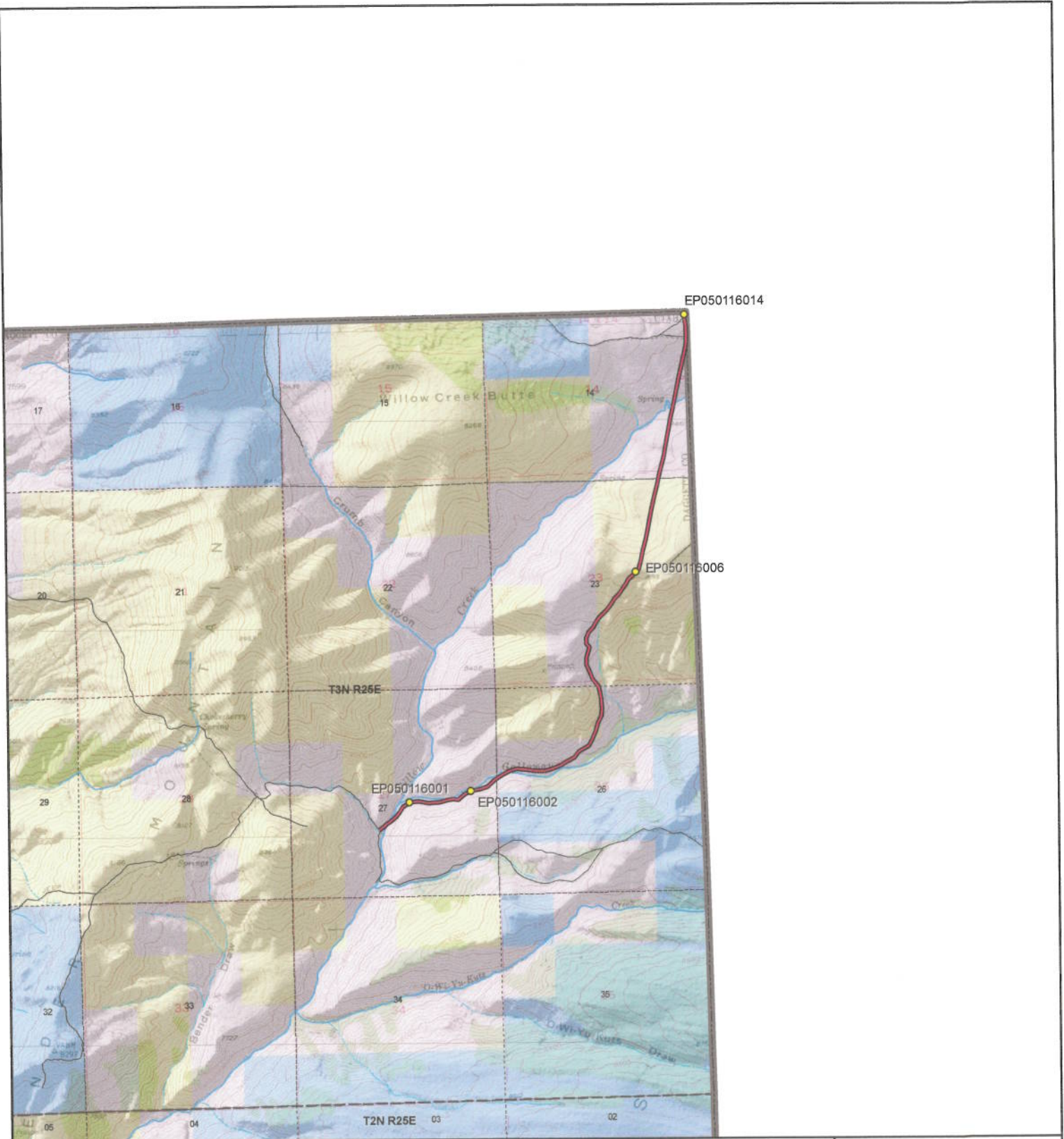
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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

Dated this 19th day of August, 2009.



Notary Public





Scale
1:39,274
1 inch = 0.62 miles

D87 - Daggett County
SGID RD_ID RD050116 CO_UNIQUE D87

<p>Land Ownership Categories</p> <ul style="list-style-type: none"> ● BLM ● Private ◆ SITLA, State Trust Land ◆ USFS, National Forest ◆ National Recreation Area ◆ UDWR Wildlife Reserve 	<p>Misc</p> <ul style="list-style-type: none"> ● Photo Event Point Section = 1 Mile 	<p>Transportation Network</p> <ul style="list-style-type: none"> — D87 — Title V. Issued Or Under Consideration By BLM Or County — County B Road — State / U.S. Highway — Other Roads
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Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
Dec 10, 2008

Attachment 2



EP050116001



EP050116002



EP050116006



EP050116014

EP000000000

EP000000000



D87 - Daggett County
SGID RD_ID RD050116

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
June 08, 2009



Attachment 3

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

Popular Name: D87

County: Daggett

County Road Number: D87

State Geographic Information Database (SGID) Road Identification Number: RD050116.

Total Road Length: 3.38 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 57 minutes 54.39 seconds North Latitude and -109 degrees 04 minutes 46.47 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,308,780.2 feet and Y = 3,520,318.7 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 41 degrees 00 minutes 01.85 seconds North Latitude and -109 degrees 03 minutes 00.58 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,316,536.6 feet and Y = 3,533,440.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 3 North Range 25 East, Section(s) 14,23,26,27, 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: D87

County: Daggett

County Road Number: D87

State Geographic Information Database (SGID) Road Identification Number: RD050116.

Total Road Length: 3.38 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
RD050116	001	PVT	1.18 Miles	(not shown)
RD050116	002	BLM	0.1 Miles	A
RD050116	003	PVT	0.13 Miles	(not shown)
RD050116	004	BLM	0.02 Miles	B
RD050116	005	PVT	0.36 Miles	(not shown)
RD050116	006	BLM	0.77 Miles	C
RD050116	007	PVT	0.81 Miles	(not shown)
		Total Road Length	3.38	_____

* 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 GENE BRIGGS
D87 ROAD
DAGGETT COUNTY, UTAH
DAGGETT COUNTY ROAD D87

State of Utah)
 : ss.
County of Daggett)

I, GENE BRIGGS, 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 4, 1933, in Manila, Daggett County, Utah. I have lived in Daggett County most of my life. I was employed by the Daggett County Road Department from 1963 to 1965. I was also employed by Daggett County as Daggett County Clerk, Auditor and Treasurer from January 1967 to December 31, 1994.

2. I have traveled and am familiar with Willow Creek Road, Daggett County Road D87 and the land it traverses.

3. I took the following steps to verify that the Road I refer to in this affidavit and D87 Road (the “ Road”) are the same road:

a. I examined a large Daggett County map depicting the Road in relation to other roads, intersections and landmarks. I observed 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 examined ground photos depicting the Road and surrounding area and verified that the Road is accurately depicted on the photos and is the Road I refer to herein.

4. I 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. The road accesses a spring used by sheep herders and cattle ranchers for years.


5. When I last traveled and observed the Road in 2006, it followed 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 daily, weather permitting during hunting seasons and daily, weather permitting throughout the rest of the year. Based upon my observation during the Time Period of My Experience, the road was continuously used as a public thoroughfare by members of the public for public purposes whenever it was necessary and convenient for them to do so and I have never known the use of the road to have been interrupted by any means.

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

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

DATED this 17th day of December, 2008.

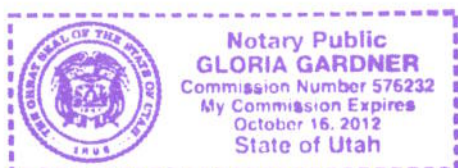


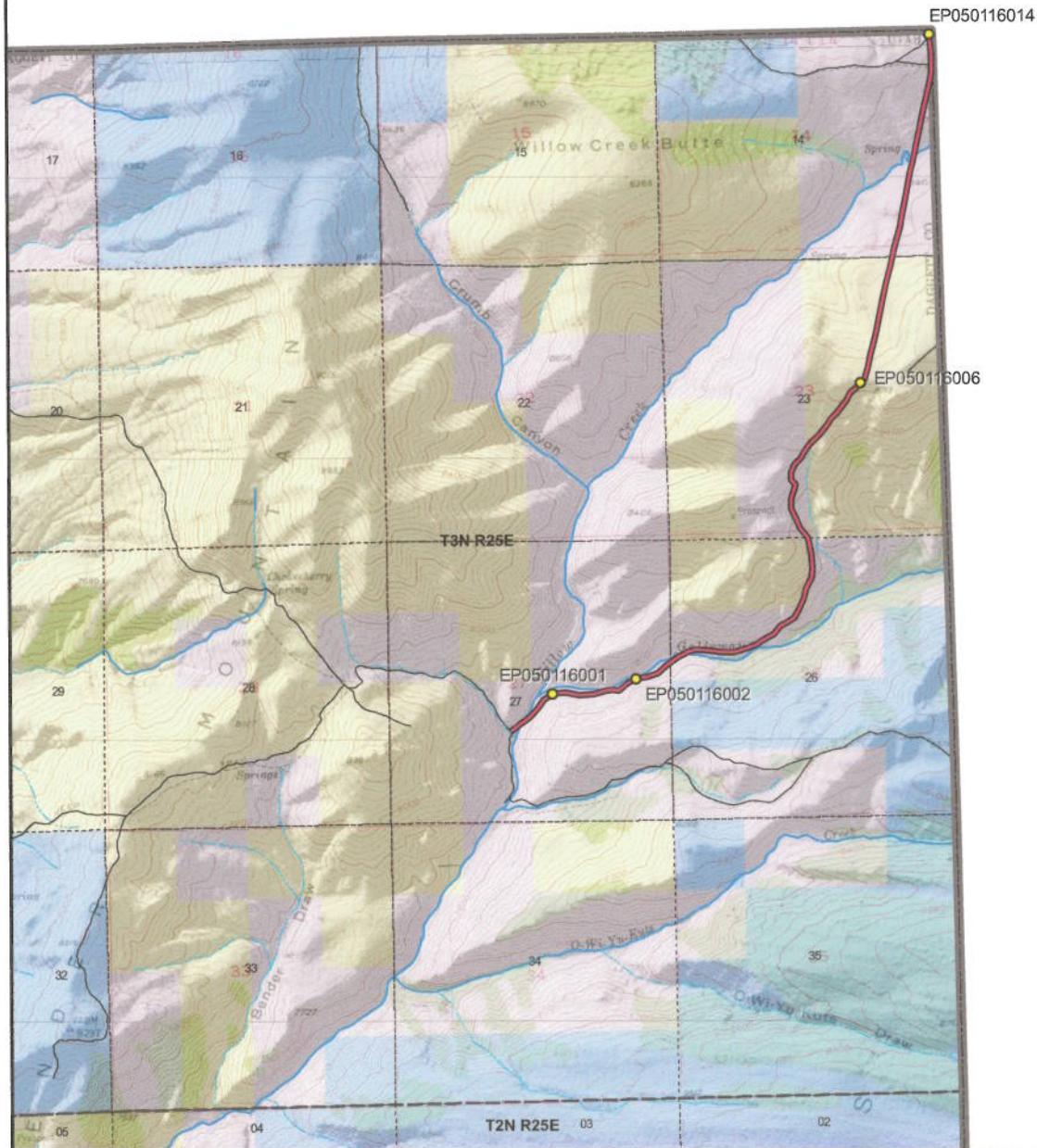
GENE BRIGGS

SUBSCRIBED AND SWORN to before me this 17th day of December, 2008.




NOTARY PUBLIC



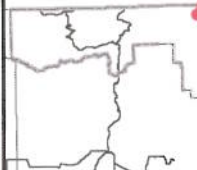


D87 - Daggett County
SGID RD_ID RD050116 CO_UNIQUE D87

- | | | |
|---|---|---|
| Land Ownership Categories | Misc | Transportation Network |
| <ul style="list-style-type: none"> ● BLM ● Private ◆ SITLA, State Trust Land ◆ USFS, National Forest ◆ National Recreation Area ◆ UDWR Wildlife Reserve | <ul style="list-style-type: none"> ○ Photo Event Point Section = 1 Mile | <ul style="list-style-type: none"> — D87 — Title V: Issued Or Under Consideration By BLM Or County — County B Road — State / U.S. Highway — Other Roads |



Scale
1:39,274
1 inch = 0.62 miles



Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Dec 10, 2008



AFFIDAVIT OF FLOYD BRIGGS

D87 ROAD

DAGGETT COUNTY, UTAH

DAGGETT COUNTY ROAD D87

State of Utah)
 : ss.
County of Daggett)

I, FLOYD BRIGGS, 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 6, 1956, in Rock Springs, Wyoming. I have lived in Daggett County all of my life. I have been a Daggett County Commissioner since January of 2007. I worked for the Daggett County Road Department from approximately 1976 to 1988.

2. I have traveled and am familiar with D87 Road, Daggett County Road D87, and the land it traverses.

3. I took the following steps to verify that the Road I refer to in this affidavit and D87 Road (the “ Road”) are the same road:

a. I examined a large Daggett County map depicting the Road in relation to other roads, intersections and landmarks. I observed 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 examined ground photos depicting the road and surrounding area and verified that the Road is accurately depicted in the photos and is the Road I refer to herein.

4. I personally traveled the Road from the early 1970s through 1976 and continuing until 2008, (“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. The road provides access to springs that have been used for years by sheep herders and cattle ranchers.

5. When I last traveled and observed the Road in 2008, it followed the same route as in the early 1970s, when I first traveled and observed it.

6. During the Time Period of My Experience the Road has been traveled daily during hunting seasons and weekly, weather permitting during other periods. Based upon my observation during the Time Period of My Experience, the Road was continuously used as a public thoroughfare by members of the public for public purposes whenever it was necessary and convenient for them to do so and I have never known the use of the road to have been interrupted by any means.

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

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

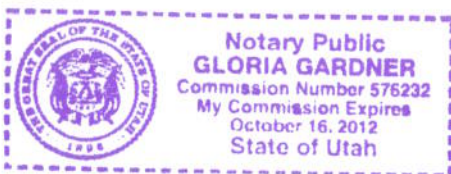
9. I graded this Road when I worked for the Daggett County Road Department.

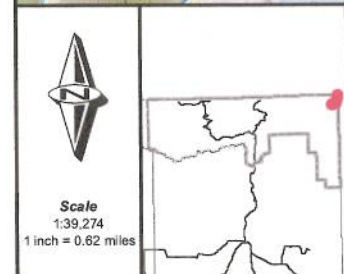
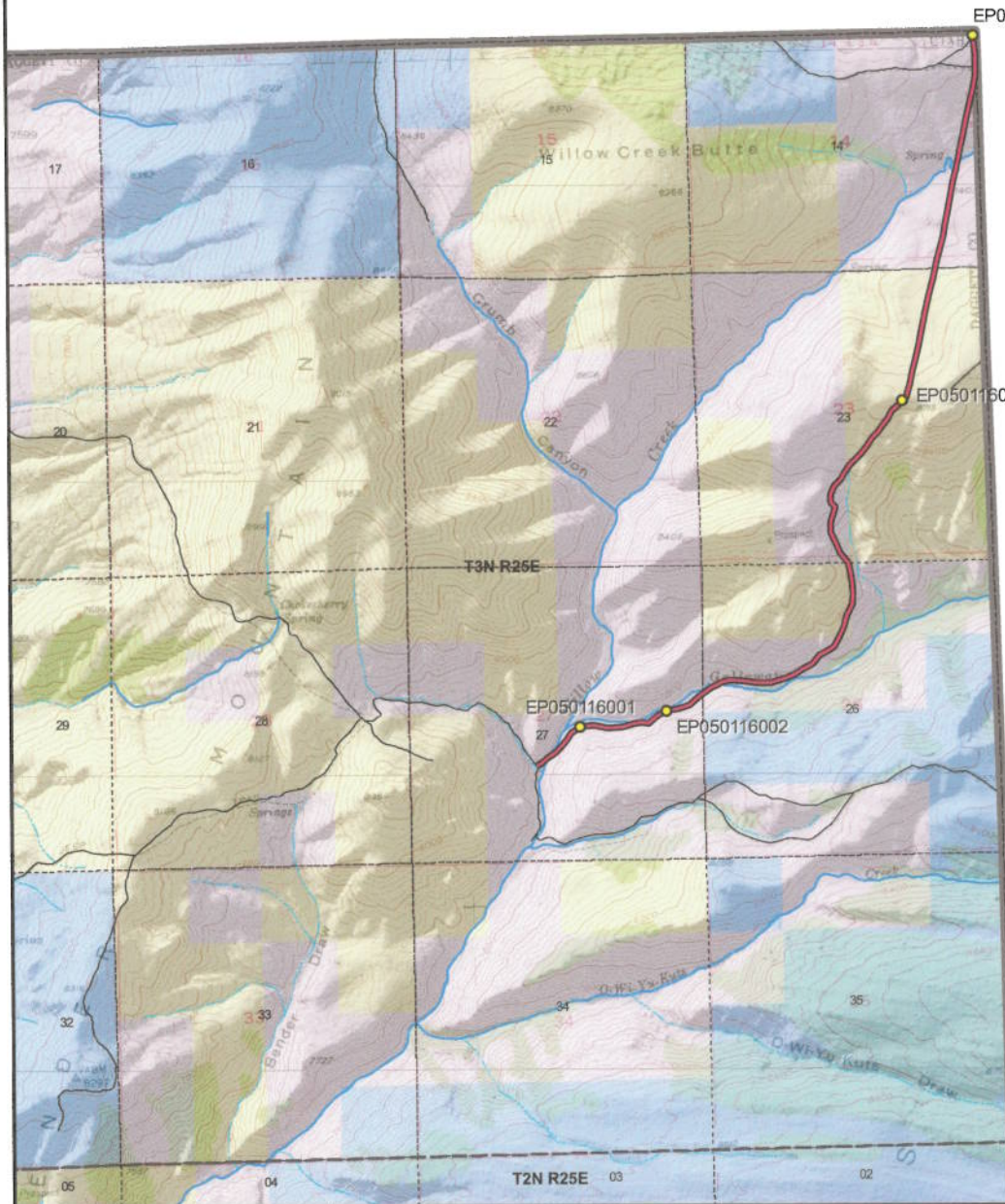
DATED this 17 day of December, 2008.

Floyd Briggs
FLOYD BRIGGS

SUBSCRIBED AND SWORN to before me this 17~~th~~ day of December, 2008.

Gloria Gardner
NOTARY PUBLIC





Scale
1:39,274
1 inch = 0.62 miles

D87 - Daggett County
SGID RD_ID RD050116 CO_UNIQUE D87

Land Ownership Categories

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

Misc

- Photo Event Point
- Section = 1 Mile

Transportation Network

- D87
- 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
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Room 5130 State Office Building
Salt Lake City, Utah 84114
Dec 10, 2008



Appendix A to Attachment 4

Popular Name: D87

County: Daggett

County Road Number: D87

State Geographic Information Database (SGID) Road Identification Number: RD050116.

Road-Segment Number: 002

Road-Segment Length: 0.1 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 3 North Range 25 East, Section(s) 26, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (D87)-- 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 40 degrees 58 minutes 16 seconds North Latitude and -109 degrees 03 minutes 35.23 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,314,182.0 feet and Y = 3,522,657.6 feet; thence the following courses along the said road center line:

thence North 24 Degrees 54 Minutes 11 Seconds East 186.5 feet

thence North 13 Degrees 10 Minutes 23 Seconds East 207.9 feet

thence North 26 Degrees 36 Minutes 18 Seconds East 154 feet more or less to **the ending**

point at: 40 degrees 58 minutes 20.97 seconds North Latitude and -109 degrees 03 minutes 032.5 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,314,376.9 feet and Y = 3,523,166.9 feet.

Appendix B to Attachment 4

Popular Name: D87

County: Daggett

County Road Number: D87

State Geographic Information Database (SGID) Road Identification Number: RD050116.

Road-Segment Number: 004

Road-Segment Length: 0.02 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 3 North Range 25 East, Section(s) 26, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (D87)-- 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 40 degrees 58 minutes 27.77 seconds North Latitude and -109 degrees 03 minutes 32.45 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,314,361.9 feet and Y = 3,523,855.0 feet; thence the following courses along the said road center line:

thence North 13 Degrees 40 Minutes 31 Seconds West 122.3 feet more or less to **the ending point at:** 40 degrees 58 minutes 28.96 seconds North Latitude and -109 degrees 03 minutes 32.78 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,314,333.0 feet and Y = 3,523,973.8 feet.

Appendix C to Attachment 4

Popular Name: D87

County: Daggett

County Road Number: D87

State Geographic Information Database (SGID) Road Identification Number: RD050116.

Road-Segment Number: 006

Road-Segment Length: 0.77 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 3 North Range 25 East, Section(s) 23, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (D87)--Segment 006 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 40 degrees 58 minutes 45.33 seconds North Latitude and -109 degrees 03 minutes 32.62 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,314,298.6 feet and Y = 3,525,630.9 feet; thence the following courses along the said road center line:

thence North 35 Degrees 03 Minutes 33 Seconds East	109.2 feet
thence North 43 Degrees 53 Minutes 05 Seconds East	119.5 feet
thence North 43 Degrees 50 Minutes 17 Seconds East	161 feet
thence North 33 Degrees 45 Minutes 53 Seconds East	190.2 feet
thence North 39 Degrees 46 Minutes 08 Seconds East	176.7 feet
thence North 42 Degrees 06 Minutes 30 Seconds East	140.5 feet
thence North 32 Degrees 44 Minutes 13 Seconds East	143.7 feet
thence North 34 Degrees 12 Minutes 09 Seconds East	159.7 feet
thence North 31 Degrees 53 Minutes 57 Seconds East	50.2 feet
thence North 31 Degrees 52 Minutes 53 Seconds East	95.6 feet
thence North 44 Degrees 25 Minutes 47 Seconds East	170.5 feet
thence North 48 Degrees 27 Minutes 28 Seconds East	178.8 feet

thence North 12 Degrees 43 Minutes 59 Seconds East 56.6 feet
thence North 14 Degrees 15 Minutes 09 Seconds East 24.7 feet
thence North 15 Degrees 51 Minutes 10 Seconds East 169.5 feet
thence North 10 Degrees 02 Minutes 22 Seconds East 236.8 feet
thence North 15 Degrees 03 Minutes 41 Seconds East 254.6 feet
thence North 12 Degrees 41 Minutes 22 Seconds East 225.6 feet
thence North 10 Degrees 24 Minutes 22 Seconds East 272.8 feet
thence North 10 Degrees 34 Minutes 22 Seconds East 331.1 feet
thence North 12 Degrees 56 Minutes 22 Seconds East 305.8 feet
thence North 14 Degrees 32 Minutes 03 Seconds East 317.1 feet
thence North 13 Degrees 01 Minutes 08 Seconds East 179.4 feet more or less to **the ending**

point at: 40 degrees 59 minutes 20.66 seconds North Latitude and -109 degrees 03 minutes 10.59 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,315,886.7 feet and Y = 3,529,252.7 feet.