

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 D99; County Road Number: D99; State Geographic Information Database (SGID) Road Identification Number: RD050118. Total road length is 0.15 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 19<sup>th</sup> day of August, 2009.

By the Governor's Designee

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

**CERTIFICATION**

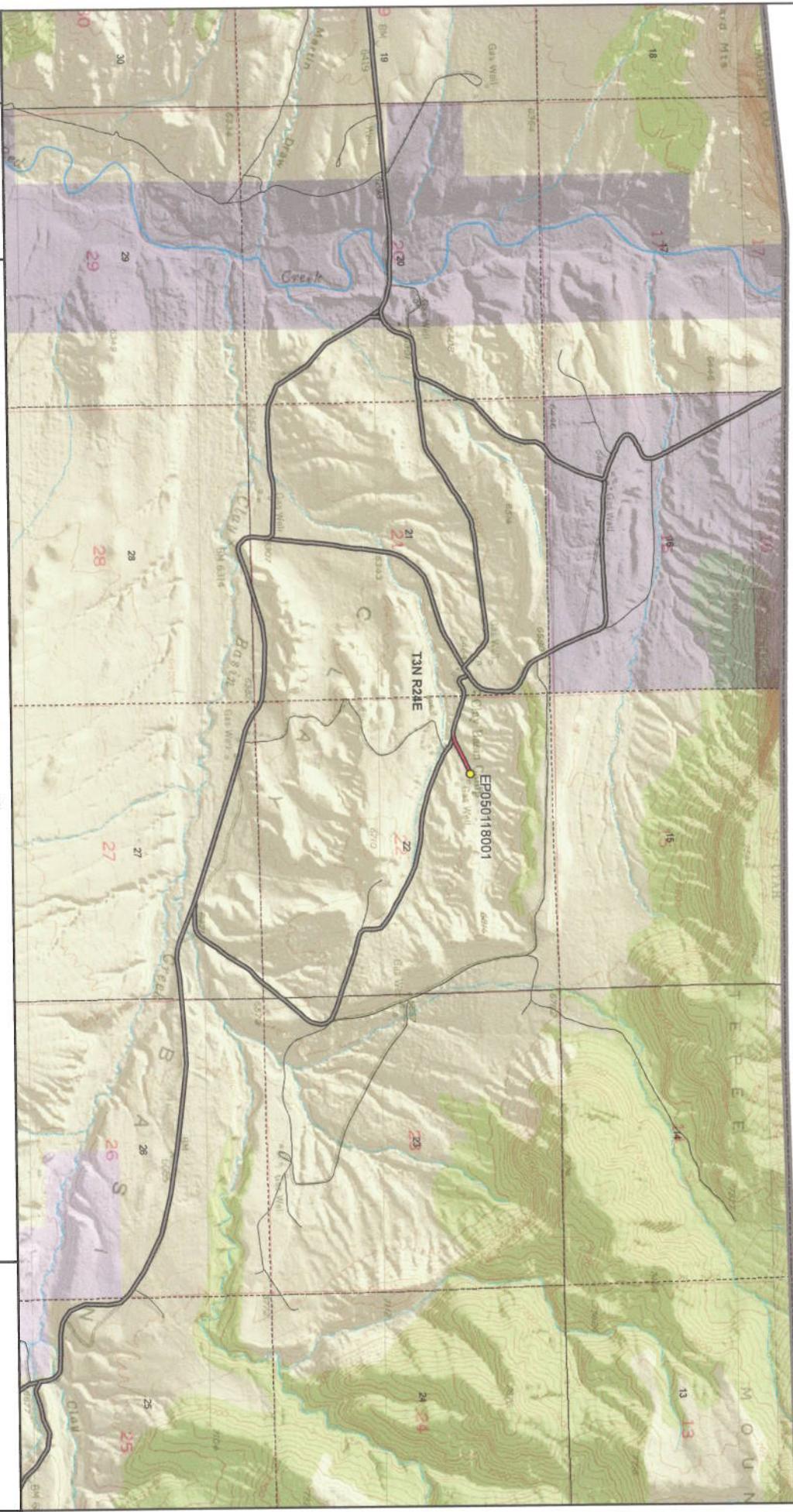
State of Utah                    )  
  : ss  
County of Salt Lake         )

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.

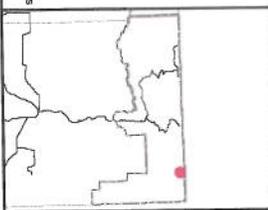
Dated this 19<sup>th</sup> day of August, 2009.



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



Scale  
1:30,030  
1 inch = 0.48 miles



- D99 - Daggett County**  
**SGID RD\_ID RD050118 CO\_UNIQUE D99**
- |   |   |  |
|---|---|--|
| <b>Land Ownership Categories</b>  | <b>Misc</b>   | <b>Transportation Network</b>  |
| <ul style="list-style-type: none"> <li><span style="color: yellow;">■</span> BLM</li> <li><span style="color: lightblue;">■</span> Private</li> <li><span style="color: lightgreen;">■</span> SITLA, State Trust Land</li> <li><span style="color: lightpurple;">■</span> USFS, National Forest</li> <li><span style="color: lightorange;">■</span> National Recreation Area</li> <li><span style="color: lightpink;">■</span> UDWR Wildlife Reserve</li> </ul> | <ul style="list-style-type: none"> <li><span style="color: yellow;">●</span> Photo Event Point</li> <li><span style="border: 1px dashed black; display: inline-block; width: 10px; height: 10px;"></span> Section = 1 Mile</li> </ul> | <ul style="list-style-type: none"> <li><span style="border-bottom: 2px solid red; width: 20px; display: inline-block;"></span> D99</li> <li><span style="border-bottom: 2px solid orange; width: 20px; display: inline-block;"></span> Title V, Issued Or Under Consideration By BLM Or County</li> <li><span style="border-bottom: 2px solid blue; width: 20px; display: inline-block;"></span> County B Road</li> <li><span style="border-bottom: 2px solid black; width: 20px; display: inline-block;"></span> State / U.S. Highway</li> <li><span style="border-bottom: 1px solid black; width: 20px; display: inline-block;"></span> Other Roads</li> </ul> |



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



EP050118001

EP000000000

EP000000000

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**D99 - Daggett County**  
**SGID RD\_ID RD050118**

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: D99**

**County: Daggett**

**County Road Number: D99**

**State Geographic Information Database (SGID) Road Identification Number: RD050118.**

**Total Road Length: 0.15 miles more or less.**

**Beginning at a point** on the road centerline located at 40 degrees 59 minutes 05.97 seconds North Latitude and -109 degrees 12 minutes 00.09 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,275,336.4 feet and Y = 3,526,656.8 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 40 degrees 59 minutes 08.73 seconds North Latitude and -109 degrees 11 minutes 50.81 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,276,040.4 feet and Y = 3,526,954.9 feet based on the US Survey Foot conversion.

This road may traverse:

Township 3 North Range 24 East, Section(s) 22, 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: D99**

**County: Daggett**

**County Road Number: D99**

**State Geographic Information Database (SGID) Road Identification Number: RD050118.**

**Total Road Length: 0.15 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>RD050118</b>	<b>001</b>	<b>BLM</b>	<b>0.15 Miles</b>	<b>A</b>
		<b>Total Road Length</b>	<b>0.15</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 ELMER J. WIDIC**  
**D99 ROAD**  
**DAGGETT COUNTY, UTAH**  
**DAGGETT COUNTY ROAD D99**

State of Utah            )  
                              : ss.  
County of Weber        )

I, ELMER J. WIDIC, 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 in Green River, Wyoming on October 10, 1919 and I lived in the Three Corners area of Northeastern Utah, Southern Wyoming and Northwestern Colorado all of my life until 1982 when I moved to Riverdale, Utah where I currently reside. I began working as Field Foreman of the Clay Basin Field in 1965 for Mountain Fuel Supply Company, which operated a number of gas wells in the Clay Basin Field. I remained so employed until 1982. During this time period I lived in the Clay Basin and I was personally familiar with the construction and maintenance activities on the roads used for well service access in the Clay Basin Field.

2. I have traveled and am familiar with D99 Road, Daggett County Road D99 and the land it traverses.

3. I took the following steps to verify that the D99 Road I refer to in this affidavit and Daggett County Road D99 (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 the attached ground photograph of the well at the end of the Road

which I refer to herein.

4. I personally traveled the Road from 1965 to the summer of 2008, (“the Time Period of My Experience”). It is the reputation in the community that this Road was constructed in the mid 1940s when a well was first drilled at the end of the Road.

5. When I last traveled and observed the Road in 2008, it followed the same route as in 1965, when I first traveled and observed it. This Road and the well it accesses are within 100 yards of the house I lived in for 17 years.

6. During the Time Period of My Experience the Road has been traveled daily. 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 pickup truck 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 well access and sightseeing and have observed livestock in the area.

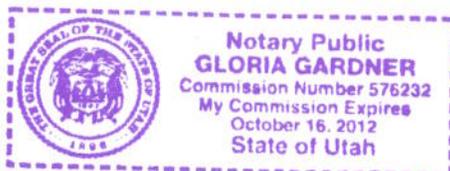
9. Prior to 1976, I personally performed maintenance on this road with a drag behind a well service truck.

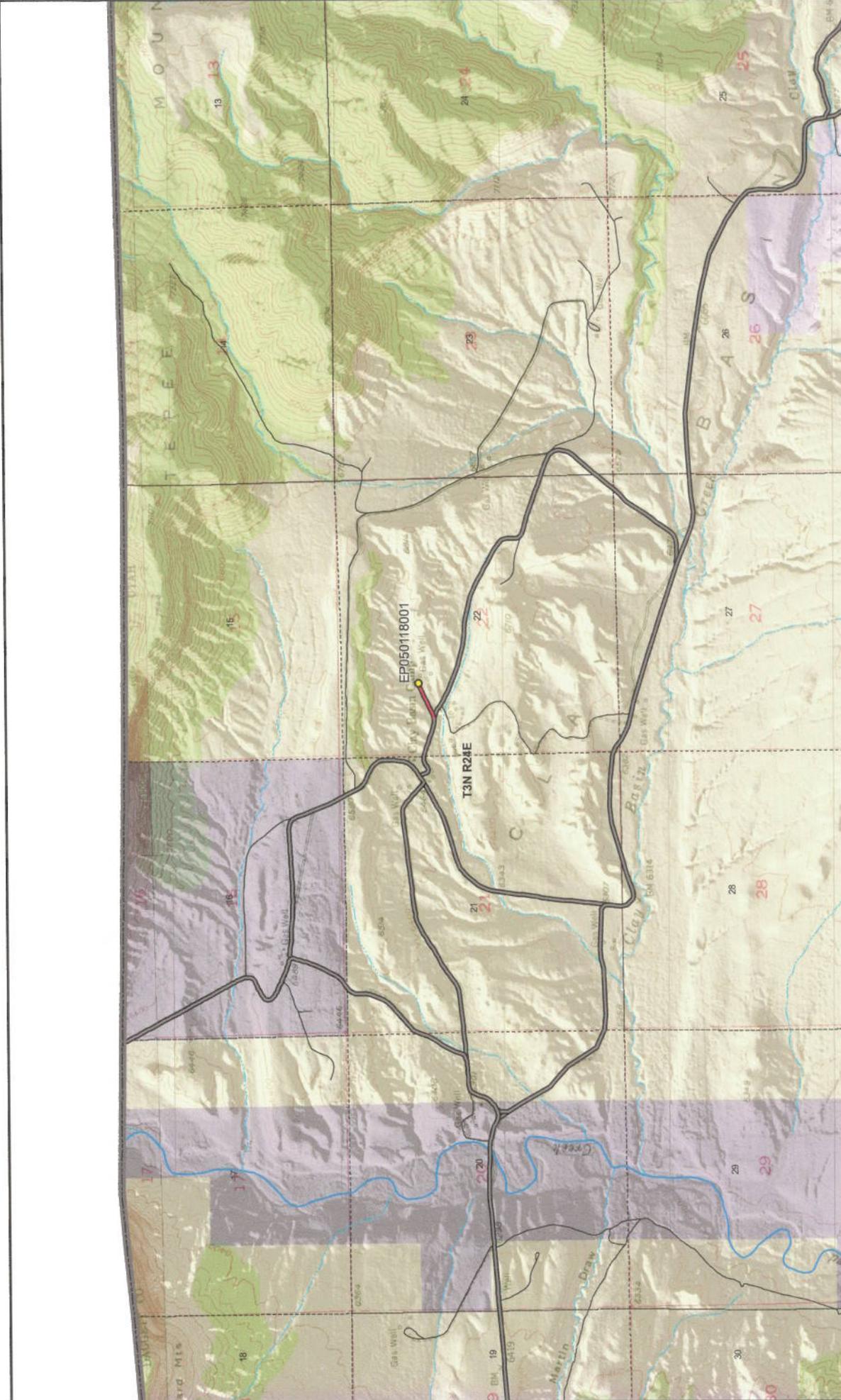
DATED this 24 day of February, 2009.

  
ELMER J. WIDIC

SUBSCRIBED AND SWORN to before me this 24<sup>th</sup> day of February, 2009.

  
NOTARY PUBLIC





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



**D99 - Daggett County**  
**SGID RD\_ID RD050118 CO\_UNIQUE D99**

**Land Ownership Categories**

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

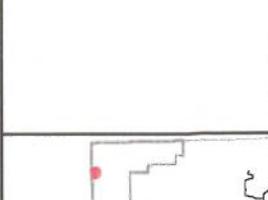
**Transportation Network**

- D99
- Title V, Issued Or Under Consideration By BLM Or county
- County B Road
- State / U.S. Highway
- Other Roads

**Misc**

- Photo Event Point
- Section = 1 Mile

**Scale**  
 1:30,530  
 1 inch = 0.48 miles



**Attachment 1**  
 SGID Road ID Number RD\_ID: RD050118  
 Page 1 of 1



## Appendix A to Attachment 4

**Popular Name: D99**

**County: Daggett**

**County Road Number: D99**

**State Geographic Information Database (SGID) Road Identification Number: RD050118.**

**Road-Segment Number: 001**

**Road-Segment Length: 0.15 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 24 East, Section(s) 22, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (D99)--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 40 degrees 59 minutes 05.97 seconds North Latitude and -109 degrees 12 minutes 00.09 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,275,336.4 feet and Y = 3,526,656.8 feet; thence the following courses along the said road center line:

thence North 67 Degrees 02 Minutes 39 Seconds East 38.4 feet

thence North 71 Degrees 47 Minutes 08 Seconds East 53.4 feet

thence North 67 Degrees 48 Minutes 58 Seconds East 74.9 feet

thence North 63 Degrees 56 Minutes 00 Seconds East 90.7 feet

thence North 63 Degrees 31 Minutes 02 Seconds East 100.5 feet

thence North 61 Degrees 30 Minutes 54 Seconds East 100.8 feet

thence North 61 Degrees 29 Minutes 08 Seconds East 93.8 feet

thence North 64 Degrees 29 Minutes 12 Seconds East 84.8 feet

thence North 73 Degrees 29 Minutes 59 Seconds East 70.7 feet

thence North 86 Degrees 18 Minutes 56 Seconds East 61.8 feet more or less to **the ending**

**point at:** 40 degrees 59 minutes 08.73 seconds North Latitude and -109 degrees 11 minutes 50.81 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet

coordinates of X = 2,276,040.4 feet and Y = 3,526,954.9 feet.