

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

Recorded NOV 12 2008 Filing No. 76011
At 4:00 ~~PM~~ in Book S10 Page 123
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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 AR97A; County Road Number: AR97A; State Geographic Information Database (SGID) Road Identification Number: RD170587. Total road length is 0.41 miles more or less.

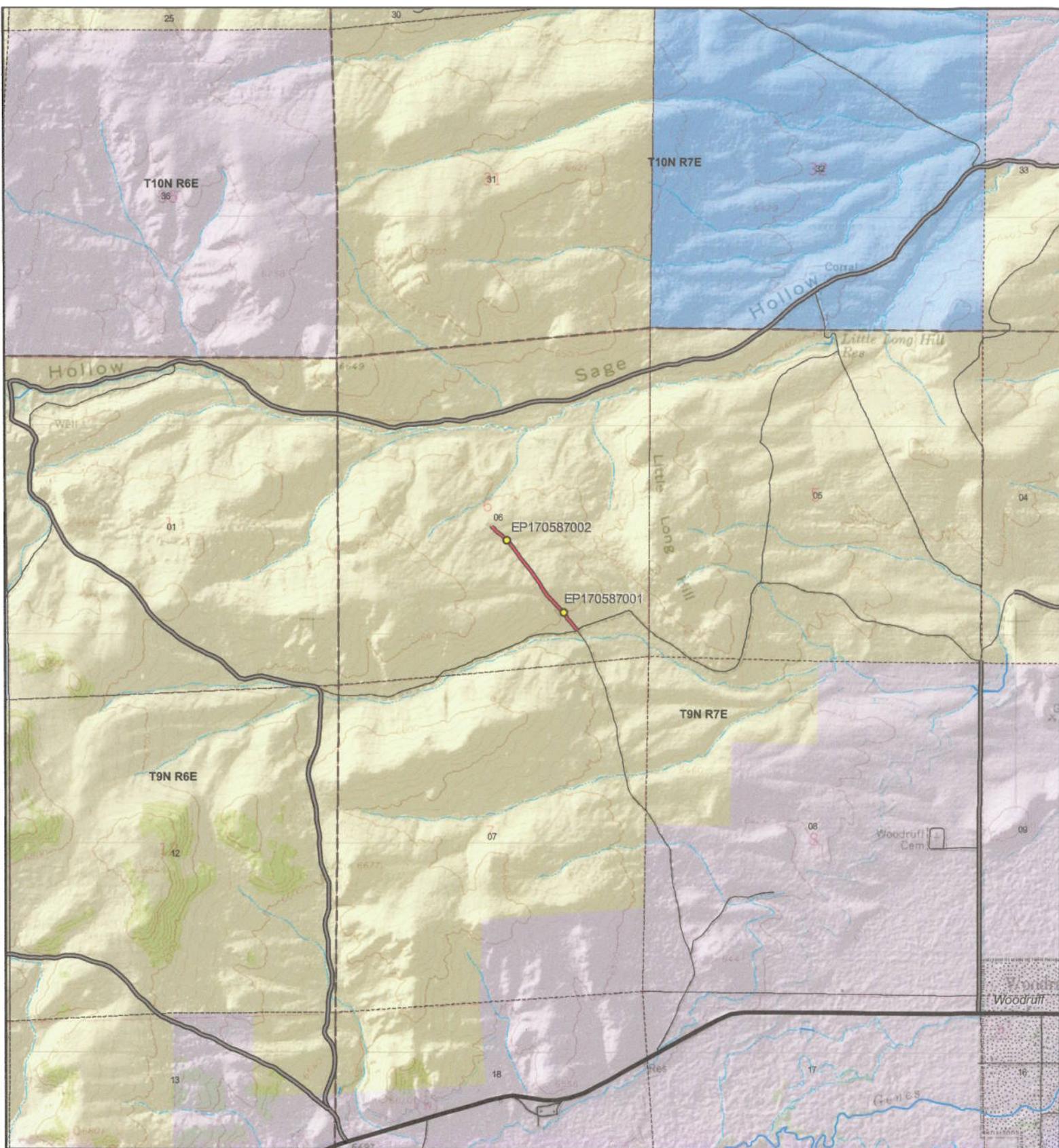
The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a)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

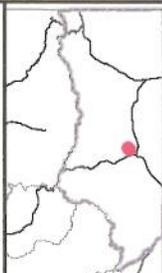
An electronic copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the



AR97A - Rich County
SGID RD_ID RD170587 CO_UNIQUE AR97A

- | | | |
|---|--|--|
| Land Ownership Categories | Misc | 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"> ● Photo Event Point Section = 1 Mile 0125 | <ul style="list-style-type: none"> — AR97A — 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 20, 2008



Scale
 1:25,308
 1 inch = 0.4 miles



EP170587001



EP170587002

EP000000000

EP000000000

EP000000000

EP000000000

**AR97A - Rich County
SGID RD_ID RD170587**

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

0.126



Attachment 3

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

Popular Name: AR97A

County: Rich

County Road Number: AR97A

State Geographic Information Database (SGID) Road Identification Number: RD170587.

Total Road Length: 0.41 miles more or less.

Beginning at a point on the road centerline located at 41 degrees 32 minutes 28.04 seconds North Latitude and -111 degrees 11 minutes 36.26 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,724,348.5 feet and Y = 3,721,028.9 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 41 degrees 32 minutes 44.64 seconds North Latitude and -111 degrees 11 minutes 54.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,722,961.4 feet and Y = 3,722,704.3 feet based on the US Survey Foot conversion.

This road may traverse:

Township 9 North Range 7 East, Section(s) 6, Salt Lake Base & Meridian

See Attachment 1 above for a cartographic depiction of the course of this road.

0127

**Attachment 4
Road Centerline Description Cover Page(s)**

Popular Name: AR97A

County: Rich

County Road Number: AR97A

State Geographic Information Database (SGID) Road Identification Number: RD170587.

Total Road Length: 0.41 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
RD170587	001	BLM	0.41 Miles	A
		Total Road Length	0.41	_____

* 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.

0128

Attachment 5

AFFIDAVIT OF KENT J. STUART
RICH COUNTY, UTAH
RICH COUNTY D ROAD NO. AR97A

State of Utah)
 : ss.
County of Rich)

I, KENT J. STUART, 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 29, 1951, in Logan, Utah, have lived in Rich County, Utah, almost all of my life and have been involved in livestock operations all of my life. I am a third generation rancher.

2. I have traveled and am familiar with Rich County Road No. AR97A 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. AR97A (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 the 2008, (“the Time Period of My Experience”). It is the reputation in the community that the Road was traveled as early as the late 1800s.

5. When I last traveled and observed the Road in 2008, 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 was traveled weekly, weather permitting.

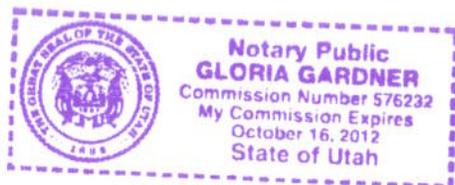
7. During the Time Period of My Experience I personally traveled the Road on horseback, pickup truck and I have observed others from the general public traveling it by the same means, plus ATVs.

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.

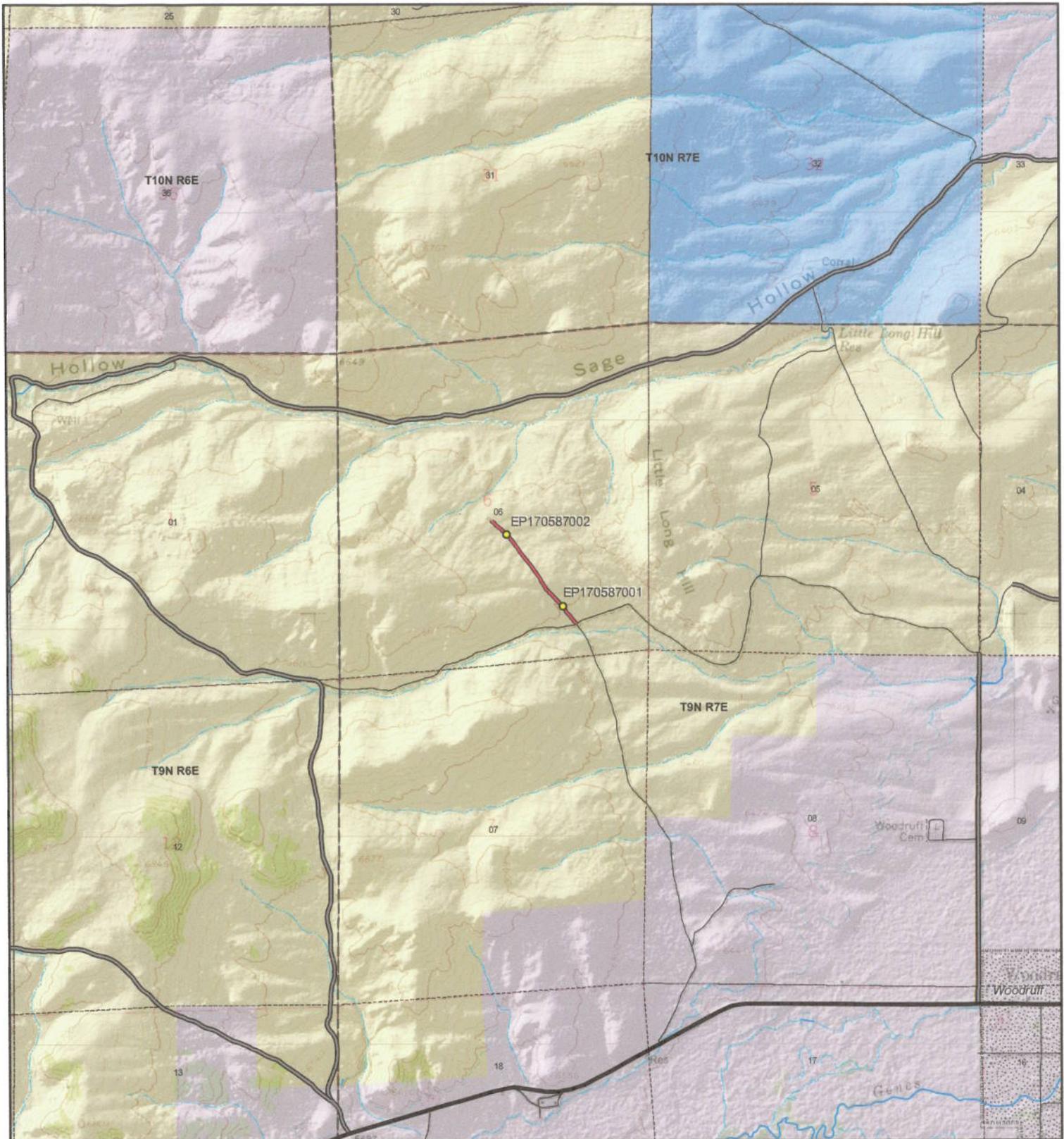
DATED this 22 day of October, 2008.


KENT J. STUART

SUBSCRIBED AND SWORN to before me this 22nd day of October, 2008.



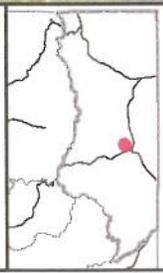

NOTARY PUBLIC



AR97A - Rich County
SGID RD_ID RD170587 CO_UNIQUE AR97A

- | | | |
|---|---|--|
| Land Ownership Categories | Misc | 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"> ● Photo Event Point Section = 1 Mile | <ul style="list-style-type: none"> — AR97A — 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 20, 2008



Scale
1:25,308
1 inch = 0.4 miles

0132

AFFIDAVIT OF LOUIS M. STUART
RICH COUNTY, UTAH
RICH COUNTY D ROAD NO. AR97A

State of Utah)
 : ss.
County of Rich)

I, LOUIS M. STUART, 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 12, 1912, in Woodruff, Rich County, Utah, have lived in Rich County, Utah, all of my life and have been involved in livestock operations all of my life. I am a second generation rancher.

2. I have traveled and am familiar with Rich County Road No. AR97A and the land it traverses. The Road goes into Dean Hollow.

3. I took the following steps to verify that the road I refer to in this affidavit and Rich County Road No. AR97A (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 1920s through 1976 and continuing until the 2008, (“the Time Period of My Experience”). It is the reputation in the community that the Road was traveled as early as the late 1800s, prior to my earliest recollection.

5. When I last traveled and observed the Road in 2008, it appeared to follow the same route as in the early 1920s, when I first traveled and observed it.

6. During the Time Period of My Experience the Road was traveled weekly, weather permitting.

7. During the Time Period of My Experience I personally traveled the Road on horseback, team and wagon, 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, including access to a water trough, and I have observed others from the general public using the Road for the same purposes.

DATED this 22 day of October, 2008.

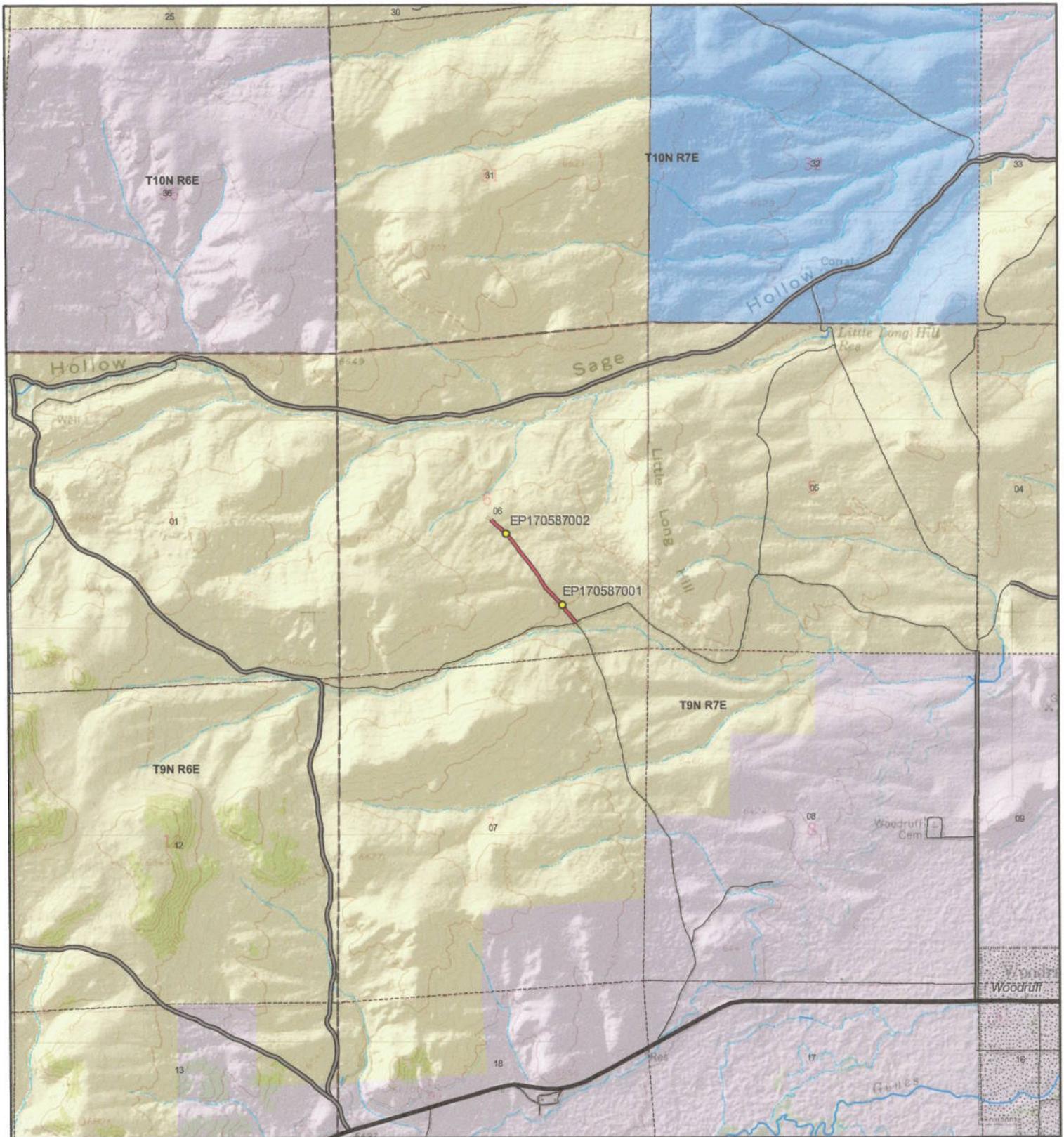
Louis M. Stuart

LOUIS M. STUART

SUBSCRIBED AND SWORN to before me this 22nd day of October, 2008.



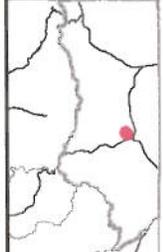
Gloria Gardner
NOTARY PUBLIC



AR97A - Rich County
SGID RD_ID RD170587 CO_UNIQUE AR97A

- | | | |
|--|--|--|
| Land Ownership Categories | Misc | 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"> ● Photo Event Point Section = 1 Mile | <ul style="list-style-type: none"> — AR97A — 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 20, 2009



Scale
1:25,308
1 inch = 0.4 miles

0135

Appendix A to Attachment 4

Popular Name: AR97A

County: Rich

County Road Number: AR97A

State Geographic Information Database (SGID) Road Identification Number: RD170587.

Road-Segment Number: 001

Road-Segment Length: 0.41 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 9 North Range 7 East, Section(s) 6, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (AR97A)-- 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 32 minutes 28.04 seconds North Latitude and -111 degrees 11 minutes 36.26 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,724,348.5 feet and Y = 3,721,028.9 feet; thence the following courses along the said road center line:

thence North 38 Degrees 01 Minutes 28 Seconds West 9.1 feet
thence North 36 Degrees 13 Minutes 23 Seconds West 30.8 feet
thence North 41 Degrees 30 Minutes 58 Seconds West 27.9 feet
thence North 40 Degrees 50 Minutes 44 Seconds West 23.7 feet
thence North 44 Degrees 01 Minutes 42 Seconds West 20.4 feet
thence North 43 Degrees 33 Minutes 32 Seconds West 22.5 feet
thence North 43 Degrees 37 Minutes 44 Seconds West 23.4 feet
thence North 42 Degrees 30 Minutes 53 Seconds West 28.3 feet
thence North 40 Degrees 22 Minutes 48 Seconds West 29.6 feet
thence North 37 Degrees 12 Minutes 01 Seconds West 29.5 feet
thence North 33 Degrees 48 Minutes 59 Seconds West 25.6 feet
thence North 26 Degrees 53 Minutes 43 Seconds West 24.2 feet

thence North 24 Degrees 33 Minutes 29 Seconds West 21.6 feet
thence North 25 Degrees 35 Minutes 00 Seconds West 19.2 feet
thence North 33 Degrees 24 Minutes 03 Seconds West 16.8 feet
thence North 38 Degrees 29 Minutes 15 Seconds West 17.5 feet
thence North 47 Degrees 20 Minutes 23 Seconds West 26.5 feet
thence North 47 Degrees 33 Minutes 00 Seconds West 30 feet
thence North 47 Degrees 37 Minutes 15 Seconds West 29 feet
thence North 47 Degrees 22 Minutes 32 Seconds West 26 feet
thence North 42 Degrees 47 Minutes 48 Seconds West 26.3 feet
thence North 42 Degrees 22 Minutes 10 Seconds West 27 feet
thence North 41 Degrees 45 Minutes 14 Seconds West 22.3 feet
thence North 42 Degrees 50 Minutes 27 Seconds West 21.4 feet
thence North 43 Degrees 09 Minutes 20 Seconds West 18.3 feet
thence North 41 Degrees 49 Minutes 36 Seconds West 22.8 feet
thence North 48 Degrees 20 Minutes 35 Seconds West 26.5 feet
thence North 46 Degrees 19 Minutes 05 Seconds West 26.9 feet
thence North 42 Degrees 59 Minutes 35 Seconds West 22.8 feet
thence North 40 Degrees 21 Minutes 38 Seconds West 21.4 feet
thence North 38 Degrees 59 Minutes 24 Seconds West 23.1 feet
thence North 37 Degrees 38 Minutes 03 Seconds West 26 feet
thence North 34 Degrees 32 Minutes 46 Seconds West 29.8 feet
thence North 32 Degrees 36 Minutes 21 Seconds West 29.5 feet
thence North 32 Degrees 07 Minutes 03 Seconds West 27.4 feet
thence North 35 Degrees 15 Minutes 40 Seconds West 25.2 feet
thence North 34 Degrees 01 Minutes 13 Seconds West 27.2 feet
thence North 31 Degrees 51 Minutes 54 Seconds West 33.9 feet
thence North 31 Degrees 32 Minutes 11 Seconds West 39.9 feet
thence North 35 Degrees 12 Minutes 59 Seconds West 43.6 feet
thence North 36 Degrees 57 Minutes 22 Seconds West 46.2 feet
thence North 37 Degrees 01 Minutes 59 Seconds West 45 feet
thence North 33 Degrees 15 Minutes 29 Seconds West 41.1 feet
thence North 33 Degrees 45 Minutes 46 Seconds West 40.5 feet
thence North 36 Degrees 17 Minutes 27 Seconds West 41.4 feet
thence North 38 Degrees 17 Minutes 32 Seconds West 37.9 feet
thence North 39 Degrees 14 Minutes 30 Seconds West 35 feet
thence North 38 Degrees 09 Minutes 31 Seconds West 35.3 feet
thence North 37 Degrees 57 Minutes 56 Seconds West 34.4 feet
thence North 37 Degrees 39 Minutes 21 Seconds West 33 feet
thence North 38 Degrees 12 Minutes 19 Seconds West 33.7 feet
thence North 39 Degrees 55 Minutes 35 Seconds West 34.5 feet
thence North 37 Degrees 51 Minutes 54 Seconds West 33.9 feet
thence North 36 Degrees 36 Minutes 56 Seconds West 32.2 feet
thence North 36 Degrees 08 Minutes 29 Seconds West 32 feet
thence North 34 Degrees 30 Minutes 26 Seconds West 32.1 feet
thence North 35 Degrees 36 Minutes 10 Seconds West 33 feet
thence North 34 Degrees 09 Minutes 56 Seconds West 36 feet
thence North 35 Degrees 26 Minutes 56 Seconds West 36.5 feet
thence North 37 Degrees 12 Minutes 01 Seconds West 34.5 feet
thence North 40 Degrees 03 Minutes 45 Seconds West 32.9 feet

thence North 42 Degrees 00 Minutes 45 Seconds West 32.1 feet
thence North 43 Degrees 41 Minutes 37 Seconds West 32.5 feet
thence North 44 Degrees 06 Minutes 41 Seconds West 32.7 feet
thence North 48 Degrees 58 Minutes 57 Seconds West 32.8 feet
thence North 50 Degrees 15 Minutes 03 Seconds West 35.2 feet
thence North 49 Degrees 54 Minutes 15 Seconds West 34.9 feet
thence North 50 Degrees 40 Minutes 24 Seconds West 32.4 feet
thence North 48 Degrees 00 Minutes 51 Seconds West 29.7 feet
thence North 47 Degrees 37 Minutes 15 Seconds West 29 feet
thence North 47 Degrees 14 Minutes 22 Seconds West 27.9 feet
thence North 48 Degrees 13 Minutes 18 Seconds West 23 feet
thence North 45 Degrees 34 Minutes 58 Seconds West 52.7 feet
thence North 37 Degrees 44 Minutes 08 Seconds West 7 feet more or less to **the ending point**

at: 41 degrees 32 minutes 44.64 seconds North Latitude and -111 degrees 11 minutes 54.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 1,722,961.4 feet and Y = 3,722,704.3 feet.