

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

Ent 147032 Bk 209 Pg 443
Date: 08-MAY-2008 12:29PM
Fee: None
Filed By: CB
COLLEEN BRINKERHOFF, Recorder
WAYNE COUNTY
For: GOVERNOR OF 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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Wayne County as it pertains to the highway located in Wayne County known as TIDWELL ROAD; County Road Number: 39; State Geographic Information Database (SGID) Road Identification Number: RD280317. Total road length is 3.54 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 23rd day of April, 2008.

By the Governor's Designee



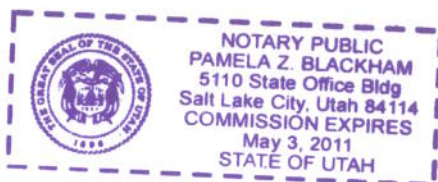
John Harja

CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

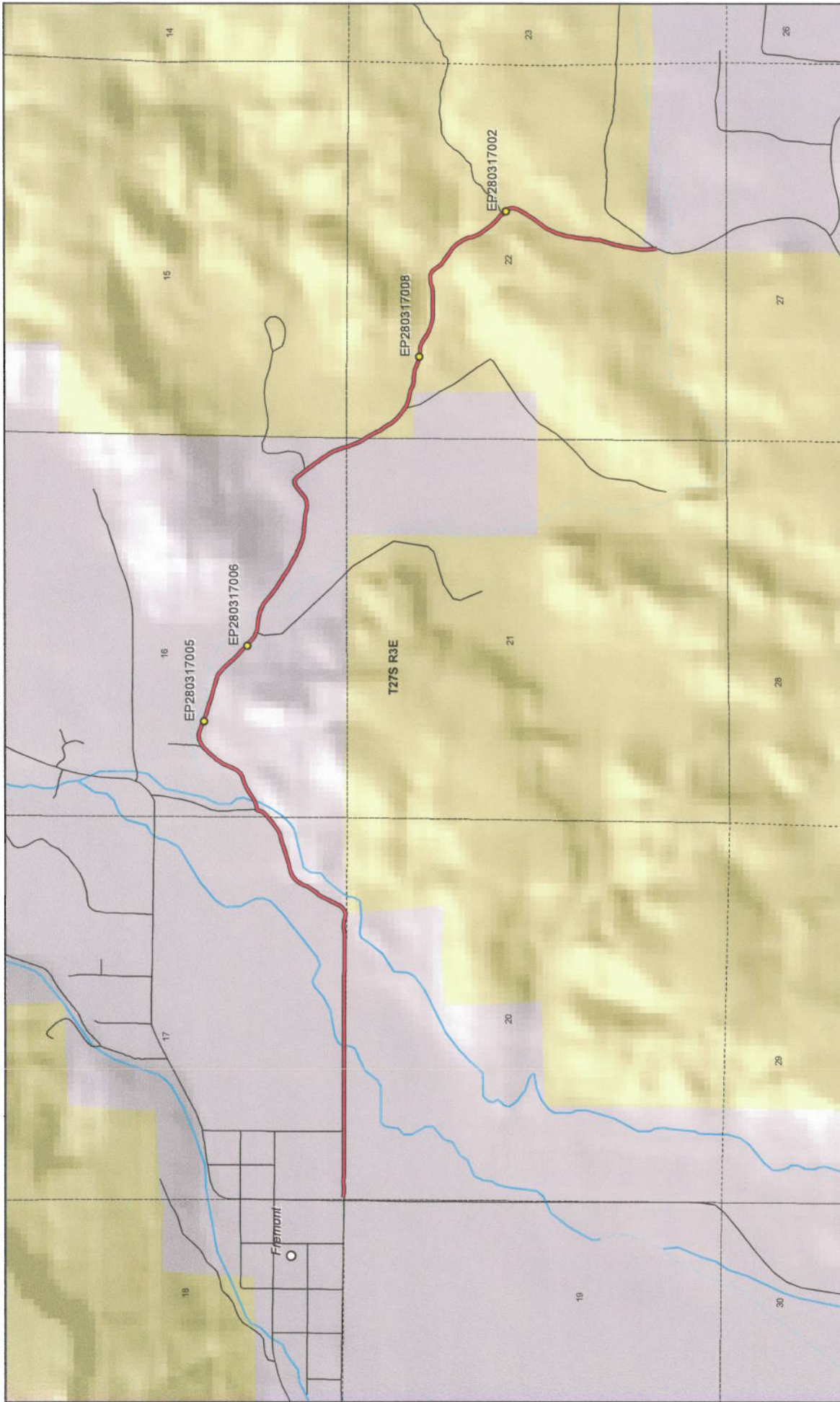
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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

Dated this 23rd day of April, 2008.





Notary Public



1:22,083
1 inch equals 0.3 miles



- Land Ownership Categories**
- BLM
 - Private
 - SITLA, State Trust Land
 - USFS, National Forest
 - State Parks and Recreation
 - Tribal, Indian Reservation
 - NPS, National Park

- Wilderness
- UDWR Wildlife Reserve
- DOO, Military
- State Sovereign Land
- National Recreation Area
- USFWS, Natl. Wildlife Refuge

- Transportation Network**
- TIDWELL ROAD
 - Other Roads
 - Title V: Issued Or Under Consideration By BLM Or County
 - Photo Event Point
- Section = 1 Mile

**TIDWELL ROAD - Wayne County
SGID RD_ID RD280317**

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
Mar 21, 2008



Attachment 2



EP280317005



EP280317006



EP280317008



EP280317002

EP000000000

EP000000000

TIDWELL ROAD - Wayne County
SGID RD_ID RD280317

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 March 19, 2008



Attachment 3

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

Popular Name: TIDWELL ROAD

County: Wayne

County Road Number: 39

State Geographic Information Database (SGID) Road Identification Number: RD280317.

Total Road Length: 3.54 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 27 minutes 17.62 seconds North Latitude and -111 degrees 36 minutes 56.28 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,607,301.3 feet and Y = 10,493,673.7 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 26 minutes 35.57 seconds North Latitude and -111 degrees 34 minutes 11 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,620,446.5 feet and Y = 10,489,407.5 feet based on the US Survey Foot conversion.

This road may traverse:

Township 27 South Range 3 East, Section(s) 16,17,21,22, 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: TIDWELL ROAD

County: Wayne

County Road Number: 39

State Geographic Information Database (SGID) Road Identification Number: RD280317.

Total Road Length: 3.54 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
RD280317	001	PVT	2.36 Miles	(not shown)
RD280317	002	BLM	1.15 Miles	A
RD280317	003	PVT	0.04 Miles	(not shown)
		Total Road Length	3.54	_____

* 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 PHILIP A. TAYLOR

TIDWELL ROAD

WAYNE COUNTY, UTAH

ROAD NUMBER 39

State of Utah)
 : ss.
County of Wayne)

PHILIP A. TAYLOR, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Wayne County, Utah. I have lived in Wayne County for almost 70 years. I was employed by the Utah USDA APHIS Wildlife Services Program as a predatory animal hunter.

2. I have traveled and am familiar with a road in Wayne County known as Tidwell Road. I am also familiar with the land the road traverses. When I first used and observed the road in the mid 1940s, it followed the same route as in 2007 when I last observed it. Attached is a Wayne County map showing Tidwell Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3. I am informed that the County also identifies this road according to the road number listed above.

4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the mid 1940s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including trucks, cars, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and is presently used daily.

5. Throughout the time period from the mid 1940s to 2007, I have used the road myself for predatory animal control, residential access, livestock operations and hunting.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: farming, tourism, recreation, wood gathering, traveling in and through the area.

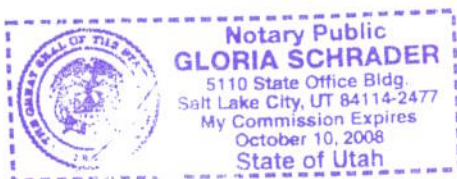
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I personally observed graders performing maintenance and construction activities on the road.

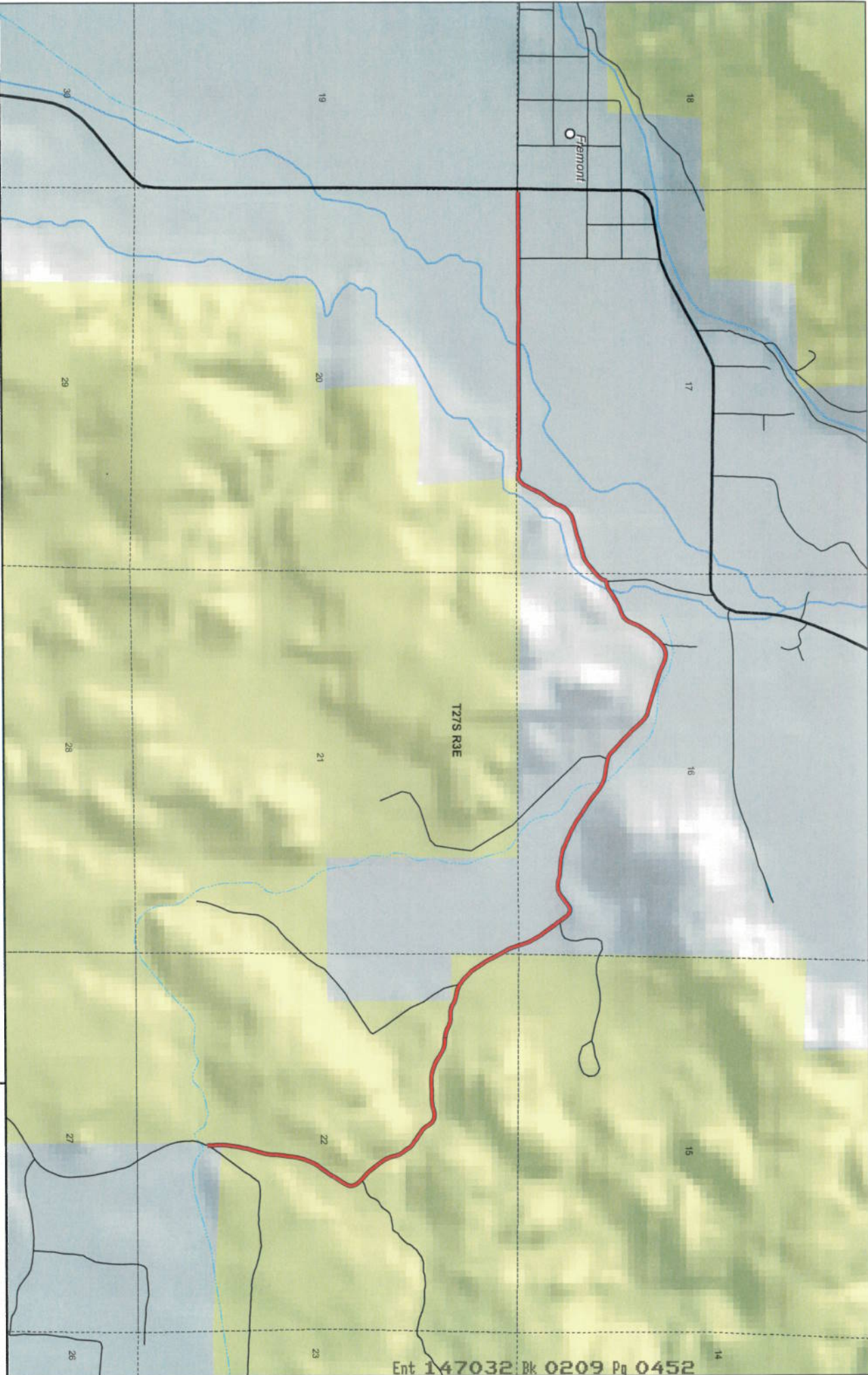
DATED this 18 day of April, 2007.


PHILIP A. TAYLOR

SUBSCRIBED AND SWORN to before me this 18th day of April, 2007.




NOTARY PUBLIC



Ent 147032 Bk 0209 Pg 0452

TIDWELL ROAD **County Unique - 39**

- Land Ownership Categories**
- BLM
 - Private
 - SITLA, State Trust Land
 - USFS, National Forest
 - Wildlife Reserve
 - National Park / Monument
 - National Rec. Area

- Misc**
- City / Town
 - Municipalities
 - Section = 1 Mile

- Transportation Network**
- TIDWELL ROAD
 - State / U.S. Highway
 - Local Roads



1:21,636
1 inch equals 0.3 miles

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 530 State Office Building
Salt Lake City, Utah 84114
Apr 12, 2017



AFFIDAVIT OF DENZEL TAYLOR

TIDWELL ROAD

WAYNE COUNTY, UTAH

ROAD NUMBER 39

State of Utah)
 : ss.
County of Wayne)

DENZEL TAYLOR, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Wayne County, Utah. I have lived in Wayne County for most of the past 87 years. I was employed by the Wayne County Road Department for approximately 20 years, from the early 1960s to the early 1980s.

2. I have traveled and am familiar with a road in Wayne County known as Tidwell Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960s, it followed the same route as in 2007 when I last observed it. Attached is a Wayne County map showing Tidwell Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3. I am informed that the County also identifies this road according to the road number listed above.

4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1960s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including trucks, cars, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily, for more than ten continuous years prior to 1976, and is presently used daily.

5. Throughout the time period from the early 1960s to 2007, I have used the road myself for the following uses: county road maintenance, recreation and traveling in and through the area.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: livestock operations, farming, irrigation access and tourism.

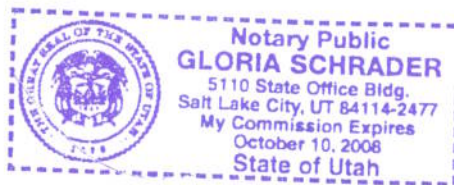
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I personally performed maintenance and construction activities on the road.

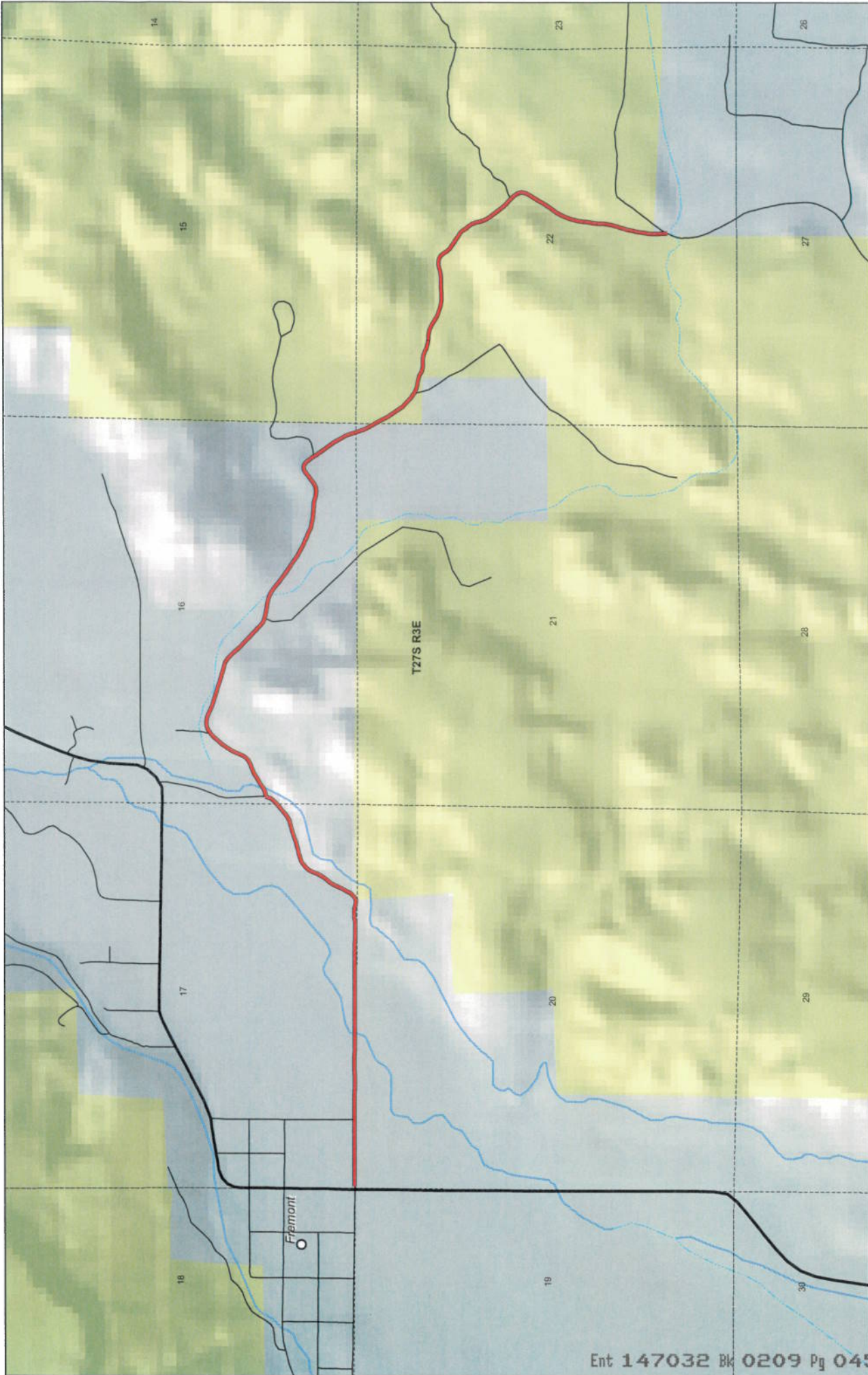
DATED this 17 day of April, 2007.


DENZEL TAYLOR

SUBSCRIBED AND SWORN to before me this 17th day of April, 2007.




NOTARY PUBLIC





1:21,636
1 inch equals 0.3 miles



Map prepared by the State of Utah
Automated Geographic Reference Center
AGRC
Room 5130 State Office Building
Salt Lake City, Utah 84114
Apr 12, 2007

TIDWELL ROAD County Unique - 39

Land Ownership Categories

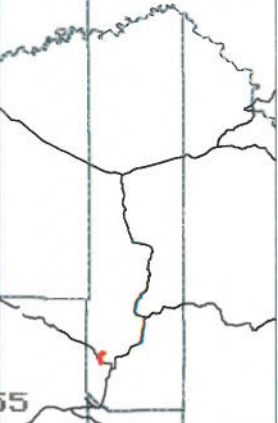
- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- Wildlife Reserve
- National Park / Monument
- National Rec. Area

Misc

- City / Town
- Municipalities
- Section = 1 Mile

Transportation Network

- TIDWELL ROAD
- State / U.S. Highway
- Local Roads



Appendix A to Attachment 4

Popular Name: TIDWELL ROAD

County: Wayne

County Road Number: 39

State Geographic Information Database (SGID) Road Identification Number: RD280317.

Road-Segment Number: 002

Road-Segment Length: 1.15 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 27 South Range 3 East, Section(s) 22, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (TIDWELL ROAD)-- 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 38 degrees 27 minutes 015.3 seconds North Latitude and -111 degrees 34 minutes 44.28 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,617,801.7 feet and Y = 10,493,428.8 feet; thence the following courses along the said road center line:

thence South 31 Degrees 16 Minutes 31 Seconds East	34.7 feet
thence South 29 Degrees 11 Minutes 20 Seconds East	61.8 feet
thence South 27 Degrees 26 Minutes 48 Seconds East	59 feet
thence South 27 Degrees 09 Minutes 44 Seconds East	58.9 feet
thence South 33 Degrees 42 Minutes 24 Seconds East	53.1 feet
thence South 36 Degrees 27 Minutes 26 Seconds East	46.7 feet
thence South 33 Degrees 31 Minutes 05 Seconds East	43.1 feet
thence South 31 Degrees 16 Minutes 31 Seconds East	34.4 feet
thence South 35 Degrees 40 Minutes 26 Seconds East	25 feet
thence South 36 Degrees 29 Minutes 07 Seconds East	37.8 feet
thence South 43 Degrees 54 Minutes 52 Seconds East	47.6 feet

thence South 46 Degrees 49 Minutes 56 Seconds East	52.5 feet
thence South 47 Degrees 46 Minutes 38 Seconds East	48.5 feet
thence South 51 Degrees 25 Minutes 37 Seconds East	39.2 feet
thence South 53 Degrees 13 Minutes 44 Seconds East	35.4 feet
thence South 53 Degrees 53 Minutes 42 Seconds East	24.9 feet
thence South 65 Degrees 22 Minutes 03 Seconds East	31.1 feet
thence South 67 Degrees 41 Minutes 30 Seconds East	42.7 feet
thence South 74 Degrees 24 Minutes 36 Seconds East	58.7 feet
thence South 80 Degrees 56 Minutes 53 Seconds East	62.5 feet
thence South 72 Degrees 51 Minutes 52 Seconds East	60.2 feet
thence South 61 Degrees 31 Minutes 40 Seconds East	60.7 feet
thence South 75 Degrees 25 Minutes 17 Seconds East	58.8 feet
thence North 89 Degrees 41 Minutes 18 Seconds East	59.7 feet
thence South 87 Degrees 12 Minutes 02 Seconds East	60.5 feet
thence South 78 Degrees 15 Minutes 52 Seconds East	55 feet
thence South 69 Degrees 16 Minutes 26 Seconds East	54.9 feet
thence South 68 Degrees 14 Minutes 37 Seconds East	52.4 feet
thence South 73 Degrees 34 Minutes 22 Seconds East	45.6 feet
thence South 79 Degrees 00 Minutes 06 Seconds East	33.5 feet
thence South 81 Degrees 08 Minutes 57 Seconds East	10.3 feet
thence South 81 Degrees 00 Minutes 06 Seconds East	20.3 feet
thence South 85 Degrees 30 Minutes 29 Seconds East	39.2 feet
thence South 83 Degrees 08 Minutes 32 Seconds East	52.6 feet
thence South 75 Degrees 55 Minutes 48 Seconds East	52.9 feet
thence South 68 Degrees 14 Minutes 37 Seconds East	52.4 feet
thence South 58 Degrees 51 Minutes 55 Seconds East	53.5 feet
thence South 55 Degrees 24 Minutes 32 Seconds East	51.6 feet
thence South 58 Degrees 18 Minutes 22 Seconds East	46.4 feet
thence South 67 Degrees 20 Minutes 52 Seconds East	42.1 feet
thence South 72 Degrees 09 Minutes 32 Seconds East	42.1 feet
thence South 70 Degrees 26 Minutes 21 Seconds East	29 feet
thence South 72 Degrees 41 Minutes 56 Seconds East	43.4 feet
thence South 81 Degrees 08 Minutes 57 Seconds East	61.8 feet
thence North 89 Degrees 41 Minutes 18 Seconds East	70.2 feet
thence North 88 Degrees 19 Minutes 28 Seconds East	68.9 feet
thence North 85 Degrees 33 Minutes 49 Seconds East	68.4 feet
thence North 89 Degrees 41 Minutes 18 Seconds East	67.6 feet
thence South 87 Degrees 26 Minutes 05 Seconds East	65.4 feet
thence North 83 Degrees 44 Minutes 29 Seconds East	63.4 feet
thence North 69 Degrees 31 Minutes 24 Seconds East	61.9 feet
thence North 80 Degrees 10 Minutes 27 Seconds East	59.6 feet
thence South 87 Degrees 00 Minutes 12 Seconds East	56.9 feet
thence South 64 Degrees 12 Minutes 13 Seconds East	55.2 feet
thence South 38 Degrees 14 Minutes 41 Seconds East	56.6 feet
thence South 31 Degrees 51 Minutes 10 Seconds East	55.8 feet
thence South 43 Degrees 54 Minutes 10 Seconds East	56.6 feet
thence South 56 Degrees 20 Minutes 27 Seconds East	55.8 feet
thence South 54 Degrees 58 Minutes 35 Seconds East	53.9 feet
thence South 58 Degrees 26 Minutes 10 Seconds East	46 feet

thence South 53 Degrees 08 Minutes 14 Seconds East 49.4 feet
 thence South 56 Degrees 23 Minutes 59 Seconds East 47.1 feet
 thence South 47 Degrees 24 Minutes 47 Seconds East 50.6 feet
 thence South 37 Degrees 39 Minutes 13 Seconds East 55.7 feet
 thence South 38 Degrees 42 Minutes 05 Seconds East 54.4 feet
 thence South 30 Degrees 27 Minutes 10 Seconds East 58.8 feet
 thence South 17 Degrees 48 Minutes 13 Seconds East 56.8 feet
 thence South 12 Degrees 17 Minutes 15 Seconds East 55.4 feet
 thence South 19 Degrees 25 Minutes 52 Seconds East 52.1 feet
 thence South 28 Degrees 32 Minutes 36 Seconds East 55.5 feet
 thence South 34 Degrees 15 Minutes 18 Seconds East 61.7 feet
 thence South 37 Degrees 04 Minutes 24 Seconds East 69.6 feet
 thence South 38 Degrees 43 Minutes 20 Seconds East 70.8 feet
 thence South 42 Degrees 06 Minutes 34 Seconds East 66.5 feet
 thence South 46 Degrees 12 Minutes 49 Seconds East 59 feet
 thence South 46 Degrees 26 Minutes 05 Seconds East 47.4 feet
 thence South 45 Degrees 44 Minutes 56 Seconds East 30.4 feet
 thence South 43 Degrees 37 Minutes 36 Seconds East 15.8 feet
 thence South 42 Degrees 25 Minutes 30 Seconds East 55.3 feet
 thence South 35 Degrees 52 Minutes 55 Seconds East 66.6 feet
 thence South 14 Degrees 15 Minutes 57 Seconds East 55.8 feet
 thence South 14 Degrees 37 Minutes 11 Seconds West 56 feet
 thence South 28 Degrees 46 Minutes 24 Seconds West 60.1 feet
 thence South 32 Degrees 35 Minutes 37 Seconds West 66.5 feet
 thence South 32 Degrees 10 Minutes 45 Seconds West 73.9 feet
 thence South 31 Degrees 16 Minutes 47 Seconds West 77.1 feet
 thence South 31 Degrees 30 Minutes 30 Seconds West 75.3 feet
 thence South 36 Degrees 55 Minutes 23 Seconds West 72.1 feet
 thence South 36 Degrees 30 Minutes 21 Seconds West 71.7 feet
 thence South 27 Degrees 36 Minutes 43 Seconds West 74.3 feet
 thence South 21 Degrees 43 Minutes 28 Seconds West 74.4 feet
 thence South 17 Degrees 33 Minutes 33 Seconds West 73.8 feet
 thence South 14 Degrees 13 Minutes 22 Seconds West 73.2 feet
 thence South 09 Degrees 58 Minutes 11 Seconds West 71.7 feet
 thence South 07 Degrees 46 Minutes 49 Seconds West 69.9 feet
 thence South 07 Degrees 01 Minutes 53 Seconds West 64.2 feet
 thence South 05 Degrees 51 Minutes 31 Seconds West 61.1 feet
 thence South 05 Degrees 34 Minutes 15 Seconds West 54.4 feet
 thence South 04 Degrees 48 Minutes 41 Seconds West 47.8 feet
 thence South 04 Degrees 52 Minutes 58 Seconds West 43.5 feet
 thence South 09 Degrees 39 Minutes 58 Seconds West 36 feet
 thence South 11 Degrees 34 Minutes 37 Seconds West 31.9 feet
 thence South 14 Degrees 06 Minutes 33 Seconds West 35.6 feet
 thence South 13 Degrees 22 Minutes 20 Seconds West 38.8 feet
 thence South 16 Degrees 58 Minutes 11 Seconds West 46.4 feet
 thence South 17 Degrees 13 Minutes 54 Seconds West 53.4 feet
 thence South 15 Degrees 03 Minutes 53 Seconds West 54.5 feet
 thence South 11 Degrees 46 Minutes 59 Seconds West 51.7 feet
 thence South 10 Degrees 50 Minutes 54 Seconds West 49.2 feet

thence South 10 Degrees 21 Minutes 29 Seconds West 23 feet
thence South 09 Degrees 31 Minutes 46 Seconds West 163.2 feet
thence South 04 Degrees 30 Minutes 07 Seconds West 62.6 feet
thence South 00 Degrees 54 Minutes 55 Seconds East 12.7 feet more or less to **the ending**
point at: 38 degrees 26 minutes 37.48 seconds North Latitude and -111 degrees 34 minutes 11.12 seconds
West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet
coordinates of X = 1,620,436.8 feet and Y = 10,489,599.9 feet.