

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Tooele County as it pertains to the highway located in Tooele County known as Iapah Airport Road; County Road Number: tc00424; State Geographic Information Database (SGID) Road Identification Number: RD230019. Total road length is 0.08 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.

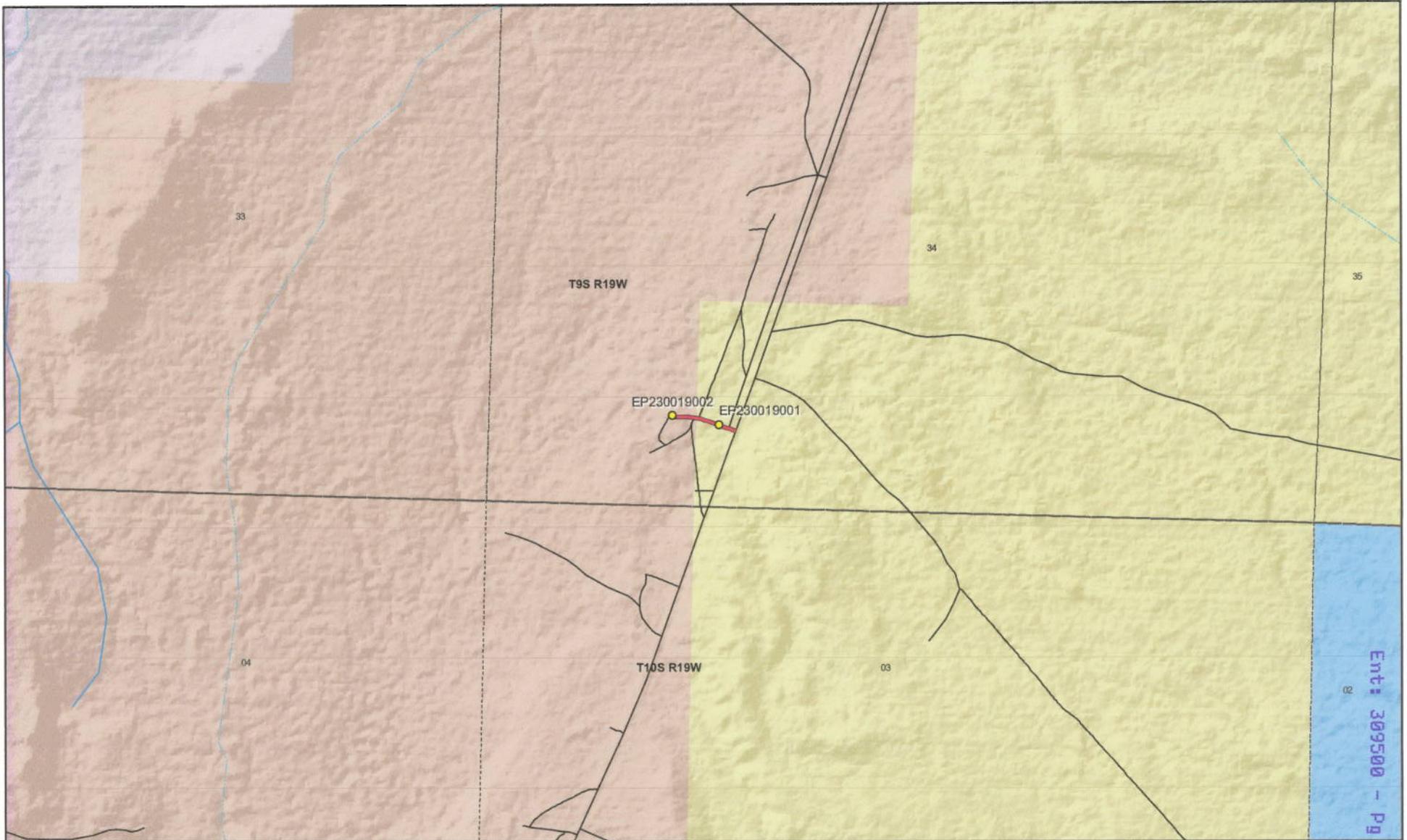
This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of 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





Ent: 309500 - Pg 3 of 13

**Ibapah Airport Road - Tooele County**  
**SGID RD\_ID RD230019**

**Land Ownership Categories**

- |                            |                              |
|----------------------------|------------------------------|
| BLM                        | Wilderness                   |
| Private                    | UDWR Wildlife Reserve        |
| SITLA, State Trust Land    | DOD, Military                |
| USFS, National Forest      | State Sovereign Land         |
| State Parks and Recreation | National Recreation Area     |
| Tribal, Indian Reservation | USFWS, Natl. Wildlife Refuge |
| NPS, National Park         |                              |

**Transportation Network**

- |   |
|---|
| Ibapah Airport Road                                     |
| Other Roads   |
| Title V: Issued Or Under Consideration By BLM Or County |
| Photo Event Point                                       |
| Section = 1 Mile  |



1:10,177  
1 inch equals 0.2 miles



Map prepared by the State of Utah  
 Automated Geographic Reference Center  
 Room 5130 State Office Building  
 Salt Lake City, Utah 84114  
 Jun 16, 2008





EP230019001



EP230019002

EP000000000

EP000000000

EP000000000

EP000000000

**Ibapah Airport Road - Tooele County**  
**SGID RD\_ID RD230019**

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
June 18, 2008



### Attachment 3

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

**Popular Name: Ibapah Airport Road**

**County: Tooele**

**County Road Number: tc00424**

**State Geographic Information Database (SGID) Road Identification Number: RD230019.**

**Total Road Length: 0.08 miles more or less.**

**Beginning at a point** on the road centerline located at 39 degrees 59 minutes 40.68 seconds North Latitude and -113 degrees 58 minutes 46.06 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 945,865.5 feet and Y = 7,176,396.3 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 39 degrees 59 minutes 39.91 seconds North Latitude and -113 degrees 58 minutes 40.73 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 946,277.8 feet and Y = 7,176,306.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 9 South Range 19 West, Section(s) 34, 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: Ibapah Airport Road**

**County: Tooele**

**County Road Number: tc00424**

**State Geographic Information Database (SGID) Road Identification Number: RD230019.**

**Total Road Length: 0.08 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>RD230019</b>	<b>001</b>	<b>Tribal</b>	<b>0.03 Miles</b>	<b>(not shown)</b>
<b>RD230019</b>	<b>002</b>	<b>BLM</b>	<b>0.05 Miles</b>	<b>A</b>
		<b>Total Road Length</b>	<b>0.08</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 NORMA W. KELLEY**

**IBAPAH AIRPORT ROAD**

**COUNTY ROAD NUMBER 00424**

**TOOELE COUNTY, UTAH**

State of Utah                    )  
  : ss.  
County of Tooele                )

NORMA W. KELLEY, 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 have lived in Tooele County for 61 years.

2. I have traveled and am familiar with a road in Tooele County known as Ibapah Airport Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1950s it followed the same route as in 2007 when I last observed it. Attached is a Tooele County map showing Ibapah Airport 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. The County also identifies this road according to the road number listed above.

3. 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 1950s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including maintenance vehicles, ATVs, trailers, motorcycles, trucks and jeeps. Throughout this time period, the road has been used daily, for more than ten continuous years prior to 1976, and was so used in 2007.

4. Throughout the time period from the early 1950s to 2007, I have used the road myself for residential access and traveling in and through the area and recreation.

5. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus Goshute Reservation access, livestock operations and government access.

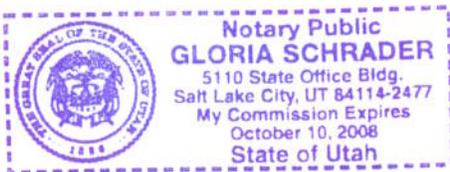
6. It is also the reputation in the community that this road has been open to , to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

7. Prior to 1976, I observed graders performing maintenance and construction activities on the road. The road is currently paved.

Dated this 30 day of August, 2007.

Norma W. Kelley  
NORMA W. KELLEY

SUBSCRIBED AND SWORN to before me this 30<sup>th</sup> day of August, 2007.



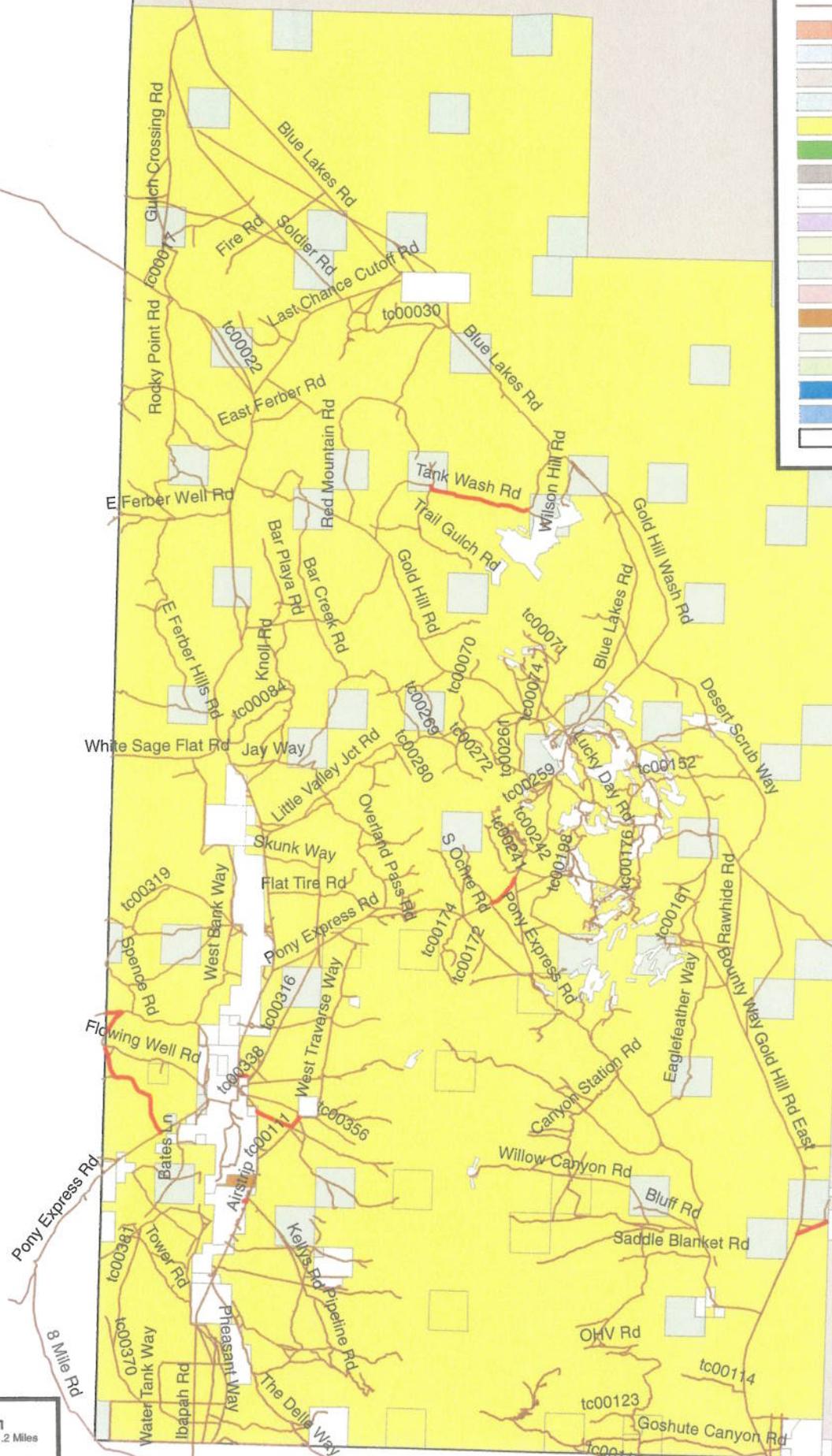
Gloria Schrader  
NOTARY PUBLIC

# Ibapah Airport Road

Est 309500 - Pg 10 of 13

## Legend

- Need Road Photos
- Roads
- Cities
- Lakes
- Military
- BANKHEAD JONES
- BLM
- FOREST SERVICE
- MILITARY
- PRIVATE
- STATE PARK REC. AREA
- STATE SOVEREIGN
- STATE TRUST
- STATE WILDLIFE RESERVES
- TRIBAL
- USFS & BLM WILDERNESS AREA
- USFWS NATIONAL WILDLIFE REFUGE
- WATER
- WATER\_INTERMITTENT
- County Boundary



**AFFIDAVIT OF KYLE W. BATEMAN**

**IBAPAH AIRPORT ROAD**

**COUNTY ROAD NUMBER 00424**

**TOOELE COUNTY, UTAH**

State of Utah                    )  
  : ss.  
County of Tooele                )

KYLE W. BATEMAN, 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 have lived in Tooele County for 55 years.

2. I have traveled and am familiar with a road in Tooele County known as Ibapah Airport Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1958 it followed the same route as in 2007 when I last observed it. Attached is a Tooele County map showing Ibapah Airport 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. The County also identifies this road according to the road number listed above.

3. 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 1958 and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including maintenance vehicles, cars, ATVs, motorcycles, trucks and jeeps. Throughout this time period, the road has been used daily, for more than ten continuous years prior to 1976, and was so used in 2007.

4. Throughout the time period from 1958 to 2007, I have used the road myself for residential access, and reservation access.

5. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus ranching access, Goshute tribal headquarters access, traveling in and through the area and government access.

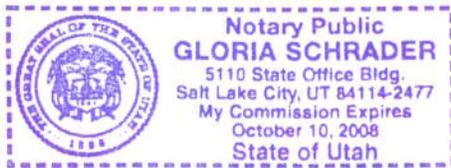
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1800s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

7. Prior to 1976, I observed the graded surface of the road. The road is currently paved.

Dated this 30 day of August, 2007.

  
KYLE W. BATEMAN

SUBSCRIBED AND SWORN to before me this 30<sup>th</sup> day of August, 2007.



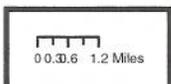
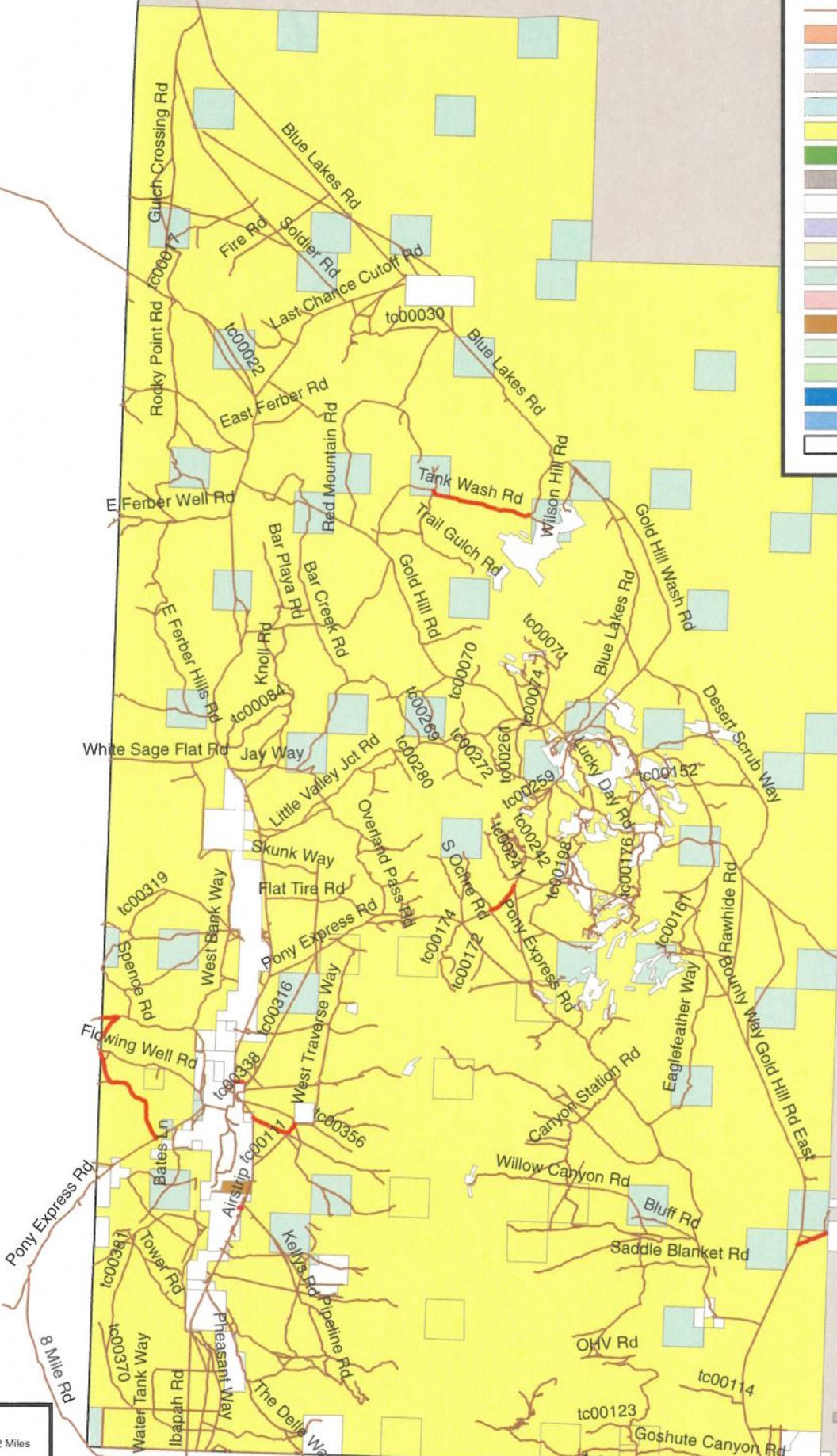
  
NOTARY PUBLIC

# Ibapah Airport Road

389500 Legend 13 of 13



- Need Road Photos
- Roads
- Cities
- Lakes
- Military
- BANKHEAD JONES
- BLM
- FOREST SERVICE
- MILITARY
- PRIVATE
- STATE PARK REC. AREA
- STATE SOVEREIGN
- STATE TRUST
- STATE WILDLIFE RESERVES
- TRIBAL
- USFS & BLM WILDERNESS AREA
- USFWS NATIONAL WILDLIFE REFUGE
- WATER
- WATER\_INTERMITTENT
- County Boundary



## Appendix A to Attachment 4

**Popular Name: Ibapah Airport Road**

**County: Tooele**

**County Road Number: tc00424**

**State Geographic Information Database (SGID) Road Identification Number: RD230019.**

**Road-Segment Number: 002**

**Road-Segment Length: 0.05 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 South Range 19 West, Section(s) 34, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Ibapah Airport 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 39 degrees 59 minutes 40.64 seconds North Latitude and -113 degrees 58 minutes 44.01 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 946,024.8 feet and Y = 7,176,388.0 feet; thence the following courses along the said road center line:

thence South 83 Degrees 12 Minutes 09 Seconds East	5 feet
thence South 81 Degrees 26 Minutes 49 Seconds East	10.6 feet
thence South 69 Degrees 17 Minutes 24 Seconds East	4.6 feet
thence South 74 Degrees 14 Minutes 12 Seconds East	17.7 feet
thence South 74 Degrees 14 Minutes 12 Seconds East	17.7 feet
thence South 71 Degrees 18 Minutes 07 Seconds East	20.1 feet
thence South 71 Degrees 18 Minutes 07 Seconds East	20.1 feet
thence South 71 Degrees 18 Minutes 07 Seconds East	20.1 feet
thence South 67 Degrees 00 Minutes 35 Seconds East	20.7 feet
thence South 72 Degrees 58 Minutes 25 Seconds East	22 feet
thence South 70 Degrees 55 Minutes 47 Seconds East	24.7 feet
thence South 67 Degrees 00 Minutes 35 Seconds East	20.7 feet

thence South 75 Degrees 56 Minutes 46 Seconds East 13.2 feet

thence South 75 Degrees 35 Minutes 02 Seconds East 6.4 feet

thence South 72 Degrees 58 Minutes 25 Seconds East 11 feet

thence South 76 Degrees 17 Minutes 29 Seconds East 6.8 feet

thence South 70 Degrees 55 Minutes 47 Seconds East 24.7 feet more or less to **the ending**

**point at:** 39 degrees 59 minutes 39.91 seconds North Latitude and -113 degrees 58 minutes 40.73 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 946,277.8 feet and Y = 7,176,306.8 feet.