

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Grayback Hills Drive North Road; County Road Number: tc02185a; State Geographic Information Database (SGID) Road Identification Number: RD230029. Total road length is 6.43 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 20th day of June, 2008.

By the Governor's Designee



John Harja

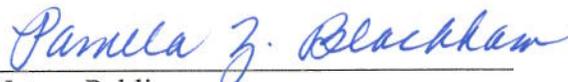
CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

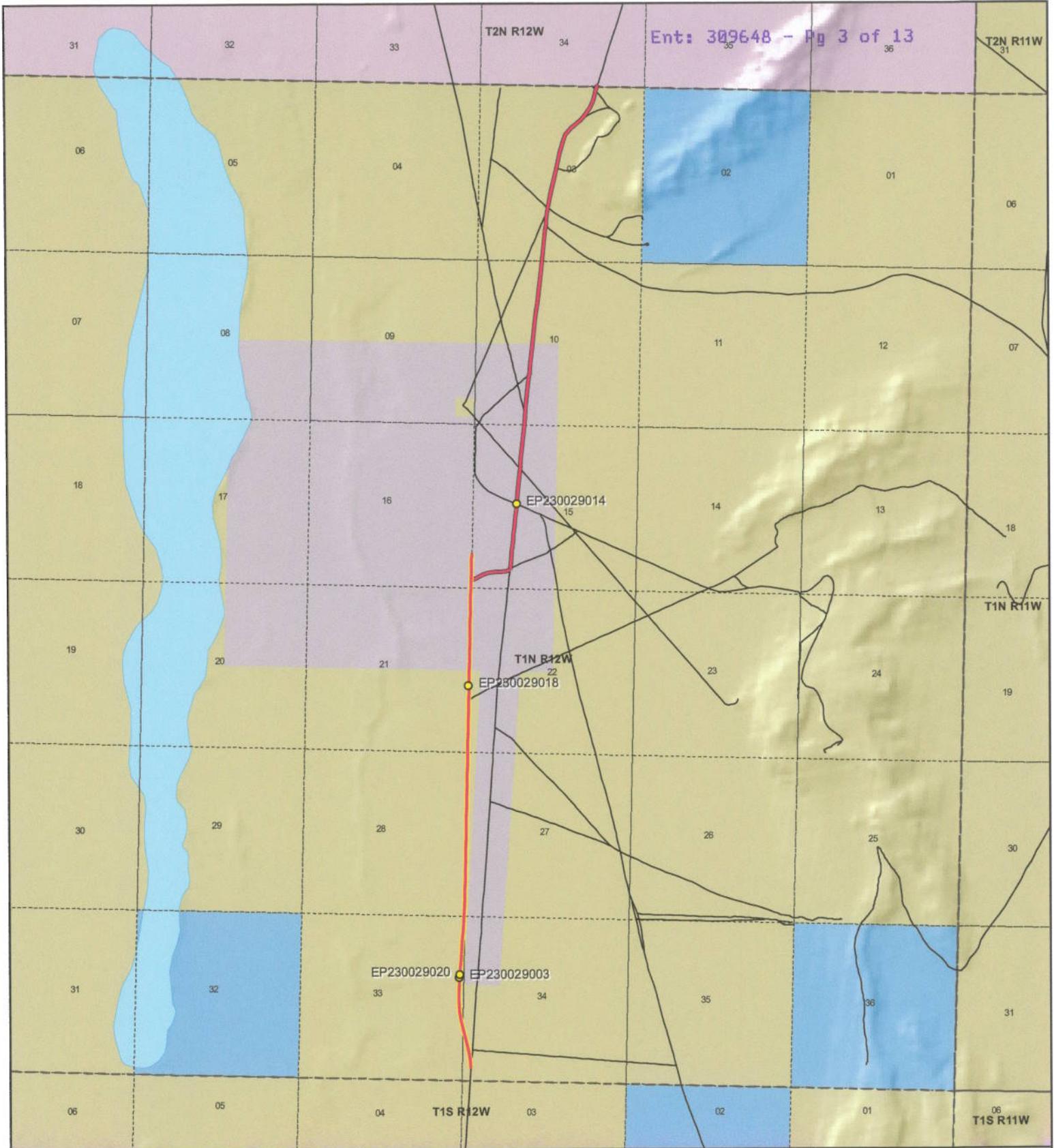
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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

Dated this 20th day of June, 2008.





Notary Public



Grayback Hills Drive North Road - Tooele County
SGID RD_ID RD230029

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

- | | |
|--|---|
| | Grayback Hills Drive North Road |
| | Title V: Issued Or Under Consideration By BLM Or County |
| | Other Roads |
| | Photo Event Point |
| | Section = 1 Mile |

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Jun 17, 2008



1:50,210

1 inch equals 0.8 miles





EP230029003



EP230029014



EP230029018



EP230029020

EP000000000

EP000000000

Grayback Hills Drive North Road - Tooele County
SGID RD_ID RD230029

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: Grayback Hills Drive North Road

County: Tooele

County Road Number: tc02185a

State Geographic Information Database (SGID) Road Identification Number: RD230029.

Total Road Length: 6.43 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 46 minutes 08.33 seconds North Latitude and -113 degrees 11 minutes 57.02 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,169,767.4 feet and Y = 7,453,328.6 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 51 minutes 21.27 seconds North Latitude and -113 degrees 11 minutes 012.5 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,173,789.9 feet and Y = 7,484,930.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 1 North Range 12 West, Section(s) 3,10,15,16,21,28,33,34, Salt Lake Base & Meridian

Township 2 North Range 12 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: Grayback Hills Drive North Road

County: Tooele

County Road Number: tc02185a

State Geographic Information Database (SGID) Road Identification Number: RD230029.

Total Road Length: 6.43 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
RD230029	001	BLM	2.43 Miles	A
RD230029	002	PVT	0.55 Miles	(not shown)
RD230029	003	PVT	0.16 Miles	(not shown)
RD230029	004	PVT	1.63 Miles	(not shown)
RD230029	005	BLM	1.65 Miles	B
RD230029	006	MIL	0.01 Miles	(not shown)
		Total Road Length	6.43	_____

* 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 LEE F. NIX
GRAYBACK HILLS DRIVE NORTH ROAD
TOOELE COUNTY, UTAH
ROAD NUMBER tc02185a

State of Utah)
 : ss.
County of Tooele)

LEE F. NIX, 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 Tooele, Tooele County, Utah. I was born and raised in Tooele County and have lived here all of my life for 80 years. I have ranched, rock hounded, hunted and trapped extensively throughout Tooele County.

2. I have traveled and am familiar with a road in Tooele County known as Grayback Hills Drive North 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 1998 when I last observed it. Attached is a Tooele County map showing Grayback Hills Drive North 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 1950s and continuing through 1998. During this time period I have observed travel on the road by means of pickup trucks and cars. During this time period, the road was used at least daily for more than ten continuous years prior to 1976 and was so used in 1998.

5. During the time period from the early 1950s to 1998, I have used the road myself for rock hounding, employment access and travel in and through the area.

6. During the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in previous paragraph, plus livestock operations and commerce.

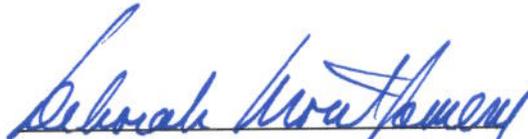
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1940s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

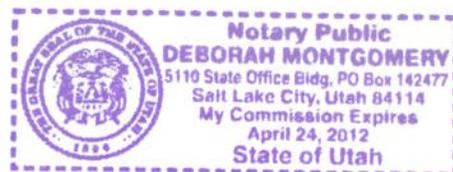
8. Prior to 1976, I have observed the graded surface of the road.

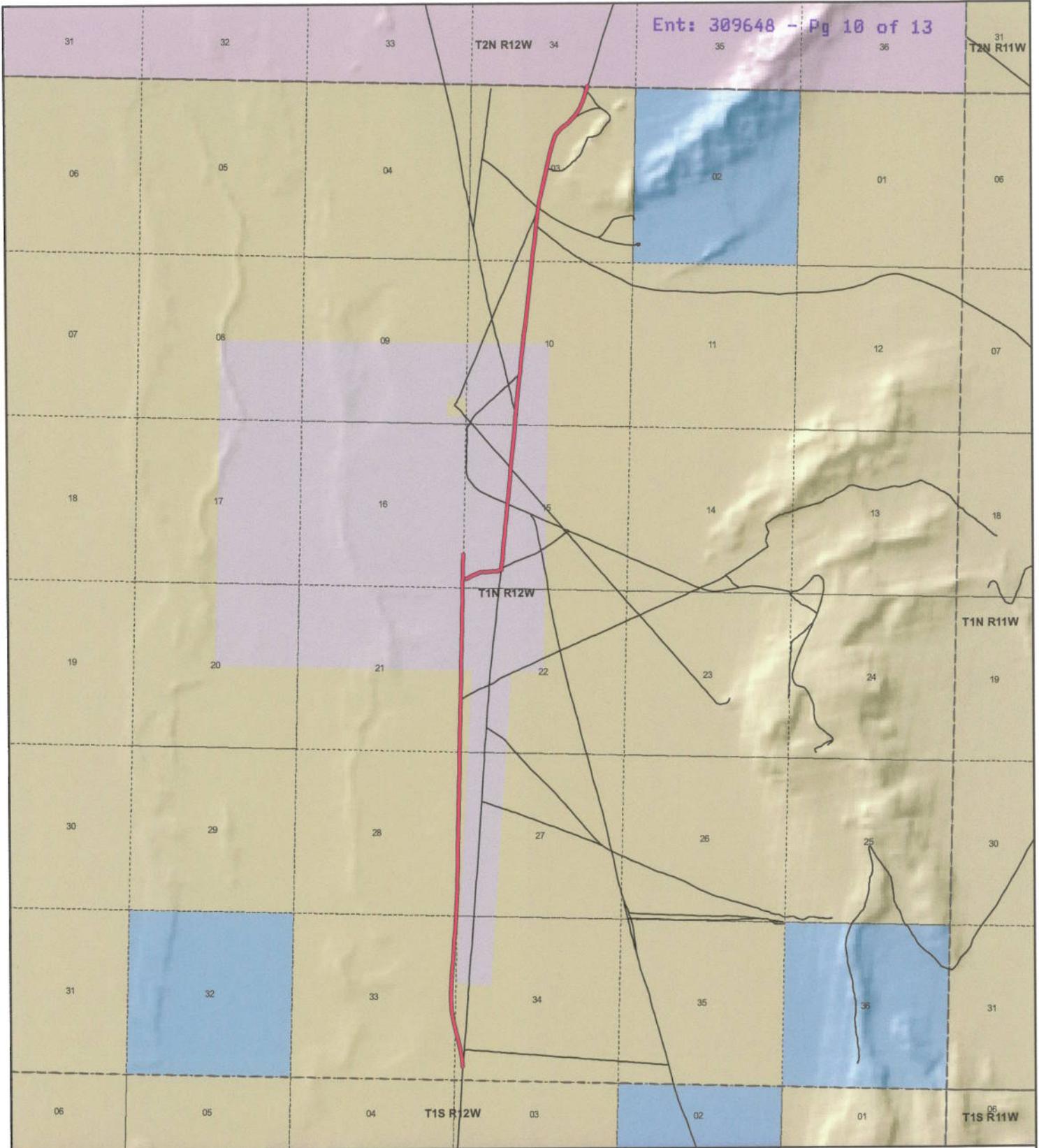
DATED this 6 day of June, 2008.


LEE F. NIX

SUBSCRIBED AND SWORN to before me this 6 day of June, 2008.


NOTARY PUBLIC





Tooele County
Grayback Hills Drive North Road
County Unique -tc02185a

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- Wildlife Reserve
- Military
- Tribal
- Wilderness
- State Park

Transportation Network

- Grayback Hills Drive North Road
- State / U.S. Highway
- Local Roads

Misc

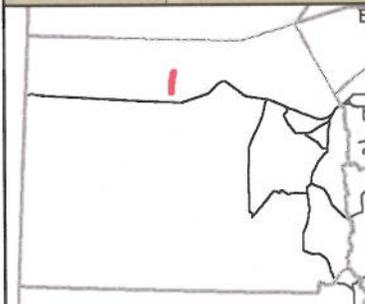
- City / Town
- Municipalities
- Section = 1 Mile



1:49,432
 1 inch equals 0.8 miles



Map prepared by the State of Utah
 AGRC
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Apr 21, 2008



AFFIDAVIT OF JAMES S. MCKENDRICK
GRAYBACK HILLS DRIVE NORTH ROAD
TOOELE COUNTY, UTAH
ROAD NUMBER tc02184

State of Utah)
 : ss.
County of Tooele)

JAMES S. MCKENDRICK, 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 Tooele, Tooele County, Utah. I have lived in Tooele County for most of the past 76 years. I was employed by the Tooele County Road Department from 1963 to 1993.

2. I have traveled and am familiar with a road in Tooele County known as Grayback Hills Drive North 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 the early 1990s when I last observed it. Attached is a Tooele County map showing Grayback Hills Drive North 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. 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 the early 1990s. Throughout this time period I observed travel on the road by means of livestock trucks and pickup trucks. During this time period, the road was used weekly, for more than ten continuous years prior to 1976 and was so used in the early 1990s.

5. Throughout the time period from the early 1960s to the early 1990s, I have used the road myself for county road maintenance and travel through the area.

6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus livestock operations, government access and hunting.

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 1960s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

DATED this 6 day of June, 2008.

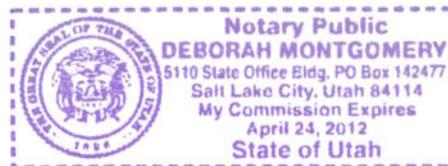


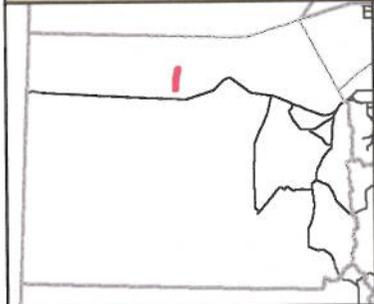
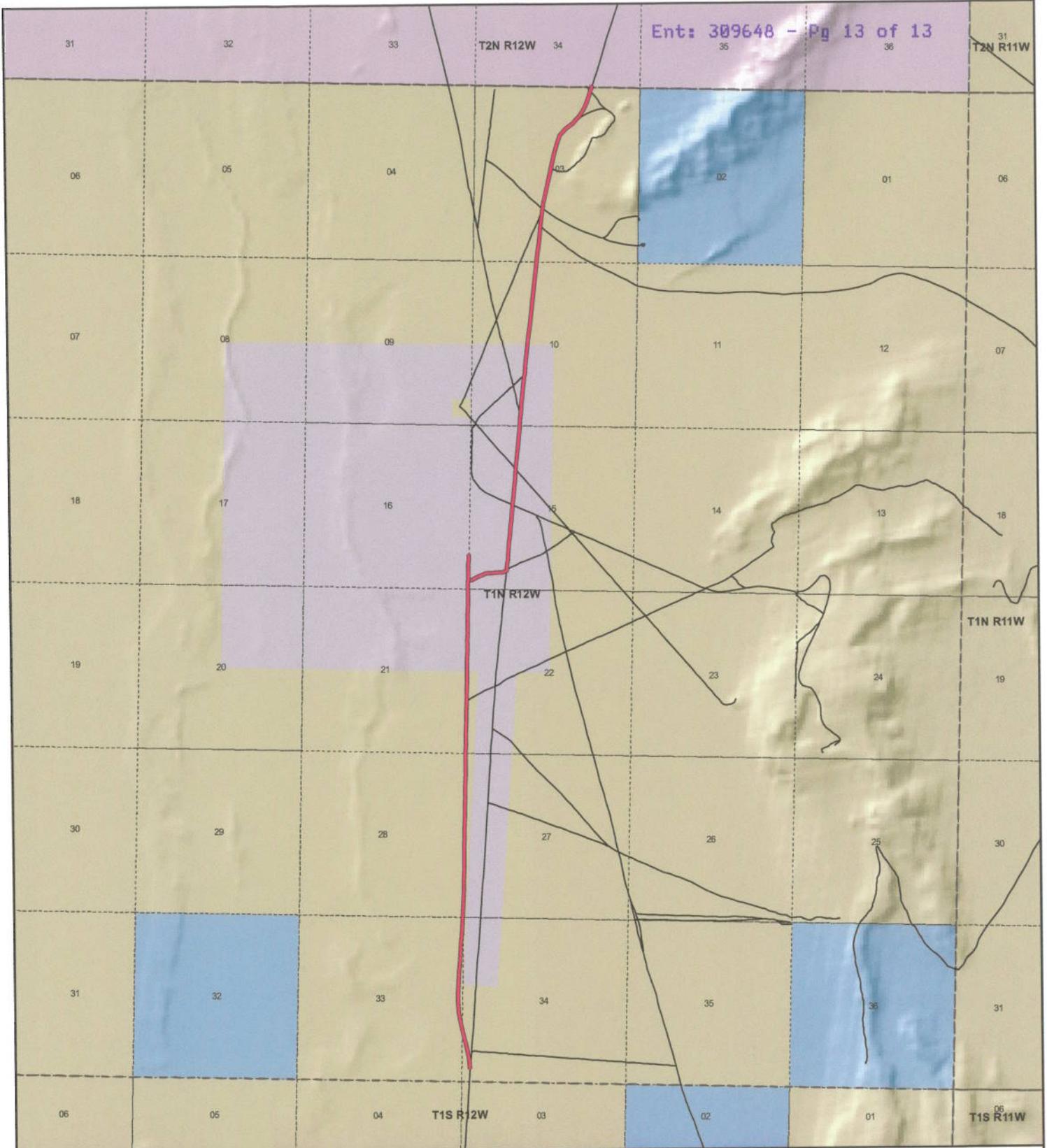
JAMES S. MCKENDRICK

SUBSCRIBED AND SWORN to before me this 6 day of June, 2008.



NOTARY PUBLIC





Tooele County
Grayback Hills Drive North Road
County Unique -tc02185a

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- Wildlife Reserve
- Military
- Tribal
- Wilderness
- State Park

Transportation Network

- Grayback Hills Drive North Road
- State / U.S. Highway
- Local Roads

Misc

- City / Town
- Municipalities
- Section = 1 Mile



1:49,432
 1 inch equals 0.8 miles



Map prepared by the State of Utah
 AGRC
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Apr 21, 2008



Appendix A to Attachment 4

Popular Name: Grayback Hills Drive North Road

County: Tooele

County Road Number: tc02185a

State Geographic Information Database (SGID) Road Identification Number: RD230029.

Road-Segment Number: 001

Road-Segment Length: 2.43 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 1 North Range 12 West, Section(s) 21,28,33,34, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Grayback Hills Drive North Road)-- 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 46 minutes 08.33 seconds North Latitude and -113 degrees 11 minutes 57.02 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,169,767.4 feet and Y = 7,453,328.6 feet; thence the following courses along the said road center line:

thence North 05 Degrees 02 Minutes 38 Seconds West 276.5 feet
thence North 10 Degrees 30 Minutes 34 Seconds West 305 feet
thence North 12 Degrees 04 Minutes 03 Seconds West 315 feet
thence North 14 Degrees 28 Minutes 23 Seconds West 307.9 feet
thence North 13 Degrees 42 Minutes 43 Seconds West 109.9 feet
thence North 13 Degrees 43 Minutes 03 Seconds West 203.8 feet
thence North 10 Degrees 32 Minutes 46 Seconds West 315 feet
thence North 05 Degrees 39 Minutes 11 Seconds West 322.9 feet
thence North 00 Degrees 40 Minutes 58 Seconds East 328.1 feet
thence North 03 Degrees 15 Minutes 45 Seconds East 338.6 feet
thence North 03 Degrees 33 Minutes 25 Seconds East 342 feet

thence North 04 Degrees 29 Minutes 33 Seconds East 322.7 feet
 thence North 03 Degrees 43 Minutes 13 Seconds East 319 feet
 thence North 03 Degrees 41 Minutes 46 Seconds East 325.6 feet
 thence North 03 Degrees 45 Minutes 29 Seconds East 320.7 feet
 thence North 03 Degrees 40 Minutes 32 Seconds East 327.3 feet
 thence North 03 Degrees 15 Minutes 49 Seconds East 131.2 feet
 thence North 03 Degrees 15 Minutes 24 Seconds East 202.4 feet
 thence North 02 Degrees 30 Minutes 50 Seconds East 335.1 feet
 thence North 01 Degrees 51 Minutes 38 Seconds East 323.4 feet
 thence North 00 Degrees 40 Minutes 57 Seconds East 328.1 feet
 thence North 01 Degrees 26 Minutes 54 Seconds East 334.8 feet
 thence North 00 Degrees 45 Minutes 30 Seconds East 339.6 feet
 thence North 01 Degrees 04 Minutes 35 Seconds East 343 feet
 thence North 01 Degrees 06 Minutes 15 Seconds East 336.4 feet
 thence North 01 Degrees 06 Minutes 41 Seconds East 334.8 feet
 thence North 01 Degrees 02 Minutes 06 Seconds East 339.7 feet
 thence North 00 Degrees 46 Minutes 28 Seconds East 334.7 feet
 thence North 01 Degrees 02 Minutes 29 Seconds East 338 feet
 thence North 00 Degrees 45 Minutes 10 Seconds East 341.3 feet
 thence North 01 Degrees 26 Minutes 03 Seconds East 347.9 feet
 thence North 00 Degrees 44 Minutes 14 Seconds East 346.2 feet
 thence North 01 Degrees 04 Minutes 59 Seconds East 341.3 feet
 thence North 01 Degrees 09 Minutes 30 Seconds East 3.7 feet
 thence North 01 Degrees 04 Minutes 31 Seconds East 339.2 feet
 thence North 00 Degrees 44 Minutes 51 Seconds East 342.9 feet
 thence North 01 Degrees 07 Minutes 32 Seconds East 331.5 feet
 thence North 01 Degrees 02 Minutes 48 Seconds East 323.3 feet
 thence North 01 Degrees 08 Minutes 06 Seconds East 316.7 feet
 thence North 00 Degrees 24 Minutes 53 Seconds East 24.6 feet
 thence North 01 Degrees 07 Minutes 23 Seconds East 293.7 feet
 thence North 01 Degrees 28 Minutes 53 Seconds East 318.4 feet
 thence North 00 Degrees 42 Minutes 11 Seconds East 321.6 feet
 thence North 01 Degrees 05 Minutes 52 Seconds East 28.6 feet more or less to **the ending**

point at: 40 degrees 48 minutes 14.53 seconds North Latitude and -113 degrees 12 minutes 01.01 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,169,703.9 feet and Y = 7,466,104.9 feet.

Appendix B to Attachment 4

Popular Name: Grayback Hills Drive North Road

County: Tooele

County Road Number: tc02185a

State Geographic Information Database (SGID) Road Identification Number: RD230029.

Road-Segment Number: 005

Road-Segment Length: 1.65 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 1 North Range 12 West, Section(s) 3,10, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Grayback Hills Drive North Road)-- Segment 005 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 49 minutes 058.8 seconds North Latitude and -113 degrees 11 minutes 37.58 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,171,705.3 feet and Y = 7,476,621.6 feet; thence the following courses along the said road center line:

thence North 06 Degrees 04 Minutes 43 Seconds East	291 feet
thence North 06 Degrees 22 Minutes 22 Seconds East	341.9 feet
thence North 06 Degrees 20 Minutes 34 Seconds East	323.7 feet
thence North 06 Degrees 32 Minutes 57 Seconds East	330.5 feet
thence North 06 Degrees 17 Minutes 59 Seconds East	328.7 feet
thence North 06 Degrees 23 Minutes 14 Seconds East	318.8 feet
thence North 06 Degrees 19 Minutes 08 Seconds East	322.1 feet
thence North 06 Degrees 04 Minutes 32 Seconds East	340.1 feet
thence North 06 Degrees 03 Minutes 03 Seconds East	58 feet
thence North 06 Degrees 02 Minutes 08 Seconds East	287 feet
thence North 06 Degrees 35 Minutes 19 Seconds East	350.3 feet

thence North 06 Degrees 10 Minutes 38 Seconds East 355 feet
 thence North 06 Degrees 36 Minutes 10 Seconds East 203.3 feet
 thence North 06 Degrees 42 Minutes 02 Seconds East 125.6 feet
 thence North 07 Degrees 22 Minutes 25 Seconds East 288.1 feet
 thence North 09 Degrees 02 Minutes 32 Seconds East 44.2 feet
 thence North 08 Degrees 59 Minutes 41 Seconds East 71.1 feet
 thence North 08 Degrees 33 Minutes 53 Seconds East 1.7 feet
 thence North 08 Degrees 40 Minutes 51 Seconds East 150.5 feet
 thence North 11 Degrees 34 Minutes 14 Seconds East 301.8 feet
 thence North 13 Degrees 03 Minutes 20 Seconds East 325.5 feet
 thence North 12 Degrees 23 Minutes 56 Seconds East 333 feet
 thence North 13 Degrees 13 Minutes 52 Seconds East 170.5 feet
 thence North 12 Degrees 06 Minutes 33 Seconds East 176.4 feet
 thence North 12 Degrees 27 Minutes 49 Seconds East 343.2 feet
 thence North 13 Degrees 23 Minutes 31 Seconds East 325.9 feet
 thence North 20 Degrees 51 Minutes 25 Seconds East 293.9 feet
 thence North 41 Degrees 36 Minutes 45 Seconds East 289 feet
 thence North 50 Degrees 51 Minutes 07 Seconds East 298.5 feet
 thence North 42 Degrees 53 Minutes 51 Seconds East 98.6 feet
 thence North 43 Degrees 09 Minutes 56 Seconds East 179.2 feet
 thence North 34 Degrees 15 Minutes 09 Seconds East 297 feet
 thence North 23 Degrees 07 Minutes 46 Seconds East 280.8 feet
 thence North 16 Degrees 23 Minutes 20 Seconds East 224.4 feet
 thence North 15 Degrees 12 Minutes 57 Seconds East 95.4 feet
 thence North 15 Degrees 34 Minutes 01 Seconds East 92.1 feet
 thence North 16 Degrees 48 Minutes 34 Seconds East 38.7 feet more or less to **the ending**

point at: 40 degrees 51 minutes 20.68 seconds North Latitude and -113 degrees 11 minutes 12.72 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,173,771.8 feet and Y = 7,484,870.9 feet.