

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Horseshoe Springs Road; County Road Number: tc02736; State Geographic Information Database (SGID) Road Identification Number: RD230090. Total road length is 0.21 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

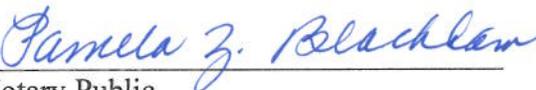
CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

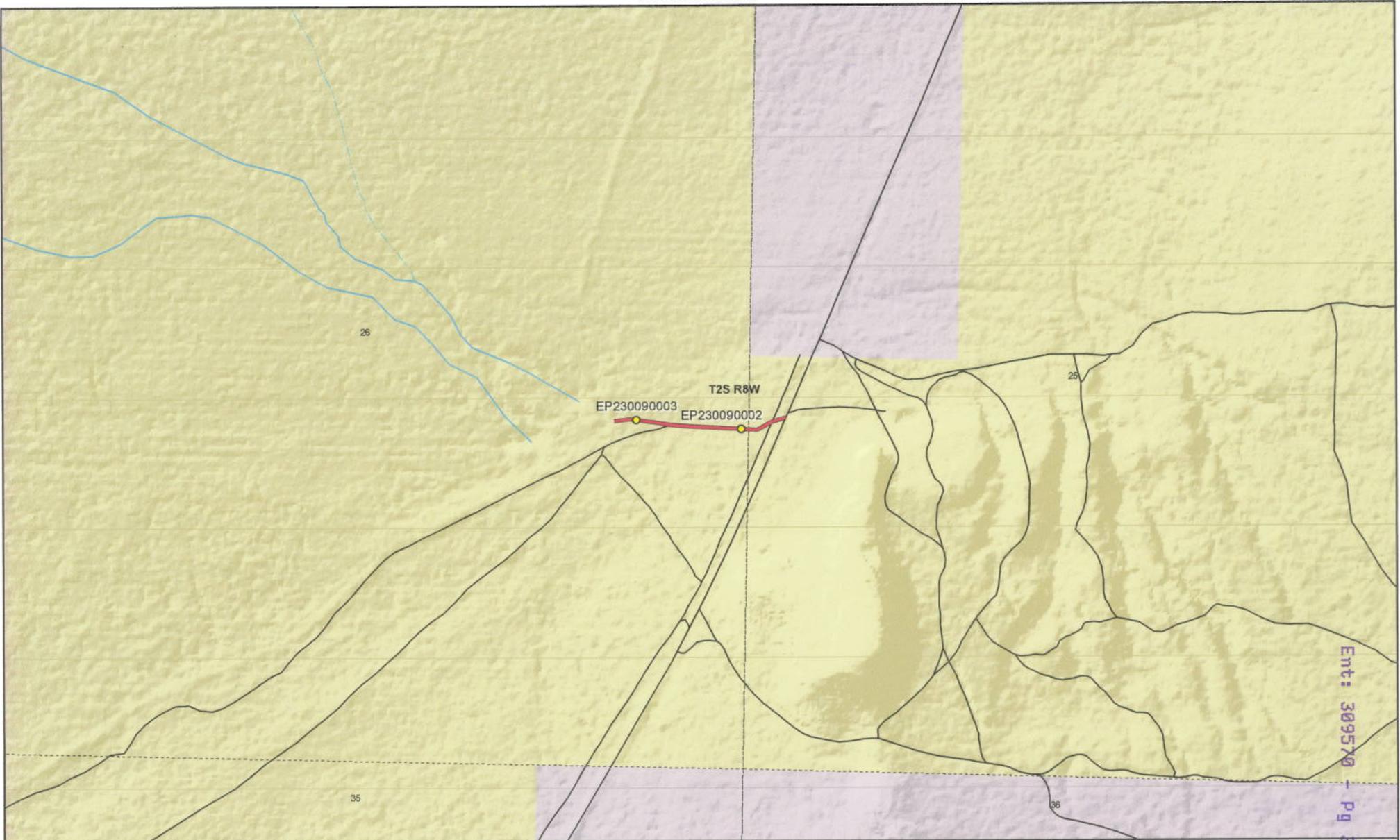
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to 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



Ent: 309570 - Pg 8 of 13

Horseshoe Springs Road - Tooele County
SGID RD_ID RD230090

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
- ◆ DOD, Military
- ◆ State Sovereign Land
- ◆ National Recreation Area
- ◆ USFWS, Natl. Wildlife Refuge

Transportation Network

- Horseshoe Springs Road
- Other Roads
- Title V, Issued Or Under Consideration By BLM Or County
- Photo Event Point
- Section = 1 Mile



1:10,146
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





EP230090002



EP230090003

EP000000000

EP000000000

EP000000000

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Horseshoe Springs Road - Tooele County
SGID RD_ID RD230090

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: Horseshoe Springs Road

County: Tooele

County Road Number: tc02736

State Geographic Information Database (SGID) Road Identification Number: RD230090.

Total Road Length: 0.21 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 36 minutes 50.07 seconds North Latitude and -112 degrees 42 minutes 029.1 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,305,019.7 feet and Y = 7,394,624.6 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 36 minutes 50.47 seconds North Latitude and -112 degrees 42 minutes 14.93 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,306,113.2 feet and Y = 7,394,650.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 2 South Range 8 West, Section(s) 25,26, 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: Horseshoe Springs Road

County: Tooele

County Road Number: tc02736

State Geographic Information Database (SGID) Road Identification Number: RD230090.

Total Road Length: 0.21 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 |
|--|---------------------------------|--|---|----------------------------------|
| RD230090 | 001 | BLM | 0.21 Miles | A |
| | | Total Road Length | 0.21 | _____ |

* 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 BRUCE H. SOELBERG

HORSESHOE SPRINGS ROAD

COUNTY ROAD NUMBER tc02736

TOOELE COUNTY, UTAH

State of Utah)
 : ss.
County of Tooele)

BRUCE H. SOELBERG, 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 69 years.

2. I have traveled and am familiar with a road in Tooele County known as Horseshoe Springs Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1960s it followed the same route as in 2008 when I last observed it. Attached is a Tooele County map showing Horseshoe Springs 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 late 1960s and continuing through 1976 to 2008. Throughout this time period I have observed travel on the road by various means, including pickups, cars, ATVs, construction vehicles, motorcycles, 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 2008.

4. Throughout the time period from the late 1960s to 2008, I have used the road myself for sight seeing, rock hounding and travel in and through the area.

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 livestock operations, hunting and mining 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 early 1930s.

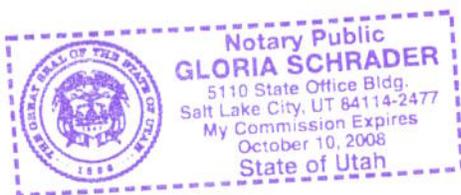
7. Prior to 1976, I observed a grader performing maintenance and construction activities on the road.

Dated this 1 day of May, 2008.



BRUCE H. SOELBERG

SUBSCRIBED AND SWORN to before me this 1st day of May, 2008.





NOTARY PUBLIC



Ent: 309570 - Pg 10 of 13

Tooele County
Horseshoe Springs Road
County Unique - tc02736

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Park

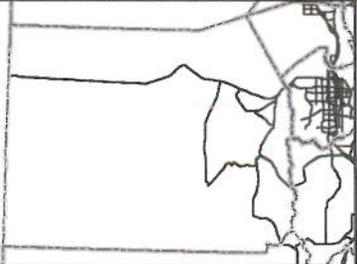
- ◆ Wildlife Reserve
- ◆ Military
- ◆ Wilderness
- ◆ Tribal

Misc

- City / Town
- Municipalities
- Section = 1 Mile

Transportation Network

- Horseshoe Springs Road
- State / U.S. Highway
- Local Roads



1:9,671
 1 inch equals 0.2 miles



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



AFFIDAVIT OF DOUGLAS F. ANDERSON

HORSESHOE SPRINGS ROAD

COUNTY ROAD NUMBER tc02736

TOOELE COUNTY, UTAH

State of Utah)
 : ss.
County of Tooele)

DOUGLAS F. ANDERSON, 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 was born and raised in Granstville, Tooele County, Utah and resided there from 1934 to 1952. I have resided in Salt Lake County for the past 48 years. My parents resided in Tooele County from the early 1900s to the early 1990s.

2. I have traveled and am familiar with a road in Tooele County known as Horseshoe Springs Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1940s it followed the same route as in 2008 when I last observed it. Attached is a Tooele County map showing Horseshoe Springs 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 late 1940s and continuing through 1976 to 2008. Throughout this time period I have observed travel on the road by

various means, including cars, pickups, motorcycles, 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 2008.

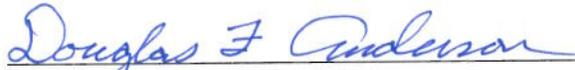
4. Throughout the time period from the late 1940s to 2008, I have used the road myself for hunting access and travel in and through the area.

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 fishing.

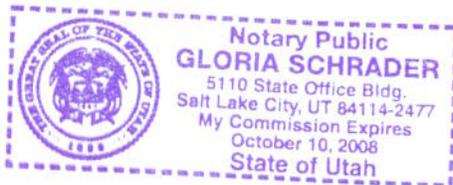
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s.

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

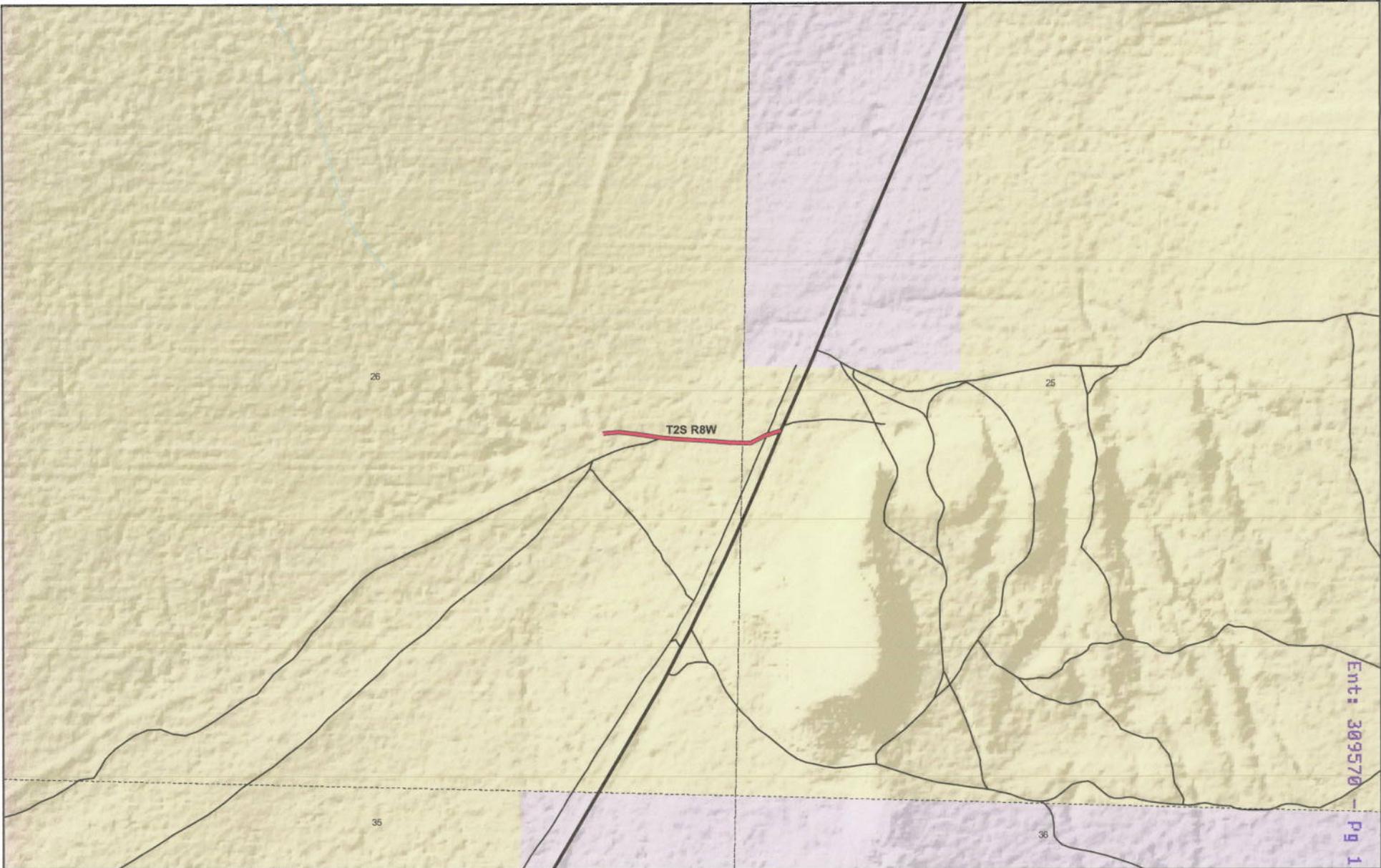
Dated this 15th day of May, 2008.


DOUGLAS F. ANDERSON

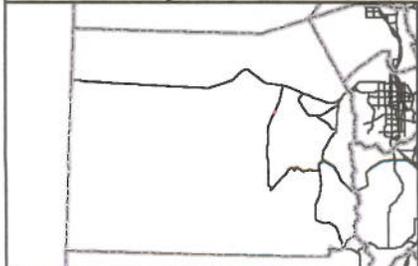
SUBSCRIBED AND SWORN to before me this 15th day of May, 2008.




NOTARY PUBLIC



Ent: 309570 - Pg 13 of 13



Tooele County
Horseshoe Springs Road
County Unique - tc02736

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Park

- ◆ Wildlife Reserve
- ◆ Military
- ◆ Wilderness
- ◆ Tribal

Misc

- City / Town
- ⊞ Municipalities
- ⊞ Section = 1 Mile

Transportation Network

- Horseshoe Springs Road
- State / U.S. Highway
- Local Roads



1:9,671
 1 inch equals 0.2 miles



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



Appendix A to Attachment 4

Popular Name: Horseshoe Springs Road

County: Tooele

County Road Number: tc02736

State Geographic Information Database (SGID) Road Identification Number: RD230090.

Road-Segment Number: 001

Road-Segment Length: 0.21 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 2 South Range 8 West, Section(s) 25,26, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Horseshoe Springs 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 36 minutes 50.07 seconds North Latitude and -112 degrees 42 minutes 029.1 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,305,019.7 feet and Y = 7,394,624.6 feet; thence the following courses along the said road center line:

| | |
|--|------------|
| thence North 72 Degrees 48 Minutes 12 Seconds East | 11.3 feet |
| thence North 83 Degrees 03 Minutes 16 Seconds East | 85.6 feet |
| thence South 83 Degrees 27 Minutes 32 Seconds East | 123.3 feet |
| thence South 82 Degrees 08 Minutes 13 Seconds East | 149.5 feet |
| thence South 85 Degrees 07 Minutes 12 Seconds East | 144.3 feet |
| thence South 87 Degrees 28 Minutes 32 Seconds East | 131.4 feet |
| thence South 86 Degrees 06 Minutes 43 Seconds East | 133.6 feet |
| thence South 88 Degrees 13 Minutes 35 Seconds East | 81.9 feet |
| thence South 88 Degrees 13 Minutes 45 Seconds East | 51.7 feet |
| thence North 63 Degrees 01 Minutes 16 Seconds East | 111.2 feet |
| thence North 63 Degrees 05 Minutes 48 Seconds East | 5.9 feet |

thence North 72 Degrees 46 Minutes 16 Seconds East 84.7 feet more or less to **the ending point at:** 40 degrees 36 minutes 50.47 seconds North Latitude and -112 degrees 42 minutes 14.93 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,306,113.2 feet and Y = 7,394,650.8 feet.