

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 OHV Road; County Road Number: tc20346; State Geographic Information Database (SGID) Road Identification Number: RD230126. Total road length is 0.32 miles more or less.

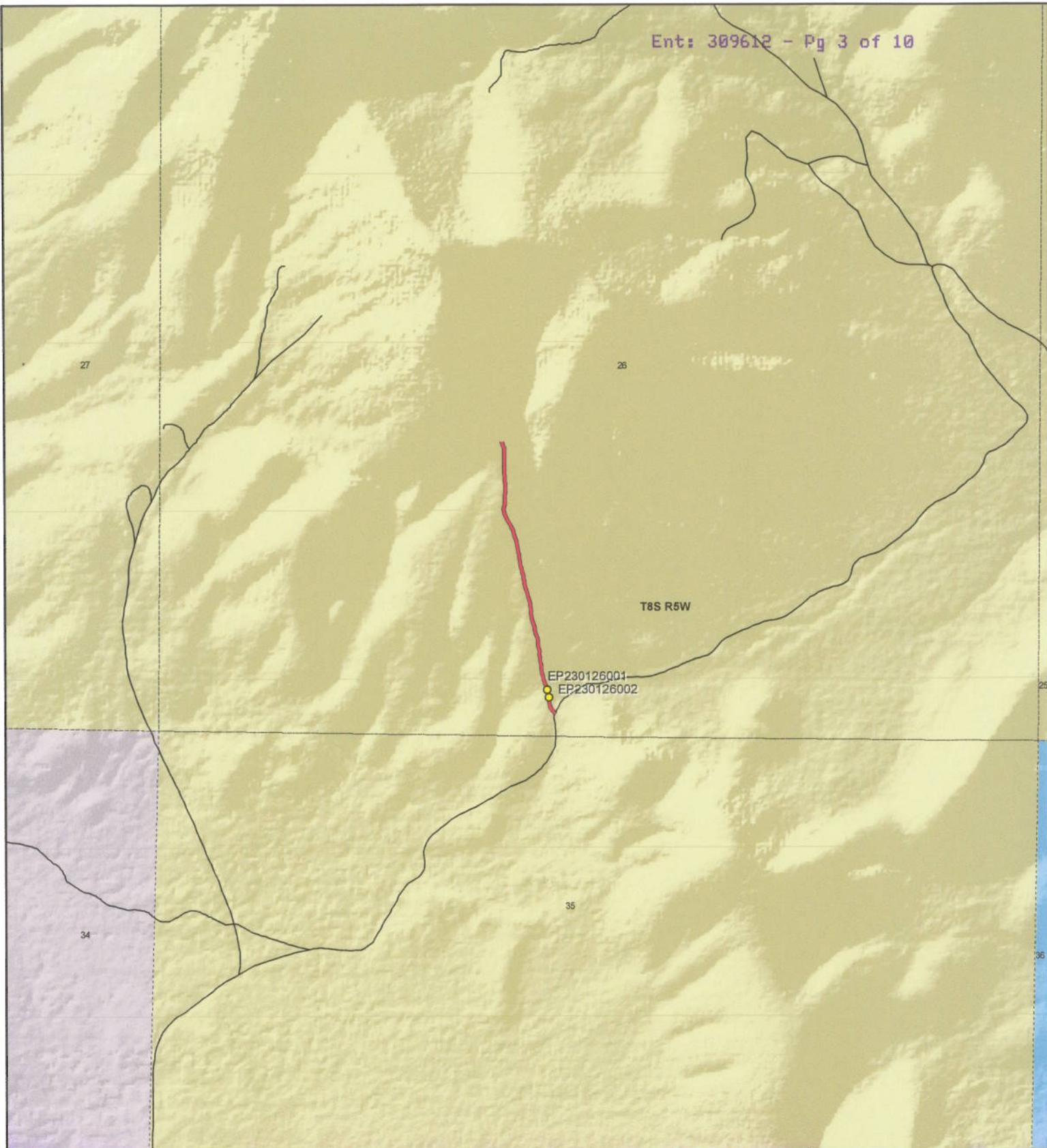
The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a)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



OHV Road - Tooele County
SGID RD_ID RD230126

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

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



1:9,405

1 inch equals 0.1 miles



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



Attachment 2

Ent: 309612 - Pg 4 of 10



EP230126001



EP230126002

EP000000000

EP000000000

EP000000000

EP000000000

***OHV Road - Tooele County
SGID RD_ID RD230126***

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: OHV Road

County: Tooele

County Road Number: tc20346

State Geographic Information Database (SGID) Road Identification Number: RD230126.

Total Road Length: 0.32 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 05 minutes 08.27 seconds North Latitude and -112 degrees 22 minutes 28.76 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,395,703.0 feet and Y = 7,201,111.0 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 05 minutes 24.38 seconds North Latitude and -112 degrees 22 minutes 33.24 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,395,371.2 feet and Y = 7,202,744.9 feet based on the US Survey Foot conversion.

This road may traverse:

Township 8 South Range 5 West, Section(s) 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: OHV Road

County: Tooele

County Road Number: tc20346

State Geographic Information Database (SGID) Road Identification Number: RD230126.

Total Road Length: 0.32 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
RD230126	001	BLM	0.32 Miles	A
		Total Road Length	0.32	_____

* 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 JAMES S. MCKENDRICK

OHV ROAD

TOOELE COUNTY, UTAH

ROAD NUMBER tc020346

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 OHV 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 OHV 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.

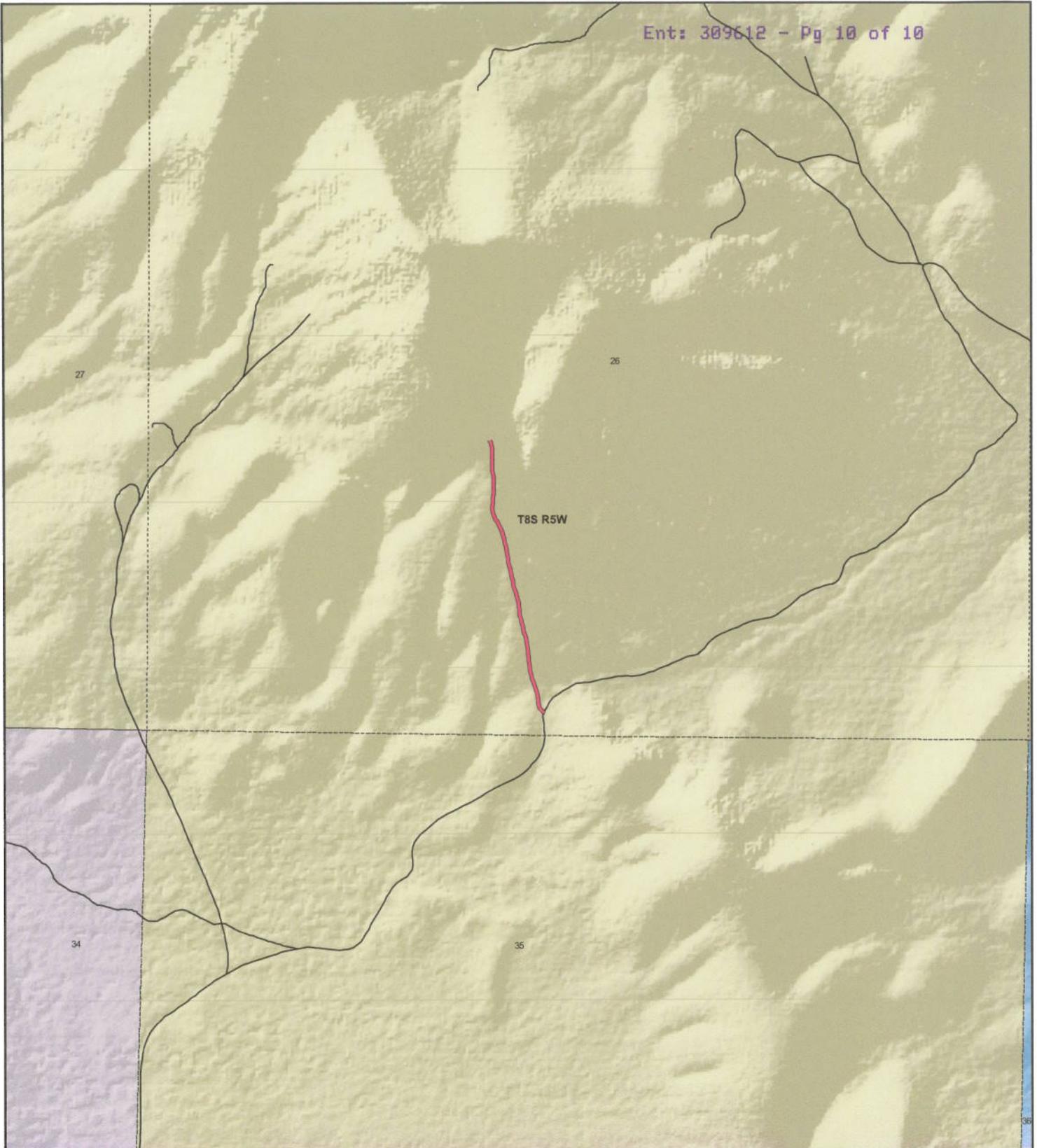
DATED this 6 day of June, 2008.


JAMES S. MCKENDRICK

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


NOTARY PUBLIC





**Tooele County
OHV Road
County Unique - tc20346**

Land Ownership Categories

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

Transportation Network

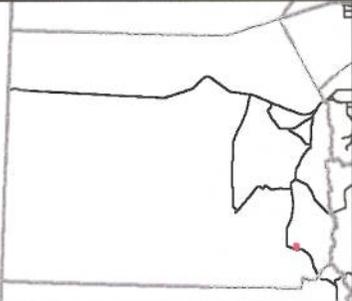
- OHV Road
- State / U.S. Highway
- Local Roads

Misc

- City / Town
- Municipalities
- Section = 1 Mile



1:9,258
1 inch equals 0.1 miles



Map prepared by the State of Utah
AGRC
Room 5130 State Office Building
Salt Lake City, Utah 84114
Jun 6, 2008



Appendix A to Attachment 4

Popular Name: OHV Road

County: Tooele

County Road Number: tc20346

State Geographic Information Database (SGID) Road Identification Number: RD230126.

Road-Segment Number: 001

Road-Segment Length: 0.32 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 8 South Range 5 West, Section(s) 26, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (OHV 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 05 minutes 08.27 seconds North Latitude and -112 degrees 22 minutes 28.76 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,395,703.0 feet and Y = 7,201,111.0 feet; thence the following courses along the said road center line:

thence North 38 Degrees 11 Minutes 59 Seconds West 37.4 feet
thence North 32 Degrees 40 Minutes 20 Seconds West 11.7 feet
thence North 10 Degrees 03 Minutes 09 Seconds West 11.7 feet
thence North 14 Degrees 53 Minutes 57 Seconds West 17 feet
thence North 00 Degrees 49 Minutes 14 Seconds East 16.4 feet
thence North 11 Degrees 38 Minutes 05 Seconds West 20.1 feet
thence North 12 Degrees 37 Minutes 58 Seconds West 18.5 feet
thence North 10 Degrees 47 Minutes 05 Seconds West 21.7 feet
thence North 22 Degrees 56 Minutes 41 Seconds West 21.3 feet
thence North 21 Degrees 21 Minutes 45 Seconds West 22.9 feet
thence North 18 Degrees 45 Minutes 35 Seconds West 25.9 feet
thence North 11 Degrees 38 Minutes 05 Seconds West 20.1 feet

thence North 17 Degrees 53 Minutes 46 Seconds West 20.7 feet
thence North 11 Degrees 38 Minutes 05 Seconds West 20.1 feet
thence North 00 Degrees 33 Minutes 23 Seconds East 21.3 feet
thence North 15 Degrees 15 Minutes 23 Seconds West 15.3 feet
thence North 06 Degrees 33 Minutes 03 Seconds West 18.2 feet
thence North 07 Degrees 10 Minutes 04 Seconds West 16.5 feet
thence North 11 Degrees 38 Minutes 05 Seconds West 20.1 feet
thence North 00 Degrees 37 Minutes 47 Seconds East 19.7 feet
thence North 11 Degrees 38 Minutes 05 Seconds West 20.1 feet
thence North 10 Degrees 03 Minutes 09 Seconds West 23.3 feet
thence North 05 Degrees 05 Minutes 19 Seconds West 19.8 feet
thence North 11 Degrees 38 Minutes 05 Seconds West 20.1 feet
thence North 23 Degrees 45 Minutes 13 Seconds West 21.5 feet
thence North 17 Degrees 01 Minutes 27 Seconds West 20.6 feet
thence North 04 Degrees 24 Minutes 38 Seconds West 23 feet
thence North 22 Degrees 07 Minutes 35 Seconds West 23 feet
thence North 12 Degrees 37 Minutes 58 Seconds West 18.5 feet
thence North 11 Degrees 38 Minutes 05 Seconds West 20.1 feet
thence North 11 Degrees 38 Minutes 05 Seconds West 20.1 feet
thence North 04 Degrees 24 Minutes 38 Seconds West 23 feet
thence North 10 Degrees 47 Minutes 05 Seconds West 21.7 feet
thence North 00 Degrees 19 Minutes 30 Seconds West 18 feet
thence North 17 Degrees 01 Minutes 27 Seconds West 20.6 feet
thence North 14 Degrees 44 Minutes 44 Seconds West 23.7 feet
thence North 13 Degrees 37 Minutes 24 Seconds West 18.5 feet
thence North 20 Degrees 07 Minutes 26 Seconds West 17.4 feet
thence North 19 Degrees 22 Minutes 57 Seconds West 19.1 feet
thence North 12 Degrees 37 Minutes 59 Seconds West 18.5 feet
thence North 07 Degrees 10 Minutes 04 Seconds West 16.5 feet
thence North 17 Degrees 53 Minutes 46 Seconds West 20.7 feet
thence North 05 Degrees 31 Minutes 10 Seconds West 18.1 feet
thence North 19 Degrees 22 Minutes 57 Seconds West 19.1 feet
thence North 06 Degrees 02 Minutes 08 Seconds West 19.8 feet
thence North 17 Degrees 01 Minutes 27 Seconds West 20.6 feet
thence North 17 Degrees 53 Minutes 46 Seconds West 20.7 feet
thence North 04 Degrees 24 Minutes 38 Seconds West 23 feet
thence North 05 Degrees 05 Minutes 19 Seconds West 19.8 feet
thence North 11 Degrees 38 Minutes 05 Seconds West 21.8 feet
thence North 10 Degrees 03 Minutes 09 Seconds West 23.3 feet
thence North 17 Degrees 01 Minutes 27 Seconds West 20.6 feet
thence North 11 Degrees 38 Minutes 05 Seconds West 20.1 feet
thence North 11 Degrees 38 Minutes 05 Seconds West 20.1 feet
thence North 25 Degrees 37 Minutes 35 Seconds West 20 feet
thence North 06 Degrees 02 Minutes 08 Seconds West 16.5 feet
thence North 23 Degrees 12 Minutes 56 Seconds West 16 feet
thence North 26 Degrees 53 Minutes 24 Seconds West 18.3 feet
thence North 28 Degrees 49 Minutes 14 Seconds West 13.1 feet
thence North 27 Degrees 47 Minutes 58 Seconds West 18.5 feet
thence North 35 Degrees 51 Minutes 45 Seconds West 14.1 feet

thence North 19 Degrees 22 Minutes 57 Seconds West 19.1 feet
thence North 35 Degrees 51 Minutes 45 Seconds West 14.1 feet
thence North 14 Degrees 53 Minutes 57 Seconds West 17 feet
thence North 13 Degrees 49 Minutes 14 Seconds West 16.9 feet
thence North 00 Degrees 42 Minutes 59 Seconds East 18.1 feet
thence North 13 Degrees 57 Minutes 21 Seconds East 18.6 feet
thence North 00 Degrees 37 Minutes 47 Seconds East 19.7 feet
thence North 00 Degrees 37 Minutes 47 Seconds East 19.7 feet
thence North 06 Degrees 55 Minutes 41 Seconds East 18.2 feet
thence North 00 Degrees 29 Minutes 36 Seconds East 23 feet
thence North 00 Degrees 37 Minutes 47 Seconds East 19.7 feet
thence North 00 Degrees 37 Minutes 47 Seconds East 19.7 feet
thence North 05 Degrees 05 Minutes 19 Seconds West 19.8 feet
thence North 00 Degrees 29 Minutes 36 Seconds East 23 feet
thence North 11 Degrees 38 Minutes 06 Seconds West 20.1 feet
thence North 07 Degrees 55 Minutes 10 Seconds West 14.9 feet
thence North 00 Degrees 56 Minutes 52 Seconds East 14.8 feet
thence North 00 Degrees 19 Minutes 30 Seconds West 18 feet
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thence North 25 Degrees 43 Minutes 58 Seconds West 14.5 feet
thence North 10 Degrees 03 Minutes 09 Seconds West 11.7 feet
thence North 22 Degrees 07 Minutes 35 Seconds West 10.6 feet
thence North 31 Degrees 17 Minutes 19 Seconds West 3.8 feet more or less to **the ending point**

at: 40 degrees 05 minutes 24.38 seconds North Latitude and -112 degrees 22 minutes 33.24 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,395,371.2 feet and Y = 7,202,744.9 feet.