

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

Ent: 309646 - Pg 1 of 13
Date: 6/23/2008 3:12 PM
Fee: \$0.00 NO CHARGE
Filed By: MT
CALLEEN B PESHELL, Recorder
Tooele County Corporation
For: STATE OF UTAH GOVERNORS OFFIC
E

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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Frontage Road; County Road Number: tc21352; State Geographic Information Database (SGID) Road Identification Number: RD230161. Total road length is 1.48 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

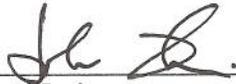
Internet at <http://recorded2477roads.utah.gov>.

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

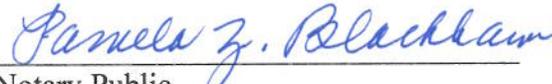
CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

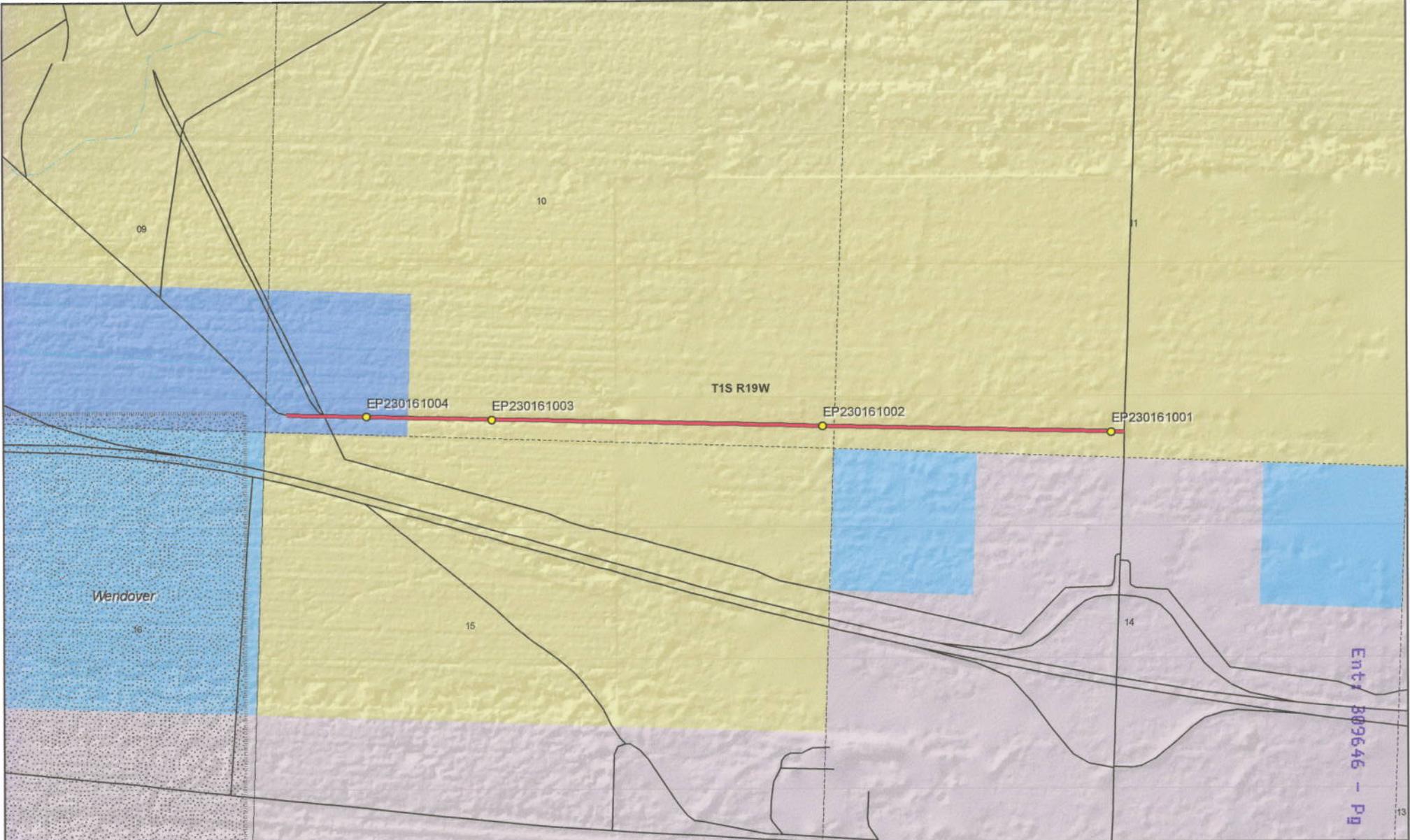
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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



1:14,903
1 inch equals 0.2 miles



Frontage Road - Tooele County
SGID RD_ID RD230161

Land Ownership Categories		Transportation Network	
BLM	Wilderness	Frontage Road	Other Roads
Private	UDWR Wildlife Reserve	Title V: Issued Or Under Consideration By BLM Or County	Photo Event Point
SITLA, State Trust Land	DOD, Military	Section = 1 Mile	
USFS, National Forest	State Sovereign Land		
State Parks and Recreation	National Recreation Area		
Tribal, Indian Reservation	USFWS, Natl. Wildlife Refuge		
NPS, National Park			

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



EP230161001



EP230161002



EP230161003



EP230161004

EP000000000

EP000000000

Frontage Road - Tooele County
SGID RD_ID RD230161

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: Frontage Road

County: Tooele

County Road Number: tc21352

State Geographic Information Database (SGID) Road Identification Number: RD230161.

Total Road Length: 1.48 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 44 minutes 53.57 seconds North Latitude and -113 degrees 59 minutes 54.09 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 948,240.7 feet and Y = 7,450,958.9 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 44 minutes 54.43 seconds North Latitude and -113 degrees 58 minutes 12.88 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 956,029.6 feet and Y = 7,450,830.4 feet based on the US Survey Foot conversion.

This road may traverse:

Township 1 South Range 19 West, Section(s) 10,11, 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: Frontage Road

County: Tooele

County Road Number: tc21352

State Geographic Information Database (SGID) Road Identification Number: RD230161.

Total Road Length: 1.48 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
RD230161	001	ST	0.21 Miles	(not shown)
RD230161	002	BLM	1.26 Miles	A
		Total Road Length	1.48	—————

* 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 GLENN D. WADSWORTH

FRONTAGE ROAD

COUNTY ROAD NUMBER tc21352

TOOELE COUNTY, UTAH

State of Utah)
 : ss.
County of Tooele)

GLENN D. WADSWORTH, 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 62 years. I am currently the Wendover City Administrator. I was employed by the Utah Department of Transportation from 1959 to 1961 doing summer work.

2. I have traveled and am familiar with a road in Tooele County known as Frontage Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1970s it followed the same route as in 2007 when I last observed it. Attached is a Tooele County map showing Frontage 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 1970s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including cars, semi trucks, self loading scrapers, pickups, ATVs, trucks

various means, including cars, semi trucks, self loading scrapers, pickups, ATVs, trucks and jeeps. Throughout this time period, the road has been used daily, and was so used in 2007.

4. Throughout the time period from the early 1970s to 2007, I have used the road myself for recreation 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 gravel pit access, mining and cave access.

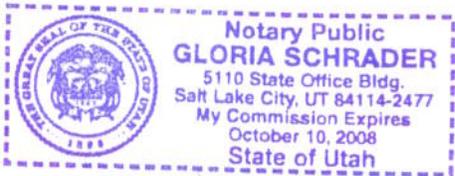
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1970s to the present, for the uses described in the previous paragraphs.

7. Prior to 1976, I observed the road being constructed. The road is paved.

Dated this 20th day of August, 2007.

Glenn D. Wadsworth
GLENN D. WADSWORTH

SUBSCRIBED AND SWORN to before me this 29th day of August, 2007.

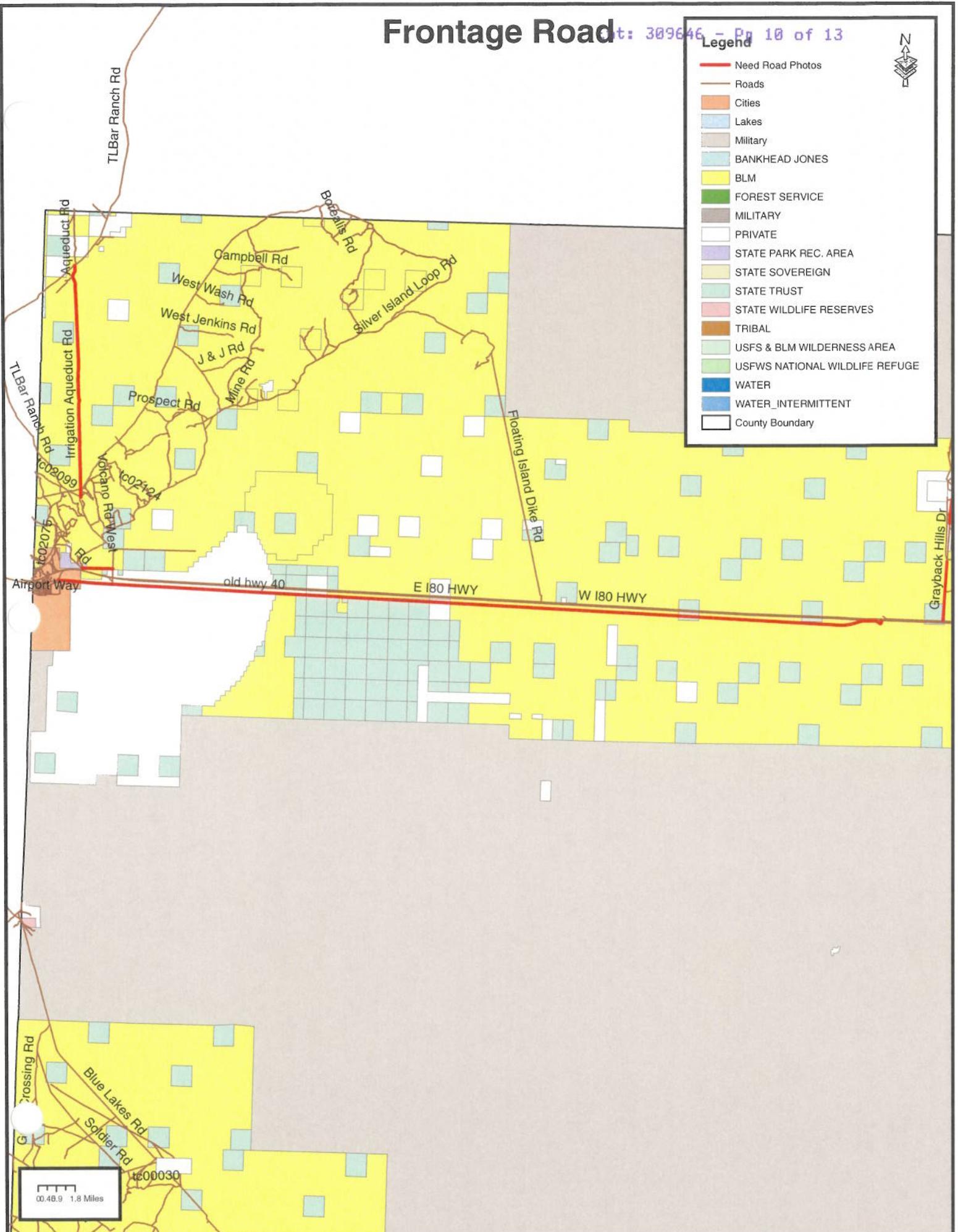


Gloria Schrader
NOTARY PUBLIC

Frontage Road t: 309646 - 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



0.489 1.8 Miles

AFFIDAVIT OF LAMAR F. MELVILLE

FRONTAGE ROAD

TOOELE COUNTY, UTAH

ROAD NUMBER 21352

State of Utah)
 : ss.
County of Tooele)

LAMAR F. MELVILLE, 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 Wendover, Tooele County, Utah. I have lived in Wendover Since 1958. I worked as a Utah Highway Patrolman for 25 years. I have been a Tooele County and Wendover City Judge for the past 20 years.

2. I have traveled and am familiar with a road in Tooele County known as Frontage Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1970s it followed the same route as in 2007. Attached is a Tooele County map showing Frontage Road. The road was constructed in the early 1970s when the Interstate came through. 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 1970s and continuing through 2007. Throughout this time period I observed travel on the road by means of cars, pickup trucks, semi trucks and trailers and ATVs. During this time period, the road was used daily.

5. Throughout the time period from the early 1970s to 2007, I have used the road myself for law enforcement and sightseeing.

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 recreation.

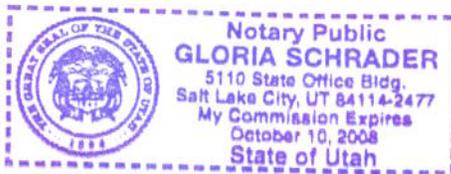
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1970s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

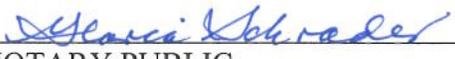
8. Prior to 1976, I observed the paved surface of the road. The road was paved when it was constructed in the early 1970s.

DATED this 29 day of August, 2007.


LAMAR F. MELVILLE

SUBSCRIBED AND SWORN to before me this 29th day of August, 2007.




NOTARY PUBLIC

Frontage Road

Ent: 309646 Page 13 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



TLBar Ranch Rd

TLBar Ranch Rd

Aqueduct Rd

Irrigation Aqueduct Rd

Volcano Rd West

Airport Way

Campbell Rd

West Wash Rd

West Jenkins Rd

Prospect Rd

J & J Rd

Mine Rd

Boballs Rd

Silver Island Loop Rd

Floating Island Dike Rd

old hwy 40

E 180 HWY

W 180 HWY

Grayback Hills Dr

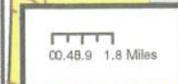
Crossing Rd

Blue Lakes Rd

Soldier Rd

tc00030

0.48.9 1.8 Miles



Appendix A to Attachment 4

Popular Name: Frontage Road

County: Tooele

County Road Number: tc21352

State Geographic Information Database (SGID) Road Identification Number: RD230161.

Road-Segment Number: 002

Road-Segment Length: 1.26 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 South Range 19 West, Section(s) 10,11, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Frontage 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 40 degrees 44 minutes 53.69 seconds North Latitude and -113 degrees 59 minutes 39.43 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 949,368.8 feet and Y = 7,450,939.6 feet; thence the following courses along the said road center line:

thence South 89 Degrees 02 Minutes 01 Seconds East	63.9 feet
thence South 89 Degrees 03 Minutes 20 Seconds East	72.2 feet
thence South 89 Degrees 03 Minutes 20 Seconds East	72.2 feet
thence South 89 Degrees 03 Minutes 20 Seconds East	72.2 feet
thence South 89 Degrees 04 Minutes 02 Seconds East	72.8 feet
thence South 89 Degrees 03 Minutes 41 Seconds East	72.5 feet
thence South 89 Degrees 03 Minutes 41 Seconds East	72.5 feet
thence South 89 Degrees 03 Minutes 41 Seconds East	72.5 feet
thence South 89 Degrees 03 Minutes 20 Seconds East	72.2 feet
thence South 89 Degrees 03 Minutes 41 Seconds East	72.5 feet
thence South 89 Degrees 03 Minutes 20 Seconds East	72.2 feet

thence South 89 Degrees 03 Minutes 41 Seconds East	72.5 feet
thence South 89 Degrees 03 Minutes 41 Seconds East	72.5 feet
thence South 89 Degrees 04 Minutes 02 Seconds East	72.8 feet
thence North 89 Degrees 38 Minutes 32 Seconds East	72.5 feet
thence South 89 Degrees 03 Minutes 41 Seconds East	72.5 feet
thence South 89 Degrees 04 Minutes 02 Seconds East	72.8 feet
thence South 89 Degrees 04 Minutes 02 Seconds East	72.8 feet
thence South 89 Degrees 04 Minutes 02 Seconds East	72.8 feet
thence South 87 Degrees 46 Minutes 42 Seconds East	72.9 feet
thence South 89 Degrees 03 Minutes 41 Seconds East	72.5 feet
thence South 89 Degrees 03 Minutes 20 Seconds East	72.2 feet
thence North 89 Degrees 38 Minutes 32 Seconds East	71.8 feet
thence South 89 Degrees 03 Minutes 20 Seconds East	72.2 feet
thence South 89 Degrees 03 Minutes 20 Seconds East	72.2 feet
thence South 89 Degrees 03 Minutes 41 Seconds East	72.5 feet
thence South 89 Degrees 02 Minutes 59 Seconds East	71.8 feet
thence South 89 Degrees 02 Minutes 59 Seconds East	71.8 feet
thence South 89 Degrees 02 Minutes 37 Seconds East	71.5 feet
thence South 89 Degrees 02 Minutes 15 Seconds East	71.2 feet
thence South 89 Degrees 02 Minutes 59 Seconds East	71.8 feet
thence South 89 Degrees 03 Minutes 20 Seconds East	72.2 feet
thence South 89 Degrees 04 Minutes 02 Seconds East	72.8 feet
thence South 89 Degrees 05 Minutes 24 Seconds East	74.1 feet
thence South 89 Degrees 06 Minutes 24 Seconds East	75.1 feet
thence South 89 Degrees 06 Minutes 44 Seconds East	75.5 feet
thence South 89 Degrees 07 Minutes 22 Seconds East	76.1 feet
thence South 89 Degrees 07 Minutes 22 Seconds East	76.1 feet
thence South 89 Degrees 07 Minutes 41 Seconds East	76.4 feet
thence South 89 Degrees 07 Minutes 22 Seconds East	76.1 feet
thence South 89 Degrees 06 Minutes 24 Seconds East	75.1 feet
thence South 89 Degrees 05 Minutes 44 Seconds East	74.5 feet
thence South 89 Degrees 04 Minutes 02 Seconds East	72.8 feet
thence South 87 Degrees 43 Minutes 08 Seconds East	71.2 feet
thence South 89 Degrees 00 Minutes 23 Seconds East	69.5 feet
thence South 88 Degrees 58 Minutes 49 Seconds East	68.2 feet
thence South 88 Degrees 58 Minutes 25 Seconds East	67.9 feet
thence South 88 Degrees 57 Minutes 37 Seconds East	67.3 feet
thence South 88 Degrees 57 Minutes 12 Seconds East	66.9 feet
thence South 88 Degrees 56 Minutes 22 Seconds East	66.3 feet
thence South 88 Degrees 55 Minutes 57 Seconds East	65.9 feet
thence South 88 Degrees 54 Minutes 39 Seconds East	65 feet
thence South 88 Degrees 53 Minutes 46 Seconds East	64.3 feet
thence South 88 Degrees 53 Minutes 19 Seconds East	64 feet
thence South 88 Degrees 51 Minutes 56 Seconds East	63 feet
thence South 88 Degrees 52 Minutes 16 Seconds East	32.9 feet
thence South 88 Degrees 50 Minutes 36 Seconds East	29.8 feet
thence South 88 Degrees 50 Minutes 31 Seconds East	62 feet
thence South 88 Degrees 49 Minutes 33 Seconds East	61.4 feet
thence South 88 Degrees 48 Minutes 33 Seconds East	60.7 feet

thence South 88 Degrees 48 Minutes 33 Seconds East 60.7 feet
 thence North 89 Degrees 38 Minutes 32 Seconds East 61 feet
 thence South 88 Degrees 50 Minutes 31 Seconds East 62 feet
 thence South 88 Degrees 50 Minutes 31 Seconds East 62 feet
 thence South 88 Degrees 49 Minutes 33 Seconds East 61.4 feet
 thence South 88 Degrees 45 Minutes 58 Seconds East 59.1 feet
 thence North 89 Degrees 38 Minutes 32 Seconds East 57.7 feet
 thence South 88 Degrees 44 Minutes 54 Seconds East 58.4 feet
 thence South 88 Degrees 42 Minutes 07 Seconds East 56.8 feet
 thence South 88 Degrees 40 Minutes 57 Seconds East 56.1 feet
 thence South 88 Degrees 40 Minutes 22 Seconds East 55.8 feet
 thence South 88 Degrees 40 Minutes 57 Seconds East 56.1 feet
 thence North 89 Degrees 38 Minutes 33 Seconds East 56.1 feet
 thence South 88 Degrees 40 Minutes 22 Seconds East 55.8 feet
 thence South 88 Degrees 40 Minutes 57 Seconds East 56.1 feet
 thence North 89 Degrees 38 Minutes 33 Seconds East 56.1 feet
 thence South 88 Degrees 40 Minutes 57 Seconds East 56.1 feet
 thence South 88 Degrees 40 Minutes 57 Seconds East 56.1 feet
 thence South 88 Degrees 40 Minutes 57 Seconds East 56.1 feet
 thence South 88 Degrees 40 Minutes 22 Seconds East 55.8 feet
 thence North 89 Degrees 38 Minutes 33 Seconds East 55.1 feet
 thence South 88 Degrees 37 Minutes 55 Seconds East 54.5 feet
 thence South 88 Degrees 37 Minutes 18 Seconds East 54.1 feet
 thence South 88 Degrees 35 Minutes 22 Seconds East 53.2 feet
 thence South 88 Degrees 34 Minutes 43 Seconds East 52.8 feet
 thence South 88 Degrees 33 Minutes 22 Seconds East 52.2 feet
 thence North 89 Degrees 38 Minutes 33 Seconds East 51.5 feet
 thence South 88 Degrees 30 Minutes 35 Seconds East 50.9 feet
 thence South 88 Degrees 29 Minutes 08 Seconds East 50.2 feet
 thence North 89 Degrees 38 Minutes 33 Seconds East 49.5 feet
 thence South 88 Degrees 26 Minutes 53 Seconds East 49.2 feet
 thence South 88 Degrees 26 Minutes 07 Seconds East 48.9 feet
 thence South 88 Degrees 23 Minutes 45 Seconds East 47.9 feet
 thence North 89 Degrees 38 Minutes 33 Seconds East 47.9 feet
 thence South 88 Degrees 22 Minutes 57 Seconds East 47.6 feet
 thence North 89 Degrees 38 Minutes 33 Seconds East 46.6 feet
 thence South 88 Degrees 19 Minutes 35 Seconds East 46.3 feet
 thence South 88 Degrees 16 Minutes 56 Seconds East 45.3 feet
 thence North 89 Degrees 38 Minutes 33 Seconds East 43.9 feet
 thence South 88 Degrees 08 Minutes 16 Seconds East 42.3 feet
 thence North 89 Degrees 38 Minutes 33 Seconds East 40 feet
 thence South 87 Degrees 54 Minutes 37 Seconds East 38.4 feet
 thence South 87 Degrees 42 Minutes 24 Seconds East 35.5 feet
 thence North 89 Degrees 38 Minutes 33 Seconds East 32.1 feet
 thence North 89 Degrees 38 Minutes 33 Seconds East 27.9 feet
 thence South 86 Degrees 46 Minutes 51 Seconds East 26.3 feet
 thence North 89 Degrees 38 Minutes 33 Seconds East 23.9 feet
 thence North 89 Degrees 38 Minutes 33 Seconds East 20.7 feet
 thence North 89 Degrees 38 Minutes 33 Seconds East 17.1 feet

thence North 89 Degrees 38 Minutes 33 Seconds East 13.8 feet

thence North 89 Degrees 38 Minutes 33 Seconds East 10.2 feet

thence North 89 Degrees 38 Minutes 33 Seconds East 54.8 feet more or less to **the ending**

point at: 40 degrees 44 minutes 54.43 seconds North Latitude and -113 degrees 58 minutes 12.88 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 956,029.6 feet and Y = 7,450,830.4 feet.