

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

Ent: 309481 - Pg 1 of 13
Date: 6/23/2008 10:29 AM
Fee: \$0.00 NO CHARGE
Filed By: JYW
CALLEEN B PESHELL, Recorder
Tooele County Corporation
For: GOVERNOR OF THE STATE OF UT

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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Tabby Lane; County Road Number: 1z; State Geographic Information Database (SGID) Road Identification Number: RD230001. Total road length is 0.2 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

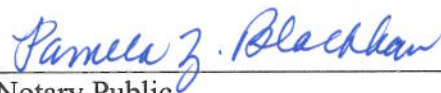
CERTIFICATION

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



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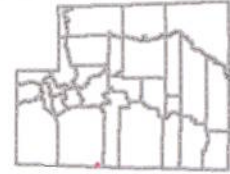
Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
Jun 16, 2008



Tabby Lane - Tooele County
SGID RD_ID RD230001

- Transportation Network**
- Tabby Lane
 - Other Roads
 - Title V: Issued Or Under Consideration By BLM
 - County
 - Photo Event Point
 - Section = 1 Mile

- 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



1:10,077
1 inch equals 0.2 miles

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EP230001001



EP230001002

EP000000000

EP000000000

EP000000000

EP000000000

Tabby Lane - Tooele County
SGID RD_ID RD230001

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: Tabby Lane

County: Tooele

County Road Number: 1z

State Geographic Information Database (SGID) Road Identification Number: RD230001.

Total Road Length: 0.2 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 02 minutes 024.6 seconds North Latitude and -113 degrees 59 minutes 00.76 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 945,182.9 feet and Y = 7,193,007.1 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 02 minutes 24.55 seconds North Latitude and -113 degrees 58 minutes 47.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 946,219.6 feet and Y = 7,192,973.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 9 South Range 19 West, Section(s) 15, 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: Tabby Lane

County: Tooele

County Road Number: 1z

State Geographic Information Database (SGID) Road Identification Number: RD230001.

Total Road Length: 0.2 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
RD230001	001	BLM	0.2 Miles	A
		Total Road Length	0.2	_____

* 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 GERALD W. COOK

TABBY LANE

TOOELE COUNTY, UTAH

ROAD NUMBER 1z

State of Utah)
 : ss.
County of Tooele)

GERALD W. COOK, 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 Ibapah, Tooele County, Utah. I have lived in Ibapah for most of the past 88 years.

2. I have traveled and am familiar with a road in Tooele County known as Tabby Lane. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1920s it followed the same route as in 2007. Attached is a Tooele County map showing Tabby Lane. 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 1920s and continuing through 2007. Throughout this time period I observed travel on the road by means of horse and wagon, cars, pickup trucks and ATVs. During this time period, the road was used daily, for more than ten continuous years prior to 1976 and was so used in 2007.

5. Throughout the time period from the late 1920s to 2007, I have used the road myself for gravel pit access and travel though 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.

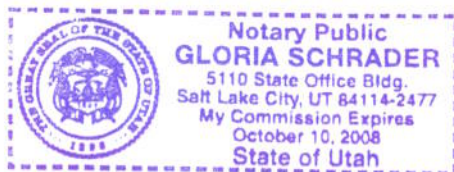
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed the graded surface of the road and other evidence of construction and maintenance such as berms along the side of the road.

DATED this 30 day of August, 2007.


GERALD W. COOK

SUBSCRIBED AND SWORN to before me this 30th day of August, 2007.



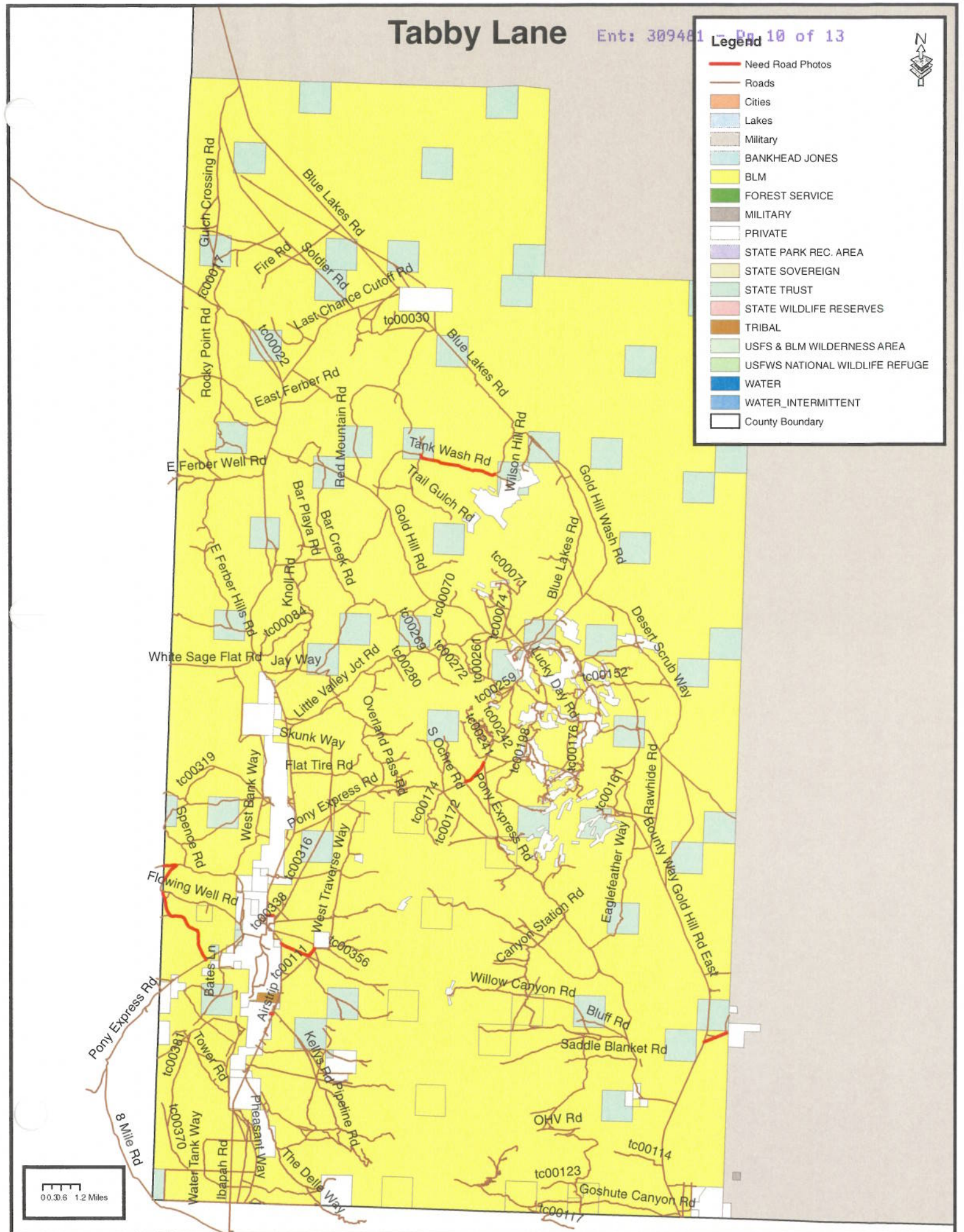

NOTARY PUBLIC

Tabby Lane

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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 NORMA W. KELLEY

TABBY LANE

COUNTY ROAD NUMBER 1z

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 Tabby Lane. 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 Tabby Lane. 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 recreation, 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 hunting, gravel pit access, livestock operations and rock hounding.

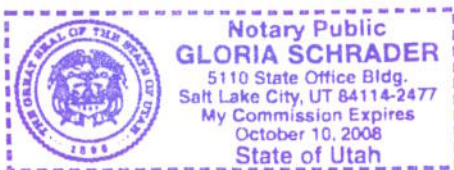
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

Dated this 30 day of August, 2007.

Norma W. Kelley
NORMA W. KELLEY

SUBSCRIBED AND SWORN to before me this 30th day of August, 2007.



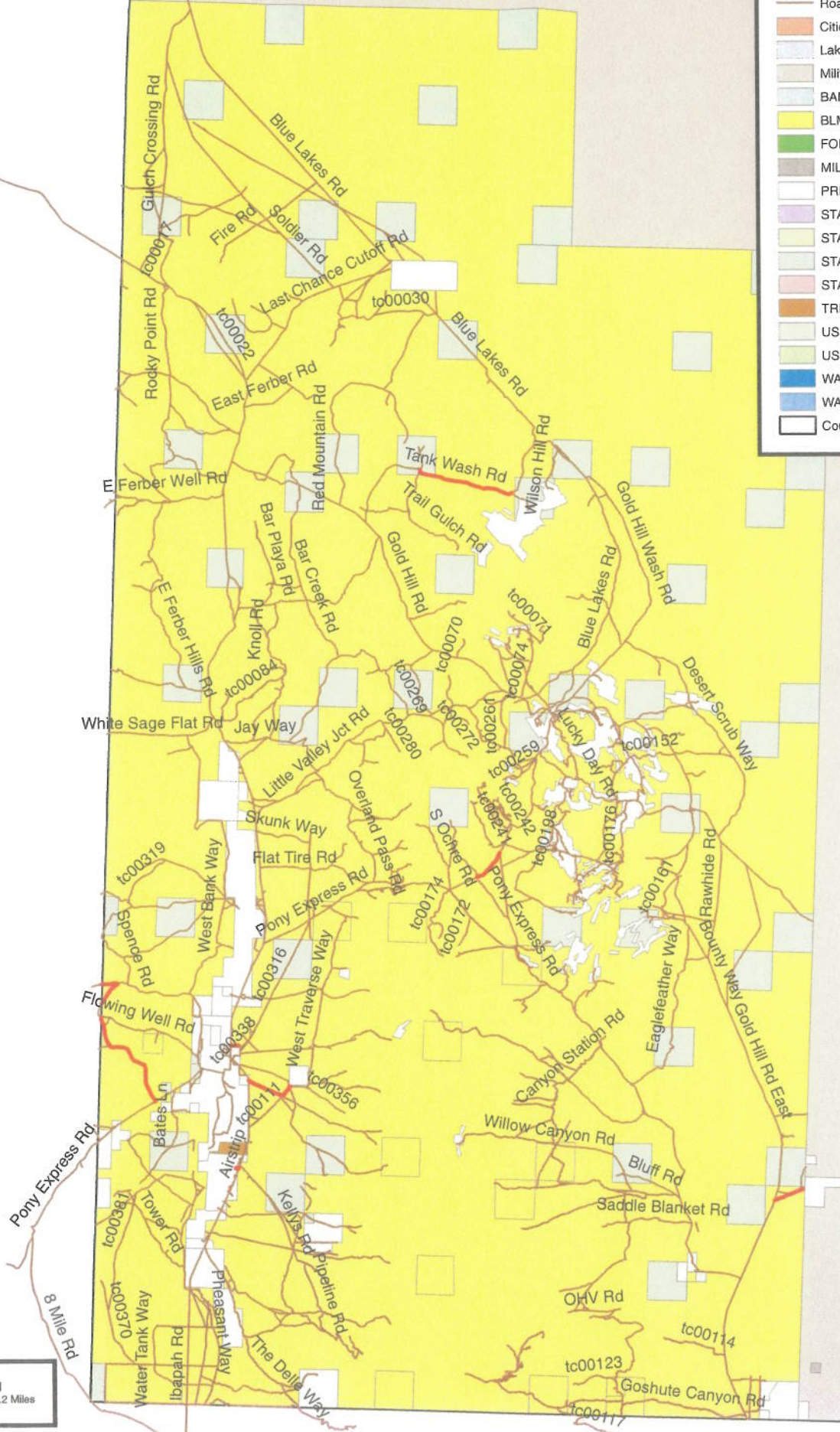
Gloria Schrader
NOTARY PUBLIC

Tabby Lane

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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 0.3 0.6 1.2 Miles

Appendix A to Attachment 4

Popular Name: Tabby Lane

County: Tooele

County Road Number: 1z

State Geographic Information Database (SGID) Road Identification Number: RD230001.

Road-Segment Number: 001

Road-Segment Length: 0.2 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) 15, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Tabby Lane)-- 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 02 minutes 024.6 seconds North Latitude and -113 degrees 59 minutes 00.76 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 945,182.9 feet and Y = 7,193,007.1 feet; thence the following courses along the said road center line:

thence North 87 Degrees 06 Minutes 51 Seconds East	36.8 feet
thence North 89 Degrees 40 Minutes 13 Seconds East	15.4 feet
thence South 85 Degrees 02 Minutes 21 Seconds East	17.8 feet
thence South 85 Degrees 29 Minutes 07 Seconds East	19.4 feet
thence South 85 Degrees 55 Minutes 50 Seconds East	21.4 feet
thence South 86 Degrees 14 Minutes 38 Seconds East	23 feet
thence South 86 Degrees 07 Minutes 26 Seconds East	22.4 feet
thence South 86 Degrees 14 Minutes 38 Seconds East	23 feet
thence South 86 Degrees 11 Minutes 05 Seconds East	22.7 feet
thence North 89 Degrees 40 Minutes 13 Seconds East	22.3 feet
thence South 85 Degrees 55 Minutes 50 Seconds East	21.4 feet
thence North 89 Degrees 40 Minutes 13 Seconds East	20.3 feet

thence North 89 Degrees 40 Minutes 13 Seconds East 21.6 feet
 thence South 85 Degrees 59 Minutes 49 Seconds East 21.7 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 22.3 feet
 thence South 86 Degrees 07 Minutes 26 Seconds East 22.4 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 22.6 feet
 thence South 86 Degrees 21 Minutes 25 Seconds East 23.7 feet
 thence South 86 Degrees 18 Minutes 04 Seconds East 23.3 feet
 thence South 86 Degrees 21 Minutes 25 Seconds East 23.7 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 24.3 feet
 thence South 86 Degrees 27 Minutes 50 Seconds East 24.3 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 24.6 feet
 thence South 86 Degrees 30 Minutes 55 Seconds East 24.6 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 25.3 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 23.9 feet
 thence South 86 Degrees 18 Minutes 04 Seconds East 23.3 feet
 thence South 86 Degrees 27 Minutes 50 Seconds East 24.3 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 24.6 feet
 thence South 86 Degrees 36 Minutes 51 Seconds East 25.3 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 25.3 feet
 thence South 86 Degrees 39 Minutes 42 Seconds East 25.6 feet
 thence South 86 Degrees 33 Minutes 55 Seconds East 25 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 24.6 feet
 thence South 86 Degrees 24 Minutes 40 Seconds East 24 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 23.6 feet
 thence South 86 Degrees 21 Minutes 25 Seconds East 23.7 feet
 thence South 86 Degrees 18 Minutes 04 Seconds East 23.3 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 22.6 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 21.3 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 20.7 feet
 thence South 85 Degrees 29 Minutes 07 Seconds East 19.4 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 16.4 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 14.4 feet
 thence South 83 Degrees 22 Minutes 35 Seconds East 13.5 feet
 thence North 89 Degrees 40 Minutes 13 Seconds East 12.1 feet

thence North 89 Degrees 40 Minutes 13 Seconds East 10.8 feet more or less to **the ending point at:** 40 degrees 02 minutes 24.55 seconds North Latitude and -113 degrees 58 minutes 47.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 946,219.6 feet and Y = 7,192,973.7 feet.