

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Last Chance Cutoff Road; County Road Number: tc00026; State Geographic Information Database (SGID) Road Identification Number: RD230005. Total road length is 5.1 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 20<sup>th</sup> day of June, 2008.

By the Governor's Designee

  
\_\_\_\_\_  
John Harja

**CERTIFICATION**

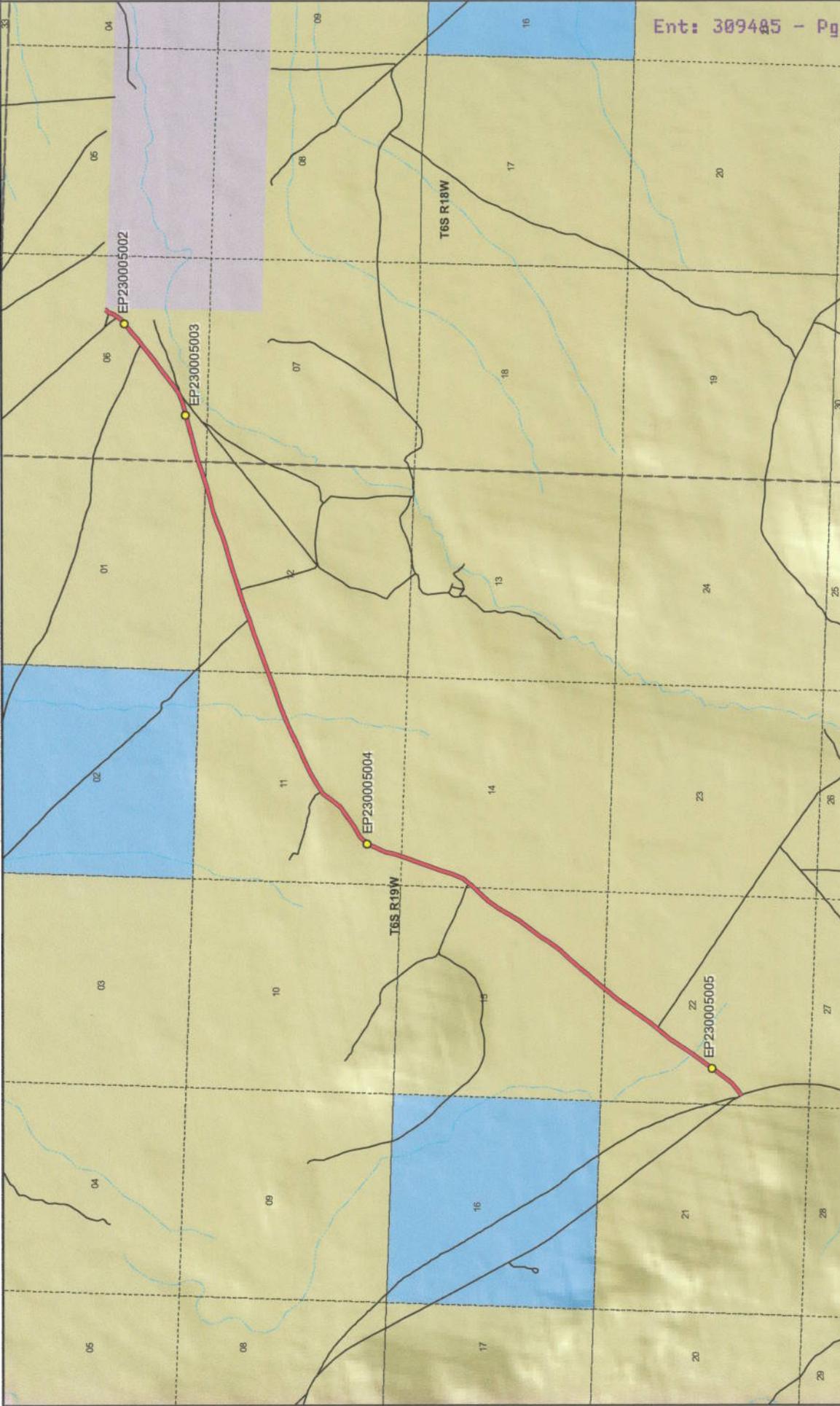
State of Utah                    )  
  : ss  
County of Salt Lake         )

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 20<sup>th</sup> day of June, 2008.



  
\_\_\_\_\_  
Notary Public



Ent: 309445 - Pg 3 of 13

**Last Chance Cutoff Road - Tooele County  
SGID RD\_ID RD230005**

- |  |  |
|--|--|
| <b>Land Ownership Categories</b>   | <b>Transportation Network</b>  |
| <ul style="list-style-type: none"> <li>BLM</li> <li>Private</li> <li>SITLA, State Trust Land</li> <li>USFS, National Forest</li> <li>State Parks and Recreation</li> <li>Tribal, Indian Reservation</li> <li>NPS, National Park</li> </ul> | <ul style="list-style-type: none"> <li>Last Chance Cutoff Road</li> <li>Other Roads</li> <li>Title V, Issued Or Under Consideration By BLM Or County</li> <li>Photo Event Point</li> <li>Section = 1 Mile</li> </ul> |




  
 1:40,623  
 1 inch equals 0.6 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





EP230005002



EP230005003



EP230005004



EP230005005

EP000000000

EP000000000

**Last Chance Cutoff Road - Tooele County**  
**SGID RD\_ID RD230005**

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: Last Chance Cutoff Road**

**County: Tooele**

**County Road Number: tc00026**

**State Geographic Information Database (SGID) Road Identification Number: RD230005.**

**Total Road Length: 5.1 miles more or less.**

**Beginning at a point** on the road centerline located at 40 degrees 17 minutes 17.92 seconds North Latitude and -113 degrees 59 minutes 05.12 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 947,353.9 feet and Y = 7,283,371.9 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 40 degrees 20 minutes 3.2 seconds North Latitude and -113 degrees 54 minutes 55.13 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 967,170.3 feet and Y = 7,299,560.4 feet based on the US Survey Foot conversion.

This road may traverse:

Township 6 South Range 18 West, Section(s) 6, Salt Lake Base & Meridian

Township 6 South Range 19 West, Section(s) 1,11,12,14,15,22, 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: Last Chance Cutoff Road**

**County: Tooele**

**County Road Number: tc00026**

**State Geographic Information Database (SGID) Road Identification Number: RD230005.**

**Total Road Length: 5.1 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).**

<b>Road-Segments Listed by SGID Road Identification Number (RD_ID)</b>	<b>Road-Segment Numbers</b>	<b>Believed Ownership Of Servient Estate</b>	<b>Approximate Segment Length</b>	<b>See Attached Appendix</b>
<b>RD230005</b>	<b>001</b>	<b>BLM</b>	<b>5.1 Miles</b>	<b>A</b>
		<b>Total Road Length</b>	<b>5.1</b>	<b>_____</b>

\* 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 JOHN ROBERT DROUBAY**

**LAST CHANCE CUTOFF ROAD**

**COUNTY ROAD NUMBER 00026**

**TOOELE COUNTY, UTAH**

State of Utah                    )  
  : ss.  
County of Tooele                )

JOHN ROBERT DROUBAY, 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 77 years.

2. I have traveled and am familiar with a road in Tooele County known as Last Chance Cutoff 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 2001 when I last observed it. Attached is a Tooele County map showing Last Chance Cutoff 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 1950s and continuing through 1976 to 2001. Throughout this time period I have observed travel on the road by various means, including ATVs, 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 2001.

4. Throughout the time period from the early 1950s to 2007, I have used the road myself for access to Ibapah and traveling 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, rock hounding and hunting.

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.

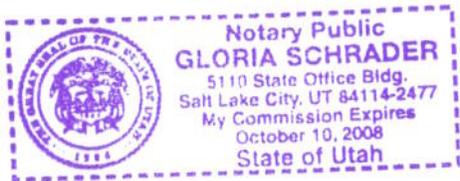
7. Prior to 1976, I observed the graded surface of the road.

Dated this 27 day of August, 2007.

*John Robert Droubay*  
\_\_\_\_\_  
JOHN ROBERT DROUBAY

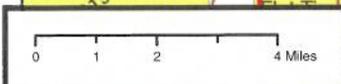
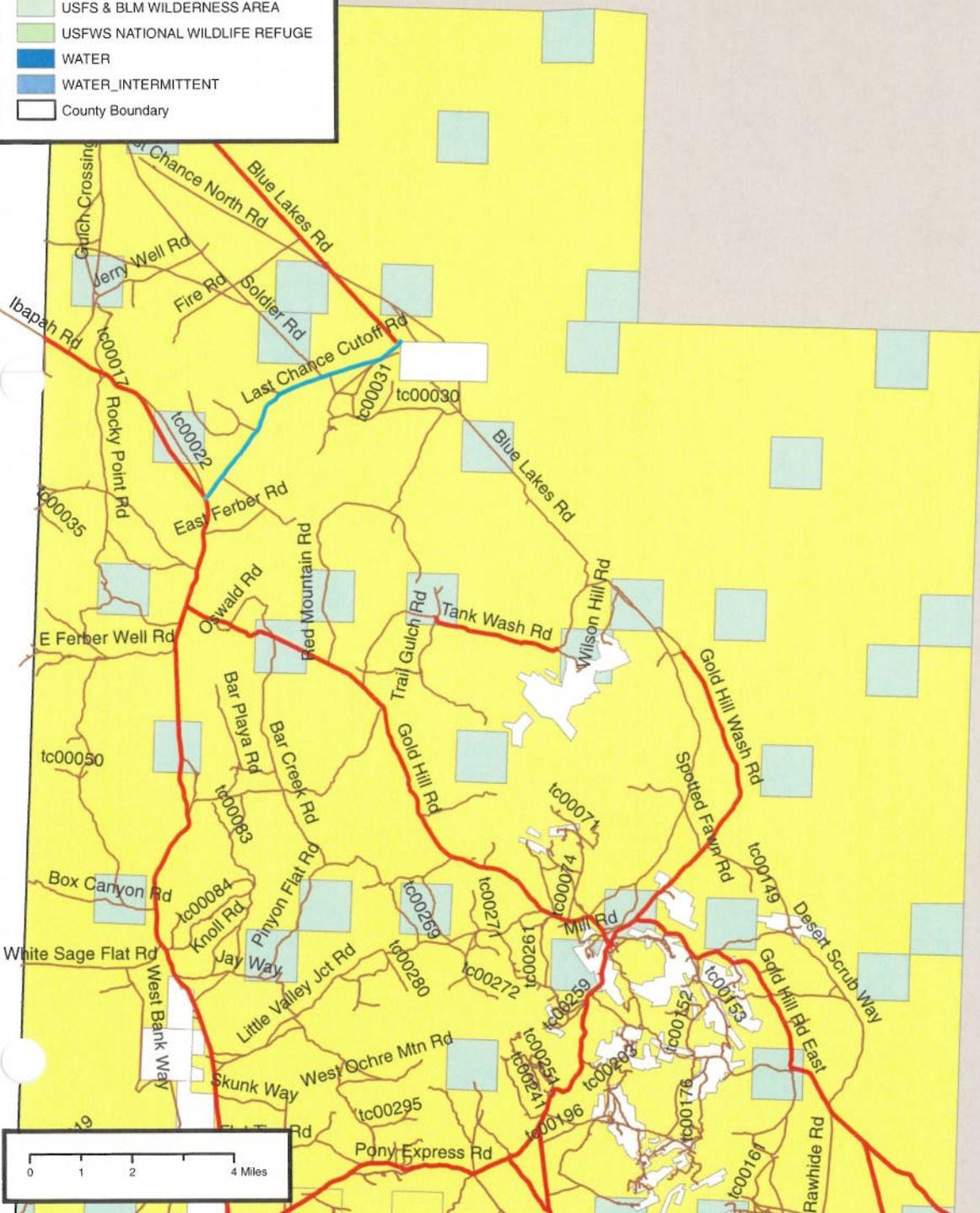
SUBSCRIBED AND SWORN to before me this 27<sup>th</sup> day of August, 2007.

*Gloria Schrader*  
\_\_\_\_\_  
NOTARY PUBLIC



**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 GLENN D. WADSWORTH**

**LAST CHANCE CUTOFF ROAD**

**COUNTY ROAD NUMBER 00026**

**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 Last Chance Cutoff Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1965 it followed the same route as in 2006 when I last observed it. Attached is a Tooele County map showing Last Chance Cutoff 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 1965 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by various

means, including cars, railroad trucks, pickups, farm equipment, ATVs, 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 2006.

4. Throughout the time period from 1965 to 2006, I have used the road myself for hunting, 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 ranch access.

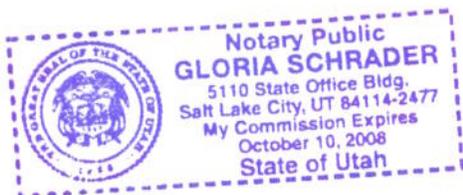
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s to the present, for the uses described in the previous paragraphs.

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

Dated this 29<sup>th</sup> day of August, 2007.

Glenn D. Wadsworth  
GLENN D. WADSWORTH

SUBSCRIBED AND SWORN to before me this 29<sup>th</sup> day of August, 2007.

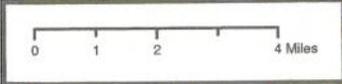
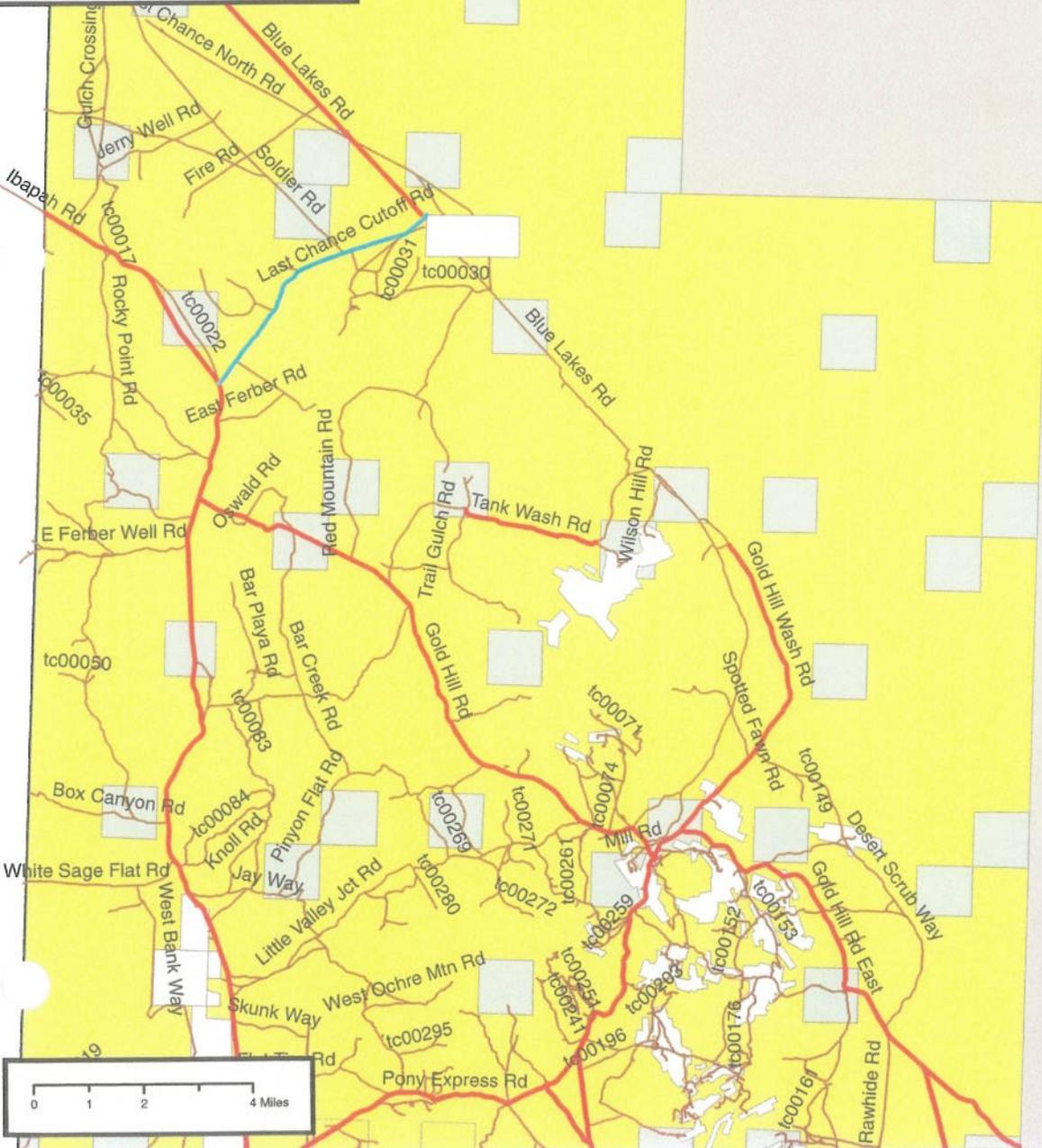


Gloria Schrader  
NOTARY PUBLIC

# Last Chance Cutoff Road

## 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



## Appendix A to Attachment 4

**Popular Name: Last Chance Cutoff Road**

**County: Tooele**

**County Road Number: tc00026**

**State Geographic Information Database (SGID) Road Identification Number: RD230005.**

**Road-Segment Number: 001**

**Road-Segment Length: 5.1 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 6 South Range 18 West, Section(s) 6, Salt Lake Base & Meridian

Township 6 South Range 19 West, Section(s) 1,11,12,14,15,22, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Last Chance Cutoff 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 17 minutes 17.92 seconds North Latitude and -113 degrees 59 minutes 05.12 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 947,353.9 feet and Y = 7,283,371.9 feet; thence the following courses along the said road center line:

thence North 61 Degrees 23 Minutes 47 Seconds East	34.6 feet
thence North 61 Degrees 23 Minutes 13 Seconds East	93.5 feet
thence North 51 Degrees 20 Minutes 22 Seconds East	251.2 feet
thence North 37 Degrees 02 Minutes 10 Seconds East	297.1 feet
thence North 36 Degrees 36 Minutes 39 Seconds East	326.2 feet
thence North 35 Degrees 32 Minutes 01 Seconds East	331.9 feet
thence North 35 Degrees 02 Minutes 31 Seconds East	335.9 feet
thence North 31 Degrees 39 Minutes 35 Seconds East	326.8 feet
thence North 34 Degrees 09 Minutes 36 Seconds East	328.3 feet
thence North 39 Degrees 54 Minutes 50 Seconds East	322.3 feet

thence North 38 Degrees 50 Minutes 25 Seconds East 84.6 feet  
 thence North 38 Degrees 56 Minutes 39 Seconds East 235.1 feet  
 thence North 36 Degrees 16 Minutes 02 Seconds East 328.9 feet  
 thence North 34 Degrees 36 Minutes 21 Seconds East 332.1 feet  
 thence North 34 Degrees 36 Minutes 17 Seconds East 324.1 feet  
 thence North 37 Degrees 54 Minutes 43 Seconds East 323.6 feet  
 thence North 39 Degrees 54 Minutes 50 Seconds East 139.6 feet  
 thence North 39 Degrees 54 Minutes 48 Seconds East 182.7 feet  
 thence North 40 Degrees 47 Minutes 31 Seconds East 326.5 feet  
 thence North 38 Degrees 35 Minutes 16 Seconds East 328.8 feet  
 thence North 40 Degrees 54 Minutes 18 Seconds East 329.3 feet  
 thence North 43 Degrees 36 Minutes 51 Seconds East 330.3 feet  
 thence North 34 Degrees 56 Minutes 09 Seconds East 325.4 feet  
 thence North 33 Degrees 50 Minutes 09 Seconds East 311.2 feet  
 thence North 35 Degrees 29 Minutes 41 Seconds East 301.4 feet  
 thence North 36 Degrees 50 Minutes 41 Seconds East 298.4 feet  
 thence North 32 Degrees 13 Minutes 07 Seconds East 313.2 feet  
 thence North 28 Degrees 46 Minutes 11 Seconds East 330.3 feet  
 thence North 35 Degrees 06 Minutes 32 Seconds East 320 feet  
 thence North 43 Degrees 31 Minutes 03 Seconds East 302.4 feet  
 thence North 41 Degrees 50 Minutes 44 Seconds East 186.5 feet  
 thence North 41 Degrees 50 Minutes 31 Seconds East 96.7 feet  
 thence North 37 Degrees 38 Minutes 13 Seconds East 64.5 feet  
 thence North 37 Degrees 37 Minutes 16 Seconds East 210 feet  
 thence North 23 Degrees 49 Minutes 56 Seconds East 309.1 feet  
 thence North 15 Degrees 24 Minutes 13 Seconds East 320.3 feet  
 thence North 18 Degrees 48 Minutes 11 Seconds East 302 feet  
 thence North 20 Degrees 23 Minutes 26 Seconds East 277 feet  
 thence North 19 Degrees 41 Minutes 18 Seconds East 246.1 feet  
 thence North 19 Degrees 20 Minutes 55 Seconds East 212.3 feet  
 thence North 19 Degrees 19 Minutes 31 Seconds East 10.6 feet  
 thence North 18 Degrees 23 Minutes 35 Seconds East 199.1 feet  
 thence North 12 Degrees 56 Minutes 31 Seconds East 205.5 feet  
 thence North 20 Degrees 44 Minutes 46 Seconds East 219.7 feet  
 thence North 26 Degrees 05 Minutes 37 Seconds East 256.4 feet  
 thence North 40 Degrees 51 Minutes 07 Seconds East 272.4 feet  
 thence North 60 Degrees 07 Minutes 59 Seconds East 309.4 feet  
 thence North 56 Degrees 03 Minutes 12 Seconds East 311.1 feet  
 thence North 54 Degrees 11 Minutes 41 Seconds East 299.6 feet  
 thence North 37 Degrees 44 Minutes 44 Seconds East 281.2 feet  
 thence North 33 Degrees 57 Minutes 25 Seconds East 266 feet  
 thence North 59 Degrees 24 Minutes 11 Seconds East 45.6 feet  
 thence North 58 Degrees 20 Minutes 01 Seconds East 249.2 feet  
 thence North 58 Degrees 44 Minutes 04 Seconds East 331.8 feet  
 thence North 64 Degrees 50 Minutes 52 Seconds East 359.5 feet  
 thence North 65 Degrees 27 Minutes 58 Seconds East 372.1 feet  
 thence North 63 Degrees 51 Minutes 35 Seconds East 384.3 feet  
 thence North 67 Degrees 35 Minutes 30 Seconds East 379.7 feet  
 thence North 67 Degrees 54 Minutes 16 Seconds East 376 feet

thence North 69 Degrees 59 Minutes 20 Seconds East 380 feet  
 thence North 69 Degrees 16 Minutes 35 Seconds East 381.3 feet  
 thence North 69 Degrees 18 Minutes 07 Seconds East 108.5 feet  
 thence North 69 Degrees 18 Minutes 10 Seconds East 278 feet  
 thence North 69 Degrees 49 Minutes 41 Seconds East 391.5 feet  
 thence North 69 Degrees 57 Minutes 22 Seconds East 384.2 feet  
 thence North 70 Degrees 48 Minutes 22 Seconds East 355.2 feet  
 thence North 74 Degrees 54 Minutes 57 Seconds East 6.4 feet  
 thence North 70 Degrees 16 Minutes 22 Seconds East 331 feet  
 thence North 69 Degrees 07 Minutes 03 Seconds East 313.1 feet  
 thence North 72 Degrees 07 Minutes 40 Seconds East 157.9 feet  
 thence North 71 Degrees 33 Minutes 44 Seconds East 158.4 feet  
 thence North 71 Degrees 12 Minutes 23 Seconds East 331.5 feet  
 thence North 74 Degrees 32 Minutes 07 Seconds East 326.8 feet  
 thence North 74 Degrees 22 Minutes 45 Seconds East 329.8 feet  
 thence North 69 Degrees 36 Minutes 33 Seconds East 334.8 feet  
 thence North 68 Degrees 58 Minutes 11 Seconds East 329.5 feet  
 thence North 72 Degrees 21 Minutes 28 Seconds East 319.8 feet  
 thence North 74 Degrees 00 Minutes 20 Seconds East 309.9 feet  
 thence North 73 Degrees 22 Minutes 14 Seconds East 315.7 feet  
 thence North 71 Degrees 51 Minutes 27 Seconds East 93.9 feet  
 thence North 71 Degrees 51 Minutes 53 Seconds East 222.7 feet  
 thence North 72 Degrees 03 Minutes 05 Seconds East 309 feet  
 thence North 73 Degrees 08 Minutes 28 Seconds East 38.8 feet  
 thence North 73 Degrees 08 Minutes 17 Seconds East 284.2 feet  
 thence North 74 Degrees 21 Minutes 12 Seconds East 323 feet  
 thence North 74 Degrees 32 Minutes 07 Seconds East 326.8 feet  
 thence North 76 Degrees 30 Minutes 50 Seconds East 317.2 feet  
 thence North 73 Degrees 24 Minutes 52 Seconds East 293.1 feet  
 thence North 68 Degrees 06 Minutes 31 Seconds East 236.6 feet  
 thence North 72 Degrees 05 Minutes 57 Seconds East 27.2 feet  
 thence North 54 Degrees 28 Minutes 14 Seconds East 250.4 feet  
 thence North 51 Degrees 55 Minutes 11 Seconds East 267.9 feet  
 thence North 51 Degrees 38 Minutes 03 Seconds East 263.5 feet  
 thence North 51 Degrees 52 Minutes 04 Seconds East 256.9 feet  
 thence North 52 Degrees 09 Minutes 39 Seconds East 245.1 feet  
 thence North 51 Degrees 47 Minutes 29 Seconds East 229.7 feet  
 thence North 51 Degrees 38 Minutes 58 Seconds East 207.7 feet  
 thence North 51 Degrees 34 Minutes 29 Seconds East 188.7 feet  
 thence North 53 Degrees 48 Minutes 34 Seconds East 70 feet  
 thence North 51 Degrees 08 Minutes 09 Seconds East 365.9 feet  
 thence North 35 Degrees 30 Minutes 19 Seconds East 99.1 feet  
 thence North 34 Degrees 20 Minutes 42 Seconds East 125.6 feet  
 thence North 25 Degrees 04 Minutes 01 Seconds East 159.7 feet  
 thence North 31 Degrees 54 Minutes 06 Seconds East 25.2 feet  
 thence North 36 Degrees 28 Minutes 12 Seconds East 63.5 feet  
 thence North 63 Degrees 05 Minutes 39 Seconds East 7.3 feet more or less to **the ending point**

**at:** 40 degrees 20 minutes 3.2 seconds North Latitude and -113 degrees 54 minutes 55.13 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet

coordinates of X = 967,170.3 feet and Y = 7,299,560.4 feet.