

**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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 South Puddle Valley Well Road; County Road Number: tc02236; State Geographic Information Database (SGID) Road Identification Number: RD230041. Total road length is 4.2 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



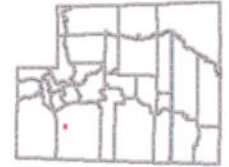
Ent: 309524 - Pg 3 of 13

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



South Puddle Valley Well Road - Tooele County SGID RD_ID RD230041

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



1:25,081
1 inch equals 0.4 miles



EP230041002



EP230041003



EP230041006



EP230041009

EP000000000

EP000000000

South Puddle Valley Well Road - Tooele County
SGID RD_ID RD230041

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: South Puddle Valley Well Road

County: Tooele

County Road Number: tc02236

State Geographic Information Database (SGID) Road Identification Number: RD230041.

Total Road Length: 4.2 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 46 minutes 054.7 seconds North Latitude and -113 degrees 00 minutes 15.49 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,223,817.5 feet and Y = 7,457,054.7 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 47 minutes 040.5 seconds North Latitude and -112 degrees 57 minutes 04.33 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,238,596.8 feet and Y = 7,461,445.9 feet based on the US Survey Foot conversion.

This road may traverse:

Township 1 North Range 10 West, Section(s) 21,22,26,27,28,29,30,32, 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: South Puddle Valley Well Road

County: Tooele

County Road Number: tc02236

State Geographic Information Database (SGID) Road Identification Number: RD230041.

Total Road Length: 4.2 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
RD230041	001	ST	0.04 Miles	(not shown)
RD230041	002	BLM	4.16 Miles	A
		Total Road Length	4.2	_____

* 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 JAMES S. MCKENDRICK
SOUTH PUDDLE VALLEY WELL ROAD
TOOELE COUNTY, UTAH
ROAD NUMBER tc02236

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 South Puddle Valley Well 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 South Puddle Valley Well 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



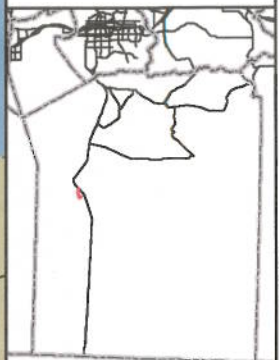


Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Apr 18, 2008



Tooele County South Puddle Valley Well Road County Unique - tc02236

- | | | | |
|--|---|--|---|
| Land Ownership Categories
BLM
Private
SITLA, State Trust Land
USFS, National Forest
State Park | Misc
Wildlife Reserve
Military
Wilderness
Tribal | City / Town
Municipalities
Section = 1 Mile | Transportation Network
South Puddle Valley Well Road
State / U.S. Highway
Local Roads |
|--|---|--|---|



AFFIDAVIT OF GERALD E. BERTAGNOLE

SOUTH PUDDLE VALLEY WELL ROAD

COUNTY ROAD NUMBER tc02236

TOOELE COUNTY, UTAH

State of Utah)
 : ss.
County of Tooele)

GERALD E. BERTAGNOLE, 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. My family has owned property in Tooele County since 1933. I have had grazing allotments in various parts of Tooele County since 1936 and continuing to the present.

2. I have traveled and am familiar with a road in Tooele County known as South Puddle Valley Well Road. I am also familiar with the land the road traverses. When I first used and observed the road in the mid 1950s it followed the same route as in 1998 when I last observed it. Attached is a Tooele County map showing South Puddle Valley Well 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 mid 1950s and continuing through 1976 to 1998. Throughout this time period I have observed travel on the road by

various means, including cars, pickups, livestock trucks, ATVs and jeeps. Throughout this time period, the road has been used weekly for more than ten continuous years prior to 1976, and was so used in 1998.

4. Throughout the time period from the mid 1950s to 1998, I have used the road myself for livestock operations 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 hunting, well access, recreation and government access.

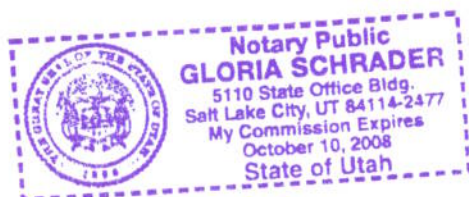
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1950s.

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

Dated this 3 day of June, 2008.


GERALD E. BERTAGNOLE

SUBSCRIBED AND SWORN to before me this 3rd day of June, 2008.




NOTARY PUBLIC

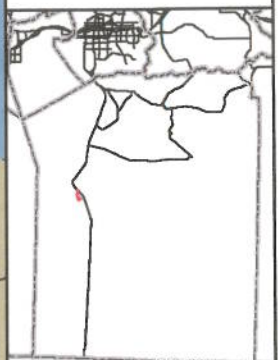


1:25,081
1 inch equals 0.4 miles
Map prepared by the State of Idaho
Automated Geographic Reference Center
AGRC
Room 5130 State Office Building
Salt Lake City, Utah 84114
April 12, 2008



Tooele County
South Puddle Valley Well Road
County Unique - tc02236

- Land Ownership Categories**
- BLM
 - Private
 - SITLA, State Trust Land
 - USFS, National Forest
 - State Park
- Misc**
- Wildlife Reserve
 - Military
 - Wilderness
 - Tribal
- Transportation Network**
- South Puddle Valley Well Road
 - State / U.S. Highway
 - Local Roads
- City / Town**
- Municipalities
 - Section = 1 Mile



Appendix A to Attachment 4

Popular Name: South Puddle Valley Well Road

County: Tooele

County Road Number: tc02236

State Geographic Information Database (SGID) Road Identification Number: RD230041.

Road-Segment Number: 002

Road-Segment Length: 4.16 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 North Range 10 West, Section(s) 21,22,26,27,28,29,30, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (South Puddle Valley Well 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 46 minutes 56.79 seconds North Latitude and -113 degrees 00 minutes 15.88 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,223,791.4 feet and Y = 7,457,266.5 feet; thence the following courses along the said road center line:

thence North 03 Degrees 09 Minutes 36 Seconds West 177.1 feet
thence North 28 Degrees 56 Minutes 26 Seconds West 190.6 feet
thence North 34 Degrees 02 Minutes 09 Seconds West 195.2 feet
thence North 30 Degrees 47 Minutes 08 Seconds West 184.6 feet
thence North 25 Degrees 53 Minutes 00 Seconds West 196.4 feet
thence North 38 Degrees 09 Minutes 26 Seconds West 207.7 feet
thence North 37 Degrees 01 Minutes 13 Seconds West 192.3 feet
thence North 32 Degrees 29 Minutes 11 Seconds West 191.8 feet
thence North 28 Degrees 39 Minutes 12 Seconds West 188.2 feet
thence North 26 Degrees 19 Minutes 05 Seconds West 184.3 feet
thence North 23 Degrees 32 Minutes 40 Seconds West 25 feet

thence North 26 Degrees 47 Minutes 01 Seconds West 131.9 feet
 thence North 22 Degrees 08 Minutes 50 Seconds West 10.6 feet
 thence North 49 Degrees 34 Minutes 56 Seconds West 150.8 feet
 thence North 56 Degrees 52 Minutes 16 Seconds West 169.5 feet
 thence North 71 Degrees 14 Minutes 08 Seconds West 140.8 feet
 thence North 71 Degrees 13 Minutes 22 Seconds West 34.6 feet
 thence North 66 Degrees 59 Minutes 25 Seconds West 157.3 feet
 thence North 55 Degrees 46 Minutes 48 Seconds West 101.2 feet
 thence North 13 Degrees 14 Minutes 29 Seconds West 127.9 feet
 thence North 21 Degrees 02 Minutes 29 Seconds West 157.8 feet
 thence North 23 Degrees 55 Minutes 48 Seconds West 166.5 feet
 thence North 29 Degrees 17 Minutes 10 Seconds West 159.3 feet
 thence North 08 Degrees 58 Minutes 24 Seconds West 96.2 feet
 thence North 08 Degrees 41 Minutes 24 Seconds West 24.9 feet
 thence North 00 Degrees 41 Minutes 43 Seconds East 18 feet
 thence North 16 Degrees 37 Minutes 11 Seconds East 101.2 feet
 thence North 54 Degrees 25 Minutes 10 Seconds East 108.1 feet
 thence North 59 Degrees 03 Minutes 13 Seconds East 141.8 feet
 thence North 52 Degrees 44 Minutes 27 Seconds East 174.8 feet
 thence North 56 Degrees 12 Minutes 55 Seconds East 178.2 feet
 thence North 56 Degrees 11 Minutes 08 Seconds East 9.4 feet
 thence North 61 Degrees 20 Minutes 24 Seconds East 197.2 feet
 thence North 71 Degrees 45 Minutes 27 Seconds East 165.5 feet
 thence North 67 Degrees 27 Minutes 43 Seconds East 152 feet
 thence North 81 Degrees 28 Minutes 13 Seconds East 149.8 feet
 thence South 86 Degrees 18 Minutes 06 Seconds East 162.8 feet
 thence North 78 Degrees 11 Minutes 42 Seconds East 173.4 feet
 thence North 86 Degrees 09 Minutes 52 Seconds East 188.7 feet
 thence South 86 Degrees 59 Minutes 47 Seconds East 196.5 feet
 thence South 87 Degrees 26 Minutes 42 Seconds East 194.5 feet
 thence South 79 Degrees 55 Minutes 35 Seconds East 190.5 feet
 thence South 83 Degrees 51 Minutes 46 Seconds East 188.9 feet
 thence South 85 Degrees 04 Minutes 56 Seconds East 196.7 feet
 thence South 84 Degrees 23 Minutes 23 Seconds East 205.5 feet
 thence South 84 Degrees 03 Minutes 54 Seconds East 209.9 feet
 thence South 86 Degrees 21 Minutes 10 Seconds East 188.5 feet
 thence South 87 Degrees 45 Minutes 27 Seconds East 181.6 feet
 thence South 77 Degrees 25 Minutes 41 Seconds East 73.4 feet
 thence South 84 Degrees 35 Minutes 11 Seconds East 114.4 feet
 thence North 83 Degrees 26 Minutes 08 Seconds East 136.3 feet
 thence North 84 Degrees 21 Minutes 49 Seconds East 142.4 feet
 thence South 83 Degrees 49 Minutes 07 Seconds East 144.3 feet
 thence South 87 Degrees 50 Minutes 24 Seconds East 150.1 feet
 thence South 86 Degrees 18 Minutes 05 Seconds East 162.8 feet
 thence North 89 Degrees 05 Minutes 28 Seconds East 167 feet
 thence North 56 Degrees 31 Minutes 16 Seconds East 159.1 feet
 thence North 51 Degrees 49 Minutes 03 Seconds East 171.2 feet
 thence North 51 Degrees 31 Minutes 50 Seconds East 186 feet
 thence North 52 Degrees 42 Minutes 34 Seconds East 202 feet

thence North 50 Degrees 17 Minutes 29 Seconds East	217.3 feet
thence North 48 Degrees 59 Minutes 20 Seconds East	224.1 feet
thence North 46 Degrees 28 Minutes 57 Seconds East	225.4 feet
thence North 46 Degrees 43 Minutes 52 Seconds East	224 feet
thence North 46 Degrees 49 Minutes 05 Seconds East	162.2 feet
thence North 46 Degrees 49 Minutes 45 Seconds East	52.6 feet
thence North 48 Degrees 48 Minutes 28 Seconds East	208.2 feet
thence North 51 Degrees 17 Minutes 31 Seconds East	216.8 feet
thence North 48 Degrees 20 Minutes 29 Seconds East	223.7 feet
thence North 48 Degrees 38 Minutes 41 Seconds East	220 feet
thence North 50 Degrees 14 Minutes 26 Seconds East	103.7 feet
thence North 50 Degrees 14 Minutes 29 Seconds East	110.8 feet
thence North 49 Degrees 34 Minutes 01 Seconds East	214 feet
thence North 53 Degrees 22 Minutes 50 Seconds East	208 feet
thence North 68 Degrees 13 Minutes 32 Seconds East	224.5 feet
thence North 59 Degrees 45 Minutes 18 Seconds East	227.1 feet
thence North 64 Degrees 00 Minutes 46 Seconds East	227.5 feet
thence North 65 Degrees 59 Minutes 59 Seconds East	216.7 feet
thence North 86 Degrees 06 Minutes 19 Seconds East	212 feet
thence South 89 Degrees 56 Minutes 01 Seconds East	228 feet
thence North 85 Degrees 35 Minutes 29 Seconds East	231.6 feet
thence North 80 Degrees 12 Minutes 18 Seconds East	229.8 feet
thence North 83 Degrees 13 Minutes 30 Seconds East	234.4 feet
thence North 85 Degrees 57 Minutes 35 Seconds East	229.2 feet
thence South 89 Degrees 04 Minutes 29 Seconds East	221.9 feet
thence North 89 Degrees 13 Minutes 48 Seconds East	221.8 feet
thence North 88 Degrees 46 Minutes 55 Seconds East	215.6 feet
thence South 83 Degrees 16 Minutes 07 Seconds East	146.5 feet
thence South 82 Degrees 07 Minutes 23 Seconds East	57.4 feet
thence South 73 Degrees 44 Minutes 20 Seconds East	195.2 feet
thence South 58 Degrees 52 Minutes 08 Seconds East	207.4 feet
thence South 55 Degrees 47 Minutes 22 Seconds East	222.7 feet
thence South 56 Degrees 48 Minutes 40 Seconds East	234.6 feet
thence South 56 Degrees 27 Minutes 32 Seconds East	238.3 feet
thence South 58 Degrees 07 Minutes 40 Seconds East	164 feet
thence South 58 Degrees 07 Minutes 52 Seconds East	119.1 feet
thence South 49 Degrees 09 Minutes 00 Seconds East	181.8 feet
thence South 46 Degrees 05 Minutes 23 Seconds East	125.1 feet
thence South 46 Degrees 04 Minutes 28 Seconds East	91.2 feet
thence South 55 Degrees 16 Minutes 44 Seconds East	185.6 feet
thence South 72 Degrees 50 Minutes 06 Seconds East	250.8 feet
thence South 78 Degrees 46 Minutes 41 Seconds East	171.8 feet
thence South 86 Degrees 31 Minutes 54 Seconds East	222 feet
thence South 87 Degrees 03 Minutes 06 Seconds East	228.4 feet
thence South 86 Degrees 22 Minutes 23 Seconds East	236.8 feet
thence South 86 Degrees 32 Minutes 30 Seconds East	247.3 feet
thence South 87 Degrees 18 Minutes 17 Seconds East	247.4 feet
thence South 86 Degrees 32 Minutes 30 Seconds East	247.3 feet
thence South 87 Degrees 43 Minutes 46 Seconds East	251.6 feet

thence South 86 Degrees 09 Minutes 45 Seconds East 247.4 feet
 thence South 87 Degrees 13 Minutes 19 Seconds East 240.9 feet
 thence South 87 Degrees 18 Minutes 17 Seconds East 247.4 feet
 thence South 89 Degrees 15 Minutes 03 Seconds East 257.6 feet
 thence South 89 Degrees 36 Minutes 15 Seconds East 253.7 feet
 thence South 89 Degrees 35 Minutes 30 Seconds East 249.4 feet
 thence North 89 Degrees 39 Minutes 15 Seconds East 249.4 feet
 thence South 88 Degrees 22 Minutes 33 Seconds East 238.7 feet
 thence South 89 Degrees 32 Minutes 35 Seconds East 234.3 feet
 thence South 71 Degrees 30 Minutes 40 Seconds East 208.4 feet
 thence South 41 Degrees 03 Minutes 47 Seconds East 192.6 feet
 thence South 44 Degrees 09 Minutes 43 Seconds East 106.7 feet
 thence South 44 Degrees 09 Minutes 43 Seconds East 84.3 feet
 thence South 52 Degrees 00 Minutes 43 Seconds East 179.9 feet
 thence South 56 Degrees 45 Minutes 45 Seconds East 97.3 feet more or less to **the ending**

point at: 40 degrees 47 minutes 040.5 seconds North Latitude and -112 degrees 57 minutes 04.33 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,238,596.8 feet and Y = 7,461,445.9 feet.