

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

No. 309562  
RECORDED AT THE REQUEST OF  
State of ut Governors office  
Date 6-23-08 Time 12:52  
Book      Of Records Page      Fee 0  
Kaylen Lewis  
TOOELE COUNTY RECORDER  
CALLEEN B. PESHELL

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Aragonite Frontage Road; County Road Number: tc02516; State Geographic Information Database (SGID) Road Identification Number: RD230082. Total road length is 1.18 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         )

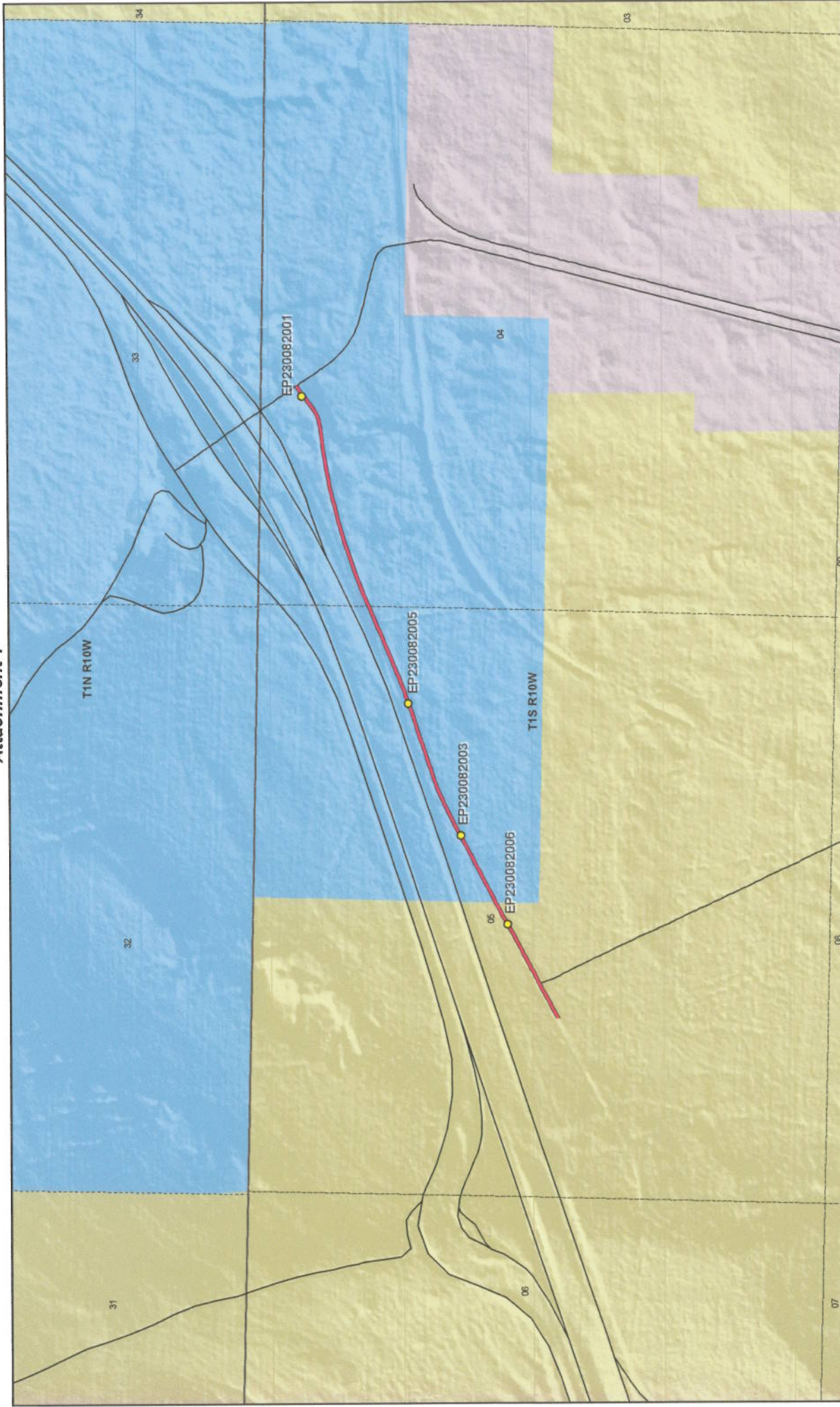
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to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





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

**Transportation Network**

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

**Land Ownership Categories**

- ◆ Wilderness
- ◆ UDWR Wildlife Reserve
- ◆ DOD, Military
- ◆ State Sovereign Land
- ◆ National Recreation Area
- ◆ USFWS, Natl. Wildlife Refuge
- ◆ NPS, National Park
- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- Tribal, Indian Reservation
- NPS, National Park

1:14,464  
1 inch equals 0.2 miles

**Aragonite Frontage Road - Tooele County**  
**SGID RD\_ID RD230082**





EP230082001



EP230082003



EP230082005



EP230082006

EP000000000

EP000000000

*Aragonite Frontage Road - Tooele County*  
**SGID RD\_ID RD230082**

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:** Aragonite Frontage Road

**County:** Tooele

**County Road Number:** tc02516

**State Geographic Information Database (SGID) Road Identification Number:** RD230082.

**Total Road Length:** 1.18 miles more or less.

**Beginning at a point** on the road centerline located at 40 degrees 45 minutes 37.04 seconds North Latitude and -113 degrees 00 minutes 12.58 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,223,909.2 feet and Y = 7,449,192.0 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 40 degrees 46 minutes 01.48 seconds North Latitude and -112 degrees 58 minutes 58.89 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,229,620.5 feet and Y = 7,451,570.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 1 South Range 10 West, Section(s) 4,5, 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:** Aragonite Frontage Road

**County:** Tooele

**County Road Number:** tc02516

**State Geographic Information Database (SGID) Road Identification Number:** RD230082.

**Total Road Length:** 1.18 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>RD230082</b>	<b>001</b>	<b>BLM</b>	<b>0.22 Miles</b>	<b>A</b>
<b>RD230082</b>	<b>002</b>	<b>ST</b>	<b>0.96 Miles</b>	<b>(not shown)</b>
		<b>Total Road Length</b>	<b>1.18</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 DONALD H. TALMADGE**

**ARAGONITE FRONTAGE ROAD**

**COUNTY ROAD NUMBER 02516**

**TOOELE COUNTY, UTAH**

State of Utah                                 )  
  : ss.  
County of Tooele                            )

DONALD H. TALMADGE, 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 70 years.
2. I have traveled and am familiar with a road in Tooele County known as Aragonite Frontage Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1942 it followed the same route as in the early 1960s when I last observed it. Attached is a Tooele County map showing Aragonite 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 1942 and continuing to the early 1960s. Throughout this time period I have observed travel on the road by various means, including 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 the early 1960s.



4. Throughout the time period from the early 1950s to the early 1960s, I have used the road myself for livestock operations 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 prospecting for minerals, mining, trapping, cedar post cutting and hunting.

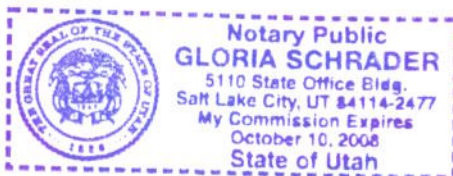
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

Dated this 28 day of August, 2007.

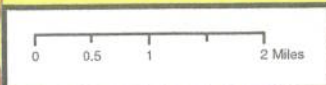
  
DONALD H. TALMADGE

SUBSCRIBED AND SWORN to before me this 28<sup>th</sup> day of August, 2007.



  
NOTARY PUBLIC

**Aragonite Frontage Road**





**AFFIDAVIT OF J. BRUCE CLEGG****ARAGONITE FRONTAGE ROAD****TOOELE COUNTY, UTAH****ROAD NUMBER 02516**

State of Utah                                 )  
   : ss.  
 County of Tooele                         )

J. BRUCE CLEGG, 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 Erda, Tooele County, Utah. I have lived in Tooele County for 60 years.

2. I have traveled and am familiar with a road in Tooele County known as Aragonite Frontage Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1950s it followed the same route as in 2007. Attached is a Tooele County map showing Aragonite 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.

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 late 1950s 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, for more than ten continuous years prior to 1976 and was so used in 2007.

5. Throughout the time period from the late 1950s to 2007, I have used the road myself for livestock operations and recreation.



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 trapping, sightseeing and recreation.

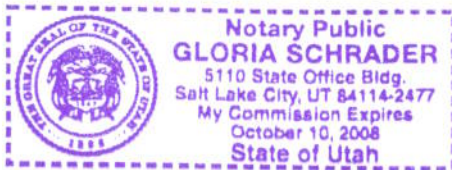
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I have observed graders and other equipment performing maintenance and construction activities on the road.

DATED this 27 day of August, 2007.

  
\_\_\_\_\_  
J. BRUCE CLEGG

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



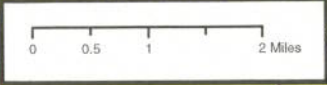
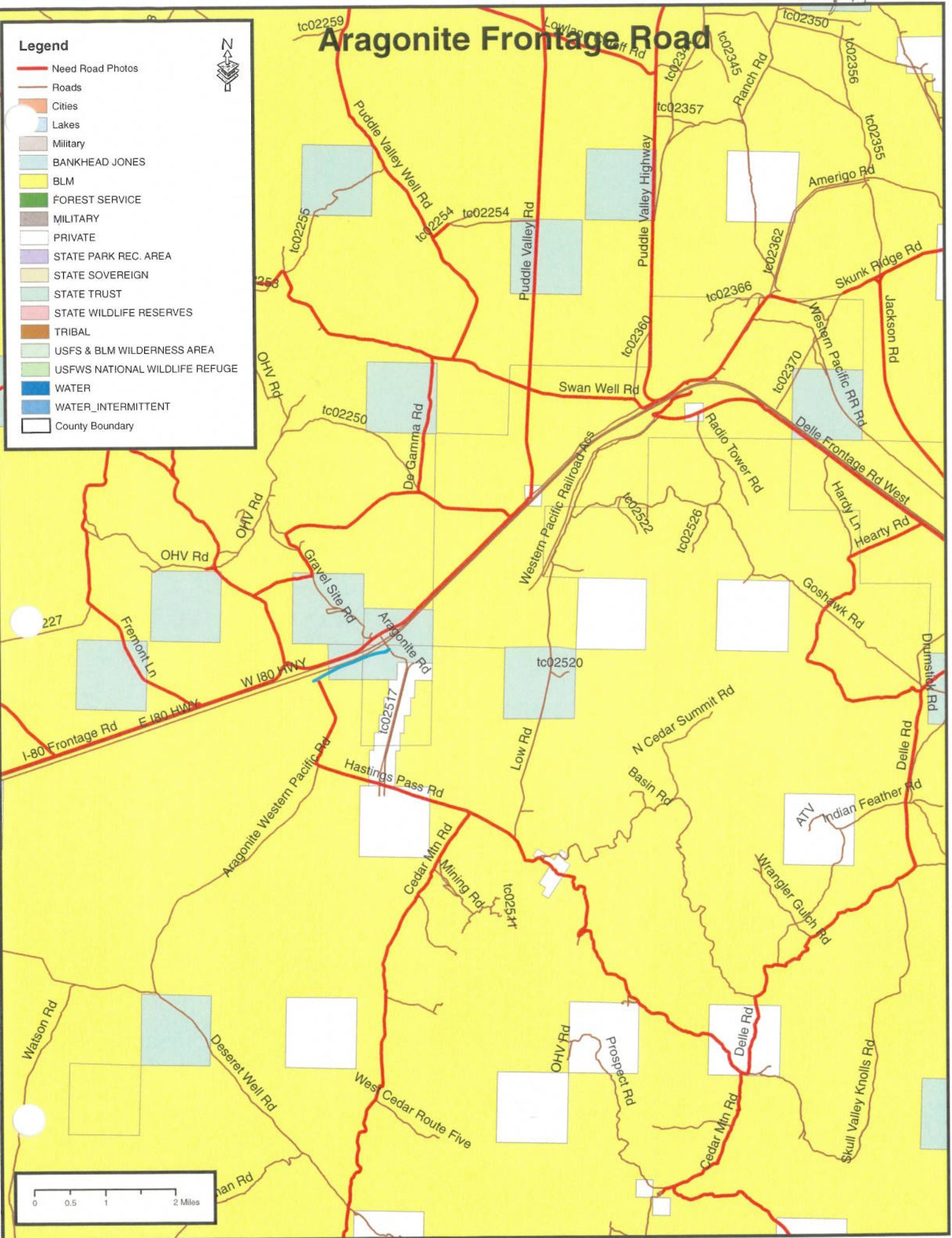
  
\_\_\_\_\_  
NOTARY PUBLIC

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# Aragonite Frontage 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: Aragonite Frontage Road**

**County: Tooele**

**County Road Number: tc02516**

**State Geographic Information Database (SGID) Road Identification Number: RD230082.**

**Road-Segment Number: 001**

**Road-Segment Length: 0.22 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 10 West, Section(s) 5, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Aragonite Frontage 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 45 minutes 37.04 seconds North Latitude and -113 degrees 00 minutes 12.58 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,223,909.2 feet and Y = 7,449,192.0 feet; thence the following courses along the said road center line:

thence North 75 Degrees 37 Minutes 06 Seconds East	6.8 feet
thence North 52 Degrees 05 Minutes 10 Seconds East	10.8 feet
thence North 62 Degrees 30 Minutes 18 Seconds East	14.4 feet
thence North 61 Degrees 07 Minutes 53 Seconds East	17.2 feet
thence North 63 Degrees 58 Minutes 40 Seconds East	18.9 feet
thence North 61 Degrees 21 Minutes 14 Seconds East	24.2 feet
thence North 62 Degrees 42 Minutes 09 Seconds East	21.7 feet
thence North 61 Degrees 21 Minutes 14 Seconds East	24.2 feet
thence North 63 Degrees 43 Minutes 47 Seconds East	26.3 feet
thence North 58 Degrees 58 Minutes 38 Seconds East	22.5 feet
thence North 61 Degrees 21 Minutes 14 Seconds East	24.2 feet



thence North 62 Degrees 42 Minutes 09 Seconds East 21.7 feet  
 thence North 58 Degrees 32 Minutes 45 Seconds East 22.2 feet  
 thence North 62 Degrees 42 Minutes 09 Seconds East 21.7 feet  
 thence North 62 Degrees 42 Minutes 09 Seconds East 21.7 feet  
 thence North 59 Degrees 40 Minutes 23 Seconds East 19.7 feet  
 thence North 59 Degrees 40 Minutes 23 Seconds East 19.7 feet  
 thence North 68 Degrees 37 Minutes 01 Seconds East 18.3 feet  
 thence North 54 Degrees 57 Minutes 34 Seconds East 5.2 feet  
 thence North 61 Degrees 21 Minutes 14 Seconds East 14.5 feet  
 thence North 59 Degrees 40 Minutes 23 Seconds East 19.7 feet  
 thence North 66 Degrees 41 Minutes 27 Seconds East 21 feet  
 thence North 58 Degrees 58 Minutes 38 Seconds East 22.5 feet  
 thence North 64 Degrees 52 Minutes 46 Seconds East 23.5 feet  
 thence North 58 Degrees 02 Minutes 50 Seconds East 25 feet  
 thence North 60 Degrees 36 Minutes 00 Seconds East 27 feet  
 thence North 62 Degrees 30 Minutes 18 Seconds East 28.8 feet  
 thence North 62 Degrees 48 Minutes 01 Seconds East 29.1 feet  
 thence North 62 Degrees 30 Minutes 18 Seconds East 28.8 feet  
 thence North 61 Degrees 45 Minutes 26 Seconds East 31.6 feet  
 thence North 59 Degrees 40 Minutes 23 Seconds East 29.5 feet  
 thence North 63 Degrees 20 Minutes 31 Seconds East 33.3 feet  
 thence North 59 Degrees 11 Minutes 21 Seconds East 32.4 feet  
 thence North 63 Degrees 20 Minutes 31 Seconds East 33.3 feet  
 thence North 61 Degrees 07 Minutes 53 Seconds East 34.4 feet  
 thence North 60 Degrees 52 Minutes 05 Seconds East 34.1 feet  
 thence North 62 Degrees 37 Minutes 25 Seconds East 36.1 feet  
 thence North 60 Degrees 21 Minutes 09 Seconds East 36.9 feet  
 thence North 61 Degrees 46 Minutes 57 Seconds East 38.6 feet  
 thence North 60 Degrees 21 Minutes 09 Seconds East 36.9 feet  
 thence North 59 Degrees 40 Minutes 23 Seconds East 39.4 feet  
 thence North 63 Degrees 17 Minutes 47 Seconds East 40.6 feet  
 thence North 63 Degrees 17 Minutes 47 Seconds East 40.6 feet  
 thence North 59 Degrees 18 Minutes 07 Seconds East 42.2 feet  
 thence North 62 Degrees 42 Minutes 09 Seconds East 43.4 feet  
 thence North 62 Degrees 21 Minutes 18 Seconds East 2.3 feet

more or less to **the ending point**  
**at:** 40 degrees 45 minutes 42.78 seconds North Latitude and -112 degrees 59 minutes 59.15 seconds West  
 Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet  
 coordinates of X = 1,224,952.6 feet and Y = 7,449,755.5 feet.