

**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over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Johnson Pass Spur Road; County Road Number: tc02670; State Geographic Information Database (SGID) Road Identification Number: RD230088. Total road length is 0.04 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.

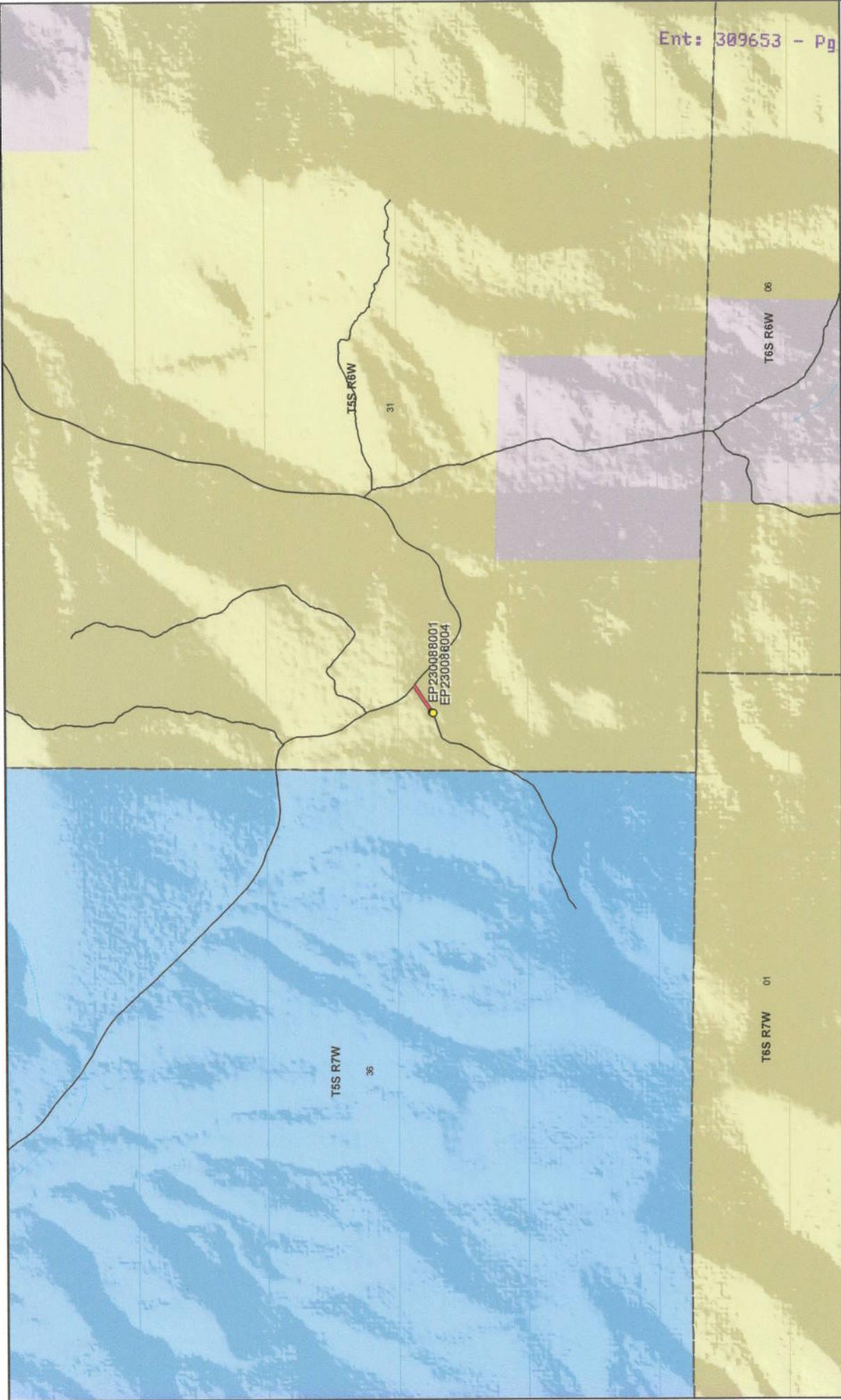
This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of 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

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

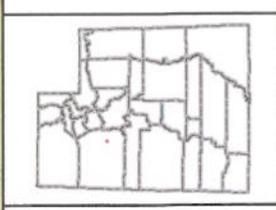


Johnson Pass Spur Road - Tooele County
SGID RD_ID RD230088

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

Wilderness

- UDWR Wildlife Reserve
- DOD, Military
- State Sovereign Land
- National Recreation Area
- USFWS, Natl. Wildlife Refuge



North Arrow

1:10,244
1 inch equals 0.2 miles



EP230088001



EP230088004

EP000000000

EP000000000

EP000000000

EP000000000

Johnson Pass Spur Road - Tooele County
SGID RD_ID RD230088

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: Johnson Pass Spur Road

County: Tooele

County Road Number: tc02670

State Geographic Information Database (SGID) Road Identification Number: RD230088.

Total Road Length: 0.04 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 20 minutes 12.52 seconds North Latitude and -112 degrees 34 minutes 23.12 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,341,284.8 feet and Y = 7,293,207.1 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 20 minutes 13.82 seconds North Latitude and -112 degrees 34 minutes 20.72 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,341,472.5 feet and Y = 7,293,336.9 feet based on the US Survey Foot conversion.

This road may traverse:

Township 5 South Range 6 West, Section(s) 31, 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: Johnson Pass Spur Road

County: Tooele

County Road Number: tc02670

State Geographic Information Database (SGID) Road Identification Number: RD230088.

Total Road Length: 0.04 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
RD230088	001	BLM	0.04 Miles	A
		Total Road Length	0.04	_____

* 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 ORSON A. JOHNSON

JOHNSON PASS SPUR ROAD

COUNTY ROAD NUMBER tc02670

TOOELE COUNTY, UTAH

State of Utah)
 : ss.
County of Tooele)

ORSON A. JOHNSON, 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 resided in Tooele County for the past 84 years.

2. I have traveled and am familiar with a road in Tooele County known as Johnson Pass Spur Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1930s it followed the same route as in 2008 when I last observed it. Attached is a Tooele County map showing Johnson Pass Spur 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 1930s and continuing through 1976 to 2008. Throughout this time period I have observed travel on the road by various means, including ATVs, pickups, motorcycles, 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 2008.

4. Throughout the time period from the early 1930s to 2008, I have used the road myself for livestock operations, 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 sight seeing and hunting.

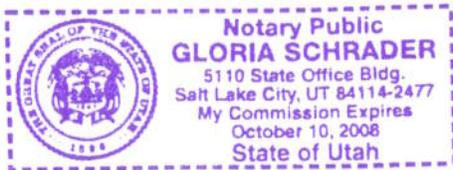
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s.

7. Prior to 1976, I observed the graded surface of the road. The road is currently graveled.

Dated this 22 day of May, 2008.

Orson A. Johnson
ORSON A. JOHNSON

SUBSCRIBED AND SWORN to before me this 22nd day of May, 2008.



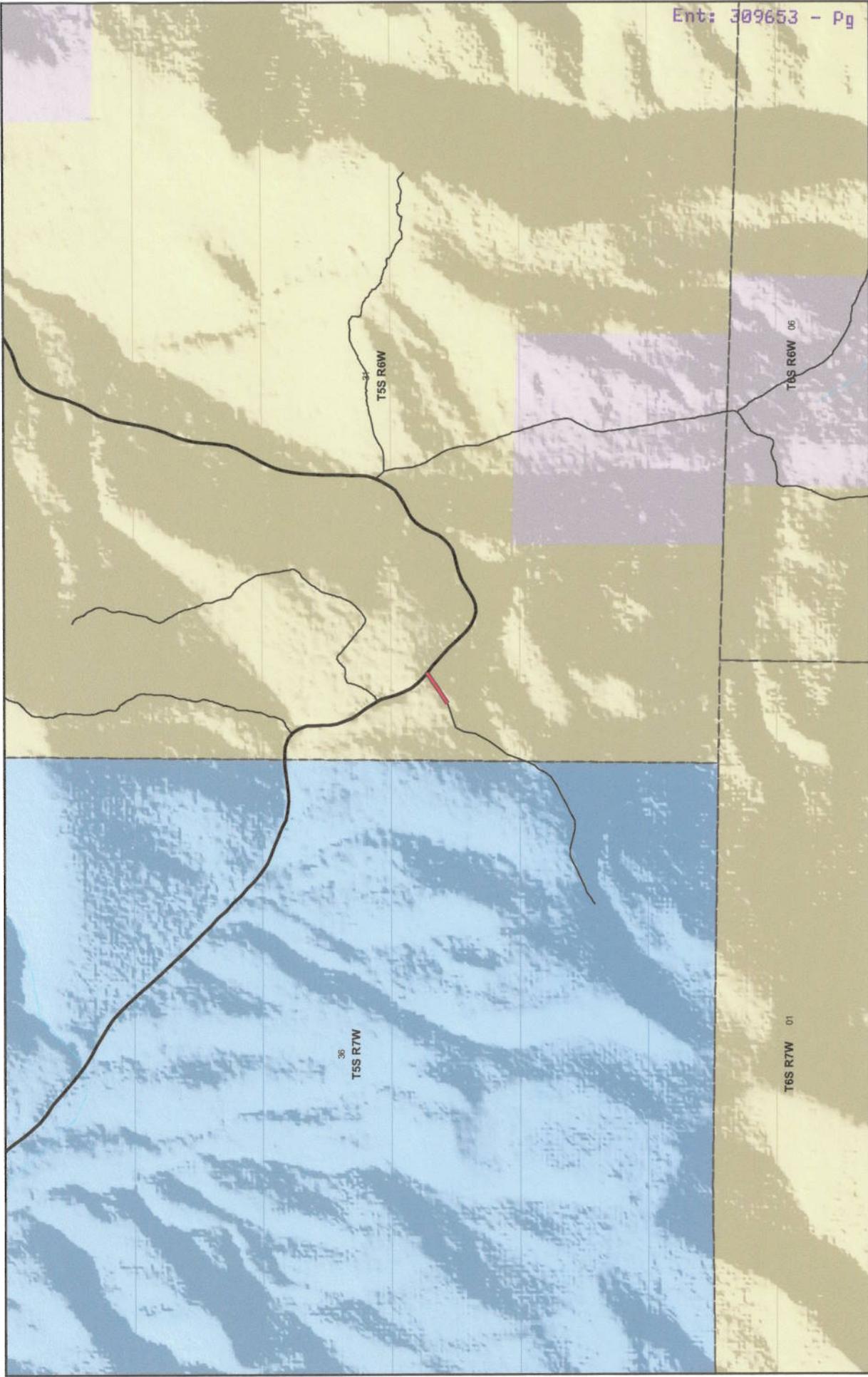
Gloria Schrader
NOTARY PUBLIC



Map prepared by the State of Utah
Admitted Geographer
AGRC
Room 5130 State Office Building
Salt Lake City, Utah 84114
Apr 18, 2008



1:9,765
1 inch equals 0.2 miles



Tooele County Johnson Pass Spur Road County Unique - tc02670

- 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**
 - Johnson Pass Spur Road
 - State / U.S. Highway
 - Local Roads

AFFIDAVIT OF O. DARRELL JOHNSON

JOHNSON PASS SPUR ROAD

COUNTY ROAD NUMBER tc02670

TOOELE COUNTY, UTAH

State of Utah)
 : ss.
County of Tooele)

O DARRELL JOHNSON, 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 resided in Tooele County for the past 65 years.

2. I have traveled and am familiar with a road in Tooele County known as Johnson Pass Spur 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 2008 when I last observed it. Attached is a Tooele County map showing Johnson Pass Spur 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 2008. Throughout this time period I have observed travel on the road by various means, including cars, ATVS, pickups, motorcycles 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 2008.

4. Throughout the time period from the early 1950s to 2008, 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 recreation 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.

7. Prior to 1976, I observed the graded surface of the road. The road is currently graveled.

Dated this 22 day of May, 2008.

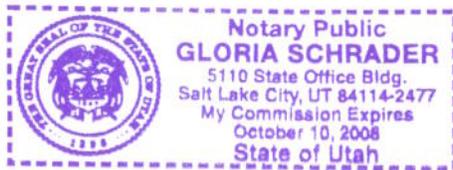


O. DARRELL JOHNSON

SUBSCRIBED AND SWORN to before me this 22nd day of May, 2008.



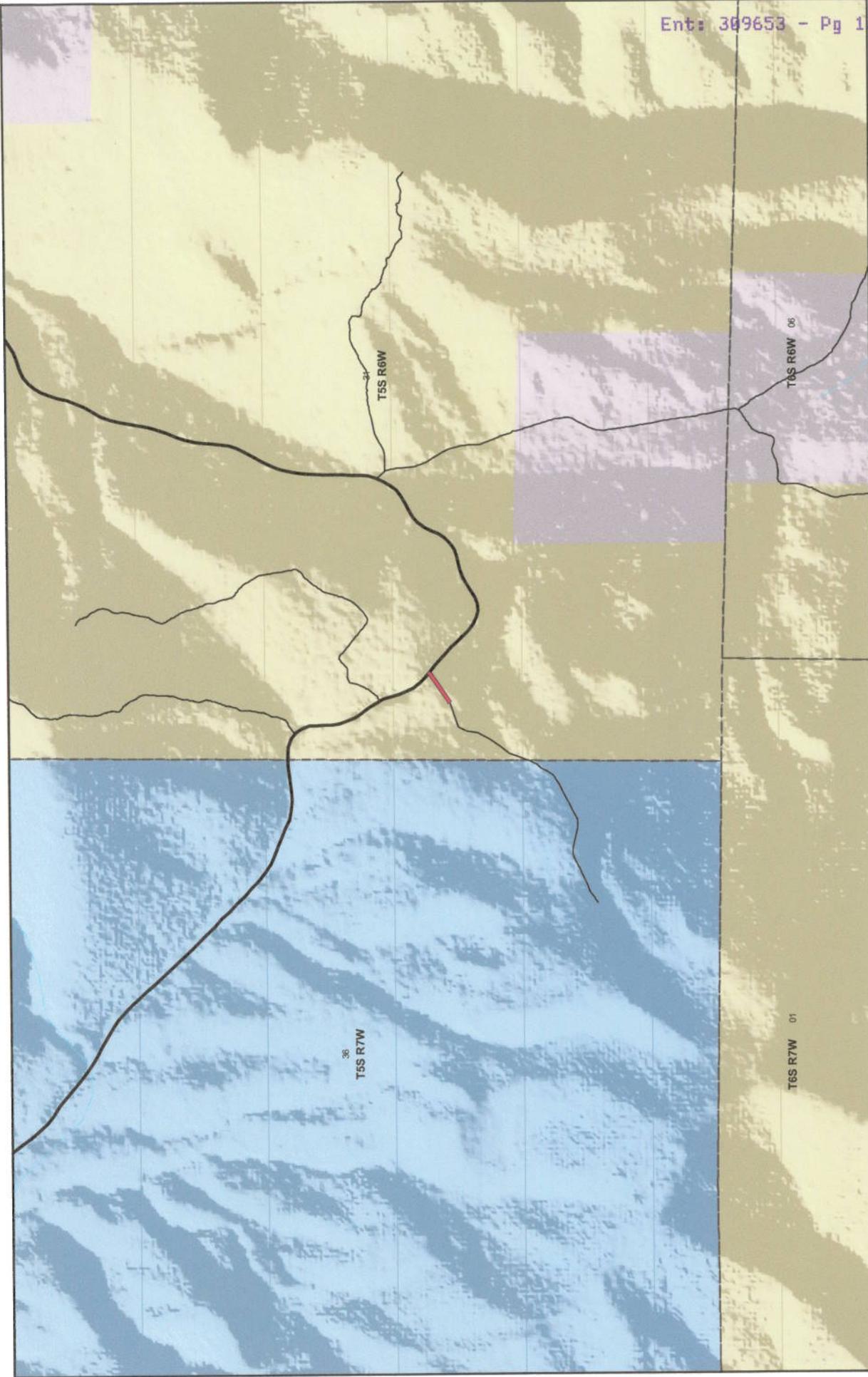
NOTARY PUBLIC





1:9,765
1 inch equals 0.2 miles

Map prepared by the State of Utah
Automated Geographic Reference Center
AGRC
Room 530 State Office Building
Salt Lake City, Utah 84114
Apr 16, 2008



Tooele County Johnson Pass Spur Road County Unique - 1c02670

- 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**
 - Johnson Pass Spur Road
 - State / U.S. Highway
 - Local Roads

Appendix A to Attachment 4

Popular Name: Johnson Pass Spur Road

County: Tooele

County Road Number: tc02670

State Geographic Information Database (SGID) Road Identification Number: RD230088.

Road-Segment Number: 001

Road-Segment Length: 0.04 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 5 South Range 6 West, Section(s) 31, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Johnson Pass Spur 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 20 minutes 12.52 seconds North Latitude and -112 degrees 34 minutes 23.12 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,341,284.8 feet and Y = 7,293,207.1 feet; thence the following courses along the said road center line:

thence North 56 Degrees 01 Minutes 45 Seconds East 103.7 feet

thence North 54 Degrees 45 Minutes 07 Seconds East 123.2 feet

thence North 55 Degrees 13 Minutes 48 Seconds East 1.4 feet more or less to **the ending point**

at: 40 degrees 20 minutes 13.82 seconds North Latitude and -112 degrees 34 minutes 20.72 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,341,472.5 feet and Y = 7,293,336.9 feet.