

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

Ent: 309601 - Pg 1 of 13
Date: 6/23/2008 12:52 PM
Fee: \$0.00 NO CHARGE
Filed By: RGL
CALLEEN B PESHELL, Recorder
Tooele County Corporation
For: STATE OF UT GOVERNORS OFF

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over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its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 Droubay Road 900 E; County Road Number: tc03619; State Geographic Information Database (SGID) Road Identification Number: RD230114. Total road length is 7.08 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

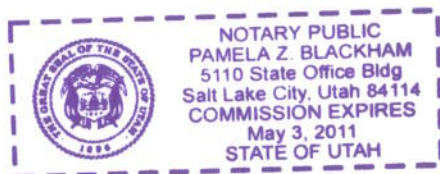

John Harja

CERTIFICATION

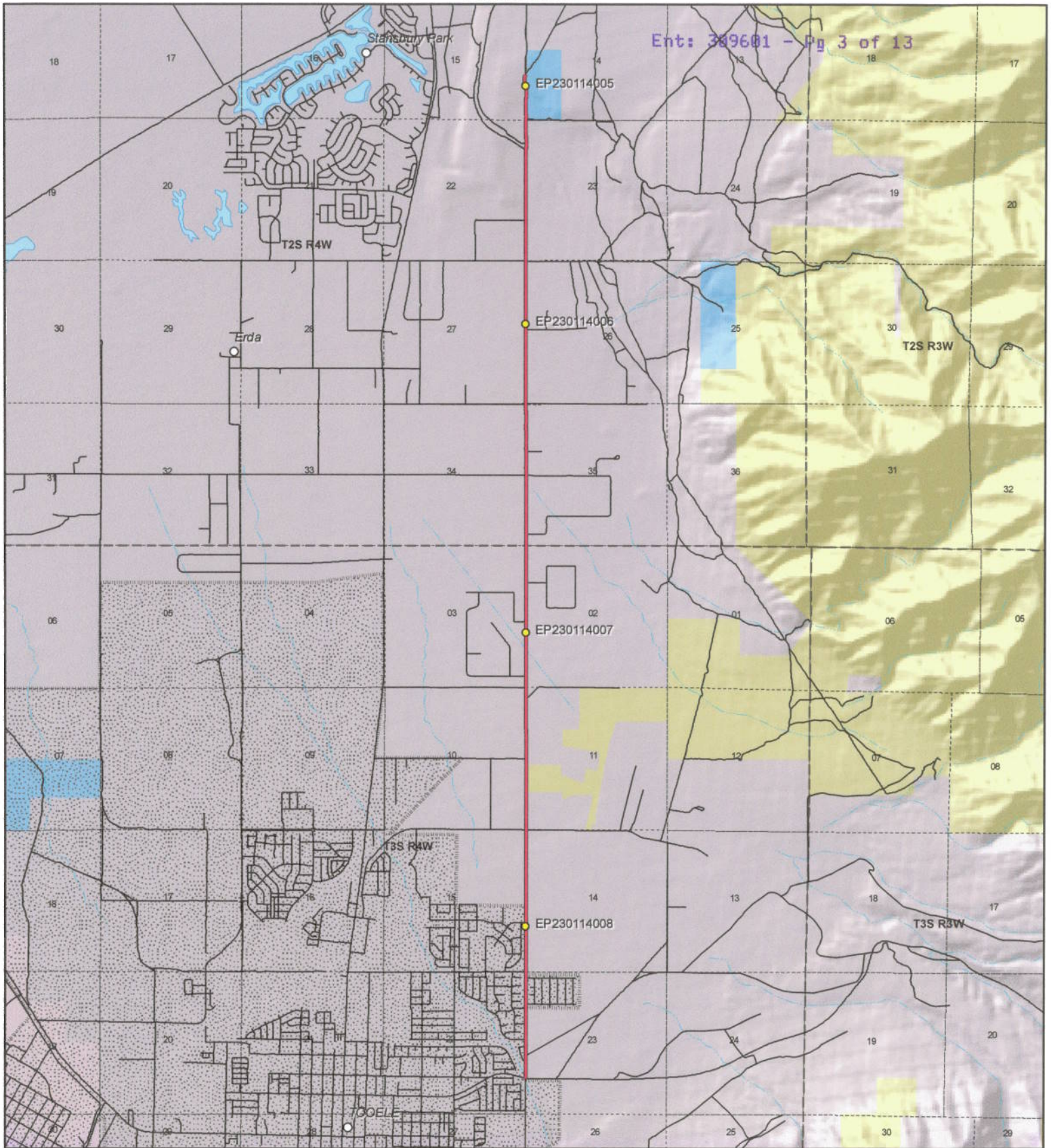
State of Utah)
 : ss
County of Salt Lake)

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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Droubay Road 900 E - Tooele County
SGID RD_ID RD230114

Land Ownership Categories

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

Transportation Network

- | |
|---|
| Droubay Road 900 E |
| Title V: Issued Or Under Consideration By BLM Or County |
| Other Roads |
| Photo Event Point |
| Section = 1 Mile |

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Jun 17, 2008



1:58,150

1 inch equals 0.9 miles



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EP230114005



EP230114006



EP230114007



EP230114008

EP000000000

EP000000000

Droubay Road 900 E - Tooele County
SGID RD_ID RD230114

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: Droubay Road 900 E

County: Tooele

County Road Number: tc03619

State Geographic Information Database (SGID) Road Identification Number: RD230114.

Total Road Length: 7.08 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 32 minutes 25.84 seconds North Latitude and -112 degrees 16 minutes 26.66 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,425,278.3 feet and Y = 7,366,551.1 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 38 minutes 34.66 seconds North Latitude and -112 degrees 16 minutes 34.21 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,425,019.2 feet and Y = 7,403,879.4 feet based on the US Survey Foot conversion.

This road may traverse:

Township 2 South Range 4 West, Section(s) 14,15,22,23,26,34,35, Salt Lake Base & Meridian

Township 3 South Range 4 West, Section(s) 3,10,11,14,15,23, 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: Droubay Road 900 E

County: Tooele

County Road Number: tc03619

State Geographic Information Database (SGID) Road Identification Number: RD230114.

Total Road Length: 7.08 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
RD230114	001	PVT	2.02 Miles	(not shown)
RD230114	002	BLM	0.19 Miles	A
RD230114	003	PVT	4.87 Miles	(not shown)
		Total Road Length	7.08	_____

* 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

DROUBAY ROAD 900 EAST

COUNTY ROAD NUMBER 03619

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 Droubay Road 900 East. I am also familiar with the land the road traverses. When I first used and observed the road in 1936 it followed the same route as in 2007 when I last observed it. Attached is a Tooele County map showing Droubay Road 900 East. 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 1936 and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including cars, maintenance vehicles, 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 2007.


4. Throughout the time period from 1936 to 2007, I have used the road myself for farming, 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 camping, farming, wood gathering, and hunting.

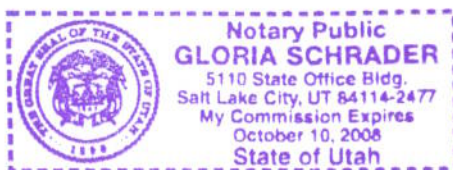
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

Dated this 27 day of August, 2007.


JOHN ROBERT DROUBAY

SUBSCRIBED AND SWORN to before me this 27th day of August, 2007.




NOTARY PUBLIC

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AFFIDAVIT OF COLLEEN S. JOHNSON

DROUBAY ROAD 900 EAST

COUNTY ROAD NUMBER 03619

TOOELE COUNTY, UTAH

State of Utah)
 : ss.
County of Tooele)

COLLEEN S. 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 lived in Tooele County for 58 years. I have been a Tooele County Commissioner from 2005 to the present.

2. I have traveled and am familiar with a road in Tooele County known as Droubay Road 900 East. 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 when I last observed it. Attached is a Tooele County map showing Droubay Road 900 East. 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 late 1950s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including cars, semi trucks, maintenance vehicles, 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 late 1950s to 2007, I have used the road myself for hiking 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, hunting, mining, farming, travel to and from schools and mail delivery.

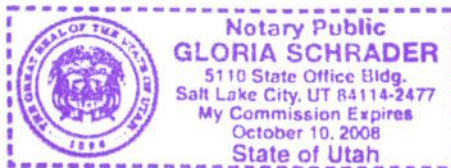
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

Dated this 27 day of August, 2007.


COLLEEN S. JOHNSON

SUBSCRIBED AND SWORN to before me this 27th day of August, 2007.




NOTARY PUBLIC

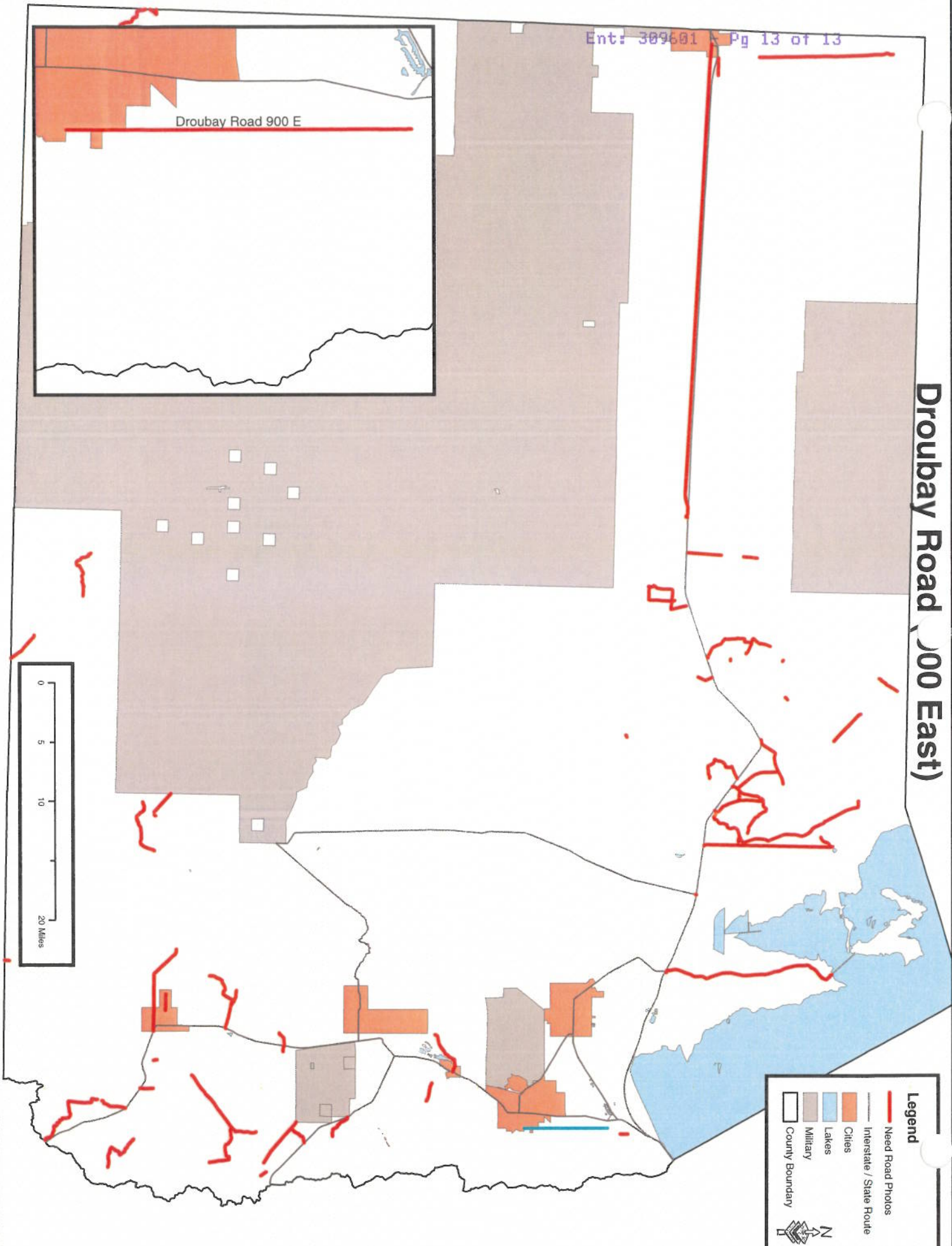
Droubay Road 900 East

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Droubay Road 900 E

Legend

- Need Road Photos
- Interstate / State Route
- Cities
- Lakes
- Military
- County Boundary



Appendix A to Attachment 4

Popular Name: Droubay Road 900 E

County: Tooele

County Road Number: tc03619

State Geographic Information Database (SGID) Road Identification Number: RD230114.

Road-Segment Number: 002

Road-Segment Length: 0.19 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 3 South Range 4 West, Section(s) 11, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Droubay Road 900 E)-- 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 34 minutes 11.13 seconds North Latitude and -112 degrees 16 minutes 28.58 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,425,222.2 feet and Y = 7,377,206.6 feet; thence the following courses along the said road center line:

thence North 00 Degrees 36 Minutes 45 Seconds East 9.9 feet
thence North 00 Degrees 32 Minutes 54 Seconds East 64 feet
thence North 00 Degrees 32 Minutes 54 Seconds East 64 feet
thence North 01 Degrees 30 Minutes 28 Seconds West 64 feet
thence North 00 Degrees 32 Minutes 54 Seconds East 64 feet
thence North 00 Degrees 31 Minutes 35 Seconds East 65.6 feet
thence North 01 Degrees 30 Minutes 28 Seconds West 64 feet
thence North 00 Degrees 31 Minutes 35 Seconds East 65.6 feet
thence North 01 Degrees 11 Minutes 32 Seconds West 65.6 feet
thence North 00 Degrees 15 Minutes 17 Seconds East 64 feet
thence North 01 Degrees 11 Minutes 32 Seconds West 65.6 feet

thence North 00 Degrees 30 Minutes 19 Seconds East 67.3 feet

thence North 01 Degrees 28 Minutes 43 Seconds West 65.6 feet

thence North 00 Degrees 31 Minutes 35 Seconds East 65.6 feet

thence North 01 Degrees 28 Minutes 43 Seconds West 65.6 feet

thence North 00 Degrees 47 Minutes 05 Seconds East 67.3 feet

thence North 01 Degrees 29 Minutes 02 Seconds West 21.2 feet more or less to **the ending**

point at: 40 degrees 34 minutes 02.1 seconds North Latitude and -112 degrees 16 minutes 28.75 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,425,217.7 feet and Y = 7,378,215.6 feet.