

United States Department of Agriculture Forest Service		NAME OF PERMITTEE Mill D Summer Home Association		KIND OF USE ROAD
SPECIAL USE PERMIT (Road)		DATE OF PERMIT March 19, 1968		ROAD PERMIT CLASS E
		REGION 4	STATE Utah	FOREST Wasatch

Permission is hereby granted to Mill D Summer Home Association
of Big Cottonwood Canyon, Brighton, Utah
hereinafter called the permittee, to use, subject to the conditions set out below, the following described lands:

A strip of land more particularly described in clause 8 of this permit, located in Section 17, T. 2 S., R. 3 E., SIM.

This permit covers a right-of-way 1.3 miles in length and containing approximately 4.0 acres and is issued for the purpose of constructing, reconstructing, maintaining, and using a road for the protection, administration, management and utilization of lands and the resources thereof now or hereafter owned or controlled by the permittee.

1. This permit is subject to all valid rights existing on this date.
2. The permittee in exercising the privileges granted by this permit shall comply with all applicable State and Federal laws, Executive Orders, and Federal rules and regulations.
3. The permittee shall cut only such timber as necessary in clearing for road construction, reconstruction, and maintenance. Timber so cut shall, unless otherwise agreed to, be cut into logs of lengths specified by the Forest Service and decked along the road for disposal by the Forest Service.
4. The permittee shall do everything reasonably within his power to prevent forest fires, and will not dispose of material by burning in open fires during the closed season established by law or regulation without a written permit from the Forest Service.
5. The permittee shall fully repair all damage, other than ordinary wear and tear, to National Forest roads and trails caused by the permittee in exercise of the privileges granted by this permit.
6. No member of or Delegate to Congress or Resident Commissioner shall be admitted to any share or part of this agreement or to any benefit that may arise herefrom unless it is made with a corporation for its general benefit.
7. This permit may be terminated or suspended upon breach of any of the conditions herein or at the discretion of the Regional Forester or the Chief, Forest Service.

8. The right-of-way covered by this permit shall be 12.5 feet on each side of the centerline of the existing road as shown on the attached map with such additional width as required for accommodation and protection of cuts and fills.
9. This permit is issued free of charge under regulation U-11 (36 CFR 251.2).
10. Construction of the road shall be in accordance with the specifications set forth in exhibit A attached hereto.
11. The permittee shall provide maintenance made necessary by his use of the road constructed under this permit; Provided that, haulers of products from Federal lands and all other commercial haulers will be required to perform or bear their proportionate share of maintenance made necessary by their use of the road as determined by the Forest Service.
12. The United States shall have unrestricted use of the said right-of-way and any road constructed thereon for all purposes deemed necessary or desirable in connection with the protection, administration, management, and utilization of Federal lands or resources, and shall have the right alone to extend rights and privileges for use of the right-of-way and road thereon to States and local subdivisions thereof, and to other users including members of the public, except users of land or resources owned or controlled by the permittee; Provided, that such use shall be controlled by the Forest Service so as not unreasonably to interfere with use of the road by the permittee or cause the permittee to bear a share of the cost of maintenance greater than permittee's use bears to all use of the road.
13. The permittee agrees to be responsible for prevention and control of soil erosion and gullyng on lands covered by this permit and adjacent thereto resulting from the permittee's reconstruction or maintenance. Such preventive measures may include vegetating with grass or herbaceous plants all ground cover where the soil has been exposed, and construction and maintenance of such preventive works as may be prescribed by the Forest Service.
14. The permittee agrees that the Board of Directors of the Association shall designate a representative to deal with the Forest Service on all matters concerning the administration of this permit.

The exercise of any of the privileges granted hereby constitutes acceptance of all conditions of this permit.

<u>3/19/68</u> (Date)	<u>GEORGE W. TOURTILLOTT</u> (Signature of issuing officer)	<u>Forest Supervisor</u> (Title)
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This permit is accepted subject to the conditions herein set forth.

MILL D SUMMER HOME ASSOCIATION		
<u>April 10, 1968</u> (Date)	<u>/s/ Joseph W. Thalman</u> (By)	<u>President</u> (Title)

Attest: /s/ Andrea M. Dorny, Sec.-Treas.

