

**Supplement to Amended Acknowledgment and Amended 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:**

This Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment and the affidavits attached hereto as Exhibit A supplement and support the Amended Acknowledgment and Amended Notice of Acknowledgment, previously made under Utah Code Sections 72-5-309 through 310 inclusive, as it pertains to the highway located in Beaver County known as SAGE WELL ROAD; County Road Number: B-138; State Geographic Information Database (SGID) Road Identification Number: RD010038.

This document supplements and supports the information contained in the document first recorded at **Ent 232874, Bk 408, Beg Pg 792**, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on **February 14, 2008** at **Ent 235740, Bk 418, Beg Pg 222**. A legal description is attached hereto as Exhibit B.

**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 Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 27<sup>th</sup> day of June, 2008.

By the Governor's Designee

  
\_\_\_\_\_  
John Harja

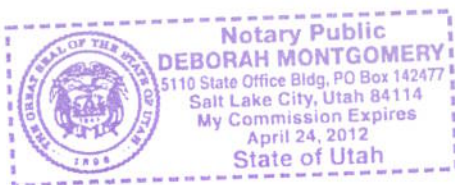
Ent 236990 Bk 423 Pg 800  
Date: 02-JUL-2008 12:53PM  
Fee: None  
Filed By: CP  
BRUCE BROWN, Recorder  
BEAVER COUNTY CORPORATION  
For: STATE OF UTAH

**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 27<sup>th</sup> day of June, 2008.



  
\_\_\_\_\_  
Notary Public

## **Exhibit A**

**AFFIDAVIT OF HARLAN THOMAS**

**SAGE WELL ROAD**

**BEAVER COUNTY, UTAH**

**ROAD NUMBER B-138**

State of Utah                    )  
  : ss.  
County of Beaver                )

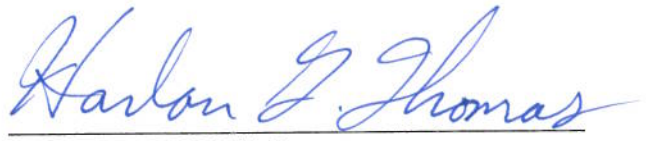
HARLAN THOMAS, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Milford, Beaver County, Utah. I have lived in Beaver County my entire life.
2. I have traveled and am familiar with a road in Beaver County known as Sage Well Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1955, it followed the same route as in 2006 when I last observed it. Attached is a Beaver County map showing Sage 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. I am informed that 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 1955 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by means of pickup trucks and ATVs. Throughout the time period from 1955 to 2006 the road was used daily, weather permitting.
5. Throughout the time period from 1955 to 2006, I have used the road myself for hunting and trapping.

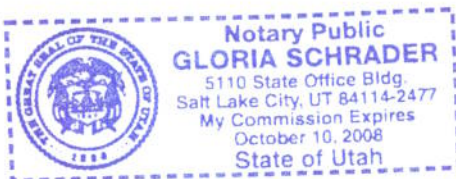
6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph plus mining, prospecting for minerals and livestock operations. It is also the reputation in the community 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 observed the graded surface of the road.

DATED this 1 day of February, 2007.

  
HARLAN THOMAS

SUBSCRIBED AND SWORN to before me this 1<sup>st</sup> day of February, 2007.

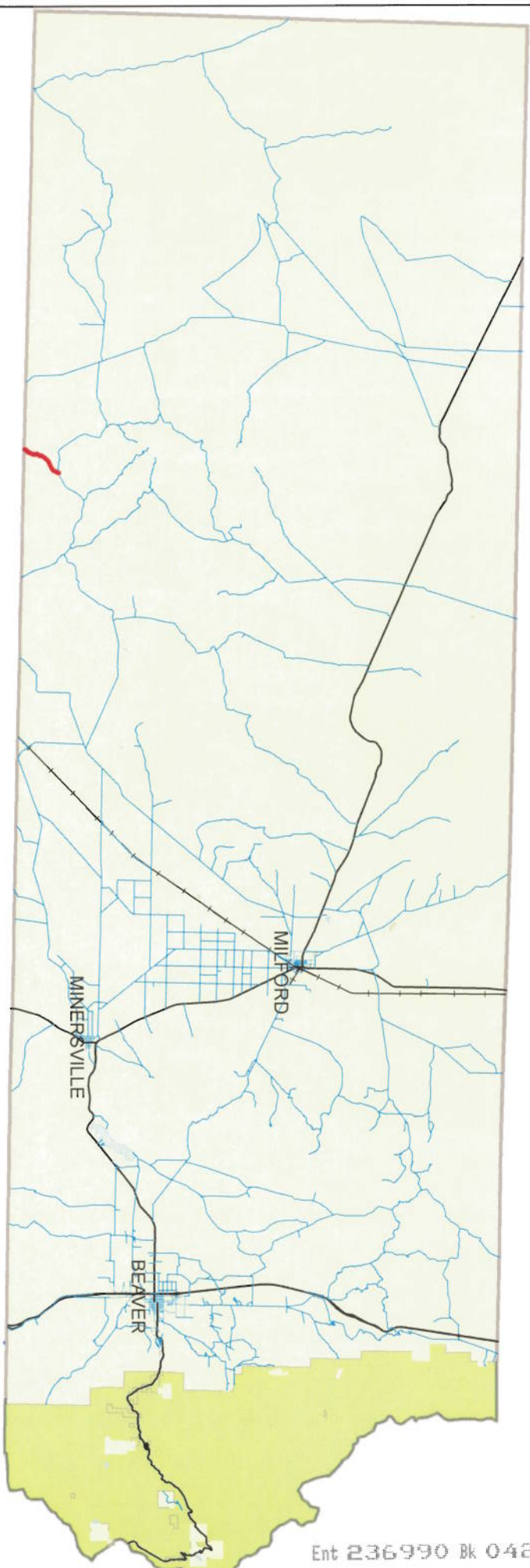


  
NOTARY PUBLIC

# BEAVER COUNTY "B" ROADS



Ent 236990 Bk 0423 Pg 0804



**Legend**

- Sage Well Road (Red line)
- County B Roads (Light blue line)
- State Highways (Black line)
- UPRR (Black line with cross-ticks)

**SAGE WELL ROAD**  
**B-138**

**AFFIDAVIT OF RUBEN W. DOTSON**

**SAGE WELL ROAD**

**BEAVER COUNTY, UTAH**

**ROAD NUMBER B-138**

State of Utah                    )  
  : ss.  
County of Beaver                )

RUBEN W. DOTSON, 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 Minersville, Beaver County, Utah. I have lived in Beaver County my entire life.

2. I have traveled and am familiar with a road in Beaver County known as Sage Well Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1945, it followed the same route as in 2005 when I last observed it. Attached is a Beaver County map showing Sage 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. I am informed that 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 1945 and continuing through 1976 to 2005. Throughout this time period I have observed travel on the road by means of cars and pickup trucks. Throughout the time period from 1945 to 2005 the road was used weekly.

5. Throughout the time period from 1945 to 2005, I have used the road myself for hunting and wood gathering.

6. Throughout the time period described in the previous paragraph, I have observed

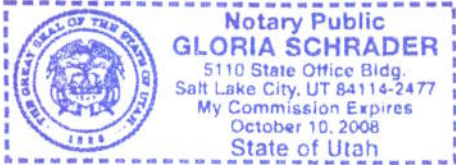
other vehicles from the general public using the road at various times for the uses described in the previous paragraph plus mining and livestock operations. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at 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 observed the graded surface of the road.

DATED this 31 day of January, 2007.

Ruben W. Dotson  
RUBEN W. DOTSON

SUBSCRIBED AND SWORN to before me this 31<sup>st</sup> day of January, 2007.

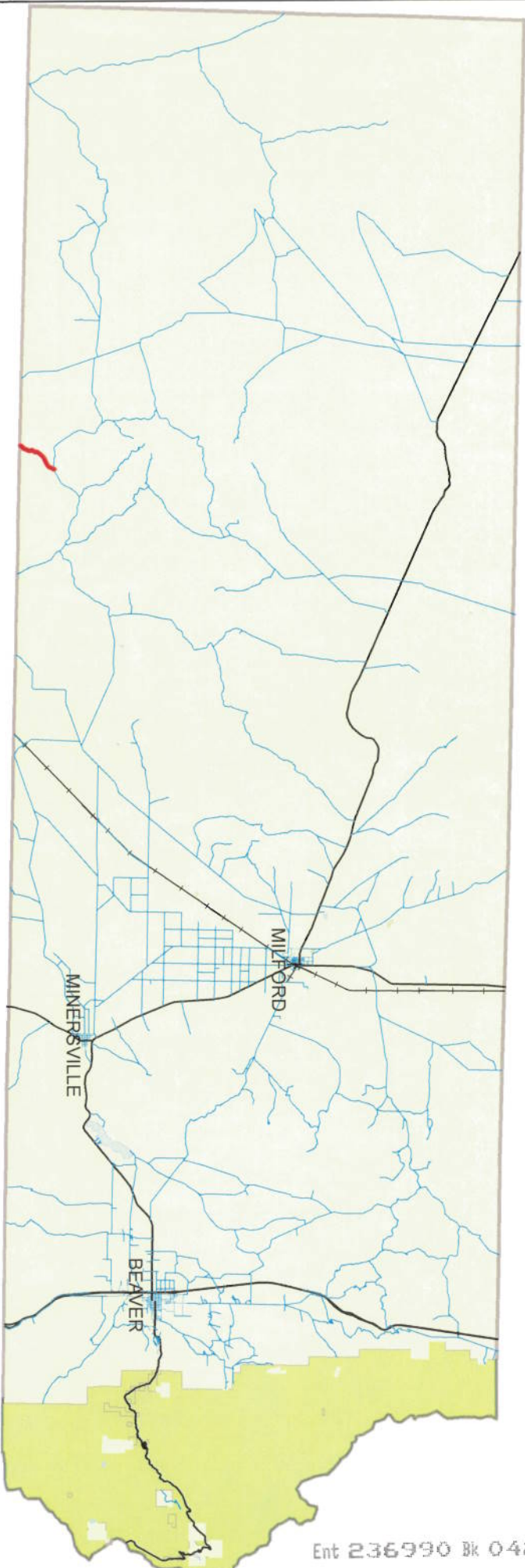


Gloria Schrader  
NOTARY PUBLIC

# BEAVER COUNTY "B" ROADS



Ent 236990 Bk 0423 Pg 0807



## SAGE WELL ROAD B-138

**Legend**

- Sage Well Road (Red wavy line)
- County B Roads (Blue wavy line)
- State Highways (Black wavy line)
- UPRR (Black line with cross-ticks)



## Exhibit B

### Beginning & Ending Points and Township, Range, and Section References For:

**Popular Name: SAGE WELL ROAD**

**County: Beaver**

**County Road Number: B-138**

**State Geographic Information Database (SGID) Road Identification Number: RD010038.**

**Total Road Length: 2.71 miles more or less.**

**Beginning at a point** on the road centerline located at 38 degrees 08 minutes 55.17 seconds North Latitude and -113 degrees 34 minutes 18.36 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,044,681.9 feet and Y = 10,388,728.4 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 10 minutes 42.98 seconds North Latitude and -113 degrees 32 minutes 049.1 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,052,049.3 feet and Y = 10,399,475.1 feet based on the US Survey Foot conversion.

This road may traverse:

Township 30 South Range 15 West, Section(s) 20,29,30,31, Salt Lake Base & Meridian  
Township 31 South Range 15 West, Section(s) 6, Salt Lake Base & Meridian