

**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:**

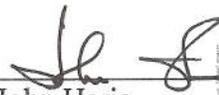
This Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment and the affidavits attached hereto as Exhibit A supplement and support the Amended Acknowledgment and Amended Notice of Acknowledgment, previously made under Utah Code Sections 72-5-309 through 310 inclusive, as it pertains to the highway located in Beaver County known as LOWER BUCKHORN BENCH ROAD; County Road Number: B-159; State Geographic Information Database (SGID) Road Identification Number: RD010060.

This document supplements and supports the information contained in the document first recorded at **Ent 232988, Bk 409, Beg Pg 609**, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on **February 14, 2008** at **Ent 235761, Bk 418, Beg Pg 343**. 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

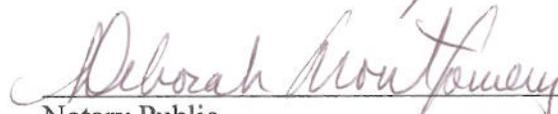
Ent 236970 Bk 423 Pg 620  
Date: 02-JUL-2008 12:18PM  
Fee: None  
Filed By: CP  
BRUCE BROWN, Recorder  
BEAVER COUNTY CORPORATION  
For: STATE OF UTAH

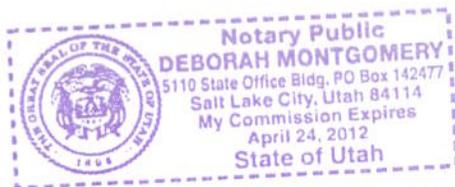
**CERTIFICATION**

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**  
**LOWER BUCKHORN BENCH ROAD**  
**BEAVER COUNTY, UTAH**  
**ROAD NUMBER B-159**

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 Lower Buckhorn Bench 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 Lower Buckhorn Bench 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.

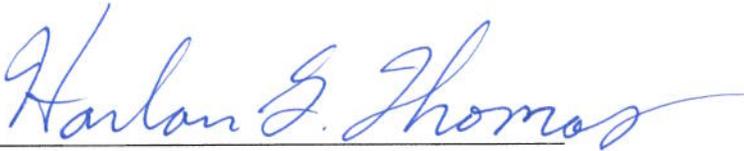
4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1955 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by means of pickup trucks and ATVs. Throughout the time period 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.

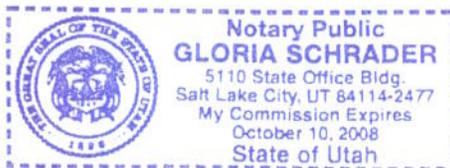
6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph plus mining, gathering pine nuts, prospecting for minerals and livestock operations. It is also the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

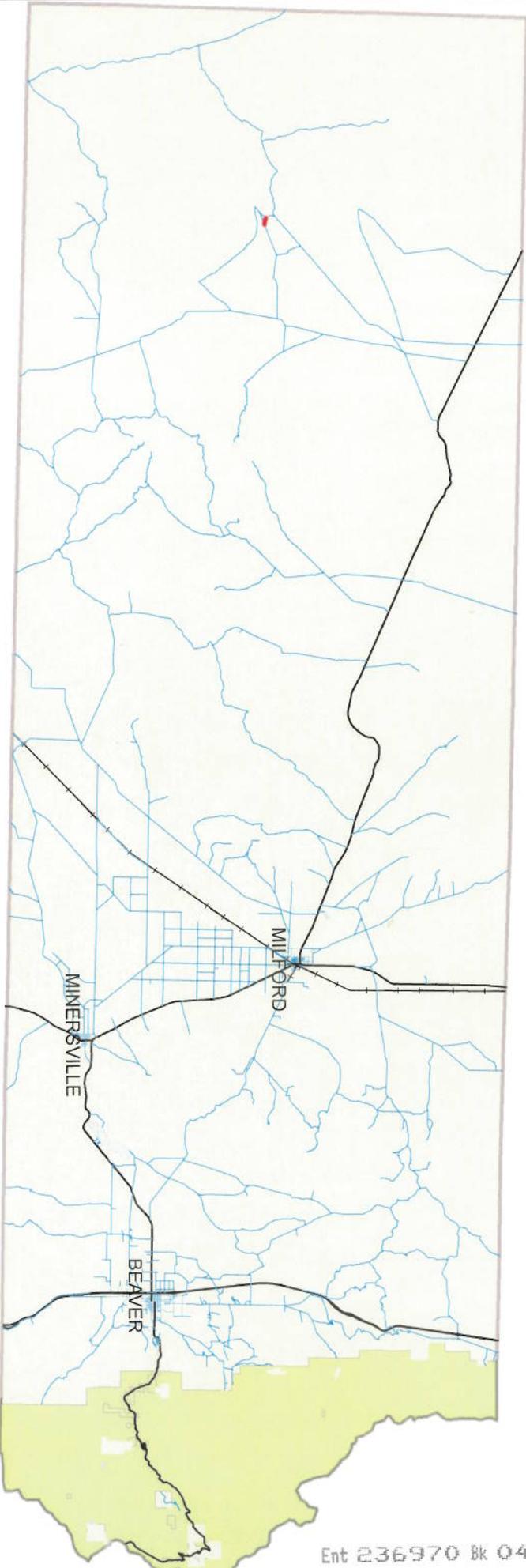
  
HARLAN THOMAS

SUBSCRIBED AND SWORN to before me this 1st day of February, 2007.



  
NOTARY PUBLIC

# BEAVER COUNTY "B" ROADS



**Legend**

- Lower Buckhorn Bench road
- County B Roads
- State Highways
- UPRR

## LOWER BUCKHORN BENCH ROAD B-159

**AFFIDAVIT OF DALE EYRE**  
**LOWER BUCKHORN BENCH ROAD**  
**BEAVER COUNTY, UTAH**  
**ROAD NUMBER B-159**

State of Utah                    )  
  : ss.  
County of Beaver                )

DALE EYRE, 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 Lower Buckhorn Bench Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1960, it followed the same route as in 2006 when I last observed it. Attached is a Beaver County map showing Lower Buckhorn Bench 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 1960 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by means of ATVs, pickup trucks. Throughout the time period from 1960 to 2006 the road has been used weekly, weather permitting.

5. Throughout the time period from 1960 to 2006, I have used the road myself for livestock operations, wood gathering, gathering pine nuts and hunting.

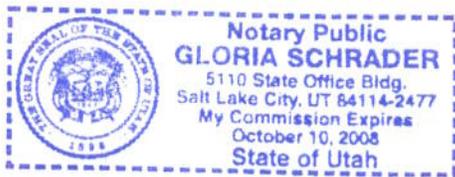
6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph plus recreation, sight seeing and travel in and through the area. It is also the reputation in the 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 1940s 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 31 day of January, 2007.

*DALE EYRE*  
DALE EYRE

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

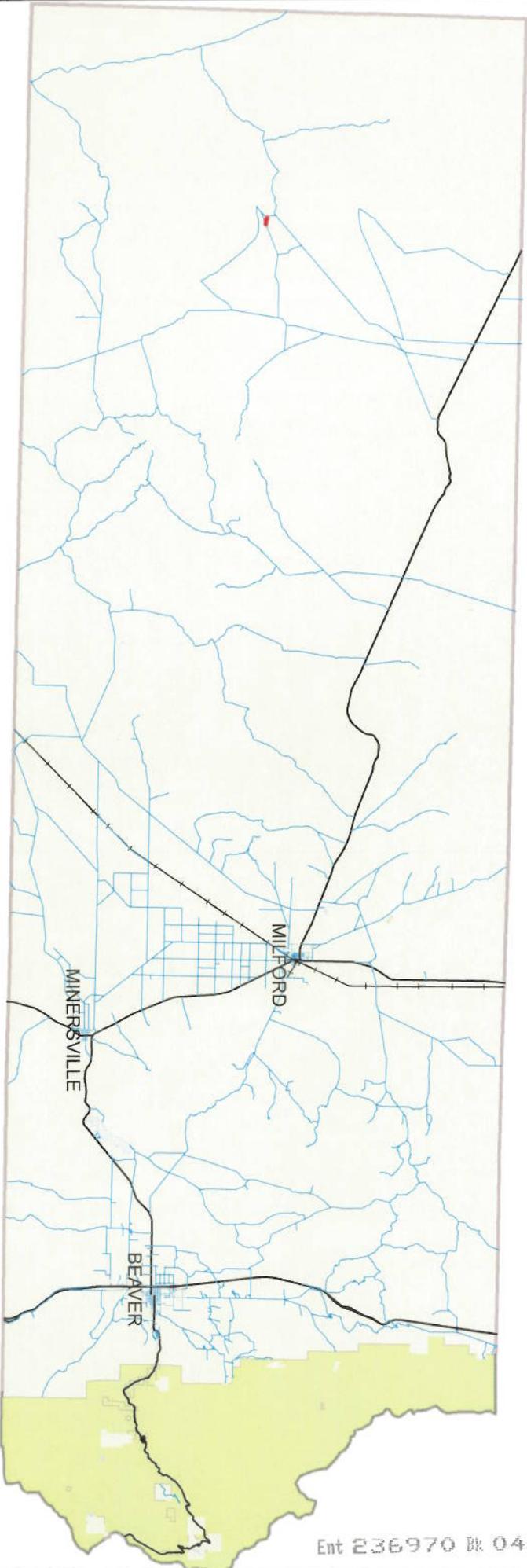


*Gloria Schrader*  
NOTARY PUBLIC

# BEAVER COUNTY "B" ROADS



Ent 236970 Bk 0423 Pg 0627



## Legend

- Lower Buckhorn Bench road
- County B Roads
- State Highways
- UPRR

## LOWER BUCKHORN BENCH ROAD B-159

## **Exhibit B**

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

**Popular Name: LOWER BUCKHORN BENCH ROAD**

**County: Beaver**

**County Road Number: B-159**

**State Geographic Information Database (SGID) Road Identification Number: RD010060.**

**Total Road Length: 0.4 miles more or less.**

**Beginning at a point** on the road centerline located at 38 degrees 21 minutes 17.55 seconds North Latitude and -113 degrees 49 minutes 24.97 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 974,146.2 feet and Y = 10,465,505.2 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 21 minutes 13.35 seconds North Latitude and -113 degrees 48 minutes 59.56 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 976,159.1 feet and Y = 10,465,030.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 28 South Range 18 West, Section(s) 23,24, Salt Lake Base & Meridian