

**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 400 WEST (MINERSVILLE) ROAD; County Road Number: B-235; State Geographic Information Database (SGID) Road Identification Number: RD010096.

This document supplements and supports the information contained in the document first recorded at **Ent 232918, Bk 409, Beg Pg 189**, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on **February 15, 2008** at **Ent 235821, Bk 418, Beg Pg 579**. 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

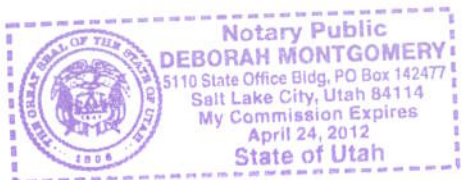
Ent 237025 Bk 424 Pg 235  
 Date: 02-JUL-2008 1:58PM  
 Fee: None  
 Filed By: CP  
 BRUCE BROWN, Recorder  
 BEAVER COUNTY CORPORATION  
 For: STATE OF UTAH

**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 RUBEN W. DOTSON**

**400 WEST MINERSVILLE ROAD**

**BEAVER COUNTY, UTAH**

**ROAD NUMBER B-235**

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 400 West Minersville 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 2007 when I last observed it. Attached is a Beaver County map showing 400 West Minersville 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 2007. 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 2007 the road was used daily.

5. Throughout the time period from 1945 to 2007, I have used the road myself for residential access and traveling in and through the area.

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

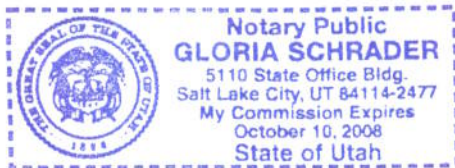
other vehicles from the general public using the road at various times for the uses described in the previous paragraph plus livestock operations. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1800s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

DATED this 31 day of January, 2007.

  
\_\_\_\_\_  
RUBEN W. DOTSON

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



  
\_\_\_\_\_  
NOTARY PUBLIC



# BEAVER COUNTY "B" ROADS



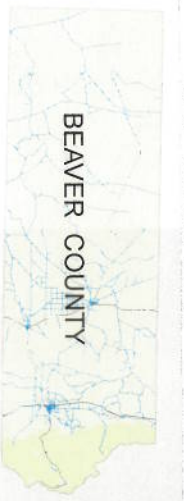
## Legend

- 400 West
- County B Roads
- State Highways
- UPRR

400 W. MINERSVILLE

B-235

MAP VIEW AREA



**AFFIDAVIT OF DEAN CARTER**  
**400 WEST MINERSVILLE ROAD**  
**BEAVER COUNTY, UTAH**  
**ROAD NUMBER B-235**

State of Utah                    )  
  : ss.  
County of Beaver                )

DEAN CARTER, 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 400 West Minersville Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1942, it followed the same route as in 2007 when I last observed it. Attached is a Beaver County map showing 400 West Minersville 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 1942 and continuing through 1976 to the present. Throughout this time period I have observed travel on the road by means of trucks and cars. Throughout the time period from 1942 to 1976 the road was used daily and is presently used daily.

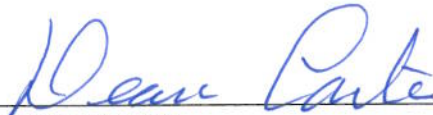
5. Throughout the time period from 1942 to 2007, I have used the road myself for livestock operations, farming and hunting.

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 traveling in and through the area, residential access, recreation and sightseeing.

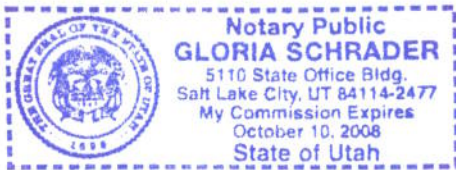
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed graders performing maintenance and construction activities on the road.

DATED this 31 day of January, 2007.

  
\_\_\_\_\_  
DEAN CARTER

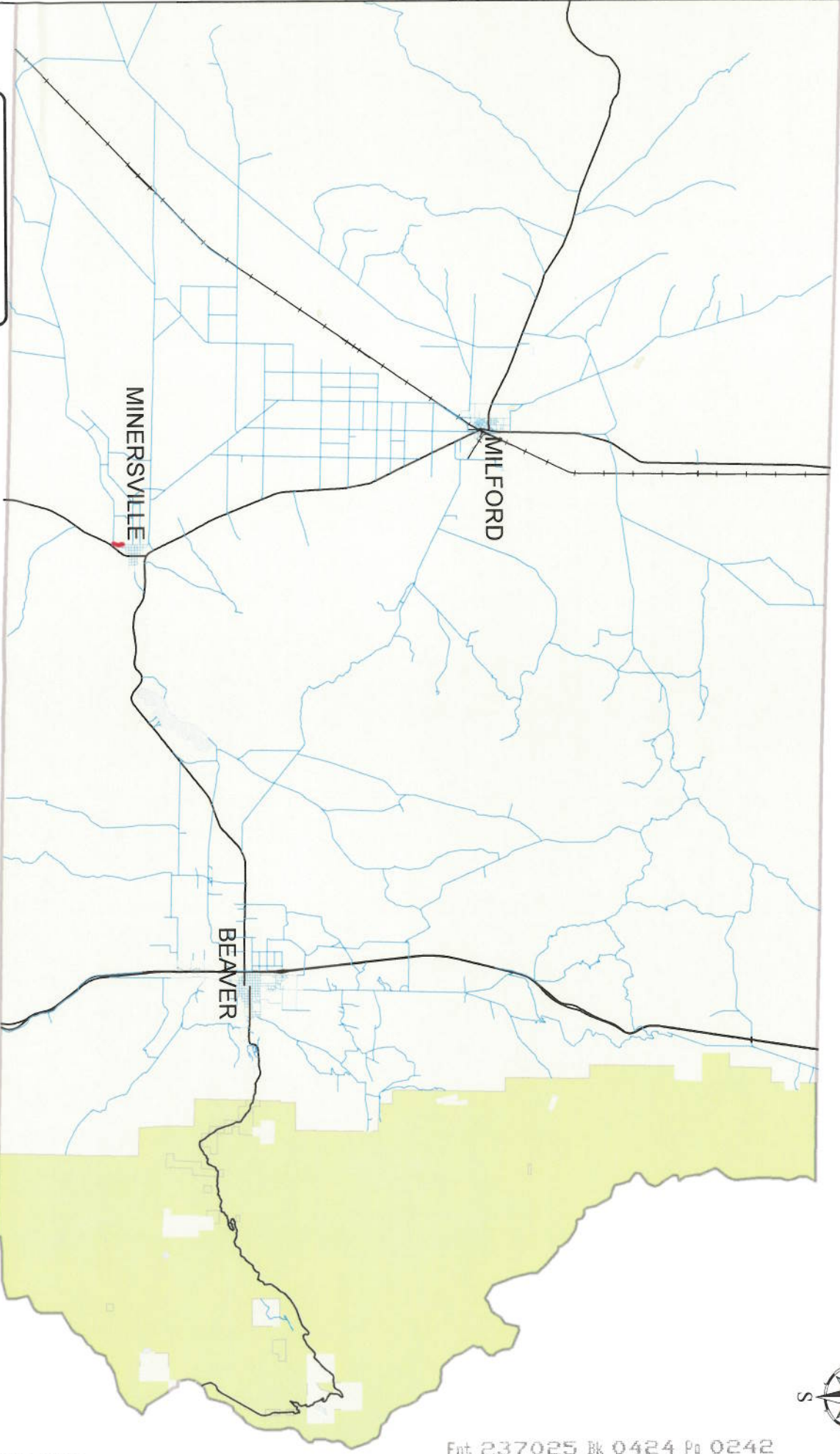
SUBSCRIBED AND SWORN to before me this 31st day of January, 2007.



  
\_\_\_\_\_  
NOTARY PUBLIC



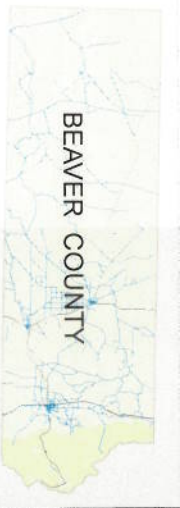
# BEAVER COUNTY "B" ROADS



**Legend**

- 400 West
- County B Roads
- State Highways
- UPRR

400 W. MINERSVILLE  
B-235





## Exhibit B

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

**Popular Name: 400 WEST (MINERSVILLE) ROAD**

**County: Beaver**

**County Road Number: B-235**

**State Geographic Information Database (SGID) Road Identification Number: RD010096.**

**Total Road Length: 0.43 miles more or less.**

**Beginning at a point** on the road centerline located at 38 degrees 12 minutes 10.22 seconds North Latitude and -112 degrees 55 minutes 54.15 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,229,014.2 feet and Y = 10,405,008.9 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 12 minutes 31.42 seconds North Latitude and -112 degrees 55 minutes 53.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,229,105.4 feet and Y = 10,407,152.2 feet based on the US Survey Foot conversion.

This road may traverse:

Township 30 South Range 10 West, Section(s) 12,13, Salt Lake Base & Meridian