

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 HORSE FLAT ROAD; County Road Number: B-237; State Geographic Information Database (SGID) Road Identification Number: RD010098.

This document supplements and supports the information contained in the document first recorded at Ent 232969, Bk 409, Beg Pg 495, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on February 15, 2008 at Ent 235823, Bk 418, Beg Pg 591 . 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 27th day of June, 2008.

By the Governor's Designee

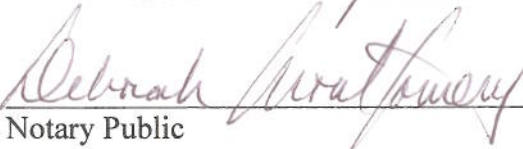

John Harja
Ent 237026 Bk 424 Pg 244
Date: 02 JUL 2008 1:59PM
Fee: None
Filed By: CP
BRUCE BROWN, Recorder
BEAVER COUNTY CORPORATION
For: STATE OF UTAH

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 27th day of June, 2008.


Notary Public

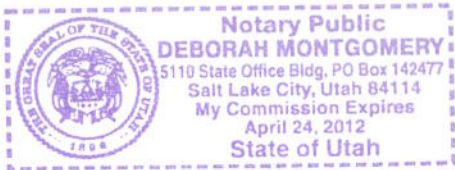


Exhibit A

AFFIDAVIT OF FLOYD YARDLEY

HORSE FLAT ROAD

BEAVER COUNTY, UTAH

ROAD NUMBER B-237

State of Utah)
 : ss.
County of Beaver)

FLOYD YARDLEY, 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 Beaver, 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 Horse Flat Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1950, it followed the same route as in 2006 when I last observed it. Attached is a Beaver County map showing Horse Flat 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 1950 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by means of pickup trucks and automobiles. Throughout this time period, the road has been used weekly, weather permitting.

5. Throughout the time period from 1950 to 2006, I have used the road myself for livestock operations.

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, government access, recreation, and hunting.

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.

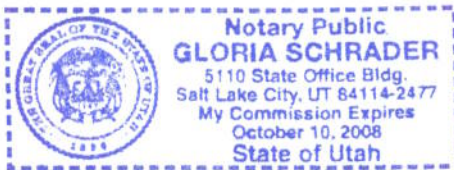
8. Prior to 1976, I observed graders performing maintenance and construction activities on the road.

DATED this 31 day of January, 2007.



FLOYD YARDLEY

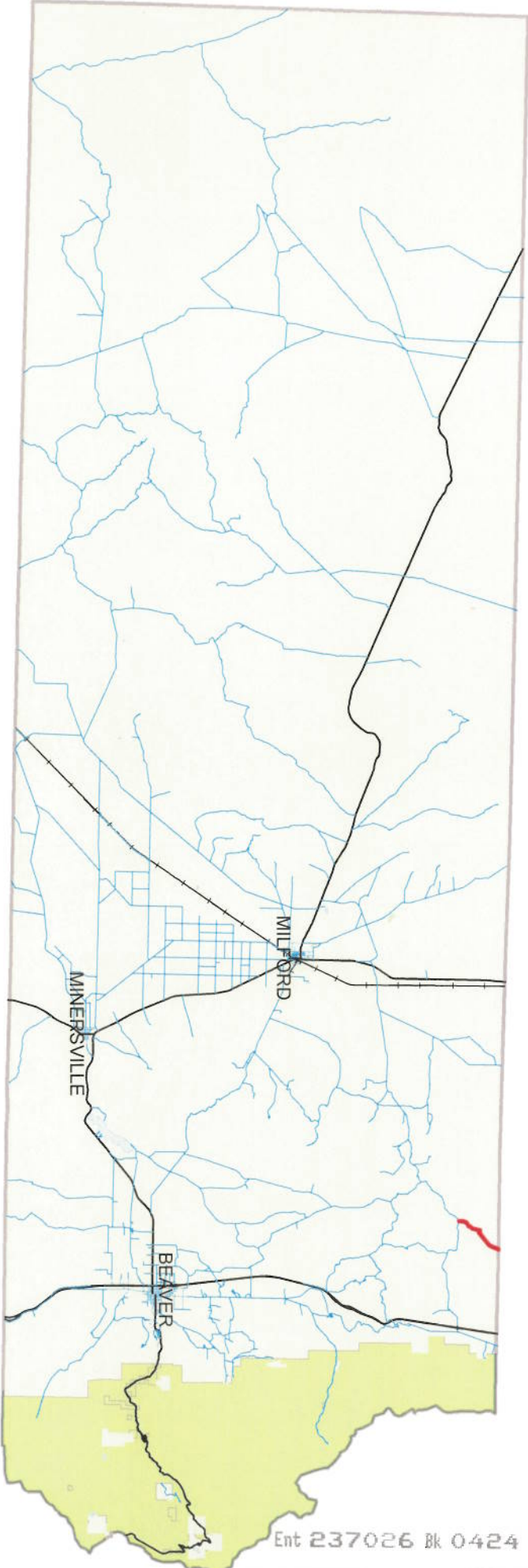
SUBSCRIBED AND SWORN to before me this 31st day of January, 2007.





NOTARY PUBLIC

BEAVER COUNTY "B" ROADS



Ent 237026 Bk 0424 Pg 0248

Legend

- Horse Flat Road (Red wavy line)
- County B Roads (Blue wavy line)
- State Highways (Black wavy line)
- UPRR (Black dashed line with cross-ticks)

HORSE FLAT ROAD B-237

AFFIDAVIT OF RONDO FARRER

HORSE FLAT ROAD

BEAVER COUNTY, UTAH

ROAD NUMBER B-237

State of Utah)
 : ss.
County of Beaver)

RONDO FARRER, 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 Beaver, 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 Horse Flat Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1939, it followed the same route as in the 1980s when I last observed it. Attached is a Beaver County map showing Horse Flat 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 1939 and continuing through 1976 to the 1980s. Throughout this time period I have observed travel on the road by means of pickup trucks, horses and ATVs. Throughout the time period from 1939 to the 1980s the road was used weekly.

5. Throughout the time period from 1939 to the 1980s, I have used the road myself for livestock operations.

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.

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.

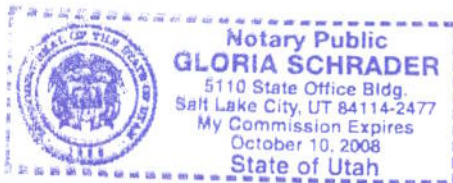
8. Prior to 1976, I observed the bladed surface of the road.

DATED this 30th day of January, 2007.



RONDO FARRER

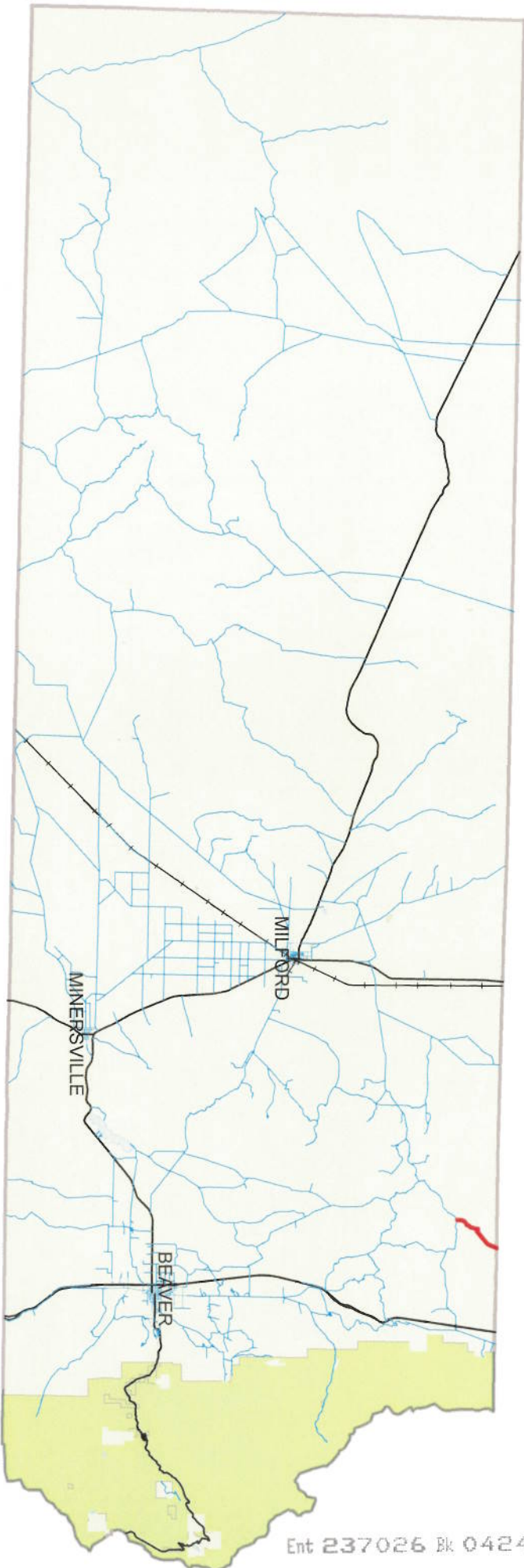
SUBSCRIBED AND SWORN to before me this 30th day of January, 2007.





NOTARY PUBLIC

BEAVER COUNTY "B" ROADS



Ent 237026 Bk 0424 Pg 0251

Legend

- Horse Flat Road (Red wavy line)
- County B Roads (Light blue wavy line)
- State Highways (Black line with cross-ticks)
- UPRR (Black line with cross-ticks)

HORSE FLAT ROAD B-237

Exhibit B

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

Popular Name: HORSE FLAT ROAD

County: Beaver

County Road Number: B-237

State Geographic Information Database (SGID) Road Identification Number: RD010098.

Total Road Length: 3.24 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 32 minutes 14.95 seconds North Latitude and -112 degrees 43 minutes 34.78 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,289,625.5 feet and Y = 10,526,033.8 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 34 minutes 20.63 seconds North Latitude and -112 degrees 41 minutes 45.47 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,298,472.7 feet and Y = 10,538,635.1 feet based on the US Survey Foot conversion.

This road may traverse:

Township 26 South Range 8 West, Section(s) 1,11,12,14,23, Salt Lake Base & Meridian