

**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 Duchesne County known as Wells Draw Road; County Road Number: 32; State Geographic Information Database (SGID) Road Identification Number: RD070009.

This document supplements and supports the information contained in the document first recorded at **Ent 393654, Bk A500, Beg Pg 312**, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on **12/27/2007** at **Ent 401382 Bk A525 Beg Pg 715**. 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 5th day of June, 2008.

By the Governor's Designee



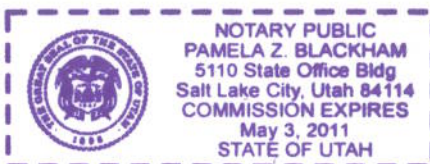
John Harja

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 5th day of June, 2008.





Notary Public

Exhibit A

AFFIDAVIT OF LEON FILLINGIM

WELLS DRAW ROAD,

DUCHESNE COUNTY, UTAH

COUNTY ROAD NUMBER 32

State of Utah)
 : ss.
County of Duchesne)

LEON FILLINGIM, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based on my personal knowledge.

2. I have traveled and am familiar with a road in Duchesne County known to me as the Wells Draw Road. I am also familiar with the land the road traverses. Attached is a Duchesne County map showing the Wells Draw 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. I am informed that Duchesne County also identifies this road according to the road number listed above.

3. I have observed the Wells Draw Road (County Road #32) in Duchesne County since 1944. The Wells Draw Road runs from US 40 to Nine Mile Canyon Road.

4. I am familiar with the indicated road because I have lived my whole life in Duchesne County. I was born May 21, 1938. I supervised maintenance of the roads as Superintendent of the Duchesne County Road Department from 1988 to 1996. I was also a Grader Operator from 1964 to 1988. During that time I used heavy machinery to construct and grade roads in the summer and to open snowbound roads in the winter.

5. It is the reputation in the community that this road was used by the general public since at least 1890, and has been continuously since that time.

6. 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 1920 and continuing through 1976 and beyond.

7. Since at least as early as 1920 and continuing to the present the road has been used for homesteading, ranching, traveling in and through the area, recreation, accessing state school and institutional trust lands, hunting and other sportsmen access, state and local government access, oil and mineral exploration and drilling and contractors.

8. Travelers on the road from at least as early as 1900 and continuing thereafter included those who went by foot, horseback, wagon, car, motorcycle, recreational vehicle, and truck.

9. As grader operator I first maintained this road with road graders at least as early as twice a year from 1988 to 1996.

10. When I first used and observed the road it ran the same route as it does now, and the road was well established as of 1944.

11. At no time during my tenure as Road Supervisor did the County undertake any procedure to abandon or vacate it's right-of-way on the road.

12. This road has been included in the state highway system or infrastructure and has been designated as a Class B highway over which the County has been given jurisdiction by the state legislature for construction, operations and maintenance. The road has been maintained since 1970 by the County as a public highway, freely open for all to come and go as they please.

13. The Wells Draw Road was the original entry road into the area at the turn of the century (1900) for the original settlers. Major road work was done by the US Army to make the road passable. The road has been on the official county road system since 1970. This road was

the State Highway until the Indian Canyon Highway was upgraded to State Highway Status. The county later took the road over for maintenance. After Duchesne County took over the road, the county did substantial grading, culvert installation, and maintenance. The Duchesne County also hauled substantial gravel and shale onto the road. This road was one of the major roads on my grader route from 1970 to 1988. This was a State Road prior to 1970.

Dated this 13th ^{December} of ~~November~~, 2006. *THB*

Leon Fillingim

LEON FILLINGIM

SUBSCRIBED AND SWORN TO before me this 13th ^{December} day of ~~November~~, 2006. *THB*



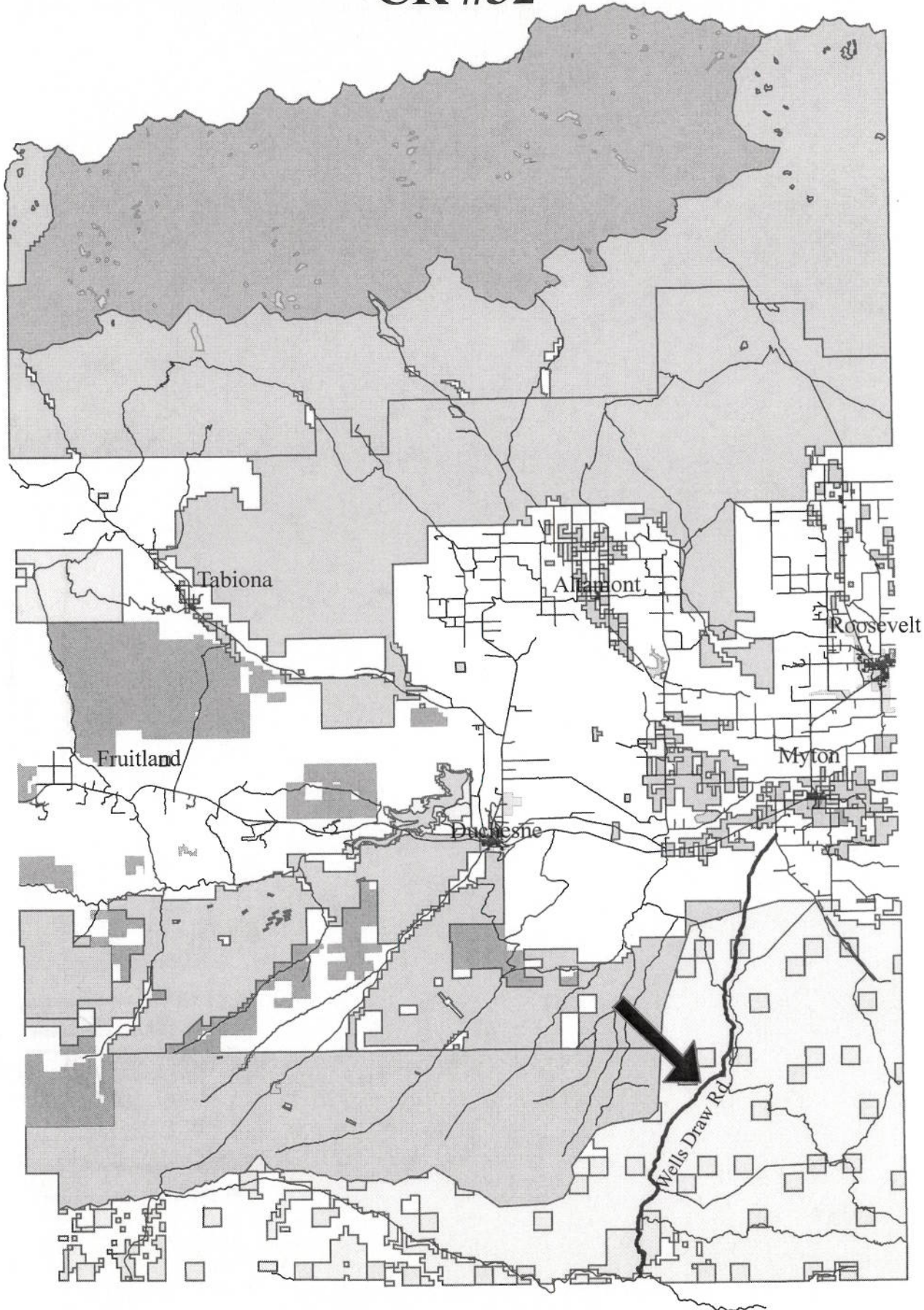
Maxine B Panas

Notary Public

Residing at: *Duchesne*

WELLS DRAW ROAD CR #32

3 Bk A0541 Pg 0244



AFFIDAVIT OF JOHN URESK

WELLS DRAW ROAD,

DUCHESNE COUNTY, UTAH

COUNTY ROAD NUMBER 32

State of Utah)
 : ss.
County of Duchesne)

JOHN URESK, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based on my personal knowledge.
2. I have traveled and am familiar with a road in Duchesne County known to me as the Wells Draw Road. I am also familiar with the land the road traverses. Attached is a Duchesne County map showing the Wells Draw 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. I am informed that Duchesne County also identifies this road according to the road number listed above.
3. I have observed the Wells Draw Road (County Road #32) in Duchesne County since 1926. The Wells Draw Road runs from US 40 to Nine Mile Canyon Road.

4. I am familiar with the indicated road for the same reasons identified in paragraph #3 as well as some private grading work I did on this road from 1947 to 1962.

5. It is the reputation in the community that this road was used by the general public since at least 1890, and has been continuously since that time.

6. 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 1920 and continuing through 1976 and beyond.

7. Since at least as early as 1920 and continuing to the present the road has been used for homesteading, ranching, traveling in and through the area, recreation, accessing state school and institutional trust lands, hunting and other sportsmen access, state and local government access, oil and mineral exploration and drilling and contractors.

8. Travelers on the road from at least as early as 1920 and continuing thereafter included those who went by foot, horseback, wagon, car, motorcycle, recreational vehicle, and truck.

9. As grader operator I first maintained this road with road graders at least as early as twice a year from 1962 to 1987.

10. When I first used and observed the road it ran the same route as it does now, and the road was well established as of 1920.

11. At no time during my tenure as Road Supervisor did the County undertake any procedure to abandon or vacate it's right-of-way on the road.

12. This road has been included in the state highway system or infrastructure and has been designated as a Class B highway over which the County has been given jurisdiction by the state legislature for construction, operations and maintenance. The road has been maintained since 1977 by the County as a public highway, freely open for all to come and go as they please.

13. The Wells Draw Road was the original entry road into the area at the turn of the century (1900) for the original settlers. Major road work was done by the US Army to make the road passable. The road has been on the official county road system since 1977. This road was the State Highway until the Indian Canyon Highway was upgraded to State Highway Status. The county later took the road over for maintenance. After Duchesne County took over the road, the county did substantial grading, culvert installation, and maintenance. The Duchesne County also hauled substantial gravel and shale onto the road.

Dated this 13th day of ~~November~~ ^{December}, 2006. *MPD*

John Uresk
JOHN URESK

SUBSCRIBED AND SWORN TO before me this 13th day of ~~September~~ ^{December}, 2006. *MPD*



Maxine B. Panas
Notary Public
Residing at: Duchesne

WELLS DRAW ROAD

Sheet 59 4 Bk A0541 Pg 0248

CR #32

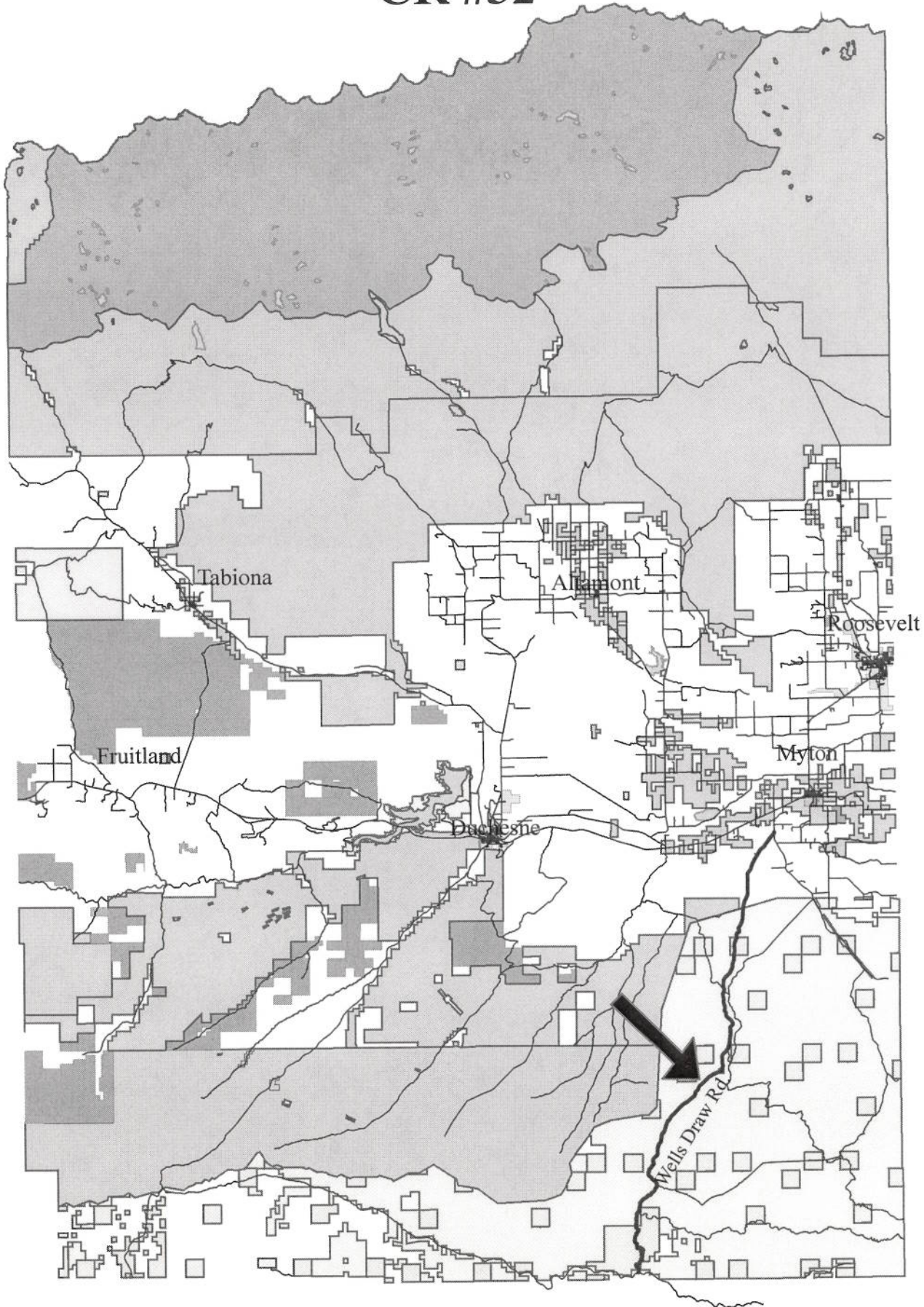


Exhibit B

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

Popular Name: Wells Draw Road

County: Duchesne

County Road Number: 32

State Geographic Information Database (SGID) Road Identification Number: RD070009.

Total Road Length: 29.57 miles more or less.

Beginning at a point on the road centerline located at 39 degrees 48 minutes 42.78 seconds North Latitude and -110 degrees 15 minutes 5.8 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,991,080.3 feet and Y = 7,102,650.5 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 09 minutes 05.5 seconds North Latitude and -110 degrees 06 minutes 16.94 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,030,332.6 feet and Y = 7,232,019.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 10 South Range 15 East, Section(s) 1,11,12,14,15,22,27,28,33, Salt Lake Base & Meridian
Township 10 South Range 16 East, Section(s) 6, Salt Lake Base & Meridian
Township 11 South Range 15 East, Section(s) 4,8,9,17,20,28,29,32,33, Salt Lake Base & Meridian
Township 4 South Range 2 West, Section(s) 3,4,8,9,17,20,29, Salt Lake Base & Meridian
Township 8 South Range 16 East, Section(s) 20,29,32, Salt Lake Base & Meridian
Township 9 South Range 16 East, Section(s) 5,6,7,18,19,20,30,31, Salt Lake Base & Meridian Uintah Basin Base & Meridian