

Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment of Acceptance of R.S. 2477 Right-of-Way Grant

00574760

B: 1139 P: 469 Fee \$0.00 Patsy Cutler, Iron County Recorder Page 1 of 12 06/30/2008 10:39:25 AM By GOVERNOR/STATE OF UTAH

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 Iron County known as MAPLE CANYON ROAD; County Road Number: 33A; State Geographic Information Database (SGID) Road Identification Number: RD119916.

This document supplements and supports the information contained in the document first recorded at Doc # 00555403, Bk 1094, Beg Pg 336, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on 2/14/2008 at Doc # 00567637, Bk 1122, Beg Pg 85. 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 25th day of June, 2008.

By the Governor's Designee

John Harja (Signature)

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 25th day of June, 2008.

Pamela Z. Blackham (Signature) Notary Public

# Exhibit A

**00574760**

B: 1139 P: 470 Fee \$0.00 Page 2 of 12  
Patsy Cutler, Iron County Recorder  
06/30/2008 10:39:25 AM By GOVERNOR/STATE OF UTAH



**AFFIDAVIT OF JIMMY CRAW**

**MAPLE CANYON ROAD**

**IRON COUNTY, UTAH**

**ROAD NUMBER 33A**

State of Utah                    )  
  : ss.  
County of Beaver                )

JIMMY CRAW, 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 Iron County known as Maple Canyon 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 2006 when I last observed it. Attached is a Iron County map showing Maple Canyon 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 2006. Throughout this time period I have observed travel on the road by means of ATVs and trucks. Throughout the time period from 1945 to 2006 the road has been used daily, weather permitting.

5. Throughout the time period from 1945 to 2006, I have used the road myself for livestock operations, wood gathering, hunting and traveling in and through the area.

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

**00574760**



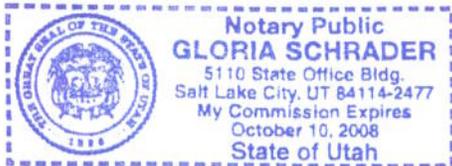
other vehicles from the general public using the road at various times for the uses described in the previous paragraph plus recreation and water hauling. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least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

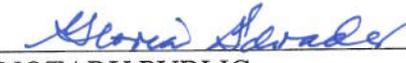
7. Prior to 1976, I observed graders performing maintenance and construction activities on the road.

DATED this 31 day of January, 2007.

  
\_\_\_\_\_  
JIMMY CROW

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



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

**00574760**

B: 1139 P: 472 Fee \$0.00 Page 4 of 12  
Patsy Cutler, Iron County Recorder  
06/30/2008 10:39:25 AM By GOVERNOR/STATE OF UTAH



**AFFIDAVIT OF LYNN FIACK**  
**MAPLE CANYON ROAD**  
**IRON COUNTY, UTAH**  
**ROAD NUMBER 33A**

State of Utah                    )  
  : ss.  
County of Iron                    )

LYNN FIACK, 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 Iron County, Utah. I have lived in Iron County since 1942. I was an employee of the Iron County Road Department from 1963 to 1987 and served as the Road Foreman from 1974 to 1987. I participated in the maintenance of the above referenced road during that time.

2. I have traveled and am familiar with a road in Iron County known as Maple Canyon Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960s, it followed the same route as in 1987 when I last observed it. Attached is a Iron County map showing Maple Canyon 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 the early 1960s and continuing through 1976 to 1987. Throughout this time period I have observed travel on the road by means of pickup trucks, road maintenance vehicles and trucks. Throughout this time period, the road has been used weekly.

5. Throughout the time period from the early 1960s to 1987, I have used the road myself for road maintenance and travel in and through the area.

6. Throughout the time period described in the previous paragraph, I have observed vehicles from the general public using the road at various times for livestock operations and traveling in and through the area.

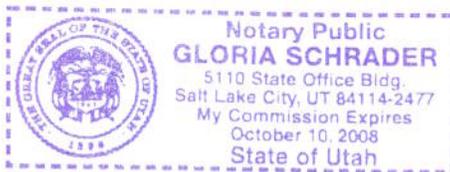
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1940s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

DATED this 21 day of December, 2006.

  
LYNN FIACK

SUBSCRIBED AND SWORN to before me this 21st day of December, 2006.



  
NOTARY PUBLIC

00574760

B: 1139 P: 475 Fee \$0.00 Page 7 of 12  
Patsy Cutler, Iron County Recorder  
06/30/2008 10:39:25 AM By GOVERNOR/STATE OF UTAH

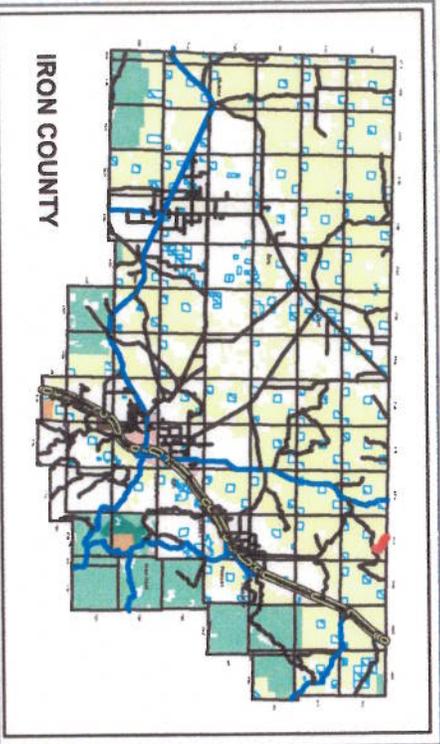
# MAPLE CANYON ICO-033A

## T31S R9W

3

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11



**MAPLE CANYON**  
ICO-033A

**MAP PROJECTION INFORMATION**  
PROJECTION: UTM  
ZONE: 12N

**SECTION NUMBERING SYSTEM**  
BOUNDARIES ARE MAINTAINED BY IRON COUNTY AND WERE LAST UPDATED ON FEBRUARY 29, 2006

**LEGEND**

- Calliquand
- Gully
- Road Photo
- RAIL ROAD
- LOCAL ROAD/TRAIL
- PAVED ROAD
- GRAVEL ROAD
- DIRT ROAD
- INTERSTATE 15
- STATE HIGHWAY
- TOWNSHIPS
- SECTIONS
- WATER BODIES
- BLM
- FOREST
- PARKS
- PRIVATE
- STATE
- WILDERNESS

**IRON COUNTY GIS**

00574760

B: 1139 P: 476 Fee \$0.00  
Patsy Cutler, Iron County Recorder  
06/30/2008 10:39:25 AM By GOVERNOR/STATE OF UTAH



**AFFIDAVIT OF NEIL JAMIESON FORSYTH**

**MAPLE CANYON ROAD**

**IRON COUNTY, UTAH**

**ROAD NUMBER 33A**

State of Utah                    )  
  : ss.  
County of Iron                 )

NEIL JAMIESON FORSYTH, 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 Iron County, Utah. I have lived in Iron County since 1954. I am an employee of the Iron County Road Department and have been since August of 1974. I have been the Road Foreman since July of 1987. I have participated in the maintenance of the above referenced road throughout the time period of my employment.

2. I have traveled and am familiar with a road in Iron County known as Maple Canyon Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1970s, it followed the same route as in 2006 when I last observed it. Attached is a Iron County map showing Maple Canyon 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 the early 1970s and continuing through 1976 to the present. Throughout this time period I have observed travel on the road by means of pickup trucks and road maintenance vehicles. Throughout this time period, the road has been used weekly, weather permitting.

**00574760**

B: 1139 P: 477 Fee \$0.00  
Patsy Cutler, Iron County Recorder Page 9 of 12  
06/30/2008 10:39:25 AM By GOVERNOR/STATE OF UTAH



5. Throughout the time period from the early 1970s to the present, I have used the road myself for hunting and road maintenance.

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, recreation, government access and traveling in and through the area.

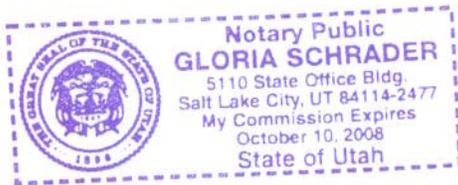
7. It is also the reputation in the community that this road has been open o the public for all to use, to come and go as they pleased, since at least as early as the early 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

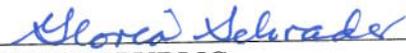
8. Prior to 1976, I observed maintenance and construction activities on the road.

DATED this 20<sup>th</sup> day of December, 2006.

  
NEIL JAMESON FORSYTH

SUBSCRIBED AND SWORN to before me this 20<sup>th</sup> day of December, 2006.



  
NOTARY PUBLIC

00574760

B: 1139 P: 477A Fee \$0.00 Page 10 of 12  
Patsy Cutler, Iron County Recorder By GOVERNOR/STATE OF UTAH  
06/30/2008 10:39:25 AM



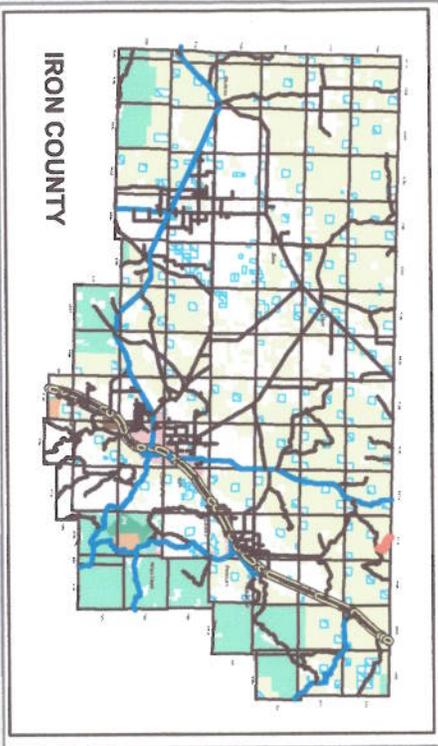
# MAPLE CANYON ICO-033A

T31S R9W

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11



**MAPLE CANYON**  
ICO-033A

MAP PROJECTION INFORMATION  
PROJECTION: UTM HAD 1983 METERS  
ZONE: 12N 10N

SECTION NUMBERING SYSTEM  
SUBDIVISIONS ARE MAINTAINED BY IRON COUNTY RECORDERS' OFFICE  
REVISION: LAST UPDATES ON  
FEBRUARY 26, 2008

IRON COUNTY GIS

	MAPLE CANYON		Gully
	RAIL ROAD		Cattleguard
	LOCAL ROAD/TRAIL		Road Photo
	PAVED ROAD		SECTIONS
	GRAVEL ROAD		TOWNSHIPS
	DIRT ROAD		BLM
	INTERSTATE I5		WATER BODIES
	STATE HIGHWAY		FOREST
	WILDERNESS		PARKS
	STATE		PRIVATE

**00574760** Fee \$0.00  
 B: 1139 P: 477B  
 Patsy Cutler, Iron County Recorder  
 06/30/2008 10:39:25 AM By GOVERNOR/STATE OF UTAH  
 Page 11 of 12

## Exhibit B

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

**Popular Name: MAPLE CANYON ROAD**

**County: Iron**

**County Road Number: 33A**

**State Geographic Information Database (SGID) Road Identification Number: RD119916.**

**Total Road Length: 3.22 miles more or less.**

**Beginning at a point** on the road centerline located at 38 degrees 07 minutes 24.09 seconds North Latitude and -112 degrees 50 minutes 031.5 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,254,351.0 feet and Y = 10,375,686.1 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 08 minutes 52.32 seconds North Latitude and -112 degrees 52 minutes 07.96 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,246,774.9 feet and Y = 10,384,722.3 feet based on the US Survey Foot conversion.

This road may traverse:

Township 30 South Range 9 West, Section(s) 33, Salt Lake Base & Meridian

Township 31 South Range 9 West, Section(s) 2,3,4,11, Salt Lake Base & Meridian

**00574760**

B: 1139 P: 477C Fee \$0.00  
Patsy Cutler, Iron County Recorder Page 12 of 12  
06/30/2008 10:39:25 AM By GOVERNOR/STATE OF UTAH

