

**DOC # 00354929**

Affidavits B: 0602 P: 0652  
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07/01/2008 10:08:35 AM Fee \$0.00 By GOVERNOR OF THE STA  


**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 Sevier County known as 113g, 1001d\_Willowcreek Road; County Road Number: 6028; State Geographic Information Database (SGID) Road Identification Number: RD210014.

This document supplements and supports the information contained in the document first recorded at **Doc # 00344609, Bk 0561, Beg Pg 0049**, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on **2/13/2008** at **Doc #00352428 Bk 0591, Beg Pg 0288**. 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 25<sup>th</sup> day of June, 2008.

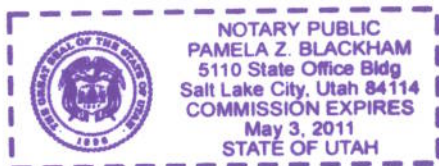
By the Governor's Designee

  
\_\_\_\_\_  
John Harja

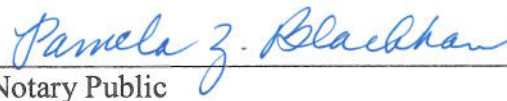
**CERTIFICATION**

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 25<sup>th</sup> day of June, 2008.

  
\_\_\_\_\_  
Notary Public

**Exhibit A**

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**AFFIDAVIT OF TERREL NELSON**

**WILLOWCREEK ROAD**

**SEVIER COUNTY, UTAH**

**COUNTY ROAD NUMBER 6028**

State of Utah                    )  
  : ss.  
County of Sevier                )

TERREL NELSON, 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 Redmond, Sevier County, Utah. I have lived in Sevier County since 1934.

2. I have traveled and am familiar with a road in Sevier County known as the Willowcreek Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1944, it followed the same route as in 2006 when I last observed it. Attached is a Sevier County map showing the Willowcreek 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 1944 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by various means, including horse drawn wagons, automobiles, motorcycles, and trucks. Throughout this time period, the road has been used daily.

5. Throughout the time period from 1944 to 2006, I have used the road myself for the following uses: Camping, hunting, farming, and cattle operations.

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6. Throughout the time period described in the previous paragraphs, I observed vehicles using the road at various times for the uses described in the previous paragraphs, plus the following uses: mining, oil and gas exploration, prospecting for minerals, wood gathering, livestock operations, farming, logging, recreation, hunting, fishing, and traveling in and through the area.

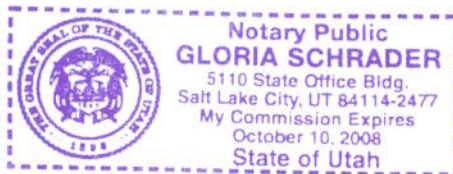
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1944 and continuing through 1976 to 2006, for the uses described in the previous paragraphs.

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

DATED this 15 day of November, 2006.

  
TERREL NELSON

SUBSCRIBED AND SWORN to before me this 15<sup>th</sup> day of November, 2006.



  
NOTARY PUBLIC

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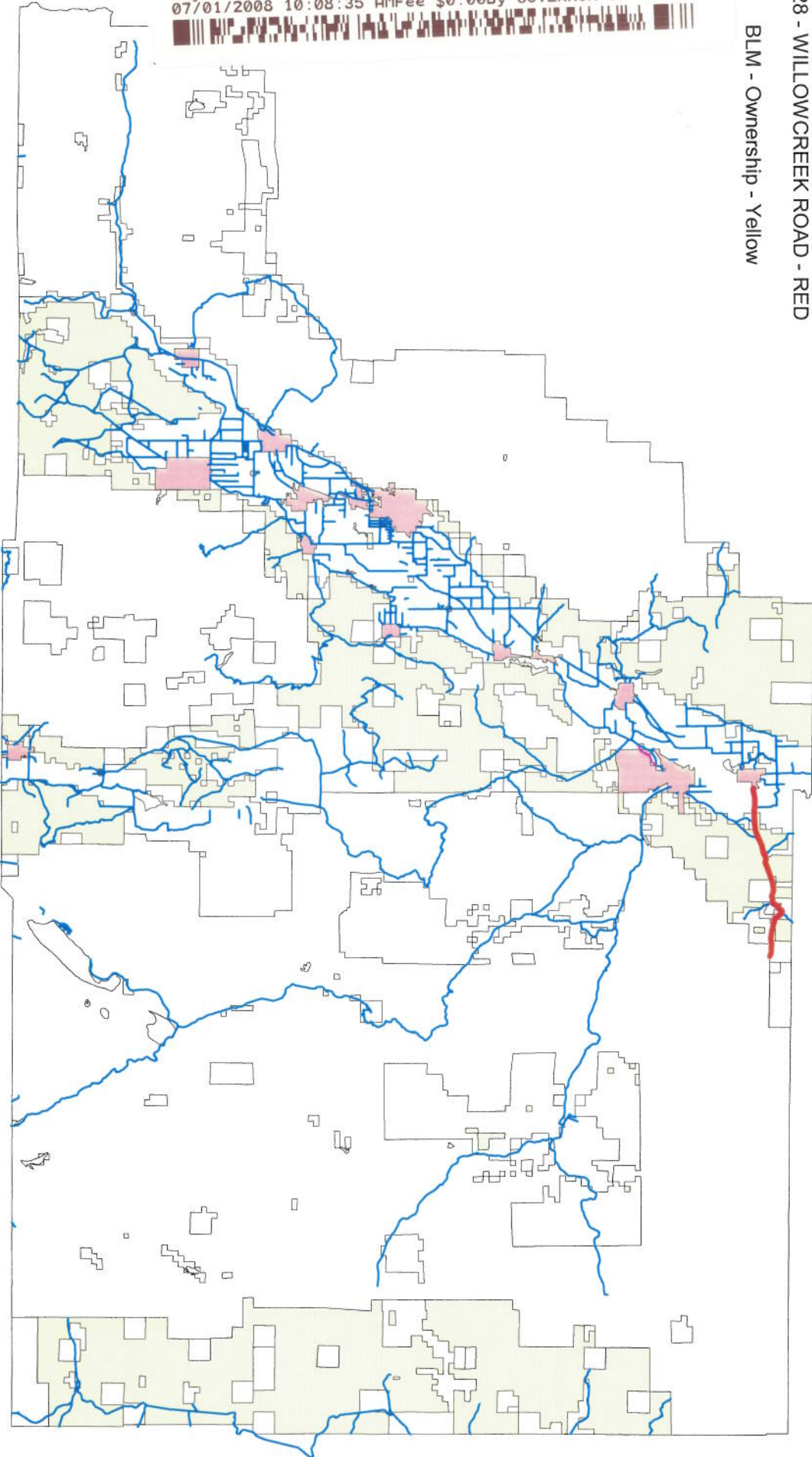
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Class "B" Maintained Roads - Blue  
6028 - WILLOWCREEK ROAD - RED

BLM - Ownership - Yellow



SEVIER COUNTY  
RS2477  
October 19, 2006

**AFFIDAVIT OF H. ELWOOD SORENSON**

**EAST WILLOWCREEK**

**SEVIER COUNTY, UTAH**

**COUNTY ROAD NUMBER 6028, UNIQUE IDENTIFIER RS2477**

State of Utah )

County of Sevier )

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Sanpete County, Utah. I have lived in Sanpete County since I was born in 1922 and have been here except for the 5 years when I served in the military during World War II.

2. I have traveled and am familiar with a road in Sevier County known to me as the Willowcreek Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1930's, it followed the same route as in present time when I last observed it. Attached is a Sevier County map showing the Willowcreek 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 have traveled this road in my teens and early adult years; I rode it with my older brother who was a rider for the cattle association. During the 1930's this area was the known location of potential range wars between the sheep and cattlemen due to drought conditions.

3. I am informed that the County also identifies this road according to the road number and unique identifier 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 1930's and continuing through 1976 to the present time.

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During this time period I have observed travel on the road by various means, including horseback, horse-drawn wagon, ATV's, automobiles, trucks, pickups, construction equipment i.e. graders.

During this time period, the road has been used daily.

5. During the time period from 1930's to the present, I have used the road myself for the following uses: hunting, pleasure (the area has many deer and scenic attributes) and as a travel route.

6. During the time period as described in the previous paragraphs, I observed vehicles using the road at various times for the uses described in the previous paragraphs, plus the following uses: livestock, wood gathering,. There has been logging activities with the associated sawmills from the early years in the late 1800's to the 1970's.

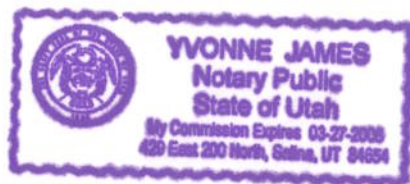
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1930's and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the following evidence of maintenance/construction activities on the road prior to 1976: cattleguards, berms, culverts, dugways, along with location and directional signs and have witnessed the graveling of the road.

DATED this 17 day of Oct., 2006.

H. Edward Sorenson

SUBSCRIBED AND SWORN to before me this 17 day of October, 2006.



Yvonne James  
NOTARY PUBLIC  
State of Utah  
County of Sevier  
exp. 3-27-08

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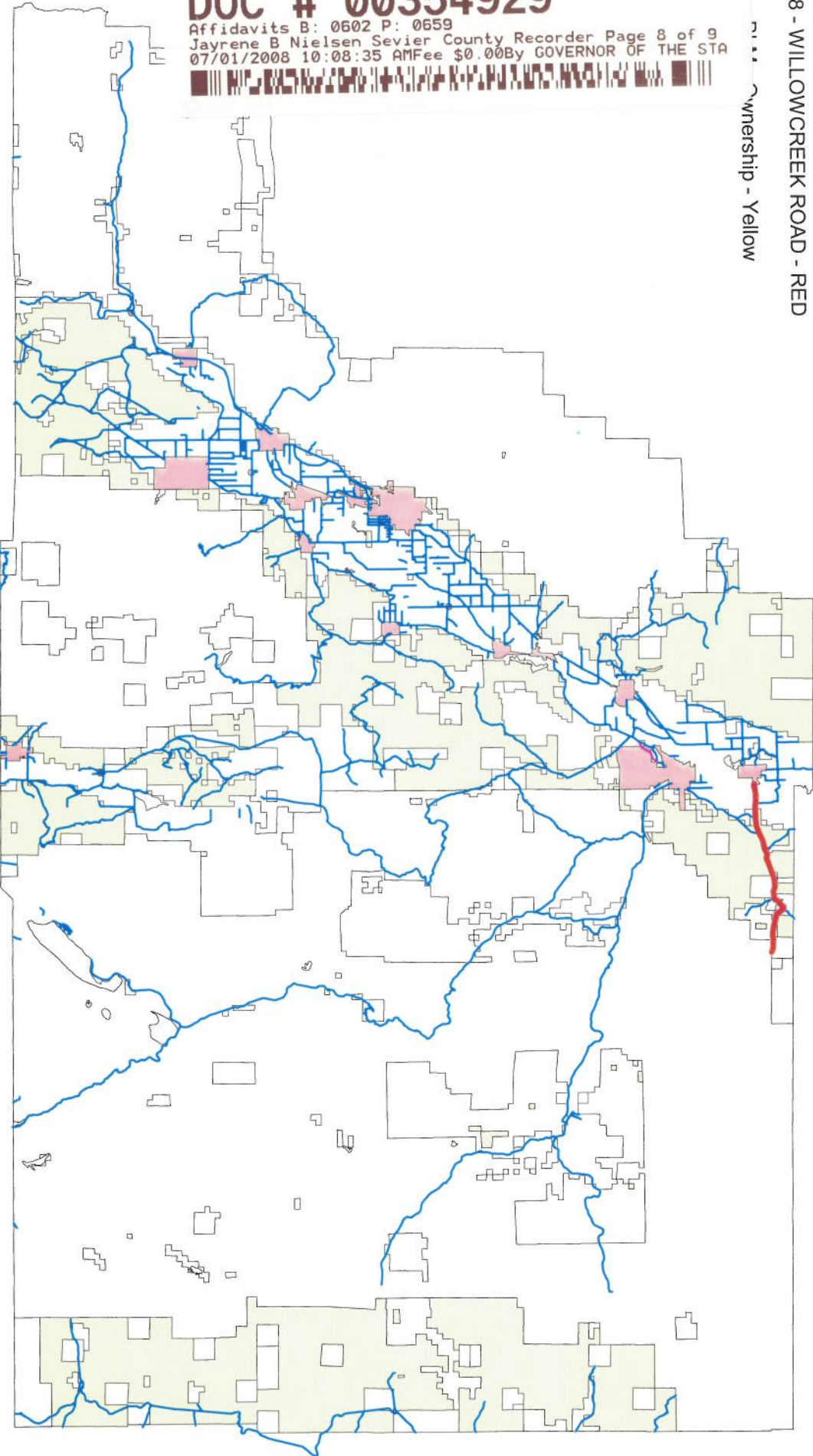
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Ownership - Yellow

Class "B" Maintained Roads - Blue  
6028 - WILLOWCREEK ROAD - RED



SEVIER COUNTY  
RS2477  
October 19, 2006



## Exhibit B

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

**Popular Name:** 113g, 1001d\_Willowcreek Road

**County:** Sevier

**County Road Number:** 6028

**State Geographic Information Database (SGID) Road Identification Number:** RD210014.

**Total Road Length:** 8.49 miles more or less.

**Beginning at a point** on the road centerline located at 39 degrees 00 minutes 022.6 seconds North Latitude and -111 degrees 51 minutes 15.76 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,539,709.0 feet and Y = 6,806,981.1 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 39 degrees 01 minutes 5.4 seconds North Latitude and -111 degrees 42 minutes 36.28 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,580,726.4 feet and Y = 6,811,181.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 20 South Range 1 East, Section(s) 35,36, Salt Lake Base & Meridian  
Township 20 South Range 2 East, Section(s) 31,32, Salt Lake Base & Meridian  
Township 21 South Range 1 East, Section(s) 3,4,5,6, Salt Lake Base & Meridian  
Township 21 South Range 1 West, Section(s) 1, Salt Lake Base & Meridian  
Township 21 South Range 2 East, Section(s) 5, Salt Lake Base & Meridian

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