

DOC # 00354938

Affidavits B: 0602 P: 0736
Jayrene B Nielsen Sevier County Recorder Page 1 of 9
07/01/2008 10:30:50 AM Fee \$0.00 By GOVERNOR OF STATE 0

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 1087d_West of Koosharem Cemetery; County Road Number: 6065; State Geographic Information Database (SGID) Road Identification Number: RD210025.

This document supplements and supports the information contained in the document first recorded at **Doc # 00344620, Bk 0561, Beg Pg 0115**, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on **2/13/2008** at **Doc #00352439 Bk 0591, Beg Pg 0354**. 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



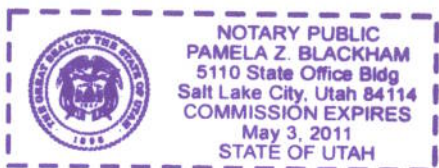
John Harja


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.





Notary Public

Exhibit A

DOC # 00354938
Affidavits B: 0602 P: 0737
Jayrene B Nielsen Sevier County Recorder Page 2 of 9
07/01/2008 10:30:50 AM Fee \$0.00 By GOVERNOR OF STATE 0



AFFIDAVIT OF DEVON ANDERSON
WEST OF KOOSHAREM CEMETERY
SEVIER COUNTY, UTAH
COUNTY ROAD NUMBER 6065

State of Utah)
 : ss.
County of Sevier)

DEVON ANDERSON, 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 Richfield, Sevier County, Utah. I have lived in Sevier County since 1950. I am currently employed by the Sevier County Road Department and have been since 2001.

2. I have traveled and am familiar with a road in Sevier County known as West of Koosharem Cemetery. I am also familiar with the land the road traverses. When I first used and observed the road in approximately 1954, it followed the same route as in 2006 when I last observed it. Attached is a Sevier County map showing West of Koosharem Cemetery. 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 approximately 1954 and continuing through 1976 to 2006. During this time period I have observed travel on the road by various means, including automobiles, horseback, 4 wheelers, and pickups. During this time period, the road has been used daily.

5. During the time period from approximately 1954 to 2006, I have used the road myself for the following uses: Wood gathering, hunting, and traveling in and through the area.

DOC # 00354938

Affidavits B: 0602 P: 0738
Jayrene B Nielsen Sevier County Recorder Page 3 of 9
07/01/2008 10:30:50 AM Fee \$0.00 By GOVERNOR OF STATE 0


6. During 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: Oil & gas exploration, government access, and livestock operations.

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 1900's and continuing through 1976 to 2006, for the uses described in the previous paragraphs.

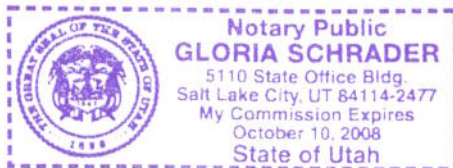
8. Prior to 1976, I observed graders performing maintenance/construction activities on the road. I have graded it myself since 2002.

DATED this 15 day of November, 2006.



DEVON ANDERSON

SUBSCRIBED AND SWORN to before me this 15th day of November, 2006.





NOTARY PUBLIC

DOC # 00354938

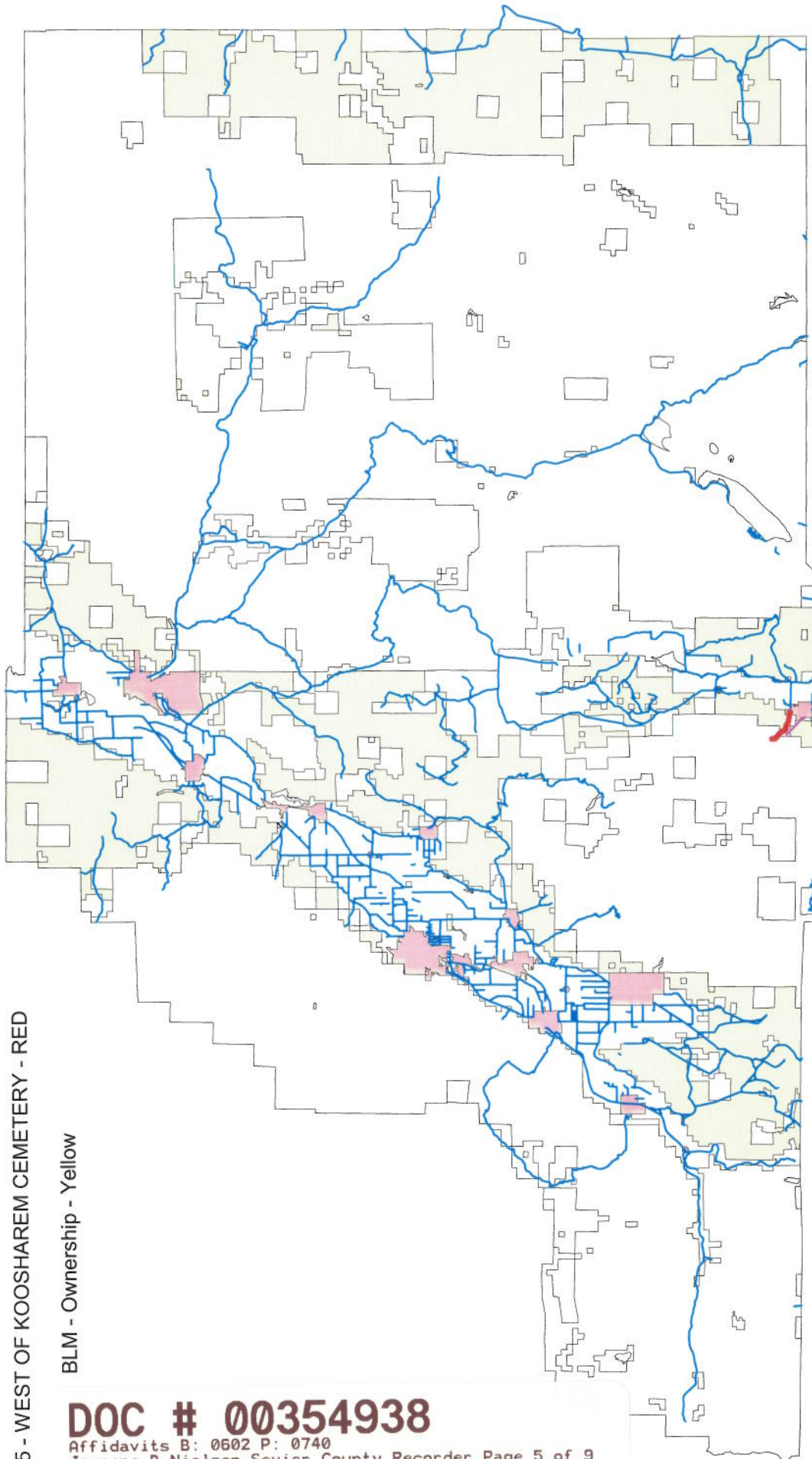
Affidavits B: 0602 P: 0739
Jayrene B Nielsen Sevier County Recorder Page 4 of 9
07/01/2008 10:30:50 AM Fee \$0.00 By GOVERNOR OF STATE O

SEVIER COUNTY
RS2477
October 19, 2006

Class "B" Maintained Roads - Blue

6065 - WEST OF KOOSHAREM CEMETERY - RED

BLM - Ownership - Yellow



DOC # 00354938

Affidavits B: 0602 P: 0740
Jayrene B Nielsen Sevier County Recorder Page 5 of 9
07/01/2008 10:30:50 AM Fee \$0.00 By GOVERNOR OF STATE 0



**AFFIDAVIT OF TARVAL TORGERSEN
WEST OF KOOSHAREM CEMETERY
SEVIER COUNTY, UTAH
COUNTY ROAD NUMBER 6065**

State of Utah)
 : ss.
County of Piute)

TARVAL TORGERSEN, 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 Greenwich, Piute County, Utah. I have lived in Piute County since 1940.

2. I have traveled and am familiar with a road in Sevier County known as the road West of Koosharem Cemetery (County Road Number 6065). 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. I have used the road for getting wood for the stoves of my home when I was a boy. It has been a popular place for a lot of years. Attached is a Sevier County map showing the road West of Koosharem Cemetery (County Road Number 6065). 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 various means, including horseback, horse-drawn wagons and sleighs, ATV's, jeeps and pickup trucks. Throughout this time period, the road has been used weekly. In the hunting season the road has been used daily.

5. Throughout the time period from 1945 to 2006, I have used the road myself for wood gathering and herding sheep.

DOC # 00354938

Affidavits B: 0602 P: 0741
Jayrene B Nielsen Sevier County Recorder Page 6 of 9
07/01/2008 10:30:50 AM Fee \$0.00 By GOVERNOR OF STATE 0



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 for a rock quarry, government access, logging, tourism, hunting, and recreation such as camping, picnicking, hiking, sightseeing, and traveling in and through the area. The road also serves for livestock operations, including driving the livestock to their watering troughs.

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 1920 and continuing through 1976 to 2006, for the uses described in the previous paragraphs.


8. Prior to 1976, I observed Sevier County caterpillars performing maintenance/construction activities on the road. I have also witnessed individuals working on road crossings.

DATED this 15 day of November, 2006.

Tarval Torgersen

TARVAL TORGERSEN

SUBSCRIBED AND SWORN to before me this 15 day of November, 2006.

 DAVID WHITTAKER
NOTARY PUBLIC - STATE OF UTAH
45 South 100 East
Circleville, UT 84723
COMM. EXP. 04-17-2010

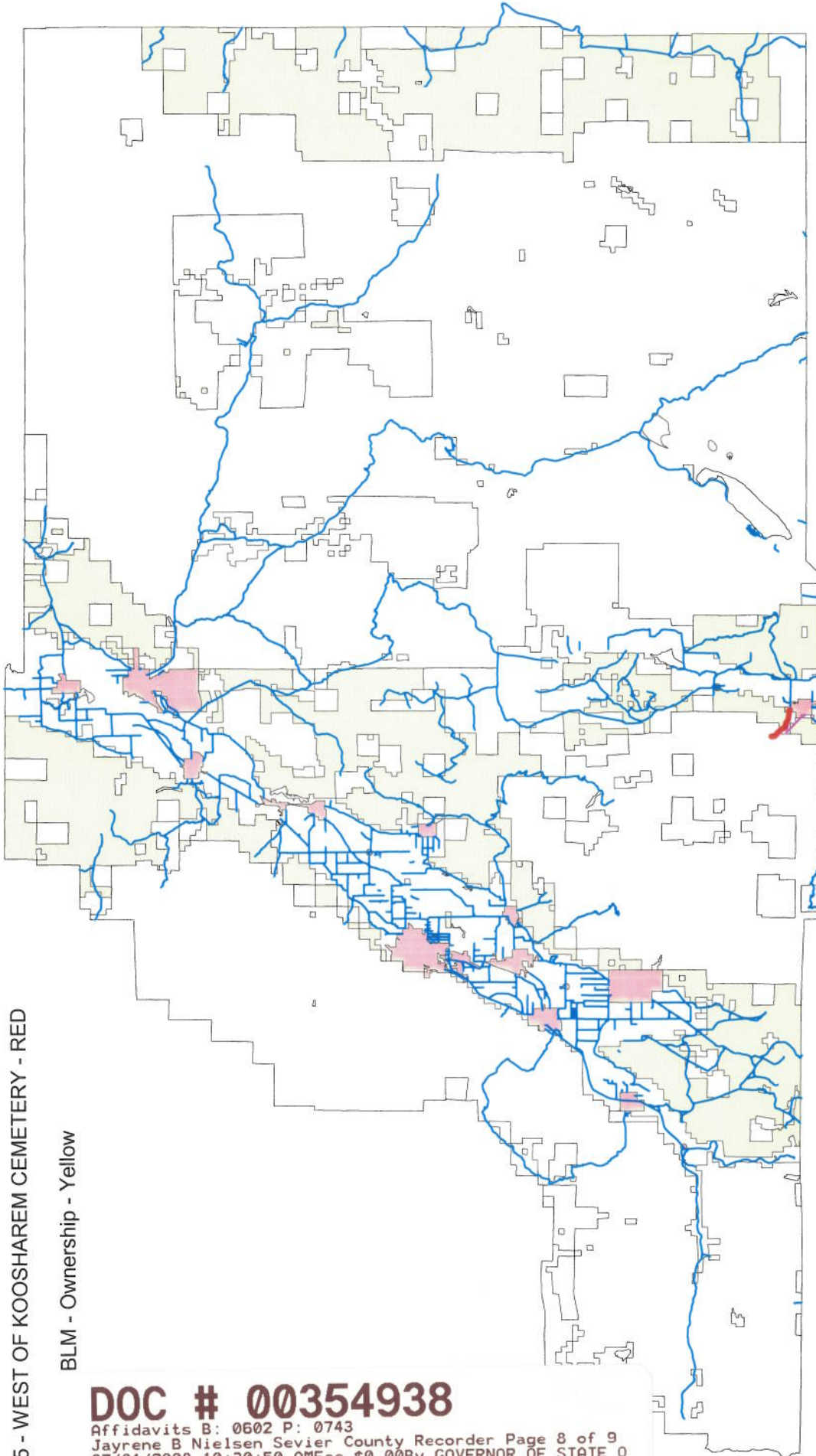
[Signature]

NOTARY PUBLIC

DOC # 00354938
Affidavits B: 0602 P: 0742
Jayrene B Nielsen Sevier County Recorder Page 7 of 9
07/01/2008 10:30:50 AM Fee \$0.00 By GOVERNOR OF STATE O

SEVIER COUNTY
RS2477
October 19, 2006

Class "B" Maintained Roads - Blue
6065 - WEST OF KOOSHAREM CEMETERY - RED
BLM - Ownership - Yellow



DOC # 00354938

Affidavits B: 0602 P: 0743
Jayrene B Nielsen Sevier County Recorder Page 8 of 9
07/01/2008 10:30:50 AM Fee \$0.00 By GOVERNOR OF STATE 0



Exhibit B

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

Popular Name: 1087d_West of Koosharem Cemetery

County: Sevier

County Road Number: 6065

State Geographic Information Database (SGID) Road Identification Number: RD210025.

Total Road Length: 1.69 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 31 minutes 58.78 seconds North Latitude and -111 degrees 54 minutes 23.75 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,524,085.7 feet and Y = 6,634,659.1 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 31 minutes 14.26 seconds North Latitude and -111 degrees 53 minutes 01.91 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,530,570.7 feet and Y = 6,630,126.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 26 South Range 1 West, Section(s) 21,22,26,27, Salt Lake Base & Meridian

DOC # 00354938

Affidavits B: 0602 P: 0744
Jayrene B Nielsen Sevier County Recorder Page 9 of 9
07/01/2008 10:30:50 AM Fee \$0.00 By GOVERNOR OF STATE 0

