

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

DOC # 00354960

Affidavits B: 0602 P: 0940 Jayrene B Nielsen Sevier County Recorder Page 1 of 9 07/01/2008 11:02:38 AM Fee \$0.00 By GOVERNOR OF STATE 0

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 1011d_Northwest of Aurora Road; County Road Number: 6136; State Geographic Information Database (SGID) Road Identification Number: RD210052.

This document supplements and supports the information contained in the document first recorded at Doc # 00344647, Bk 0561, Beg Pg 0277, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on 2/13/2008 at Doc #00352464 Bk 0591, Beg Pg 0504. 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

[Signature of John Harja]

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.

[Signature of Pamela Z. Blackham]
Notary Public



Exhibit A

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**AFFIDAVIT OF THAD WASDEN
NORTHWEST OF AURORA ROAD
SEVIER COUNTY, UTAH
COUNTY ROAD NUMBER 6136**

State of Utah)
 : ss.
County of Sevier)

THAD WASDEN, 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 Aurora, Sevier County, Utah. I have lived in Sevier County since 1942.

2. I have traveled and am familiar with a road in Sevier County known as the Northwest of Aurora Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1943, it followed the same route as in 2006 when I last observed it. Attached is a Sevier County map showing the Northwest of Aurora 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 1943 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by various means, including all types of vehicles. Throughout this time period, the road has been used daily.

5. Throughout the time period from 1943 to 2006, I have used the road myself for the following uses: Gathering cattle.

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

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uses: Government access, wood gathering, livestock operations, farming, recreation, hunting, and accessing the park and the clay pits.

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

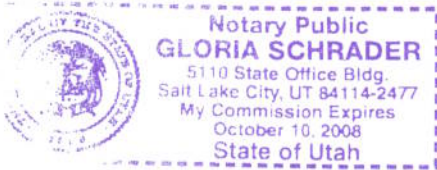
8. Prior to 1976, I observed graders performing maintenance/construction activities on the road.

DATED this 15 day of November, 2006.



THAD WASDEN

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



NOTARY PUBLIC

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SEVIER COUNTY
RS2477
October 19, 2006

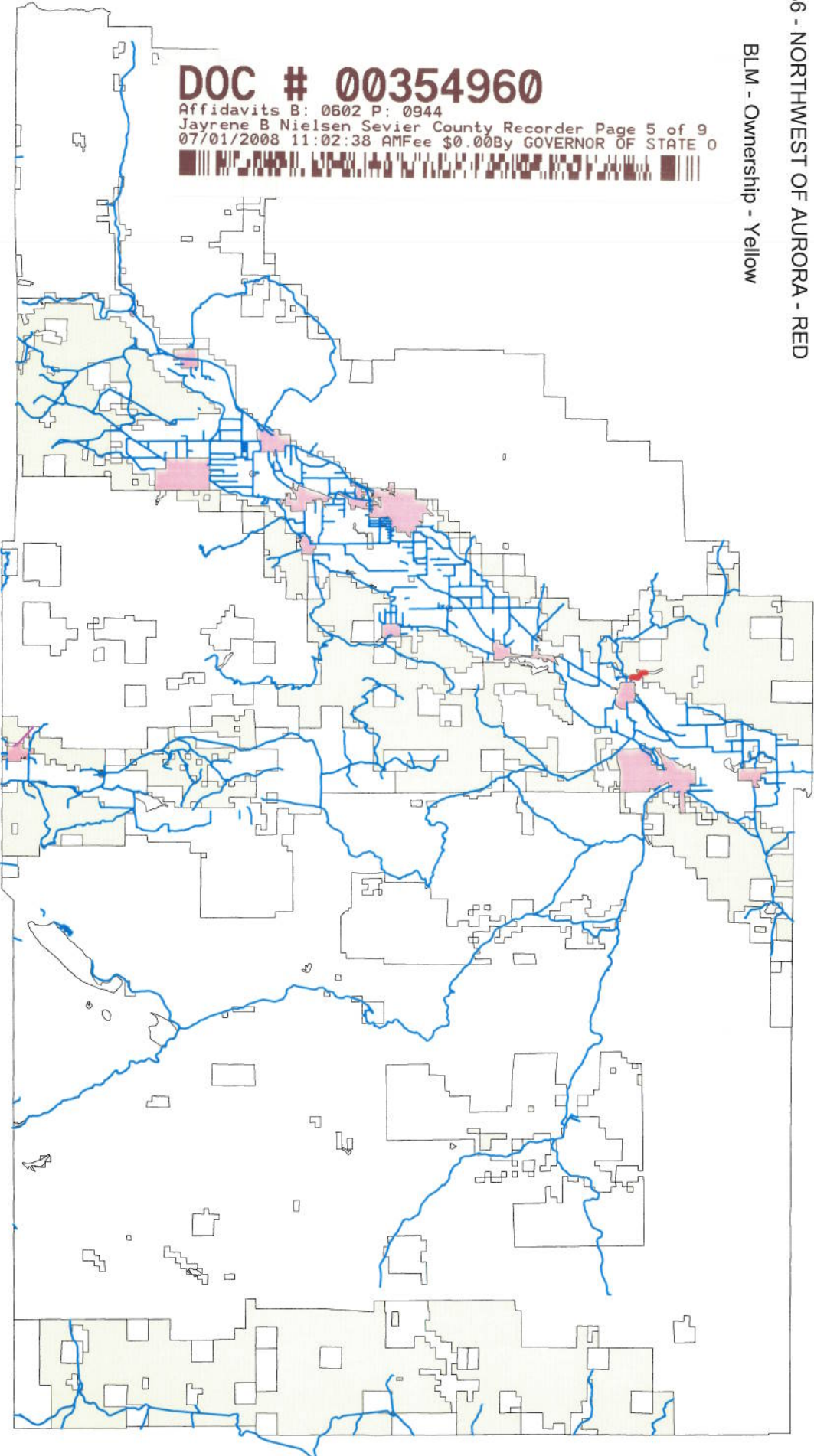
Class "B" Maintained Roads - Blue

6136 - NORTHWEST OF AURORA - RED

BLM - Ownership - Yellow

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AFFIDAVIT OF TIM BASTIAN
NORTHWEST OF AURORA ROAD
SEVIER COUNTY, UTAH
COUNTY ROAD NUMBER 6136

State of Utah)
 : ss.
County of Sevier)

TIM BASTIAN, 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 the Town of Aurora in Sevier County, Utah. I have lived in Sevier County since 1951.

2. I have traveled and am familiar with a road in Sevier County known as the Northwest of Aurora Road. I am also familiar with the land the road traverses. When I first used and observed the road in approximately 1961, it followed the same route as in 2006 when I last observed it. Attached is a Sevier County map showing the Northwest of Aurora 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 approximately 1961 and continuing through 1976 to 2006. During this time period I have observed travel on the road by various means, including automobiles, trucks, ATV's, horses, wagons, pickups, road maintenance vehicles, semi trucks and diesels. During this time period, the road has been used daily.

5. During the time period from approximately 1961 to 2006, I have used the road myself for the following uses: hauling clay from clay mill, and traveling in and through the area in the same period of time.

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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: mining, prospecting for minerals, government access, wood gathering, hunting, accessing the clay pits, and traveling in and through the area.

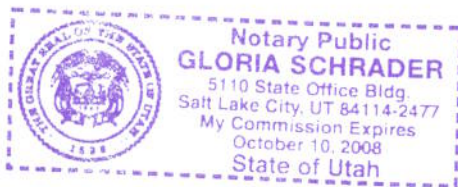
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1800's and continuing through 1976 to 2006, for the uses described in the previous paragraphs.

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

DATED this 15 day of November, 2006.


TIM BASTIAN

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




NOTARY PUBLIC

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SEVIER COUNTY
RS2477
October 19, 2006

Class "B" Maintained Roads - Blue

6136 - NORTHWEST OF AURORA - RED

BLM - Ownership - Yellow

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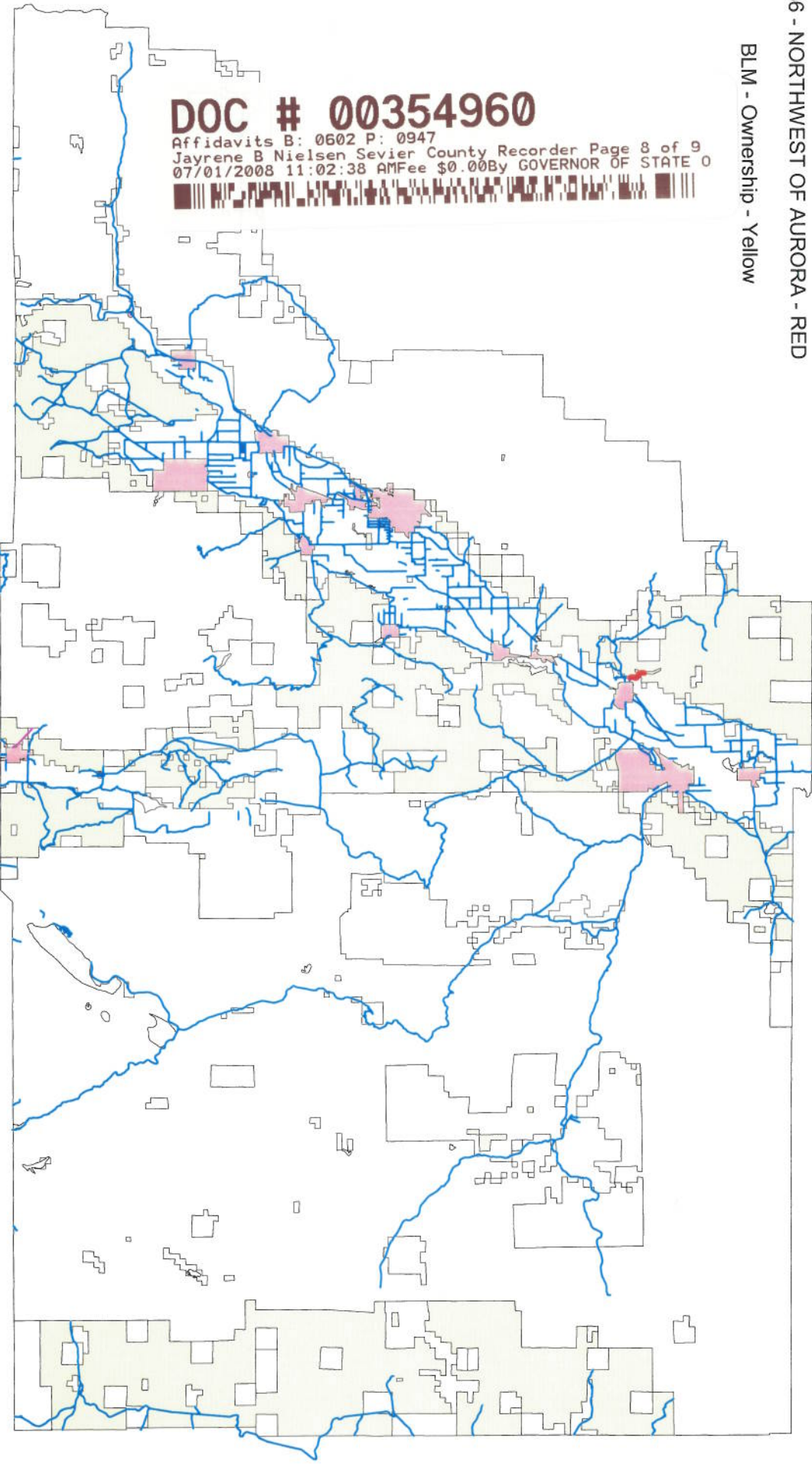


Exhibit B

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

Popular Name: 1011d_Northwest of Aurora Road

County: Sevier

County Road Number: 6136

State Geographic Information Database (SGID) Road Identification Number: RD210052.

Total Road Length: 0.81 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 55 minutes 26.21 seconds North Latitude and -111 degrees 56 minutes 52.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,512,983.4 feet and Y = 6,777,113.9 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 56 minutes 00.38 seconds North Latitude and -111 degrees 57 minutes 07.53 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,511,806.9 feet and Y = 6,780,577.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 21 South Range 1 West, Section(s) 31, Salt Lake Base & Meridian

Township 22 South Range 1 West, Section(s) 6, Salt Lake Base & Meridian

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