

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

DOC # 00354930

Affidavits B: 0602 P: 0661 Jayrene B Nielsen Sevier County Recorder Page 1 of 12 07/01/2008 10:16:51 AM Fee \$0.00 By GOVERNOR OF THE STA

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 385g Daniels Canyon Road; County Road Number: 6050; State Geographic Information Database (SGID) Road Identification Number: RD210020.

This document supplements and supports the information contained in the document first recorded at Doc # 00344615, Bk 0561, Beg Pg 0085, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on 2/13/2008 at Doc #00352434 Bk 0591, Beg Pg 0324. 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

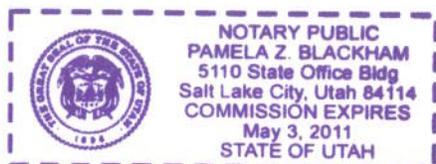
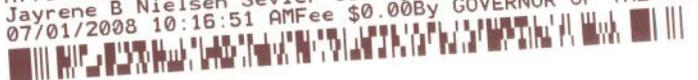


Exhibit A

DOC # 00354930

Affidavits B: 0602 P: 0662
Jayrene B Nielsen Sevier County Recorder Page 2 of 12
07/01/2008 10:16:51 AM Fee \$0.00 By GOVERNOR OF THE STA



AFFIDAVIT OF SCOTT MORRISON

DANIELS CANYON ROAD

SEVIER COUNTY, UTAH

COUNTY ROAD NUMBER 6050

State of Utah)
 : ss.
County of Sevier)

SCOTT MORRISON, 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 Washburnville, Sevier County, Utah. I have lived in Sevier County since 1932.

2. I have traveled and am familiar with a road in Sevier County known as the Daniels Canyon Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1960, it followed the same route as in 1995 when I last observed it. Attached is a Sevier County map showing the Daniels 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 1960 and continuing through 1976 to 1995.

During this time period I have observed travel on the road by various means, including pickups and horses. During this time period, the road has been used weekly.

5. During the time period from 1960 to 1995, I have used the road myself for the following uses: prospecting for minerals, hunting, and hiking.

DOC # 00354930

Affidavits B: 0602 P: 0663
Jayrene B Nielsen Sevier County Recorder Page 3 of 12
07/01/2008 10:16:51 AM Fee \$0.00 By GOVERNOR OF THE STA


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: wood gathering, sightseeing, and traveling in and through the area.

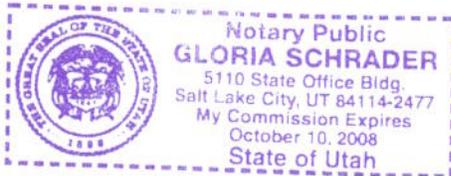
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1960 and continuing through 1976 to 1995, for the uses described in the previous paragraphs.

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

DATED this 15 day of November, 2006.

Scott B. Marred

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



Gloria Schrader
NOTARY PUBLIC

DOC # 00354930

Affidavits B: 0602 P: 0664
Jayrene B Nielsen Sevier County Recorder Page 4 of 12
07/01/2008 10:16:51 AM Fee \$0.00 By GOVERNOR OF THE STA



DOC # 00354930

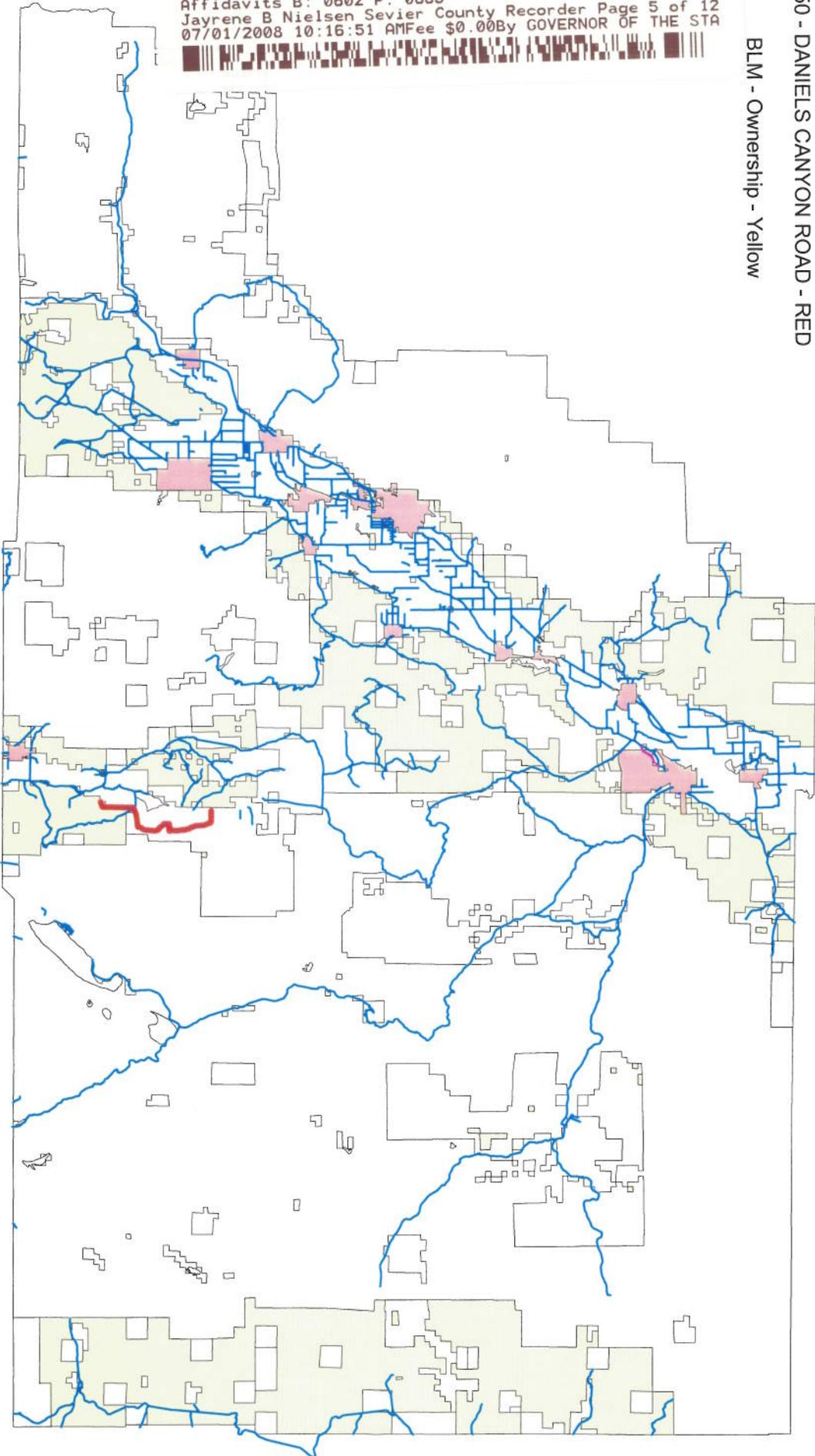
Affidavits B: 0602 P: 0665
Jayrene B Nielsen Sevier County Recorder Page 5 of 12
07/01/2008 10:16:51 AM Fee \$0.00 By GOVERNOR OF THE STA



Class "B" Maintained Roads - Blue

6050 - DANIELS CANYON ROAD - RED

BLM - Ownership - Yellow



SEVIER COUNTY

RS2477

October 19, 2006

AFFIDAVIT OF IVAN COWLEY
DANIELS CANYON ROAD
SEVIER COUNTY, UTAH
COUNTY ROAD NUMBER 6050

State of Utah)
 : ss.
County of Sevier)

IVAN COWLEY, 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 Venice, Sevier County, Utah. I have lived in Sevier County since the 1930's.

2. I have traveled and am familiar with a road in Sevier County known as the Daniels Canyon Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1950, it followed the same route as in September 2006 when I last observed it. Attached is a Sevier County map showing Daniels 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 1950's and continuing through 1976 to 2006. During this time period I have observed travel on the road by various means, including horses, automobiles, livestock trucks and trailers, and 4 wheelers. During this time period, the road has been used daily.

5. Throughout the time period from 1940 to 2006, I have used the road myself for livestock operations and recreation.

DOC # 00354930

Affidavits B: 0602 P: 0666
Jayrene B Nielsen Sevier County Recorder Page 6 of 12
07/01/2008 10:16:51 AM Fee \$0.00 By GOVERNOR OF THE STA



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, as well as for mining, prospecting for minerals, oil and gas exploration or development, government access, livestock operations, farming, logging, tourism, pinion nut gathering, mail delivery, wood gathering, hunting, and recreation such as camping, picnicking, hiking, and sightseeing.

7. It is 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 1950's and continuing through 1976 to 2006, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed the graded surface of the road.

DATED this 15 day of November, 2006.

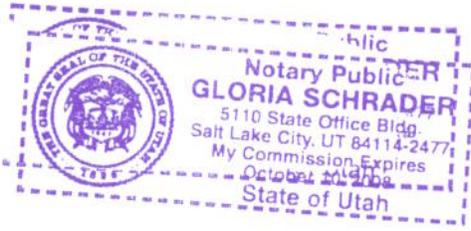
Ivan Cowley

IVAN COWLEY

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

Gloria Schrader

NOTARY PUBLIC



DOC # 00354930
Affidavits B: 0602 P: 0667
Jayrene B Nielsen Sevier County Recorder Page 7 of 12
07/01/2008 10:16:51 AM Fee \$0.00 By GOVERNOR OF THE STA

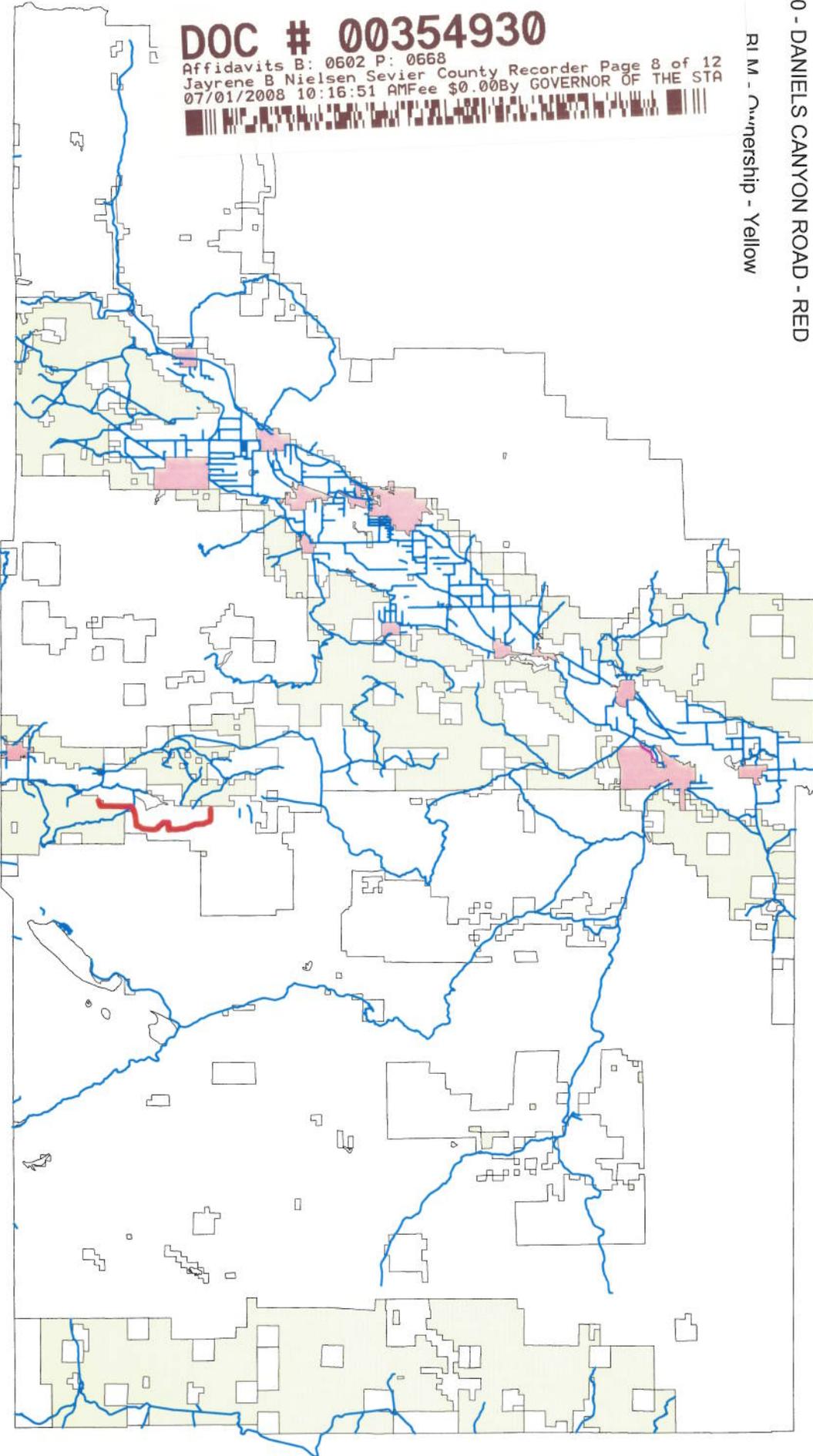

SEVIER COUNTY
RS2477
October 19, 2006

Class "B" Maintained Roads - Blue
6050 - DANIELS CANYON ROAD - RED

RI M - Ownership - Yellow

DOC # 00354930

Affidavits B: 0602 P: 0668
Jayrene B Nielsen Sevier County Recorder Page 8 of 12
07/01/2008 10:16:51 AM Fee \$0.00 By GOVERNOR OF THE STA



**AFFIDAVIT OF STAN HENDRICKSON
DANIELS CANYON ROAD
SEVIER COUNTY, UTAH
COUNTY ROAD NUMBER 6050**

State of Utah)
 : ss.
County of Sevier)

STAN HENDRICKSON, 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 1940.

2. I have traveled and am familiar with a road in Sevier County known as the Daniels Canyon Road (County Road Number 6050). I am also familiar with the land the road traverses. When I first used and observed the road in the late 1950's, it followed the same route as in 2001 when I last observed it. Attached is a Sevier County map showing the Daniels Canyon Road (County Road Number 6050). 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 late 1950's and continuing through 1976 to 2001. Throughout this time period I have observed travel on the road by various means, including pickups, motorcycles, snowmobiles, and horses. Throughout this time period, the road has been used monthly.

5. Throughout the time period from 1950 to 2001, I have used the road myself for the following uses: work, traveling in and through the area, and hunting.

DOC # 00354930

Affidavits B: 0602 P: 0669
Jayrene B Nielsen Sevier County Recorder Page 9 of 12
07/01/2008 10:16:51 AM Fee \$0.00 By GOVERNOR OF THE STA


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: fishing, livestock operations, camping, hiking, sightseeing, and travel 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 1900s and continuing through 1976 to 2001, for the uses described in the previous paragraphs.

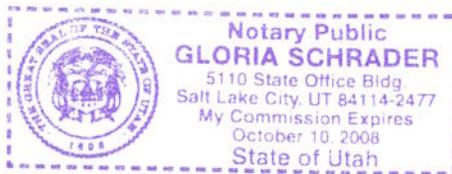
8. Prior to 1976 I observed the graded surface of the road at the lower end as wells as culverts, berms, and directional signs.

DATED this 16 day of November, 2006.

Star Handrickson

SUBSCRIBED AND SWORN to before me this 16th day of November, 2006.

Gloria Schrader
NOTARY PUBLIC



DOC # 00354930

Affidavits B: 0602 P: 0670
Jayrene B Nielsen Sevier County Recorder Page 10 of 12
07/01/2008 10:16:51 AM Fee \$0.00 By GOVERNOR OF THE STA

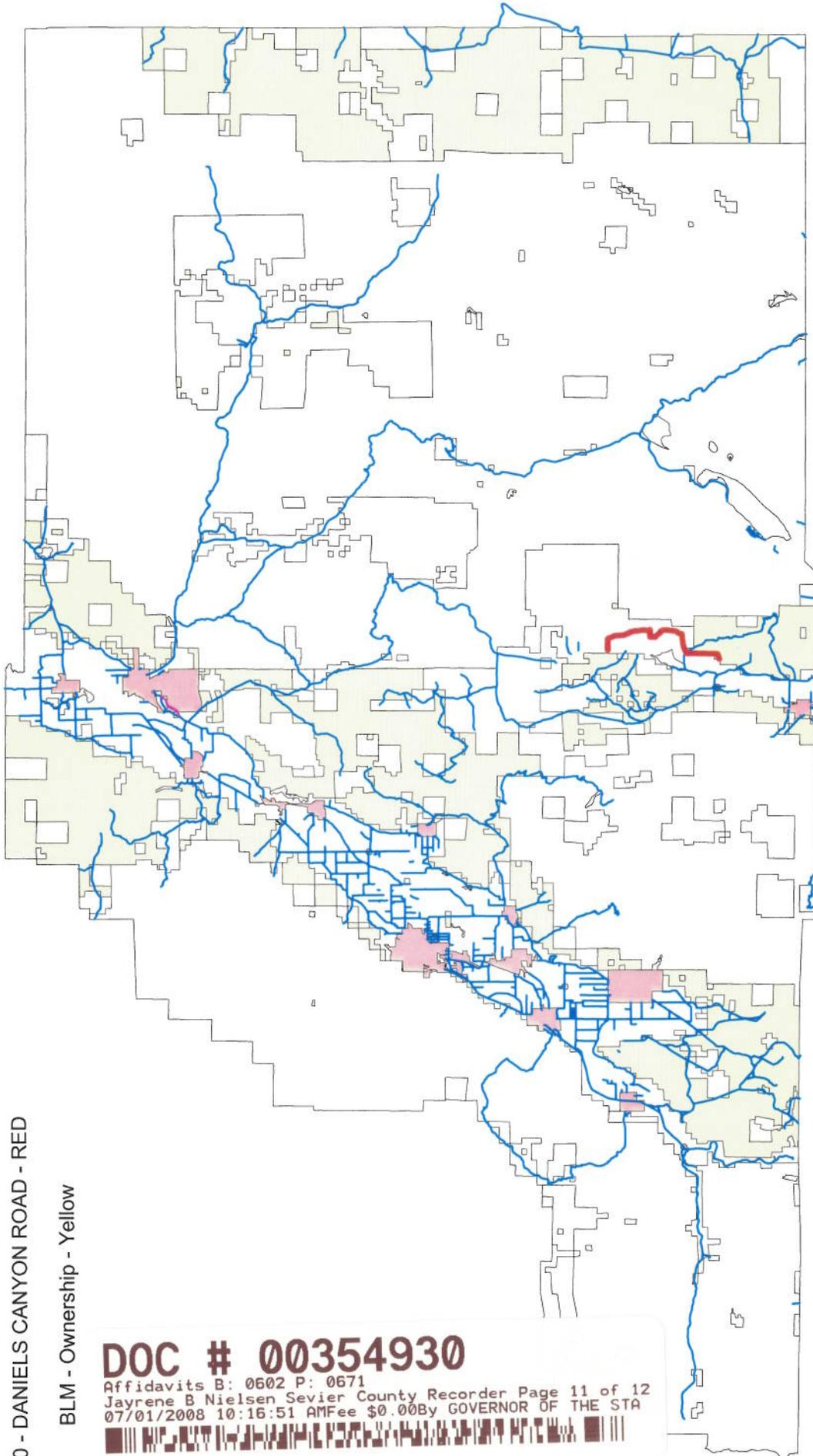


SEVIER COUNTY
RS2477
October 19, 2006

Class "B" Maintained Roads - Blue

6050 - DANIELS CANYON ROAD - RED

BLM - Ownership - Yellow



DOC # 00354930

Affidavits B: 0602 P: 0671
Jayrene B Nielsen Sevier County Recorder Page 11 of 12
07/01/2008 10:16:51 AM Fee \$0.00 By GOVERNOR OF THE STA



Exhibit B

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

Popular Name: 385g_Daniels Canyon Road

County: Sevier

County Road Number: 6050

State Geographic Information Database (SGID) Road Identification Number: RD210020.

Total Road Length: 7.14 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 34 minutes 04.14 seconds North Latitude and -111 degrees 50 minutes 23.77 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,543,205.8 feet and Y = 6,647,263.7 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 38 minutes 30.61 seconds North Latitude and -111 degrees 49 minutes 57.24 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,545,413.5 feet and Y = 6,674,217.1 feet based on the US Survey Foot conversion.

This road may traverse:

Township 25 South Range 1 East, Section(s) 17,18,20,21,28,29,31,32, Salt Lake Base & Meridian
Township 26 South Range 1 East, Section(s) 6,7, Salt Lake Base & Meridian

DOC # 00354930

Affidavits B: 0602 P: 0672
Jayrene B Nielsen Sevier County Recorder Page 12 of 12
07/01/2008 10:16:51 AM Fee \$0.00 By GOVERNOR OF THE STA

