

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

DOC # 00354941

Affidavits B: 0602 P: 0763 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

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 403gc\_Grass Valley Loop; County Road Number: 6069; State Geographic Information Database (SGID) Road Identification Number: RD210028.

This document supplements and supports the information contained in the document first recorded at Doc # 00344623, Bk 0561, Beg Pg 0133, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on 2/13/2008 at Doc #00352442 Bk 0591, Beg Pg 0372 . 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**

**DOC # 00354941**

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**AFFIDAVIT OF DEVON ANDERSON  
GRASS VALLEY LOOP  
SEVIER COUNTY, UTAH  
COUNTY ROAD NUMBER 6069**

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 to me as the Grass Valley Loop (County Road Number 6069). 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 the Grass Valley Loop (County Road Number 6069). 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.

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

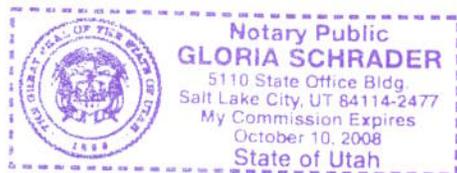
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900's and continuing through 1976 to 2006, for the uses described in the previous paragraphs.

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.

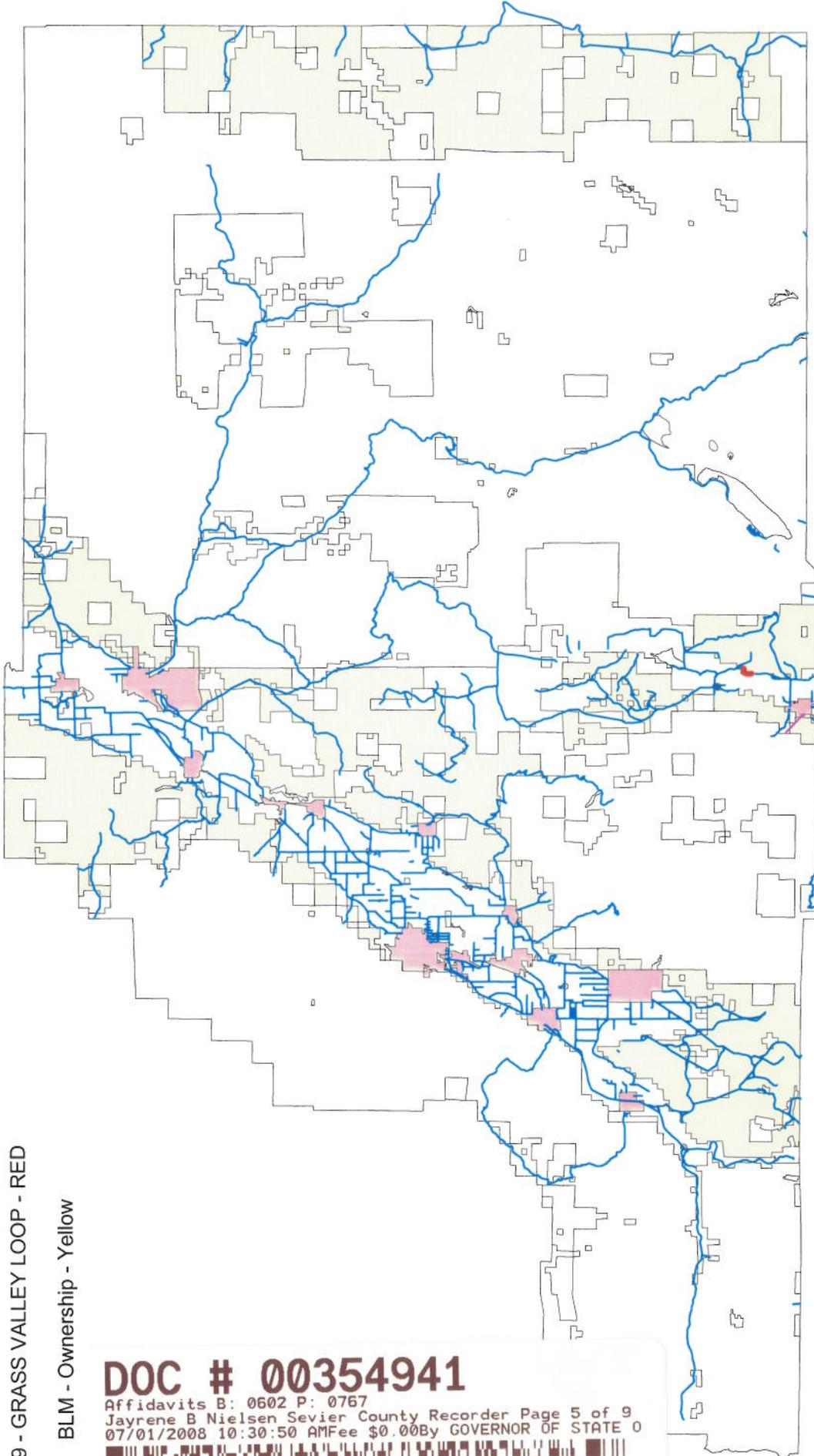


  
NOTARY PUBLIC

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SEVIER COUNTY  
RS2477  
October 19, 2006

Class "B" Maintained Roads - Blue  
6069 - GRASS VALLEY LOOP - RED  
BLM - Ownership - Yellow



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**AFFIDAVIT OF TARVAL TORGERSEN  
GRASS VALLEY LOOP  
SEVIER COUNTY, UTAH  
COUNTY ROAD NUMBER 6069**

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 Grass Valley Loop (County Road Number 6069). 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 Grass Valley Loop (County Road Number 6069). 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 horses, pickups, farm equipment, construction equipment, autos of all kinds, horse-drawn wagons and 4 wheelers. Throughout this time period, the road has been used weekly. Berkley Andersen used this road daily.

5. Throughout the time period from 1943 to 2006, I have used the road myself for cattle transport, access to cattle irrigation, travel to Koosharem Reservoir, and moving equipment.

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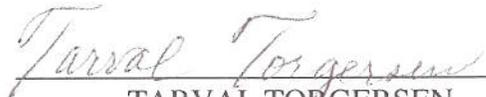
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6. Throughout the time period described in the previous paragraphs, I observed vehicles using the road at various times for the uses described in the previous paragraphs, plus the following uses: Government access, wood gathering, farming, recreation such as camping, picnicking, hiking, sightseeing, hunting, fishing, traveling in and through the area. The road provides access to summer cabins on the hill.

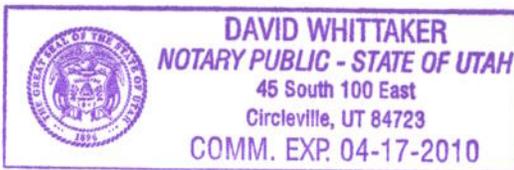
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1943 and continuing through 1976 to 2006, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed Sevier County graders performing maintenance/construction activities on the road. My brothers and my father and I built a fence in 1948 along that road for Berkley Andersen.

DATED this 15 day of November, 2006.

  
TARVAL TORGERSEN

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



  
NOTARY PUBLIC

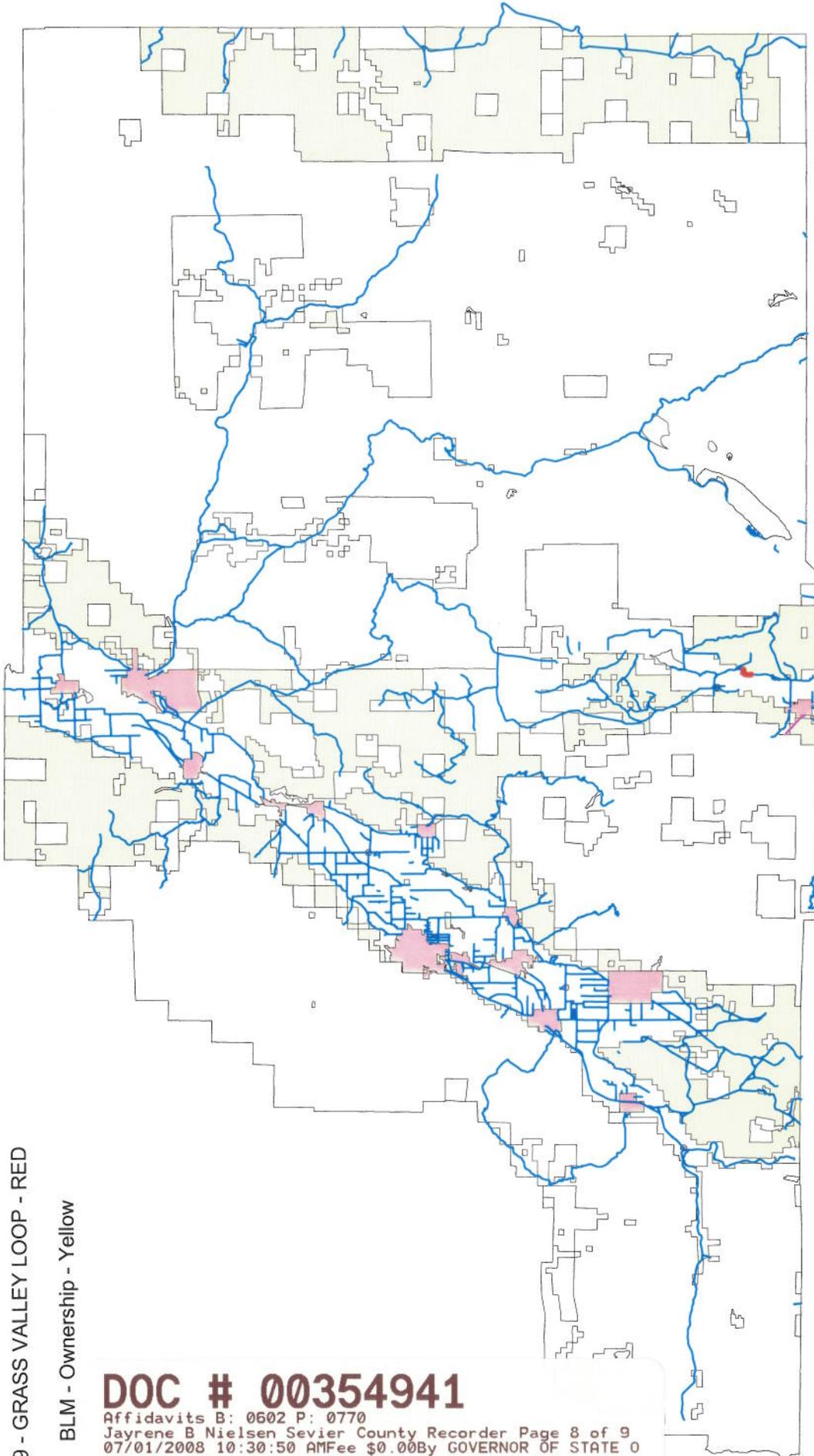
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SEVIER COUNTY  
RS2477  
October 19, 2006

Class "B" Maintained Roads - Blue  
6069 - GRASS VALLEY LOOP - RED  
BLM - Ownership - Yellow



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## Exhibit B

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

**Popular Name:** 403gc\_Grass Valley Loop

**County:** Sevier

**County Road Number:** 6069

**State Geographic Information Database (SGID) Road Identification Number:** RD210028.

**Total Road Length:** 0.55 miles more or less.

**Beginning at a point** on the road centerline located at 38 degrees 32 minutes 047.3 seconds North Latitude and -111 degrees 51 minutes 12.32 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,539,318.7 feet and Y = 6,639,503.6 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 33 minutes 05.73 seconds North Latitude and -111 degrees 50 minutes 56.45 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,540,587.3 feet and Y = 6,641,363.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 26 South Range 1 West, Section(s) 13, Salt Lake Base & Meridian

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