

Entry 2008005760  
Book 1094 Page 874-~~882~~ \$0.00  
12-JUN-08 08:56  
RANDY SIMMONS  
RECORDER, UINTAH COUNTY, UTAH  
GOVERNOR OF THE STATE OF UTAH  
STATE CAPITOL COMPLEX E220 PO BOX 14220  
Rec By: HEATHER HOLMES , DEPUTY

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

**THE STATE OF UTAH**

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**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 Uintah County known as Archy Bench Road; County Road Number: 4150; State Geographic Information Database (SGID) Road Identification Number: RD240318.

This document supplements and supports the information contained in the document first recorded at **Ent 2006012453, Bk 1006, Beg Pg 816**, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on **12/27/2007 at Ent 2007014341, Bk 1068, Beg Pg 795**. 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 6<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 6<sup>th</sup> day of June, 2008.

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



## Exhibit A

ARCHY BENCH ROAD

UINTAH COUNTY, UTAH

COUNTY ROAD NUMBER 4150

State of Utah            )  
                                  : ss  
County of Uintah        )

J. CHARLES BREWER, 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 Uintah County, Utah. I have lived in Uintah County for 64 years.

2. I have traveled and am familiar with a road in Uintah County known as the Archy Bench Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960's, it followed the same route as in March, 2006 when I last observed it. Attached is a Uintah County map showing Archy Bench 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 1960's and continuing through 1976 to March of 2006. During this time period I have observed travel on the road by various means, including trucks, jeeps and large 18-wheelers. During this time period, the road has been used daily for more than ten years prior to 1976, and was used daily until March, 2006.

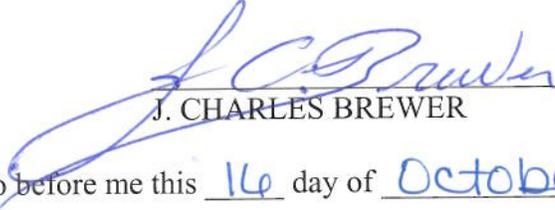
5. During the time period from the 1960's to March of 2006, I have used the road myself for the following uses: hunting, oil and gas exploration or development, recreation and wood gathering.

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus the following uses: mining, prospecting for minerals, livestock operations, other commerce, hunting, government access, 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 1960'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: Uintah County graders and other equipment building and maintaining the road since the early 1960s.

DATED this 16 day of October, 2006.

  
\_\_\_\_\_  
J. CHARLES BREWER

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



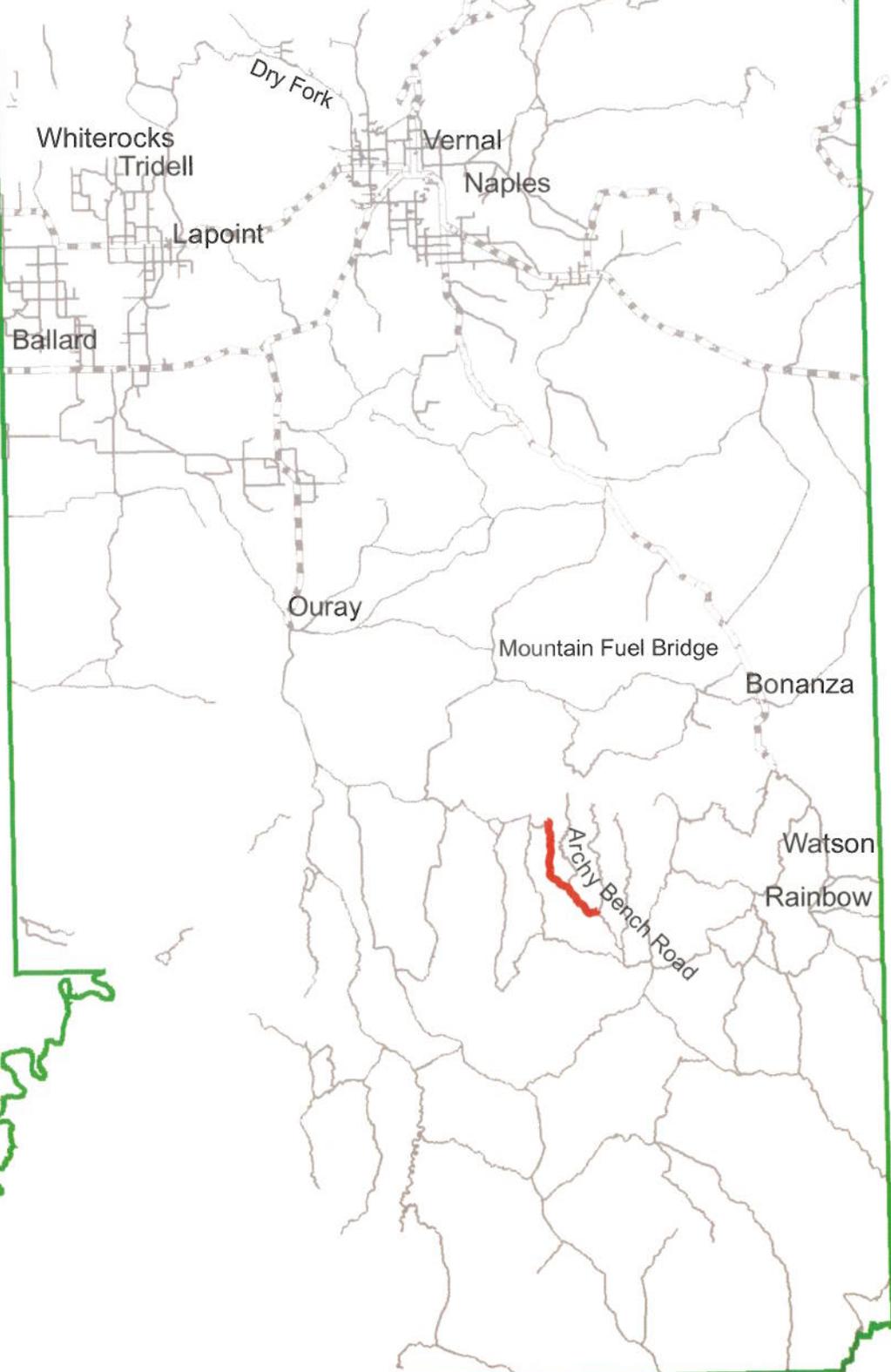
  
\_\_\_\_\_  
NOTARY PUBLIC

# UINTAH COUNTY

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**Archy Bench Road**  
Road # 4150  
RD240318



## Legend

- Archy Bench Road
- Roads**
- Class B Roads
- Federal or State
- Uintah County



**AFFIDAVIT OF ARDEN W. STEWART**

**ARCHY BENCH ROAD**

**UINTAH COUNTY, UTAH**

**COUNTY ROAD NUMBER 4150**

State of Utah            )  
                                  : ss  
County of Uintah        )

ARDEN W. STEWART, 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 Uintah County, Utah. I have lived in Uintah County 74 years.

2. I have traveled and am familiar with a road in Uintah County known as the Archy Bench Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1947, it followed the same route as in 2006 when I last observed it. Attached is a Uintah County map showing Archy Bench 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 1947 and continuing through 1976 to the present. During this time period I have observed travel on the road by various means, including oil field vehicles, livestock trucks and sheep camp rigs. During this time period, the road has been used daily for more than ten years prior to 1976, and is presently used daily.

5. During the time period from 1947 to 2006, I have used the road myself for the following uses: hunting, livestock operations and recreation

6. During the time period from described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus mining, prospecting for minerals, oil and gas exploration or development, wood gathering, recreation, livestock operations, hunting, government access, accessing the land to trap coyotes, and traveling in and through the area.

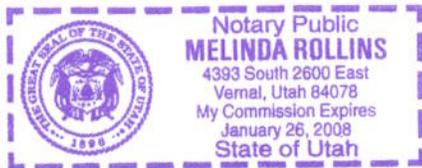
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1947 and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the following evidence of maintenance/construction activities on the road prior to 1976: I have personally observed maintenance equipment maintaining the road.

DATED this 17 day of October, 2006.

  
ARDEN W. STEWART

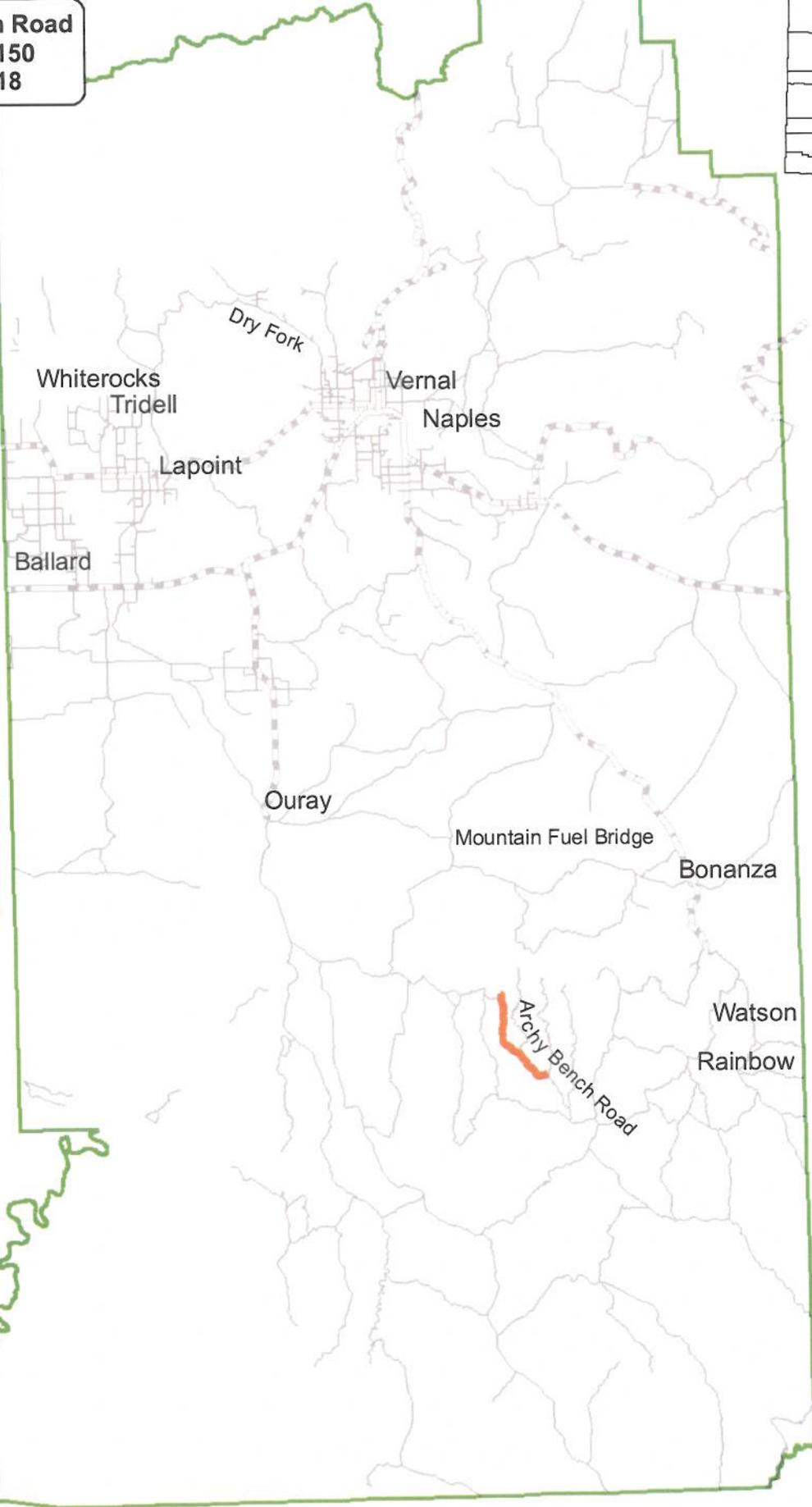
SUBSCRIBED AND SWORN to before me this 17 day of October, 2006.



  
NOTARY PUBLIC

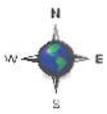
# UINTAH COUNTY

**Archy Bench Road**  
Road # 4150  
RD240318



**Legend**

-  Archy Bench Road
- Roads**
-  Class B Roads
-  Federal or State
-  Uintah County



## Exhibit B

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

**Popular Name: Archy Bench Road**

**County: Uintah**

**County Road Number: 4150**

**State Geographic Information Database (SGID) Road Identification Number: RD240318.**

**Total Road Length: 7.13 miles more or less.**

**Beginning at a point** on the road centerline located at 39 degrees 50 minutes 44.93 seconds North Latitude and -109 degrees 21 minutes 14.35 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,242,881.8 feet and Y = 7,119,790.1 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 39 degrees 55 minutes 15.33 seconds North Latitude and -109 degrees 24 minutes 20.15 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,227,754.9 feet and Y = 7,146,797.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 10 South Range 22 East, Section(s) 26,35, Salt Lake Base & Meridian

Township 11 South Range 22 East, Section(s) 1,12, Salt Lake Base & Meridian

Township 11 South Range 23 East, Section(s) 7,17,18,20,21, Salt Lake Base & Meridian