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 Beaver County known as SMITH SPRING ROAD; County Road Number: B-275; State Geographic Information Database (SGID) Road Identification Number: RD010603.

This document supplements and supports the information contained in the document first recorded at **Ent 232884, Bk 408, Beg Pg 852,** as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on **February 15, 2008** at **Ent 235894, Bk 419, Beg Pg 129** . 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 27th day of June, 2008.

By the Governor's Designee

John Harja

Ent 237092 Bk 424 Pg 827
Date: 02-JUL-2008 4:02PM
Fee: None
Filed By: RBB
BRUCE BROWN, Recorder
BEAVER COUNTY CORPORATION
For: STATE OF UTAH

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 27th day of June, 2008.

Notary Public
DEBORAH MONTGOMERY
5110 State Office Bldg, PO Box 142477
Salt Lake City, Utah 84114
My Commission Expires
April 24, 2012
State of Utah

Notary Public

Exhibit A

AFFIDAVIT OF ROBERT MERRYWEATHER

SMITH SPRING ROAD

BEAVER COUNTY, UTAH

ROAD NUMBER B-275

State of Utah)
: ss.
County of Beaver)

ROBERT MERRYWEATHER, 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 Milford, Beaver County, Utah. I have lived in Beaver County most of my life. I was employed with the Beaver County Road Department from approximately 1970 to 2000.

2. I have traveled and am familiar with a road in Beaver County known as Smith Spring 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 2006 when I last observed it. Attached is a Beaver County map showing Smith Spring 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 1950 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by means of pickup trucks and ATVs. Throughout this time period, the road has been used daily.

5. Throughout the time period from 1950 to 2006, I have used the road myself for county road maintenance.

6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph plus livestock operations, recreation and farming.

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 the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I performed maintenance and construction activities on the road.

DATED this 1 day of February, 2007.

ROBERT MERRYWEATHER

SUBSCRIBED AND SWORN to before me this 1st day of February, 2007.

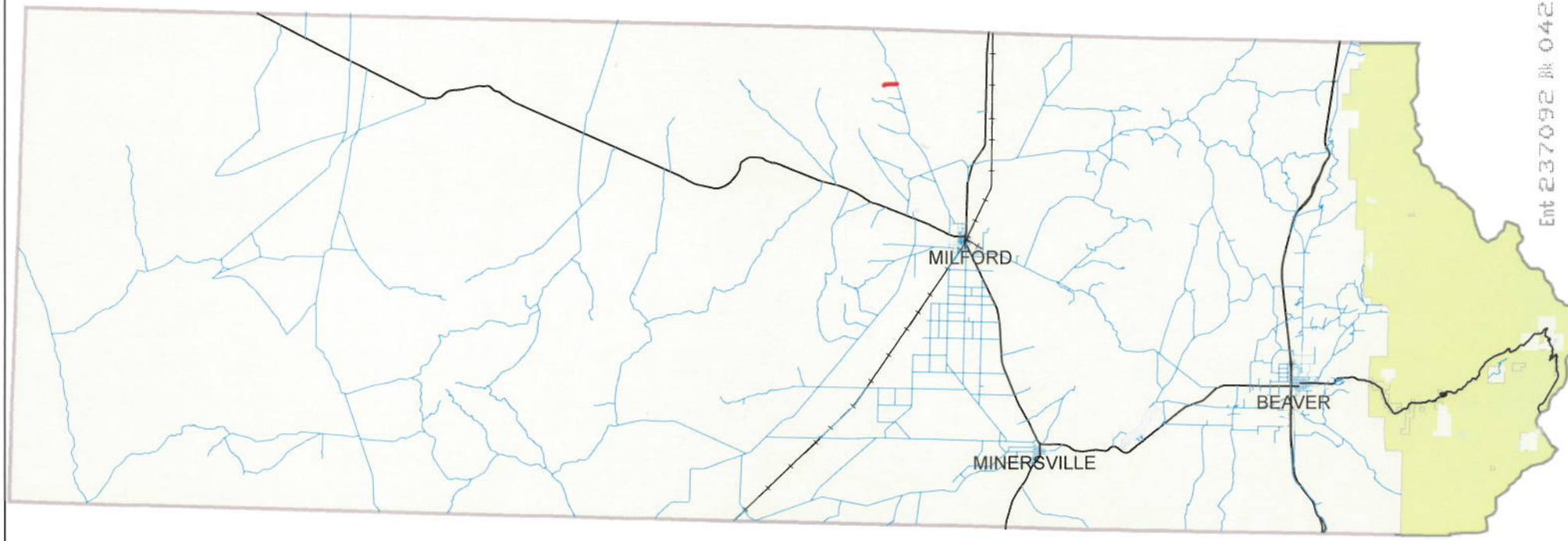
Notary Public
GLORIA SCHRADER
5110 State Office Bldg.
Salt Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

NOTARY PUBLIC

Ent 237092 Bk 0424 Pg 0830

BEAVER COUNTY "B" ROADS

Ent 237092 Bk 0424 Pg 0831



Legend

- Smith Spring
- County B Roads
- State Highways
- UPRR

SMITH SPRING ROAD
B-275

CREATED BY BEAVER CO GIS DEPT

AFFIDAVIT OF HARLAN THOMAS

SMITH SPRING ROAD

BEAVER COUNTY, UTAH

ROAD NUMBER B-275

State of Utah)
: ss.
County of Beaver)

HARLAN THOMAS, 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 Milford, Beaver County, Utah. I have lived in Beaver County my entire life.

2. I have traveled and am familiar with a road in Beaver County known as Smith Spring Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1955, it followed the same route as in 2006 when I last observed it. Attached is a Beaver County map showing Smith Spring 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 1955 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by means of pickup trucks and ATVs. Throughout the time period from 1955 to 2006 the road was used daily, weather permitting.

5. Throughout the time period from 1955 to 2006, I have used the road myself for hunting and trapping.

6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph plus mining, prospecting for minerals and livestock operations. 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 the present, for the uses described in the previous paragraphs.

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

DATED this 1 day of February, 2007.

Harlan J. Thomas

HARLAN THOMAS

SUBSCRIBED AND SWORN to before me this 1st day of February, 2007.

Notary Public
GLORIA SCHRADER
5110 State Office Bldg.
Salt Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

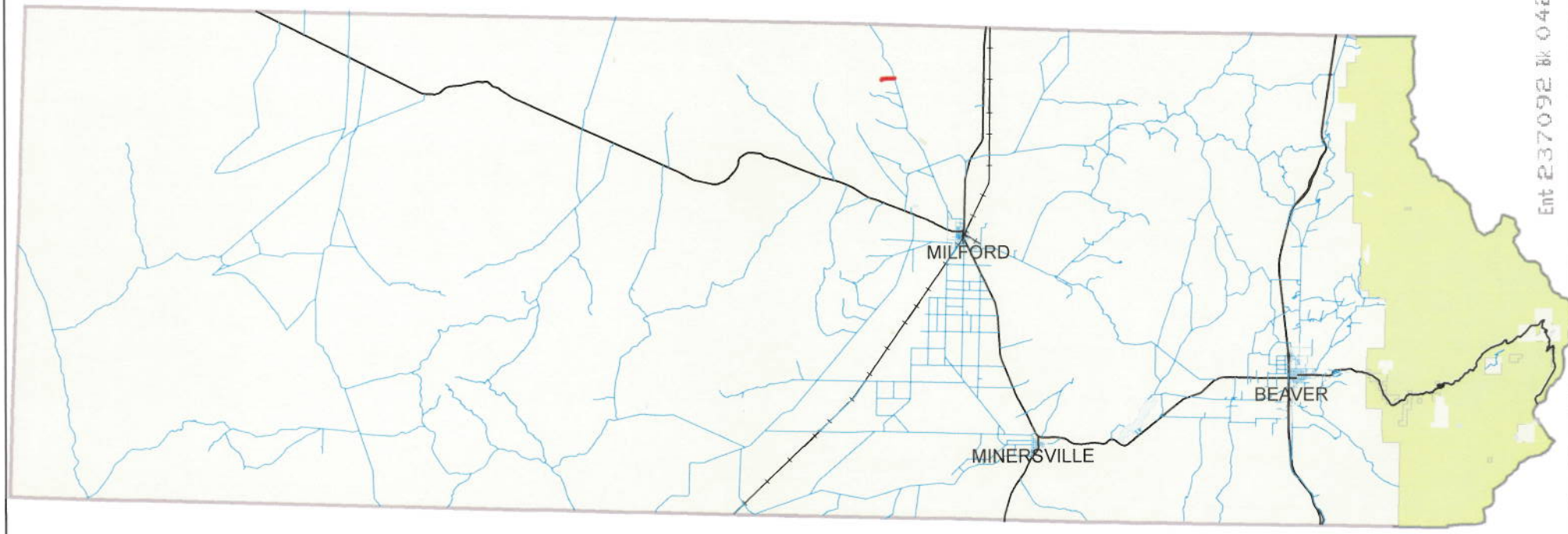
Gloria Schrader

NOTARY PUBLIC

Ent 237092 Bk 0424 Pg 0833

BEAVER COUNTY "B" ROADS

Ent 237092 Bk 0424 Pg 0834



Legend

- Smith Spring
- County B Roads
- State Highways
- UPRR

SMITH SPRING ROAD
B-275

CREATED BY BEAVER CO GIS DEPT

Exhibit B

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

Popular Name: SMITH SPRING ROAD
County: Beaver
County Road Number: B-275
State Geographic Information Database (SGID) Road Identification Number: RD010603.
Total Road Length: 0.81 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 31 minutes 34.79 seconds North Latitude and -113 degrees 06 minutes 13.22 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,181,625.6 feet and Y = 10,523,604.3 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 31 minutes 040.3 seconds North Latitude and -113 degrees 05 minutes 22.61 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,185,656.1 feet and Y = 10,524,093.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 26 South Range 11 West, Section(s) 28,29, Salt Lake Base & Meridian

Ent 237092 Bk 0424 Pg 0835