

**AFFIDAVIT OF ARLENE GOULDING
BALD KNOLL AKA COAL ROAD
KANE COUNTY, UTAH
COUNTY ROAD NUMBER K 3935**

State of Utah)
 : ss
County of Kane)

Arlene Goulding, 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 Glendale, Kane County, Utah. I was born in Kanab, Utah and have lived in Kane County all of my life.
2. The road descriptions herein pertain to the above-named road as shown on the accompanying map reflecting the GPS location of the road.
3. I am familiar with the indicated road because I first traveled it in the early 1960's. The road had recently opened and my husband and three boys and I traveled the road for a leisurely drives and hunting. We'd go out on this road a couple times a year; mostly during hunting season and fall. It is the reputation in the community that this road was used since at least as early as the early 1960's, and has been continuously used until the present time.
4. 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 early 1960's and continuing through 1976 to the present.
5. At various times throughout the period indicated in Paragraph 4, the road has been used for: wood gathering, recreation, such as camping, picnicking, hiking, and/or sightseeing, hunting, accessing private property, weed control, and traveling in and out through the area. It is the reputation in the community that the above-named uses have occurred at various times during the indicated period. I used the road myself for wood gathering, sightseeing, hunting, and traveling in and through the area during the early 1960's and continuing for many years. Starting in 1990, my husband worked for Kane County for 12 years and drove this road to spray for Scotch Thistle weeds.

6. By my observation, travelers on the road from the early 1960's and continuing thereafter included those who went by means of car, jeep and pickup truck. To my knowledge, the road was used at least monthly for more than ten years prior to 1976, and is presently used at least monthly.

7. Construction and maintenance on the road before 1976 was performed by hand tools, such as shovels. There were many parts of the road that were washed over by flooding and needed to be repaired. I have personal knowledge that the Kane County road crew maintained this road at least two or three times. They used the road grater and other equipment.

8. When I first used and observed the road, it followed the same route as in 2001 when I last observed it. My husband and I were out there gathering wood.

Dated this 10th day of August, 2006.

Arlene Goulding
Signature of Arlene Goulding

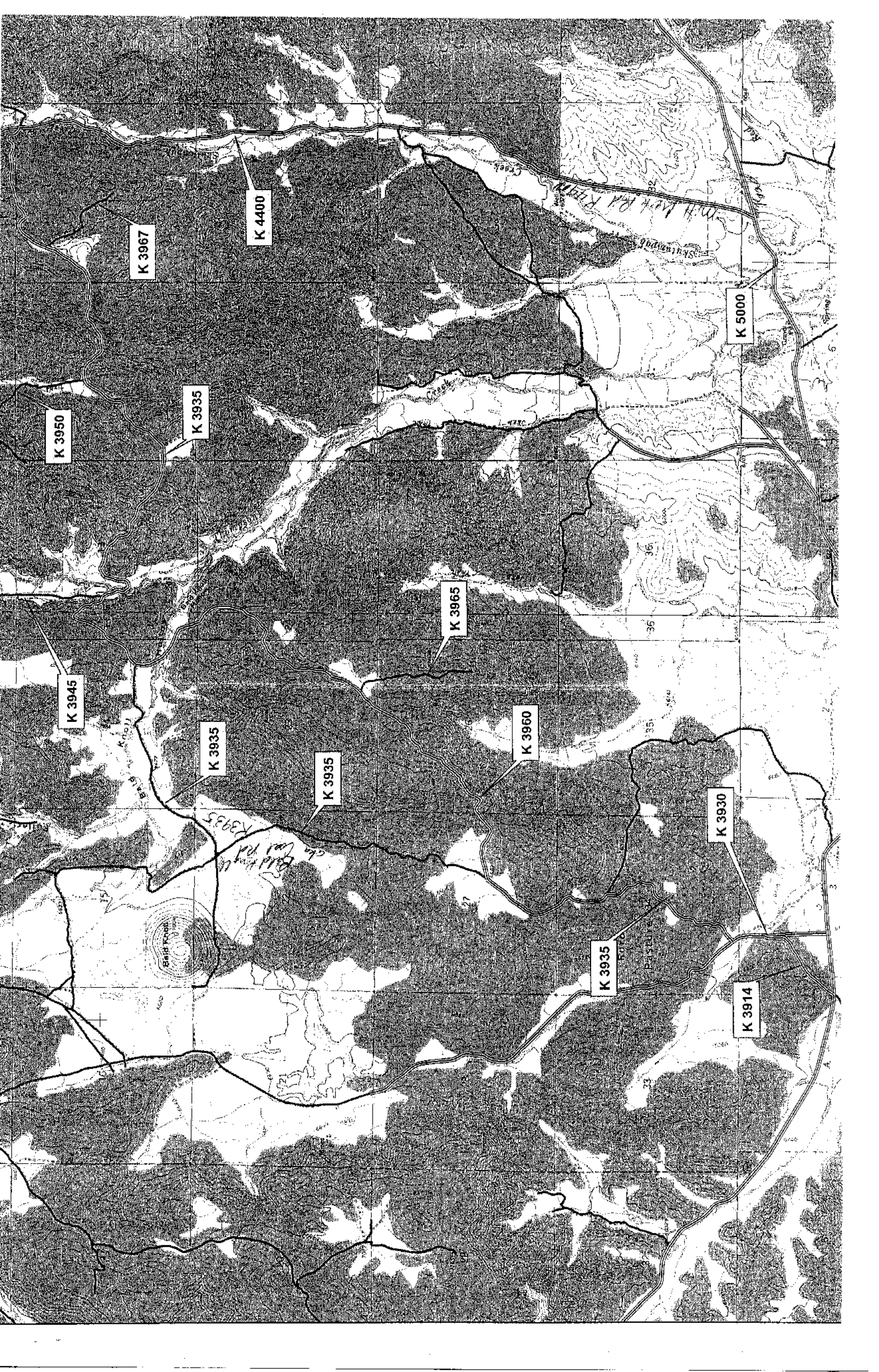
SUBSCRIBED AND SWORN TO before me this 10th day of August 2006.

Marilyn B. Lawson

Notary Public

Residing at Kanab, Kane, Utah





K 3914

K 3930

K 3935

K 3960

K 3965

K 3935

K 3935

K 3945

K 3950

K 3935

K 3967

K 4400

K 5000

Bald Knob

PASTURE

BIRD

M.H. Park Rd

M.H. Park Rd

Creek

Creek

6

3

9