

Exhibit A

00578830

B: 1146 P: 1187 Fee \$0.00
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10/01/2008 11:21:21 AM By STATE OF UTAH/ATTORNEY GENER



AFFIDAVIT OF LYNN FIACK
GOLD SPRINGS WEST SPUR ROAD
IRON COUNTY, UTAH
ROAD NUMBER 20A

State of Utah)
 : ss.
County of Iron)

LYNN FIACK, 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 Iron County, Utah. I have lived in Iron County since 1942. I was an employee of the Iron County Road Department from 1963 to 1987 and served as the Road Foreman from 1974 to 1987. I participated in the maintenance of the above referenced road during that time.
2. I have traveled and am familiar with a road in Iron County known as Gold Springs West Spur Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960s, it followed the same route as in 2002 when I last observed it. Attached is a Iron County map showing Gold Springs West Spur 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 early 1960s and continuing through 1976 to 2002. Throughout this time period I have observed travel on the road by means of pickup trucks, cars, road maintenance vehicles and trucks. Throughout this time period, the road has been used weekly.

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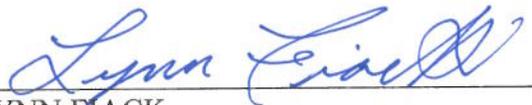
5. Throughout the time period from the early 1960s to 2002, I have used the road myself for road maintenance and travel in and through the area.

6. Throughout the time period described in the previous paragraph, I have observed vehicles from the general public using the road at various times for livestock operations and traveling in and through the area.

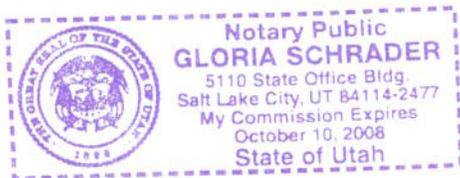
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

DATED this 20 day of December, 2006.


LYNN FIACK

SUBSCRIBED AND SWORN to before me this 20th day of December, 2006.




NOTARY PUBLIC

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GOLD SPRINGS WEST SPUR ICO-020A

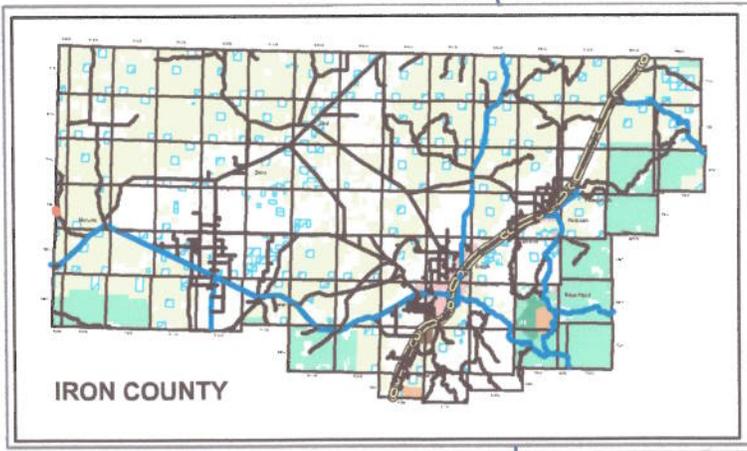


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T34S R20W

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GOLD SPRINGS WEST SPUR ICO-020A

MAP PROJECTION INFORMATION

PROJECTION: UTM NAD 1983 METERS
 ZONE: ZONE 12N

SECTION NUMBERING SYSTEM

SUBDIVISIONS ARE MAINTAINED BY IRON COUNTY AND WERE LAST UPDATED ON FEBRUARY 25, 2006

- GOLD SPRINGS WEST SPUR
- RAILROAD
- LOCAL ROAD/TRAIL
- PAVED ROAD
- GRAVEL ROAD
- DIRT ROAD
- INTERSTATE 15
- STATE HIGHWAY

- TOWNSHIPS
- WATER BODIES
- BLM
- FOREST
- PARKS
- PRIVATE
- STATE
- WILDERNESS

Iron County cannot be held responsible for the data shown on this map. Any corrections should be directed to the Iron County Geographic Information System Department under the GIS Lab at 647-4211 or gis@ironco.utah.gov

AFFIDAVIT OF NEIL JAMIESON FORSYTH
GOLD SPRINGS WEST SPUR ROAD
IRON COUNTY, UTAH
ROAD NUMBER 20A

State of Utah)
 : ss.
County of Iron)

NEIL JAMIESON FORSYTH, 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 Iron County, Utah. I have lived in Iron County since 1954. I am an employee of the Iron County Road Department and have been since August of 1974. I have been the Road Foreman since July of 1987. I have participated in the maintenance of the above referenced road throughout the time period of my employment.

2. I have traveled and am familiar with a road in Iron County known as Gold Springs West Spur Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1970s, it followed the same route as in 2006 when I last observed it. Attached is a Iron County map showing Gold Springs West Spur 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 early 1970s and continuing through 1976 to the present. Throughout this time period I have observed travel on the road by means of pickup trucks and road maintenance vehicles. Throughout this time period, the road has been used weekly.

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5. Throughout the time period from the early 1970s to the present, I have used the road myself for hunting and 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, mining, prospecting for minerals, farming, wood gathering, recreation, government access and traveling in and through the area.

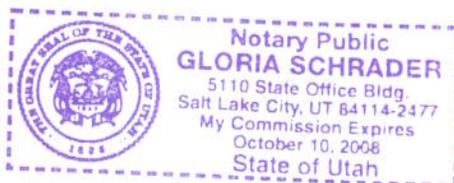
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

DATED this 20th day of December, 2006.


NEIL JAMIESON FORSYTH

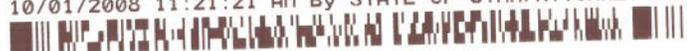
SUBSCRIBED AND SWORN to before me this 20th day of December, 2006.




NOTARY PUBLIC

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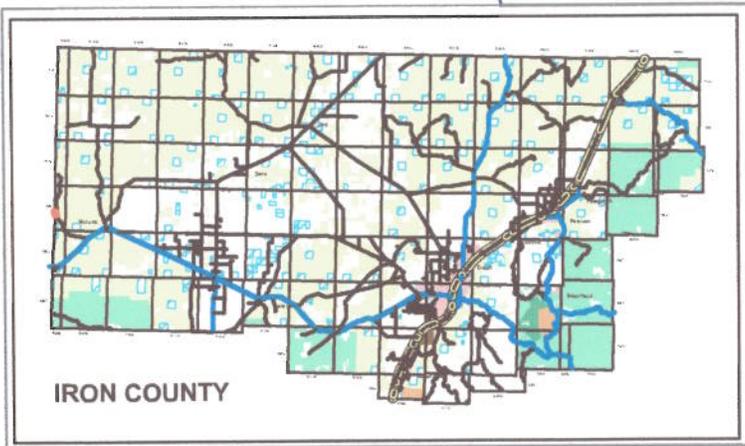
GOLD SPRINGS WEST SPUR ICO-020A

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**GOLD SPRINGS WEST SPUR
ICO-020A**

MAP PROJECTION INFORMATION
PROJECTION: UTM HAD 1983 METERS
ZONE: ZONE 12N

SECTION NUMBERING SYSTEM
SUBDIVISIONS ARE MAINTAINED BY IRON COUNTY AND WERE LAST UPDATED ON FEBRUARY 25, 2006

LEGEND

GOLD SPRINGS WEST SPUR	TOWNSHIPS
RAILROAD	WATER BODIES
LOCAL ROAD/TRAIL	BLM
PAVED ROAD	FOREST
GRAVEL ROAD	PARKS
DIRT ROAD	PRIVATE
INTERSTATE 15	STATE
STATE HIGHWAY	WILDERNESS

Iron County cannot be held responsible for the data shown on this map. Any corrections should be directed to the Iron County Information Services Department at and/or the GIS Unit. 434733371 or gis@ironcount.org

**IRON COUNTY
GIS**

Exhibit B

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

Popular Name: GOLD SPRINGS WEST SPUR ROAD

County: Iron

County Road Number: 20A

State Geographic Information Database (SGID) Road Identification Number: RD119910.

Total Road Length: 0.53 miles more or less.

Beginning at a point on the road centerline located at 37 degrees 49 minutes 23.27 seconds North Latitude and -114 degrees 02 minutes 43.34 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 905,301.2 feet and Y = 10,273,595.1 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 49 minutes 48.01 seconds North Latitude and -114 degrees 02 minutes 58.48 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 904,154.7 feet and Y = 10,276,130.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 34 South Range 20 West, Section(s) 23,26, Salt Lake Base & Meridian

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