

Exhibit A

DOC # 00354964

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**AFFIDAVIT OF TIM ANDERSON
UPPER CANAL ROAD OFF BRESEE ROAD
SEVIER COUNTY, UTAH
COUNTY ROAD NUMBER 6248**

State of Utah)
 : ss.
County of Sevier)

TIM 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 Venice, Sevier County, Utah. I have lived in Sevier County since 1941.
2. I have traveled and am familiar with a road in Sevier County known as the Upper Canal Road off Bresee 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 Sevier County map showing the Upper Canal Road off Bresee 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 1950's and continuing through 1976 to 2006. During this time period I have observed travel on the road by various means, including cars, trucks, horses, and four wheelers. During this time period, the road has been used daily.
5. During the time period from 1950 to 2006, I have used the road myself for the following uses: Hunting, trapping, and herding sheep.
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:

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Oil and gas exploration, prospecting for minerals, wood gathering, livestock operations, farming, hunting, and access to the willow creek water division.

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 1800's and continuing through 1976 to 2005, for the uses described in the previous paragraphs.

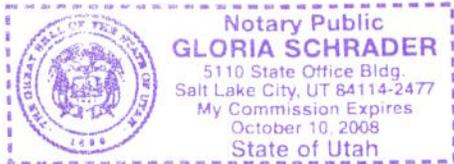
8. Prior to 1976, I observed graders performing maintenance/construction activities on the road.

DATED this 15 day of November, 2006.


TIM ANDERSON

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


NOTARY PUBLIC



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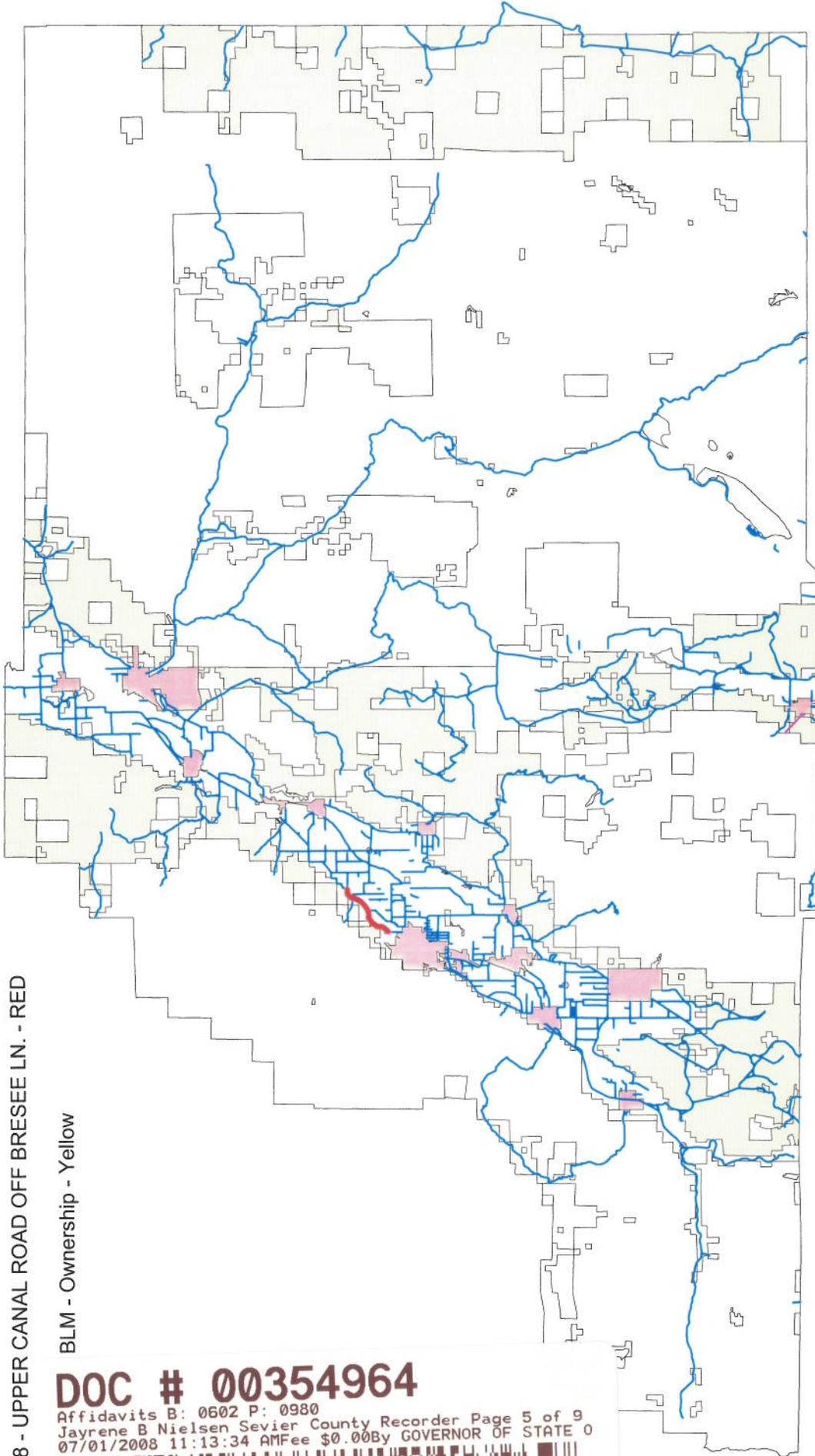


SEVIER COUNTY
RS2477
October 19, 2006

Class "B" Maintained Roads - Blue

6248 - UPPER CANAL ROAD OFF BRESEE LN. - RED

BLM - Ownership - Yellow



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AFFIDAVIT OF JAY BARNEY
UPPER CANAL ROAD OFF BRESEE
SEVIER COUNTY, UTAH
COUNTY ROAD NUMBER 6248

State of Utah)
 : ss.
County of Sevier)

JAY BARNEY, 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 1935.

2. I have traveled and am familiar with a road in Sevier County known as the Upper Canal Road off Bresee (County Road Number 6248). I am also familiar with the land the road traverses. When I first used and observed the road in 1933, it followed the same route as in 2006 when I last observed it. Attached is a Sevier County map showing Upper Canal Road off Bresee (County Road Number 6248). 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 1933 and continuing through 1976 to 2006.

Throughout this time period I have observed travel on the road by various means, including horses, wagons, automobiles, jeeps and trucks. Throughout this time period, the road has been used daily.

5. Throughout the time period from 1933 to 2006, I have used the road myself for the following uses: Herding sheep, hunting, and access to the canyons.

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6. Throughout 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: Prospecting for minerals, wood gathering, livestock operations, farming, recreation, fishing, accessing the old brick kiln, 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 2006, for the uses described in the previous paragraph.

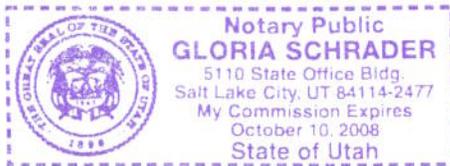
8. Prior to 1976, I observed the graded surface of the road.

DATED this 16 day of November, 2006.



JAY BARNEY

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





NOTARY PUBLIC

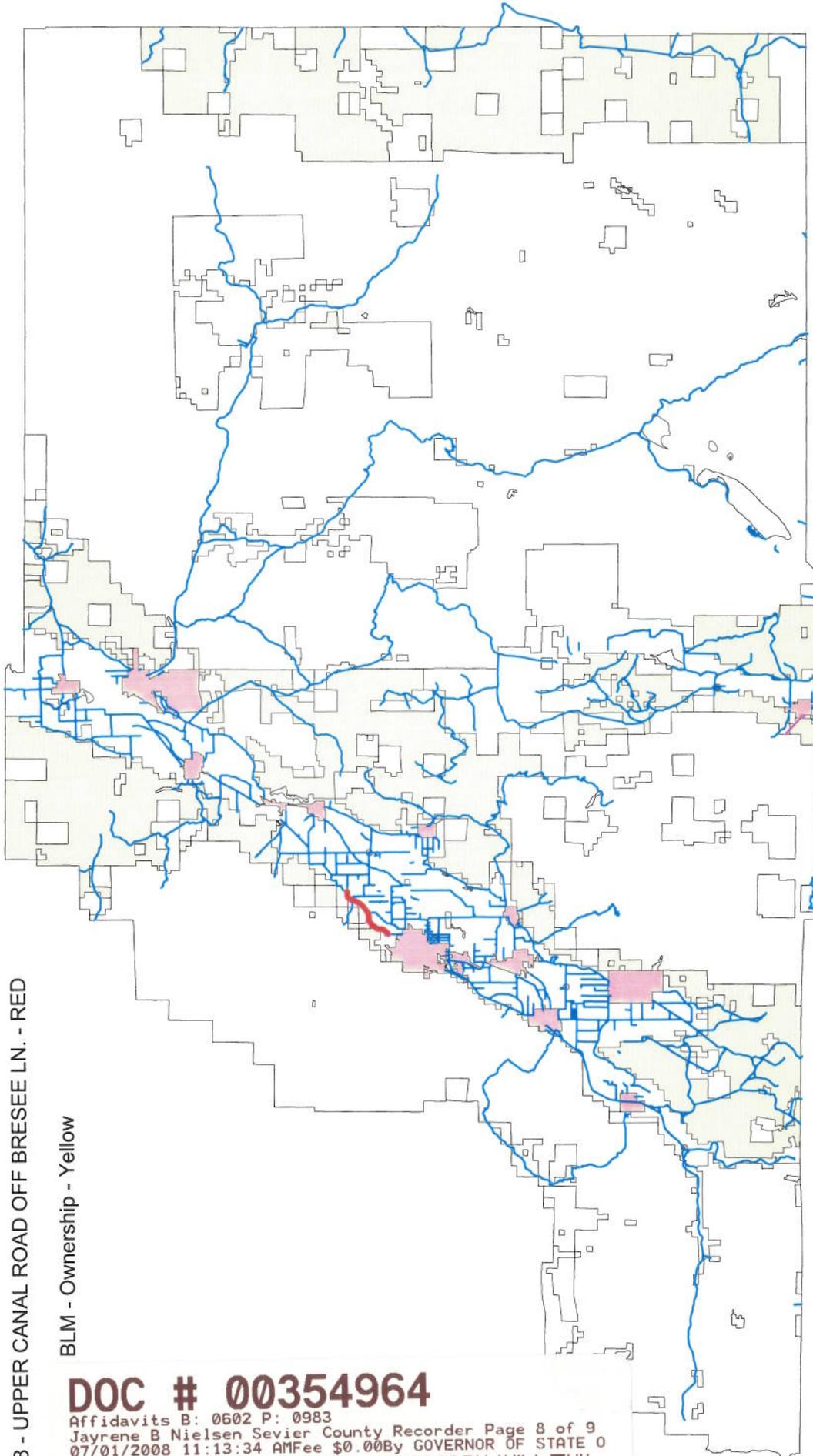
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SEVIER COUNTY
RS2477
October 19, 2006

Class "B" Maintained Roads - Blue
6248 - UPPER CANAL ROAD OFF BRESEE LN. - RED
BLM - Ownership - Yellow



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Exhibit B

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

Popular Name: 191g_Upper Canal Road Off Bresee Road

County: Sevier

County Road Number: 6248

State Geographic Information Database (SGID) Road Identification Number: RD210064.

Total Road Length: 2.49 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 47 minutes 18.11 seconds North Latitude and -112 degrees 04 minutes 34.44 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,476,151.1 feet and Y = 6,727,940.6 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 48 minutes 44.49 seconds North Latitude and -112 degrees 02 minutes 50.94 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,484,400.5 feet and Y = 6,736,628.5 feet based on the US Survey Foot conversion.

This road may traverse:

Township 23 South Range 2 West, Section(s) 8,17,18,19, Salt Lake Base & Meridian
Township 23 South Range 3 West, Section(s) 13,24, Salt Lake Base & Meridian

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