



## Exhibit A

**AFFIDAVIT OF GENE GURR**

Entry 2008005817  
Book 1095 Page 444

**MCCOOK RIDGE ROAD**

**UINTAH COUNTY, UTAH**

**COUNTY ROAD NUMBER 4440**

State of Utah                    )  
  : ss  
County of Uintah                )

Gene Gurr, 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 66 years..

2. I have traveled and am familiar with a road in Uintah County known as the McCook Ridge Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1960, it followed the same route as in 2006, when I last observed it. Attached is a Uintah County map showing McCook Ridge Creek 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 identifies this road according to the road number described 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 1960 and continuing through 1976 to the present. During this time period, I have observed travel on the road by various means, including trucks. During this time period, the road has been used daily.

5. During the time period from 1960 to the present, I have used the road myself for the following uses: wood gathering, hunting and recreation.

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for the use described in the previous paragraph plus the following uses: livestock operations and recreation.

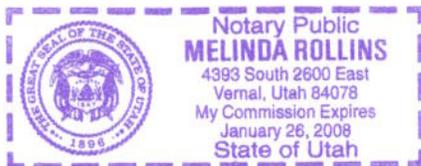
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1960s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: the graded surface of the road from 1960 to the present.

Dated this 17 day of October, 2006.

  
\_\_\_\_\_  
Gene Gurr

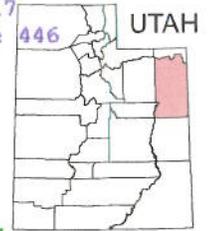
SUBSCRIBED AND SWORN TO before me this 17 day of October, 2006.



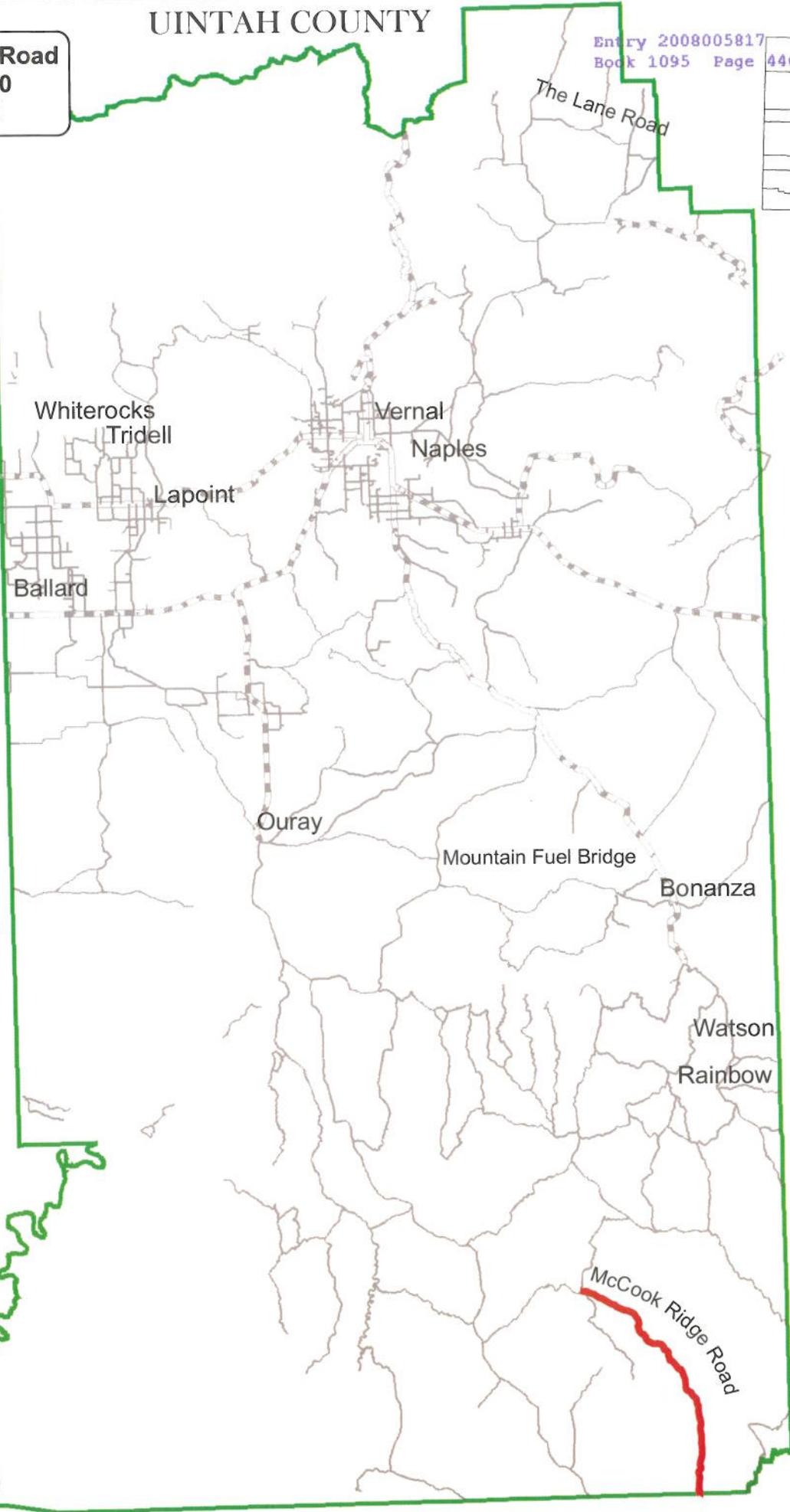
  
\_\_\_\_\_  
Notary Public

# UINTAH COUNTY

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**McCook Ridge Road**  
Road # 4440  
RD241870



## Legend

- McCook Ridge Road
- Roads**
- Class B Roads
- Federal or State
- Uintah County



**AFFIDAVIT OF GAIL W. GARDINER**

**MCCOOK RIDGE ROAD**

**UINTAH COUNTY, UTAH**

**COUNTY ROAD NUMBER 4440**

State of Utah                    )  
  : ss  
County of Uintah                )

Gail W. Gardiner, 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 79 years.
2. I have traveled and am familiar with a road in Uintah County known as the McCook Ridge Creek 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 the 1980s, when I last observed it. Attached is a Uintah County map showing McCook Ridge 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 identifies this road according to the road number described 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 the 1980s. During this time period I have observed travel on the road by means of trucks and jeeps. During this time period, the road has been used daily.

5. During the time period from the early 1960s to the 1980s, I have used the road myself for the following uses: hunting and recreation.

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: traveling in and through the area, oil and gas exploration and development and livestock operations.

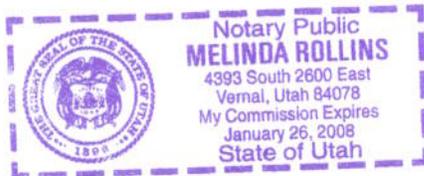
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1960s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the following evidence of maintenance and construction activities on the road prior to 1976: I have personally observed the graded surface of the road.

Dated this 17 day of October, 2006.

  
Gail W. Gardiner

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



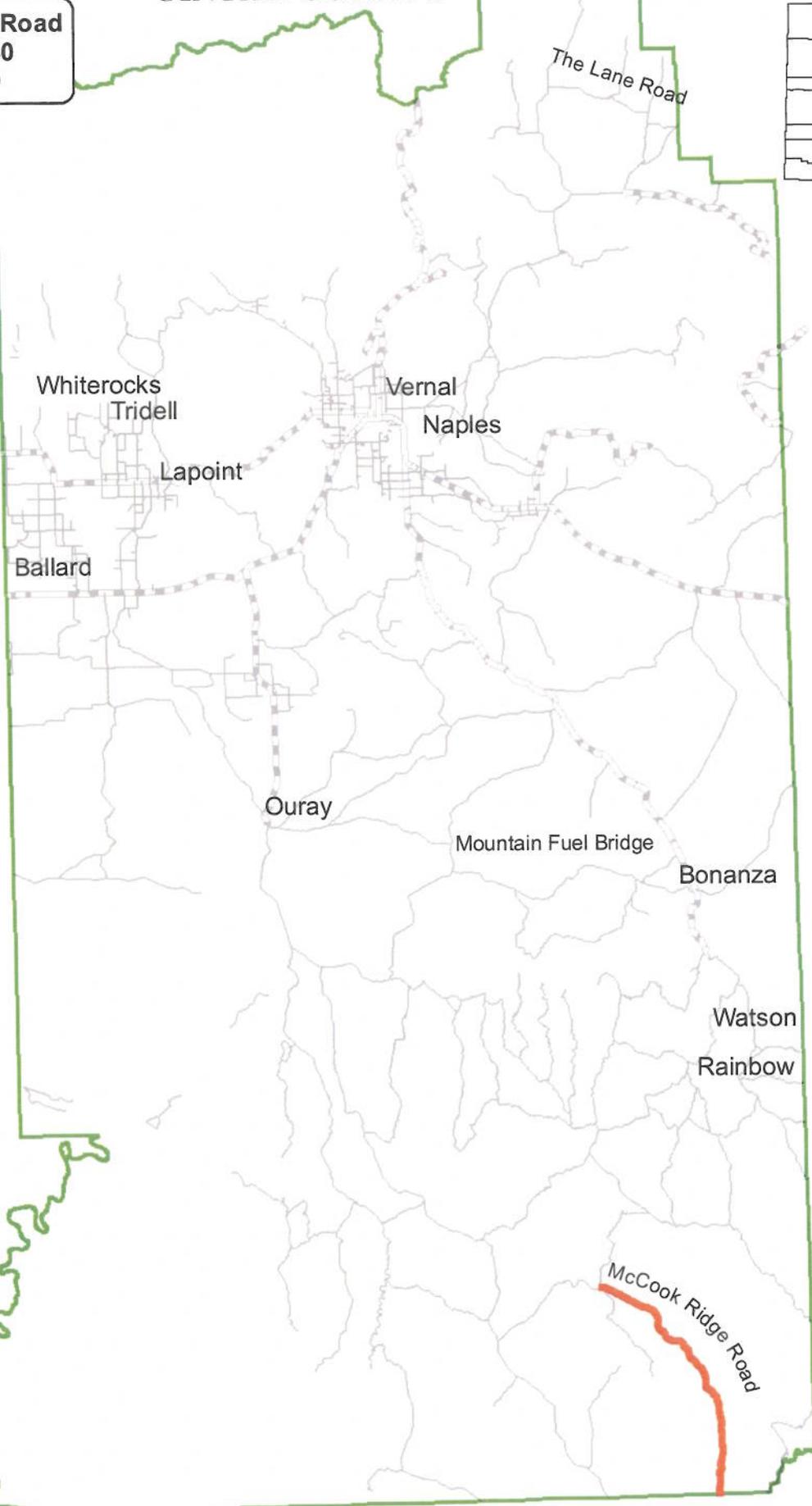
  
Notary Public

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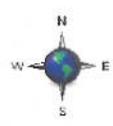


**McCook Ridge Road**  
Road # 4440  
RD241870



**Legend**

- McCook Ridge Road
- Roads**
- Class B Roads
- Federal or State
- Uintah County



## Exhibit B

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

**Popular Name: McCook Ridge Road**

**County: Uintah**

**County Road Number: 4440**

**State Geographic Information Database (SGID) Road Identification Number: RD241870.**

**Total Road Length: 17.98 miles more or less.**

**Beginning at a point** on the road centerline located at 39 degrees 27 minutes 43.76 seconds North Latitude and -109 degrees 09 minutes 51.35 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,299,780.5 feet and Y = 6,981,431.9 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 39 degrees 39 minutes 17.25 seconds North Latitude and -109 degrees 18 minutes 02.98 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,259,512.5 feet and Y = 7,050,596.5 feet based on the US Survey Foot conversion.

This road may traverse:

Township 13 South Range 23 East, Section(s) 25,36, Salt Lake Base & Meridian  
Township 13 South Range 24 East, Section(s) 31,32, Salt Lake Base & Meridian  
Township 14 South Range 24 East, Section(s) 4,5,9,10,14,15,23,24,25,36, Salt Lake Base & Meridian  
Township 14 South Range 25 East, Section(s) 31, Salt Lake Base & Meridian  
Township 15 South Range 25 East, Section(s) 6,7,18,19,30,31, Salt Lake Base & Meridian