



## Exhibit A

AFFIDAVIT OF GENE GURR

Entry 2008005822  
Book 1095 Page 489

MISSOURI CREEK ROAD

UINTAH COUNTY, UTAH

COUNTY ROAD NUMBER 4380

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 to me as the Missouri Creek 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 2004, when I last observed it. Attached is a Uintah County map showing Missouri 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 1955 and continuing through 1976 to 2004. During this time period, I have observed travel on the road by various means, including different vehicles. During this time period, the road has been used daily.

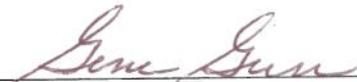
5. During the time period from 1954 to 2004, I have used the road myself for the following uses: hunting and recreation.

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for the following uses: livestock operations and oil and gas exploration and development.

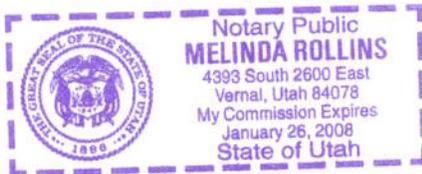
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1955 and continuing through 1976 to 2004, for the uses described in the previous paragraphs.

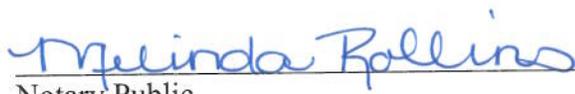
8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: the graded surface of the road from 1955 to 2004.

Dated this 17 day of October, 2006.

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

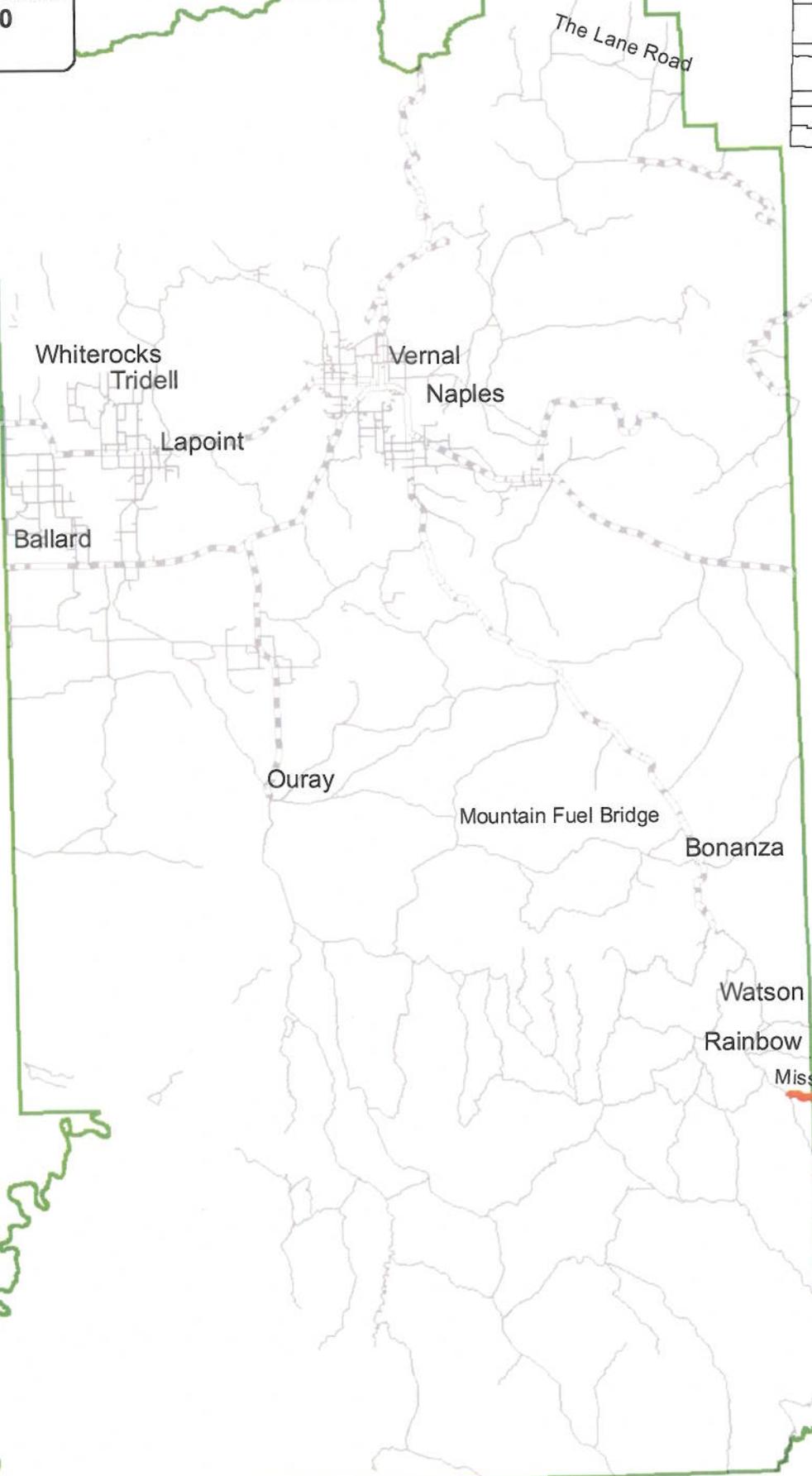
SUBSCRIBED AND SWORN TO before me this 17 day of October, 2006.



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

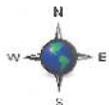
# UINTAH COUNTY

Missouri Creek Road  
Road # 4380  
RD241941



**Legend**

- Missouri Creek Road
- Roads**
- Class B Roads
- Federal or State
- Uintah County



AFFIDAVIT OF J. CHARLES BREWER

MISSOURI CREEK ROAD

UINTAH COUNTY, UTAH

COUNTY ROAD NUMBER 4380

State of Utah                    )  
  : ss  
County of Uintah                )

J. Charles Brewer, 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 64 years.

2. I have traveled and am familiar with a road in Uintah County known to me as the Missouri Creek Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1950s, it followed the same route as in 2006, when I last observed it. Attached is a Uintah County map showing Missouri 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 the 1950s and continuing through 1976 to 2006. During this time period I have observed travel on the road by various means, including trucks, jeeps and large 18 wheelers. During this time period, the road has been used daily.

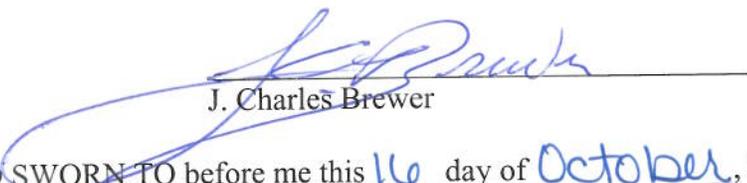
5. During the time period from the early 1950s to 2006, I have used the road myself for the following uses: livestock operations, hunting, oil and gas exploration and development, recreation and wood gathering

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: mining, prospecting for minerals, traveling in and through the area, other commerce and government access.

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 1950s 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: graders and other equipment operated by Uintah County and other entities building and maintaining the road since the 1950s.

Dated this 16 day of October, 2006.

  
\_\_\_\_\_  
J. Charles Brewer

SUBSCRIBED AND SWORN TO before me this 16 day of October, 2006.



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

# UINTAH COUNTY

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Missouri Creek Road  
Road # 4380  
RD241941

The Lane Road

Whiterocks  
Tridell

Vernal  
Naples

Lapoint

Ballard

Ouray

Mountain Fuel Bridge

Bonanza

Watson

Rainbow

Missouri Creek Road

## Legend

 Missouri Creek Road

### Roads

 Class B Roads

 Federal or State

 Uintah County



Uintah County



## Exhibit B

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

**Popular Name: Missouri Creek Road**

**County: Uintah**

**County Road Number: 4380**

**State Geographic Information Database (SGID) Road Identification Number: RD241941.**

**Total Road Length: 1.69 miles more or less.**

**Beginning at a point** on the road centerline located at 39 degrees 48 minutes 04.45 seconds North Latitude and -109 degrees 04 minutes 42.32 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,320,664.3 feet and Y = 7,105,533.7 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 39 degrees 47 minutes 55.85 seconds North Latitude and -109 degrees 03 minutes 03.45 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,328,401.4 feet and Y = 7,104,874.3 feet based on the US Survey Foot conversion.

This road may traverse:

Township 12 South Range 25 East, Section(s) 1,2, Salt Lake Base & Meridian