

Exhibit A

AFFIDAVIT OF VERN B. RICHENS

NINE MILE CUTOFF ROAD

UINTAH COUNTY, UTAH

COUNTY ROAD NUMBER 2825

State of Utah)
 : ss
County of Uintah)

Vern B. Richens, 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 81 years.

2. I have traveled and am familiar with a road in Uintah County known as the Nine Mile Cutoff Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1957, it followed the same route as in 2006, when I last observed it. Attached is a Uintah County map showing Nine Mile Cutoff 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 1957 and continuing through 1976 to the present. During this time period I have observed travel on the road by means of trucks. During this time period, the road has been used daily.

5. During the time period from the 1957 to the present, I have used the road myself for the following uses: hunting and trapping.

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: oil and gas exploration and development, traveling in and through the area, recreation 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 1957 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 18th day of October, 2006.

Vern B. Richens
Vern B. Richens

SUBSCRIBED AND SWORN TO before me this 18th day of October, 2006.

Vickie Jackson
Notary Public



UINTAH COUNTY

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Book 1095 Page 518



Nine Mile Cutoff Road
Road # 2825
RD242035

The Lane Road

Whiterocks
Tridell
Lapoint
Ballard

Vernal
Naples

Ouray

Mountain Fuel Bridge

Bonanza

Watson
Rainbow

Nine Mile Cutoff Road

Legend

 Nine Mile Cutoff Road

Roads

 Class B Roads

 Federal or State

 Uintah County



AFFIDAVIT OF NEAL DOMGAARD

NINE MILE CUTOFF ROAD

UINTAH COUNTY, UTAH

COUNTY ROAD NUMBER 2825

State of Utah)
 : ss
County of Uintah)

Neal Domgaard, 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 74 years.

2. I have traveled and am familiar with a road in Uintah County known as the Nine Mile Cutoff Road. I am also familiar with the land the road traverses. When I first used and observed the road in the 1940s, it followed the same route as in the 1990s, when I last observed it. Attached is a Uintah County map showing Nine Mile Cutoff 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 1940s and continuing through 1976 to the 1990s. During this time period I have observed travel on the road by various means, including Pickup trucks and jeeps. During this time period, the road has been used daily.

5. During the time period from the 1940s to the 1990s, I have used the road myself for hunting.

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 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 1940s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

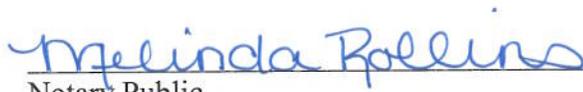
8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: I personally saw that a Cat had made the road and cut dugways in the 1940s.

Dated this 16 day of October, 2006.


Neal Domgaard

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

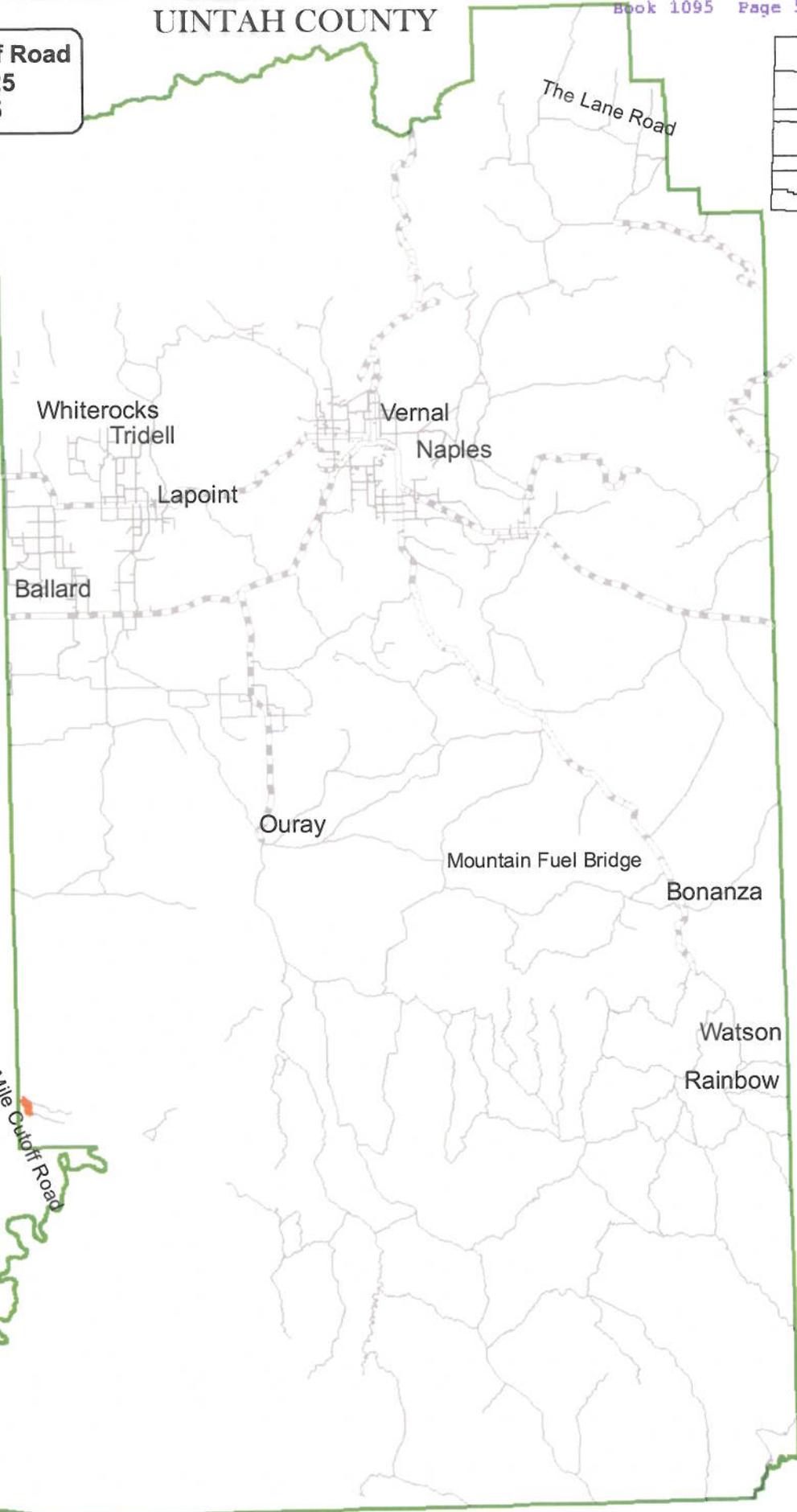



Notary Public

UINTAH COUNTY

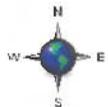


Nine Mile Cutoff Road
Road # 2825
RD242035



Legend

- Nine Mile Cutoff 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: Nine Mile Cutoff Road

County: Uintah

County Road Number: 2825

State Geographic Information Database (SGID) Road Identification Number: RD242035.

Total Road Length: 1.41 miles more or less.

Beginning at a point on the road centerline located at 39 degrees 50 minutes 13.24 seconds North Latitude and -109 degrees 57 minutes 48.81 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,071,827.2 feet and Y = 7,113,061.7 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 39 degrees 51 minutes 07.65 seconds North Latitude and -109 degrees 58 minutes 18.72 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,069,400.8 feet and Y = 7,118,525.4 feet based on the US Survey Foot conversion.

This road may traverse:

Township 11 South Range 17 East, Section(s) 13,14,24, Salt Lake Base & Meridian