

Exhibit A

AFFIDAVIT OF GAIL WILLIAM GARDINER

THREE MILE CANYON ROAD,

UINTAH COUNTY, UTAH

COUNTY ROAD NUMBER 4360

State of Utah)
 : ss
County of Uintah)

GAIL WILLIAM 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 Three Mile Canyon Road. I am also familiar with the land the road traverses. When I first used and observed the road in the 1950s, it followed the same route as in 2005 when I last observed it. Attached is a Uintah County map showing Three Mile Canyon 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 2005. During this time period I have observed travel on the road by various means, including trucks and jeeps. During this time period, the road has been used daily.

5. During the time period from the 1950s to 2005, I have used the road myself for hunting, mining and recreation.

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for traveling in and through the area 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 the 1950s 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
GAIL WILLIAM GARDINER

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

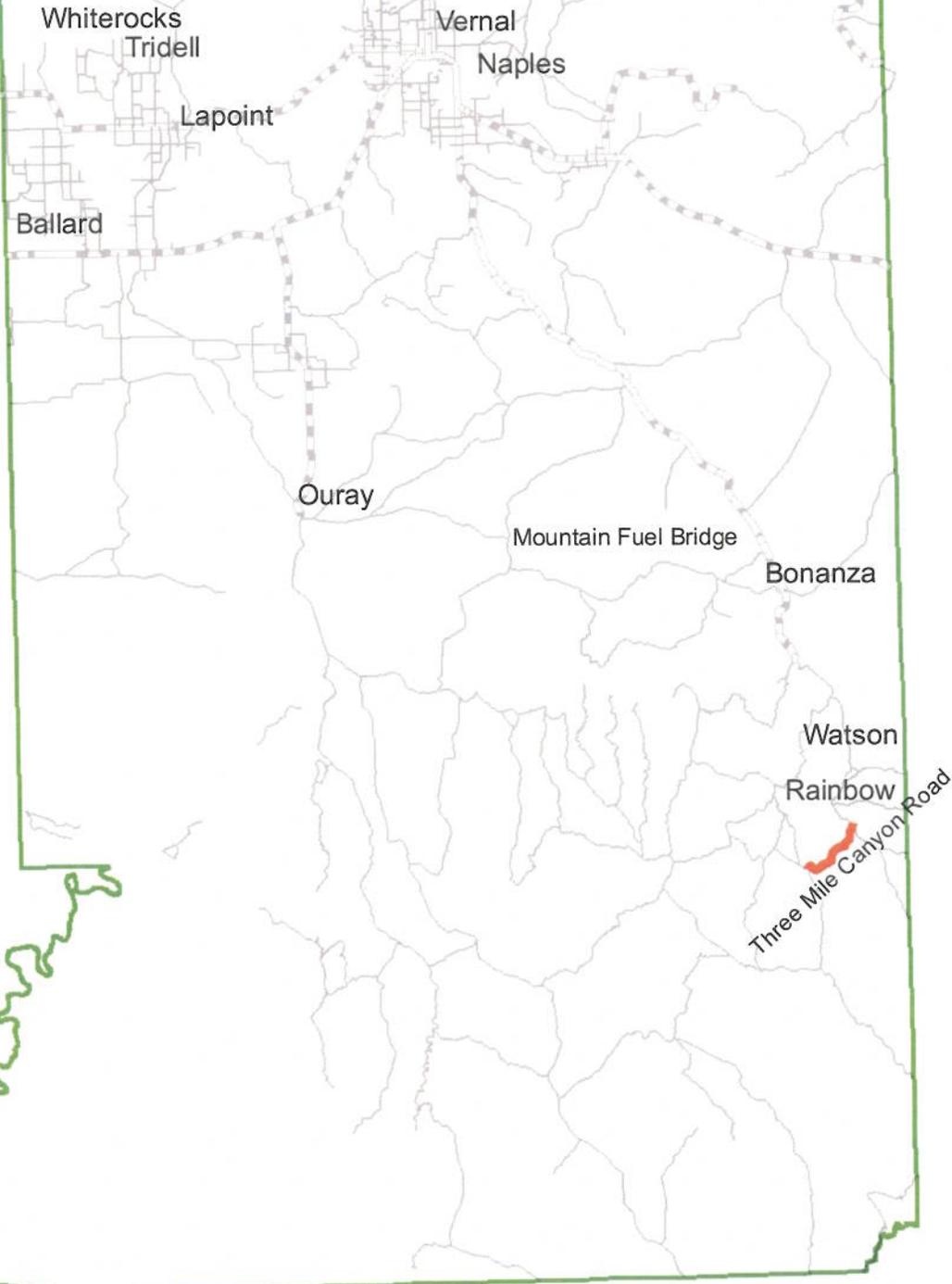


Melinda Rollins
Notary Public

Three Mile Canyon Road
Road # 4360
RD243128

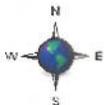
UINTAH COUNTY

Entry 2008005851
Book 1095 Page 752



Legend

- Three Mile Canyon Road
- Roads**
- Class B Roads
- Federal or State
- Uintah County



AFFIDAVIT OF J. CHARLES BREWER

Entry 2008005851
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THREE MILE CANYON ROAD,

UINTAH COUNTY, UTAH

COUNTY ROAD NUMBER 4360

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 as the Three Mile Canyon Road. I am also familiar with the land the road traverses. When I first used and observed the road in the 1950s, it followed the same route as in 2006 when I last observed it. Attached is a Uintah County map showing Three Mile Canyon 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 1950s to 2006, I have used the road myself for livestock operations, hunting, oil and gas exploration or 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 oil and gas exploration or development, mining, prospecting for minerals, wood gathering, traveling in and through the area, recreation, livestock operations, other commerce, hunting and government access.

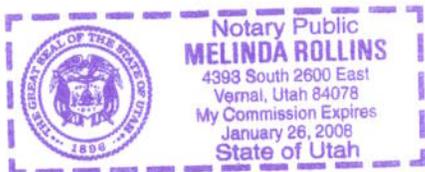
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early the 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: graders and other equipment building and maintaining the road.

Dated this 16 day of October, 2006.

J. Charles Brewer
J. CHARLES BREWER

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

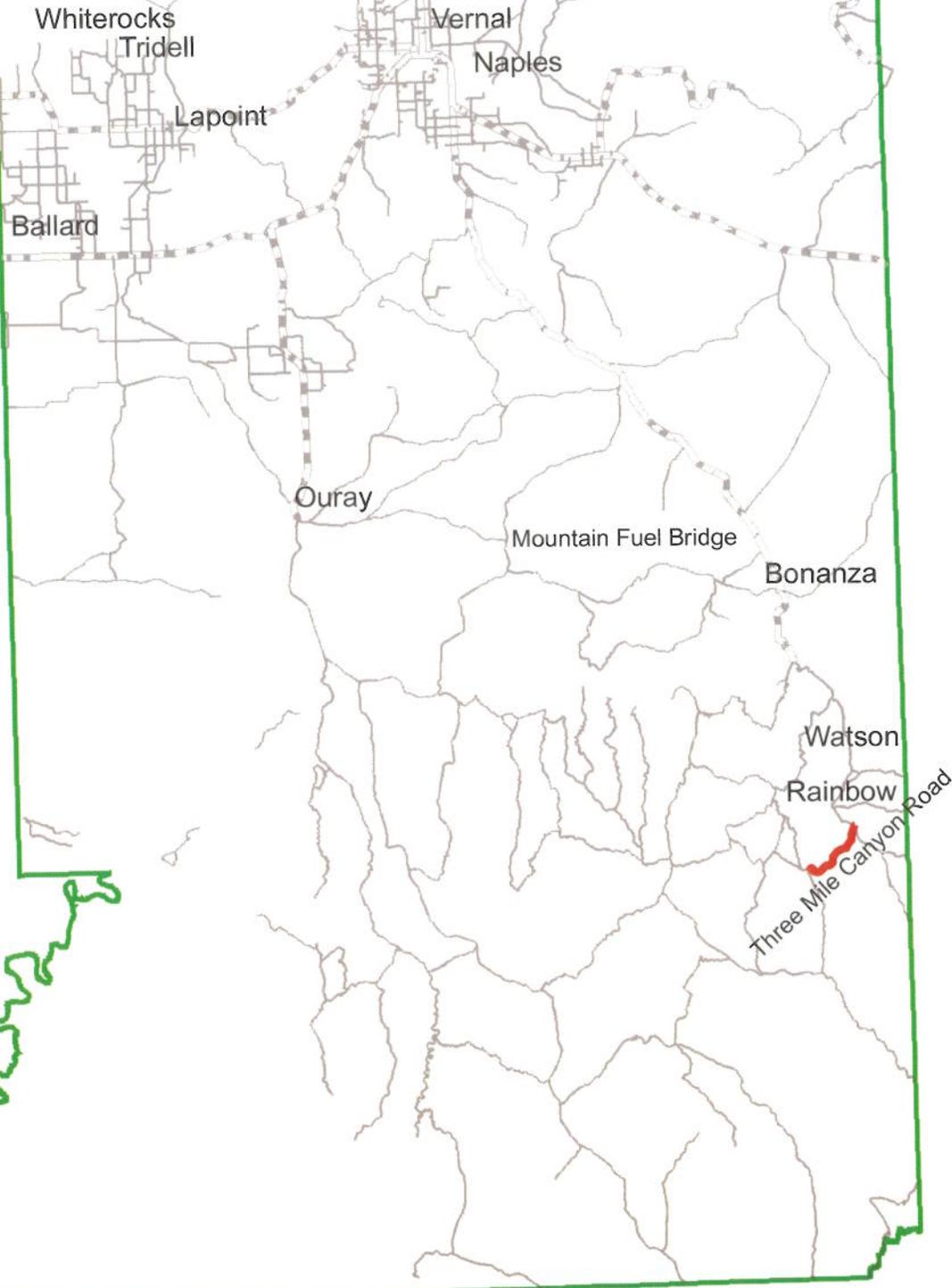


Melinda Rollins
Notary Public

Three Mile Canyon Road
Road # 4360
RD243128

UINTAH COUNTY

Entry 2008005851
Book 1095 Page 755



Legend

- Three Mile Canyon 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: Three Mile Canyon Road

County: Uintah

County Road Number: 4360

State Geographic Information Database (SGID) Road Identification Number: RD243138.

Total Road Length: 4.63 miles more or less.

Beginning at a point on the road centerline located at 39 degrees 47 minutes 21.65 seconds North Latitude and -109 degrees 09 minutes 016.7 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,299,373.0 feet and Y = 7,100,634.9 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 39 degrees 49 minutes 28.02 seconds North Latitude and -109 degrees 06 minutes 19.26 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,312,875.8 feet and Y = 7,113,783.3 feet based on the US Survey Foot conversion.

This road may traverse:

Township 11 South Range 25 East, Section(s) 34, Salt Lake Base & Meridian

Township 12 South Range 25 East, Section(s) 3,4,7,8,9, Salt Lake Base & Meridian