



**Exhibit A**

**AFFIDAVIT OF DEAN CARTER**  
**YELLOW MOUNTAIN ROAD**  
**BEAVER COUNTY, UTAH**  
**ROAD NUMBER B-230**

State of Utah                    )  
  : ss.  
County of Beaver                )

DEAN CARTER, 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 Minersville, Beaver County, Utah. I have lived in Beaver County my entire life.

2. I have traveled and am familiar with a road in Beaver County known as Yellow Mountain Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1942, it followed the same route as in 2007 when I last observed it. Attached is a Beaver County map showing Yellow Mountain 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 1942 and continuing through 1976 to the present. Throughout this time period I have observed travel on the road by means of trucks and cars. Throughout the time period from 1942 to 1976 the road was used daily and is presently used daily.

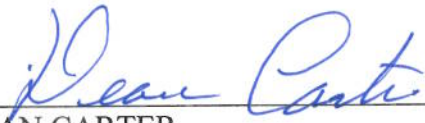
5. Throughout the time period from 1942 to 2007, I have used the road myself for livestock operations, farming and hunting.

6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus traveling in and through the area, residential access, recreation and sightseeing.

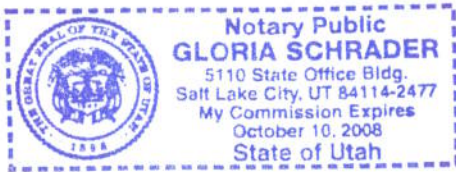
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

DATED this 31 day of January, 2007.

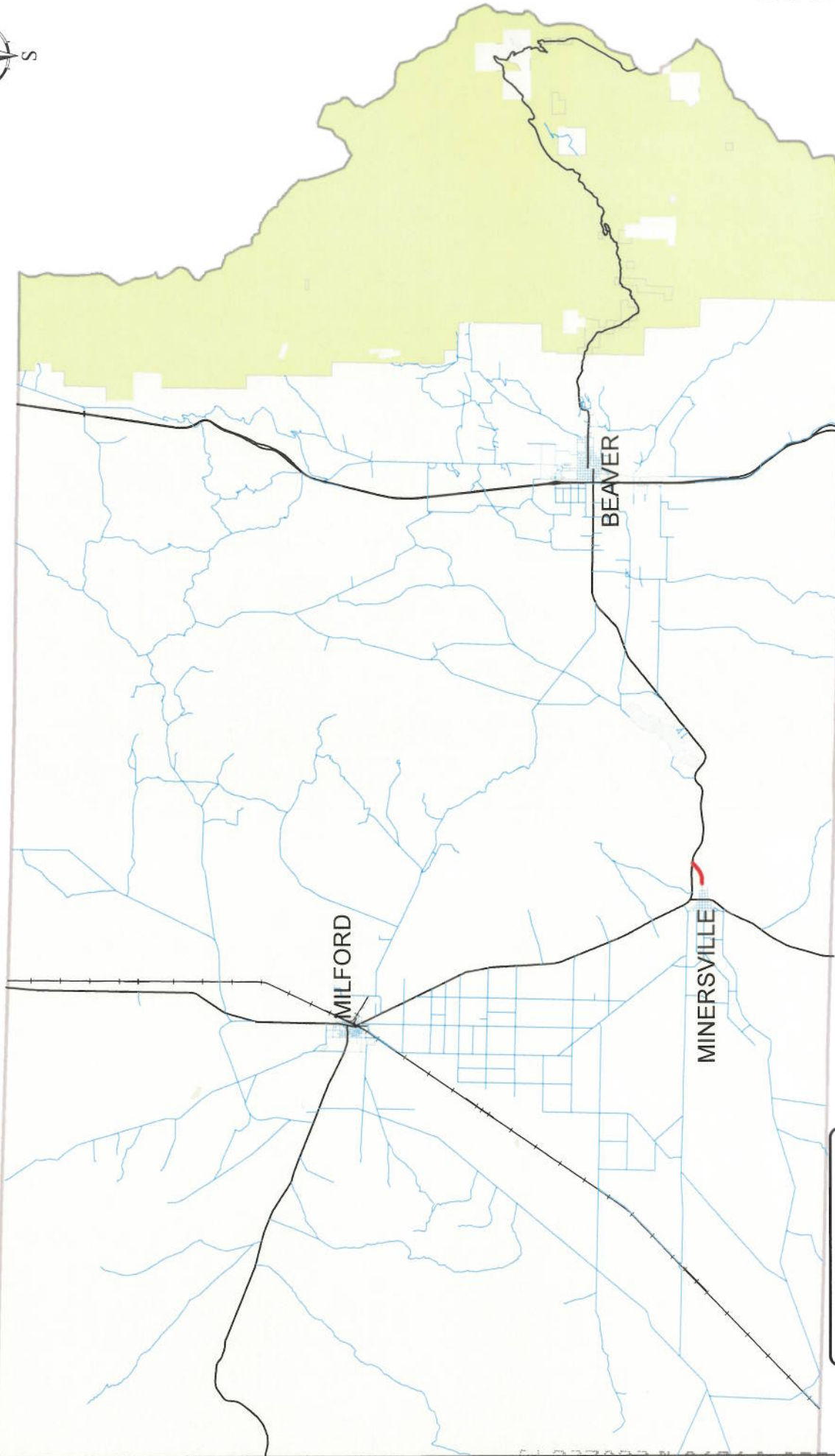
  
\_\_\_\_\_  
DEAN CARTER

SUBSCRIBED AND SWORN to before me this 31<sup>st</sup> day of January, 2007.



  
\_\_\_\_\_  
NOTARY PUBLIC

# BEAVER COUNTY "B" ROADS

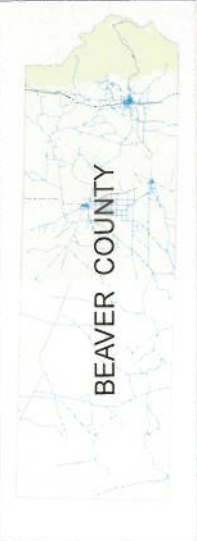


MAP VIEW AREA

## YELLOW MOUNTAIN ROAD B-230

**Legend**

- Yellow Mtn Road
- County B Roads
- State Highways
- UPRR



**AFFIDAVIT OF RUSSELL MAYER**  
**YELLOW MOUNTAIN ROAD**  
**BEAVER COUNTY, UTAH**  
**ROAD NUMBER B-230**

State of Utah                    )  
  : ss.  
County of Beaver                )

RUSSELL MAYER, 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 Milford, Beaver County, Utah. I have lived in Beaver County since 1948.

2. I have traveled and am familiar with a road in Beaver County known as Yellow Mountain Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1948, it followed the same route as in 2007 when I last observed it. Attached is a Beaver County map showing Yellow Mountain 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 1948 and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by means of cars, trucks and trailers. Throughout the time period from 1948 to 2007 the road was used daily.


5. Throughout the time period from 1948 to 2007, I have used the road myself for travel in and through the area, residential access and farming.

6. Throughout the time period described in the previous paragraph, I have observed

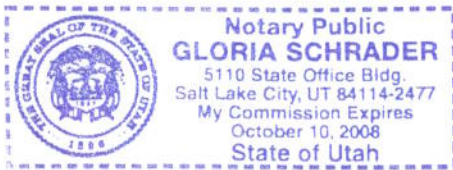
other vehicles from the general public using the road at various times for the uses described in the previous paragraph. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1948 and continuing through 1976 to the present, for the uses described in the previous paragraphs.

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

DATED this 30 day of January, 2007.

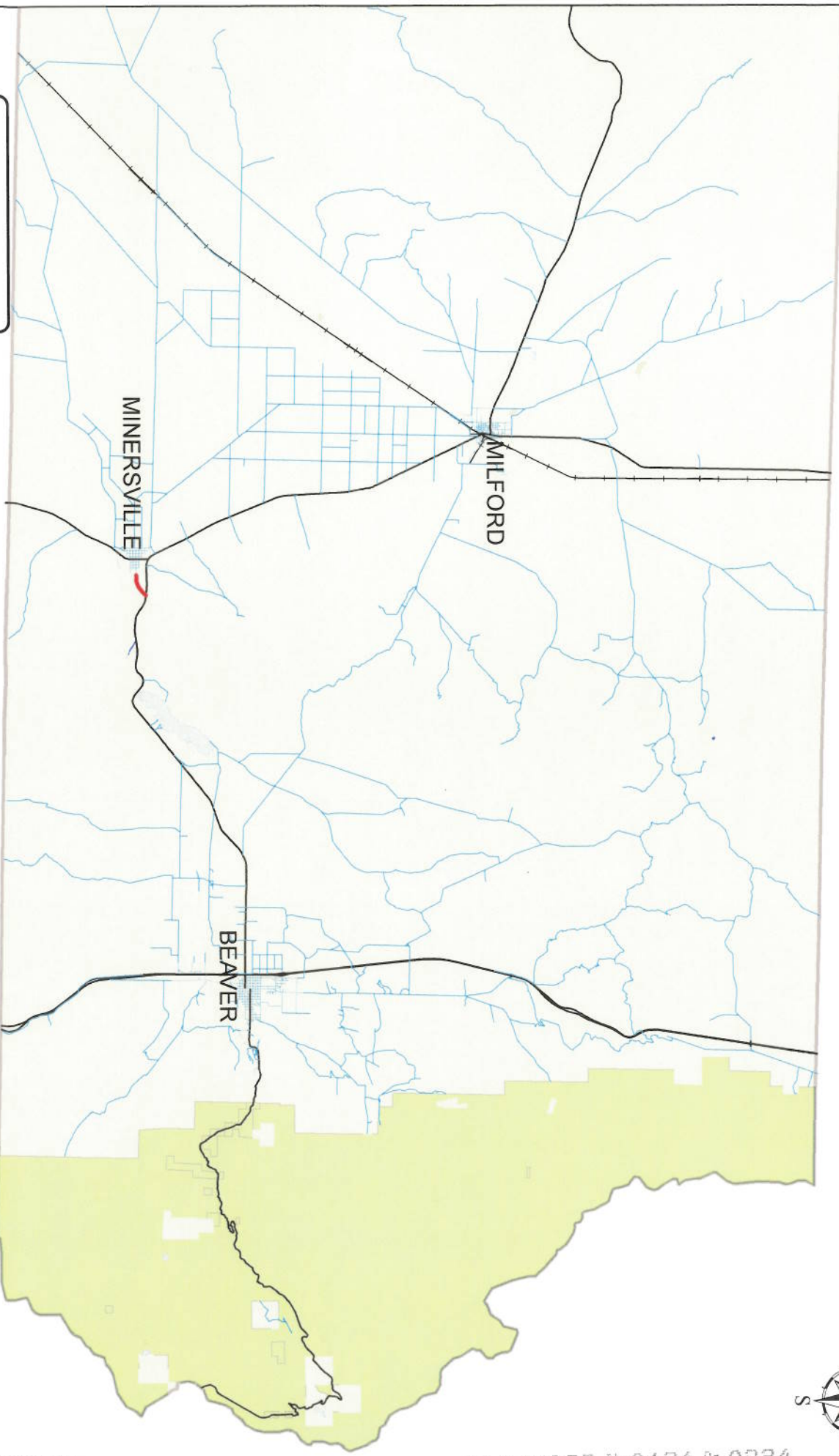
  
RUSSELL MAYER

SUBSCRIBED AND SWORN to before me this 30<sup>th</sup> day of January, 2007.



  
NOTARY PUBLIC

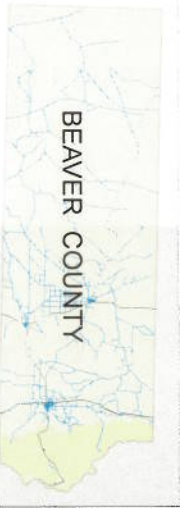
# BEAVER COUNTY "B" ROADS



**Legend**

- Yellow Mtn Road
- County B Roads
- State Highways
- UPRR

## YELLOW MOUNTAIN ROAD B-230





## Exhibit B

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

**Popular Name: YELLOW MOUNTAIN ROAD**

**County: Beaver**

**County Road Number: B-230**

**State Geographic Information Database (SGID) Road Identification Number: RD010094.**

**Total Road Length: 0.83 miles more or less.**

**Beginning at a point** on the road centerline located at 38 degrees 12 minutes 51.34 seconds North Latitude and -112 degrees 54 minutes 47.86 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,234,367.8 feet and Y = 10,409,087.6 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 13 minutes 09.64 seconds North Latitude and -112 degrees 54 minutes 0.8 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,238,151.0 feet and Y = 10,410,882.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 30 South Range 9 West, Section(s) 7, Salt Lake Base & Meridian