

Exhibit A

AFFIDAVIT OF LEON FILLINGIM

SANDWASH ROAD,

DUCHESNE COUNTY, UTAH

COUNTY ROAD NUMBER 35

State of Utah)
 : ss.
County of Duchesne)

LEON FILLINGIM, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based on my personal knowledge.
2. I have traveled and am familiar with a road in Duchesne County known to me as the Sandwash Road. I am also familiar with the land the road traverses. Attached is a Duchesne County map showing the Sandwash 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. I am informed that Duchesne County also identifies this road according to the road number listed above.
3. I have observed the Sandwash Road (County Road # 35) in Duchesne County since 1945. The road runs from County Road 33 to Uintah County.
4. I am familiar with the indicated road for the same reasons identified in paragraph #3.
5. It is the reputation in the community that this road was used by the general public since at least the early 1900's, and has been continuously since that time.
6. The road has been open to the public for all to use, to come and go as they pleased, since prior to 1964 and continuing through 1976 and beyond.

7. Since prior to 1964 and continuing to the present the road has been used for homesteading, ranching, traveling in and through the area, recreation, accessing state school and institutional trust lands, hunting and other sportsmen access, state and local government access, oil and mineral exploration and drilling and contractors.

8. Travelers on the road from at least as early as the early 1900's and continuing thereafter included those who went by foot, horseback, car, motorcycle, recreational vehicle and truck.

9. As grader operator I first maintained this road with road graders at least as early as twice a year from 1964 to 1988.

10. When I first used and observed the road it ran the same route as it does now, and the road was well established prior to 1964.

11. At no time during my tenure as Road Supervisor did the County undertake any procedure to abandon or vacate it's right-of-way on the road.

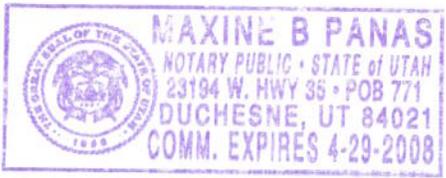
12. This road has been included in the state highway system or infrastructure and has been designated as a Class B highway over which the County has been given jurisdiction by the state legislature for construction, operations and maintenance. The road has been on the official county road system since prior to 1964. The road has been maintained since prior to 1964 by the County as a public highway, freely open for all to come and go as they please.

13. Duchesne County did substantial grading, culvert installation, and maintenance on this road. Duchesne County also repairs this road after each flash flood restoring it to being passable.

Dated this 13 of ~~November~~ December, 2006. *MBP*

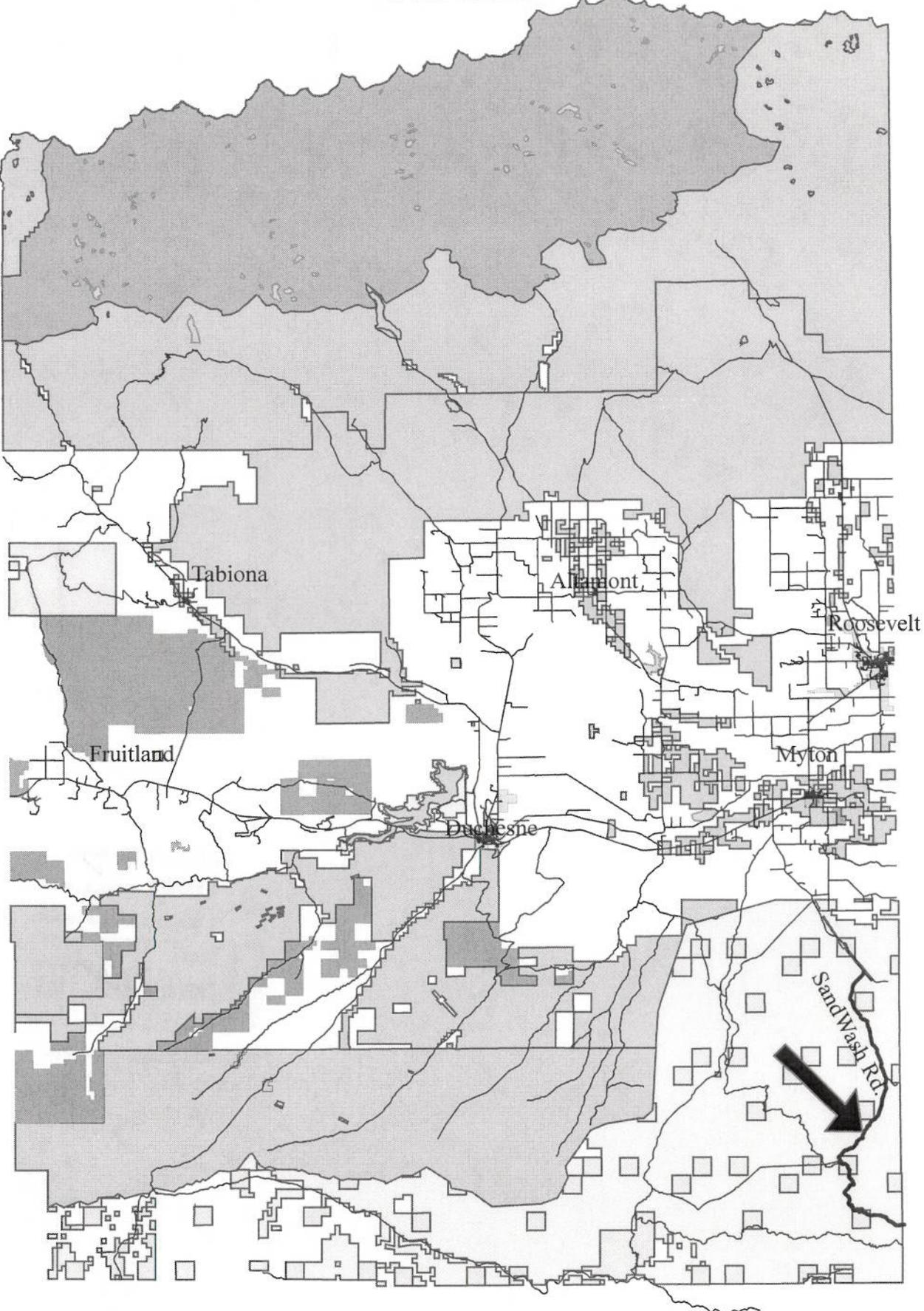
Leon Fillingim
LEON FILLINGIM

SUBSCRIBED AND SWORN TO before me this 13th day of ~~November~~ December, 2006. *MBP*



Maxine B Panas
Notary Public
Residing at: *Duchesne*

SANDWASH ROAD CR #35



AFFIDAVIT OF JOHN URESK

SANDWASH ROAD,

DUCHESNE COUNTY, UTAH

COUNTY ROAD NUMBER 35

State of Utah)
 : ss.
County of Duchesne)

JOHN URESK, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based on my personal knowledge.
2. I have traveled and am familiar with a road in Duchesne County known to me as the Sandwash Road. I am also familiar with the land the road traverses. Attached is a Duchesne County map showing the Sandwash 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. I am informed that Duchesne County also identifies this road according to the road number listed above.
3. I have observed the Sandwash (County Road # 35) in Duchesne County since 1930. The road runs from County Road 33 to Uintah County.
4. I am familiar with the indicated road for the same reasons identified in paragraph #3.
5. It is the reputation in the community that this road was used by the general public since at least 1920, and has been continuously since that time.
6. 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 and beyond.

7. Since at least as early as 1960 and continuing to the present the road has been used for homesteading, ranching, traveling in and through the area, recreation, accessing state school and institutional trust lands, hunting and other sportsmen access, state and local government access, oil and mineral exploration and drilling and contractors.

8. Travelers on the road from at least as early as 1960 and continuing thereafter included those who went by foot, horseback, car, motorcycle, recreational vehicle and truck.

9. As grader operator I first maintained this road with road graders at least as early as twice a year from 1962 to 1987.

10. When I first used and observed the road it ran the same route as it does now, and the road was well established as of 1960.

11. At no time during my tenure as Road Supervisor did the County undertake any procedure to abandon or vacate it's right-of-way on the road.

12. This road has been included in the state highway system or infrastructure and has been designated as a Class B highway over which the County has been given jurisdiction by the state legislature for construction, operations and maintenance. The road has been on the official county road system since 1960. The road has been maintained since 1960 by the County as a public highway, freely open for all to come and go as they please.

13. I pushed this road privately with a caterpillar for the cattleman in the area to the intersection of the Desert Springs Road (Pipeline Road) from the winter of 1947 until the county took over the road sometime around 1962. I remember this road when it was dedicated by the State. The Road Superintendent at the time (Lynn Mitchell), had forgotten to push the road and prepare it for the dedication ceremony and dignitaries. The road was in bad shape when the dignitaries bounced up and down the road, all the way to the other end of the road, for the

ceremony. Duchesne County did substantial grading, culvert installation, and maintenance on this road. Duchesne County also repairs this road after each flash flood restoring it to being passable.

Dated this 13th day of ~~November~~ ^{December}, 2006. ^{TBP}

John Uresk
JOHN URESK

SUBSCRIBED AND SWORN TO before me this 13th day of ~~November~~ ^{December}, 2006. ^{TBP}



Maxine B Panas
Notary Public
Residing at: Duchesne

SANDWASH ROAD

403980 Bk A0541 Pg 0227

CR #35

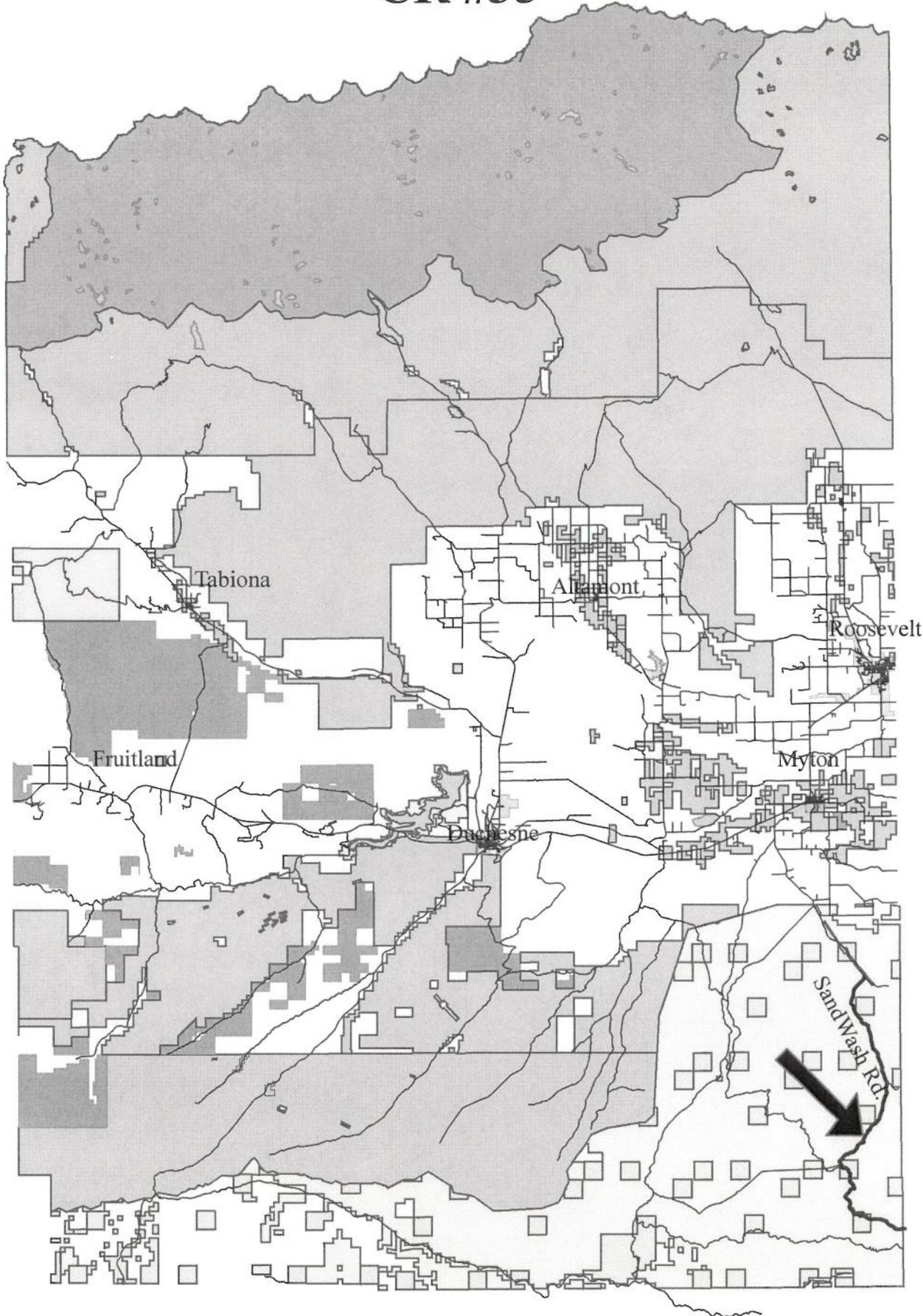


Exhibit B**Beginning & Ending Points and Township, Range, and Section References For:****Popular Name: Sandwash Road****County: Duchesne****County Road Number: 35****State Geographic Information Database (SGID) Road Identification Number: RD070014.****Total Road Length: 19.74 miles more or less.**

Beginning at a point on the road centerline located at 39 degrees 51 minutes 05.99 seconds North Latitude and -109 degrees 58 minutes 37.48 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,067,940.6 feet and Y = 7,118,332.8 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 03 minutes 17.47 seconds North Latitude and -110 degrees 00 minutes 42.86 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,056,933.8 feet and Y = 7,192,168.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 10 South Range 17 East, Section(s) 3,10,15,21,22,28,29,31,32, Salt Lake Base & Meridian
Township 11 South Range 17 East, Section(s) 4,5,8,9,14,15,16, Salt Lake Base & Meridian
Township 9 South Range 17 East, Section(s) 4,8,9,16,17,21,27,28,34, Salt Lake Base & Meridian