



## Exhibit A

**DOC # 00354976**

Affidavits B: 0603 P: 0083  
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07/01/2008 11:33:03 AM Fee \$0.00 By GOVERNOR OF STATE 0



**AFFIDAVIT OF JOAN ANDERSON**  
**POVERTY FLAT ROAD**  
**SEVIER COUNTY, UTAH**  
**COUNTY ROAD NUMBER 6486**

State of Utah                    )  
  : ss.  
County of Sevier                )

JOAN ANDERSON, 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 Marysvale, Piute County, Utah. I have lived in Piute County 65 years.
2. I have traveled and am familiar with a road in Sevier County known as the Poverty Flat Road (County Road Number 6486). I am also familiar with the land the road traverses. When I first used and observed the road in the late 1940's and the early 1950's, it followed the same route as in 2006 when I last observed it. Attached is a Sevier County map showing Poverty Flat Road (County Road Number 6486). 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 the late 1940's and the early 1950's and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by various means, including trucks, cars and ATV's. Throughout this time period, the road has been used daily.

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5. Throughout the time period from the late 1940's and the early 1950's to 2006, I have used the road myself for the following uses: Rock hounding, geo caching, rabbit hunting, wood gathering, and sightseeing.

6. Throughout the time period described in the previous paragraphs, I observed vehicles using the road at various times for the uses described in the previous paragraphs, plus the following uses: Ranchers herded livestock through there, and they still do.

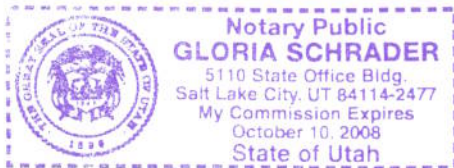
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900's and continuing through 1976 to 2006, for the uses described in the previous paragraphs, plus the following uses: Recreation, wood gathering, and they were always looking for water out there.

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

DATED this 16 day of November, 2006.

  
\_\_\_\_\_  
JOAN ANDERSON

SUBSCRIBED AND SWORN to before me this 16<sup>th</sup> day of November, 2006.



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

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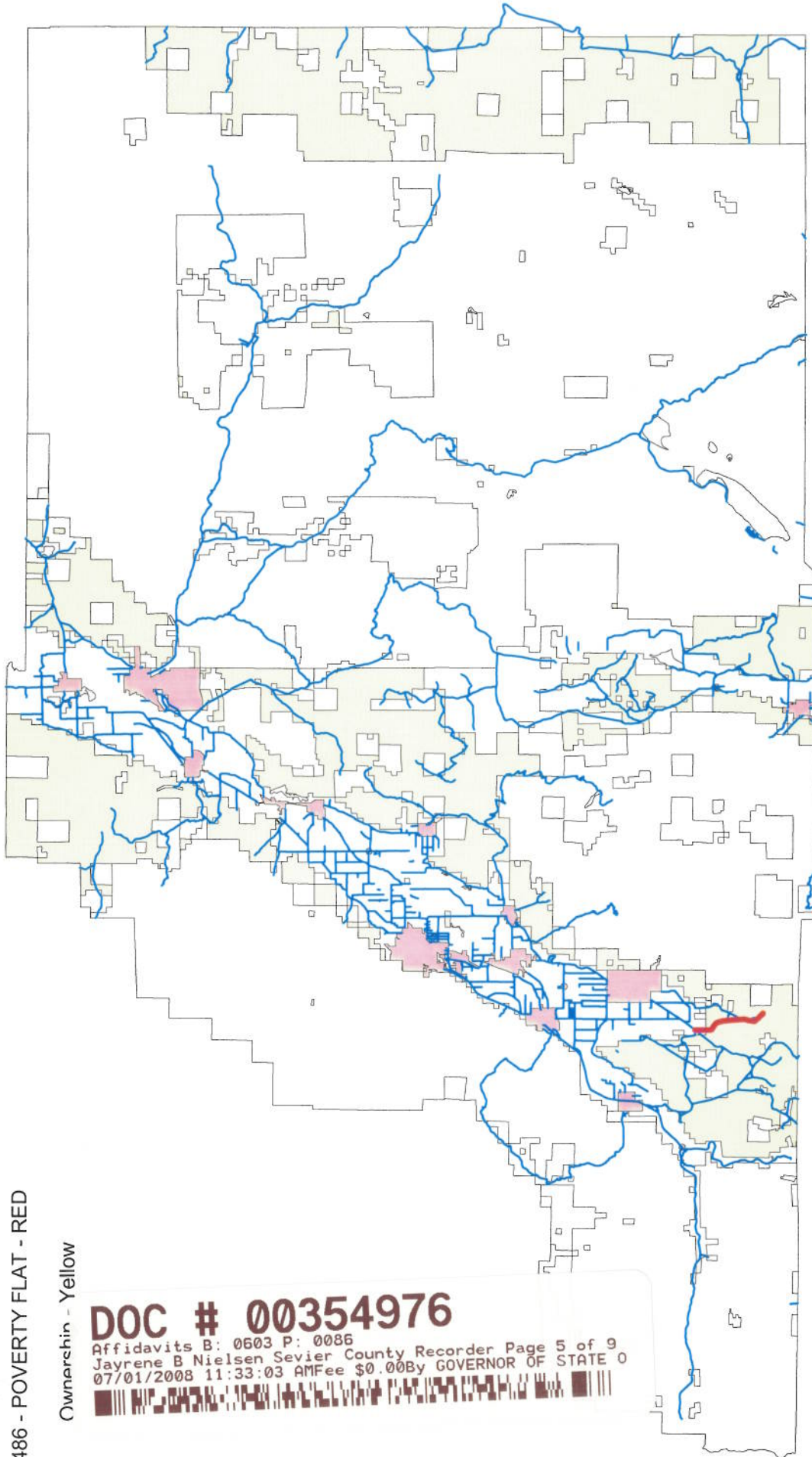
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SEVIER COUNTY  
RS2477  
October 18, 2006

Class "B" Maintained Roads - Blue

6486 - POVERTY FLAT - RED

Ownership - Yellow



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**AFFIDAVIT OF R. KENT PARSONS**

**POVERTY FLAT ROAD**

**SEVIER COUNTY, UTAH**

**COUNTY ROAD NUMBER 6486**

State of Utah                    )  
  : ss.  
County of Sevier                )

KENT PARSONS, 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 Monroe, Sevier County, Utah. I have lived in Sevier County since 1932.

2. I have traveled and am familiar with a road in Sevier County known as the Poverty Flat Road (County Road Number 6486). I am also familiar with the land the road traverses. When I first used and observed the road in 1958, it followed the same route as in 2006 when I last observed it. Attached is a Sevier County map showing the Poverty Flat Road (County Road Number 6486). 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 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 1958 and continuing through 1976 to 2006. During this time period I have observed travel on the road by various means, including pickup trucks, jeeps, motorcycles, tractors, horses, and four wheelers. During this time period, the road has been used daily.

5. During the time period from 1958 to 2006, I have used the road myself for the following uses: access to the television tower

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6. During the time period described in the previous paragraphs, I observed vehicles using the road at various times for the uses described in the previous paragraphs, plus the following uses: government access, wood gathering, livestock operations, tourism, recreation, hunting, accessing a television translator, and traveling in and through the area.

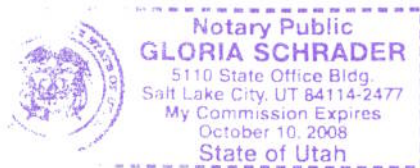
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1958 and continuing through 1976 to 2006, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed road maintenance equipment performing maintenance/construction activities on the road.

DATED this 15 day of November, 2006.

  
KENT PARSONS

SUBSCRIBED AND SWORN to before me this 15<sup>th</sup> day of November, 2006.



  
NOTARY PUBLIC

**THIS IS NOT A CLEAR  
NOTARY SEAL**

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SEVIER COUNTY  
RS2477  
October 18, 2006

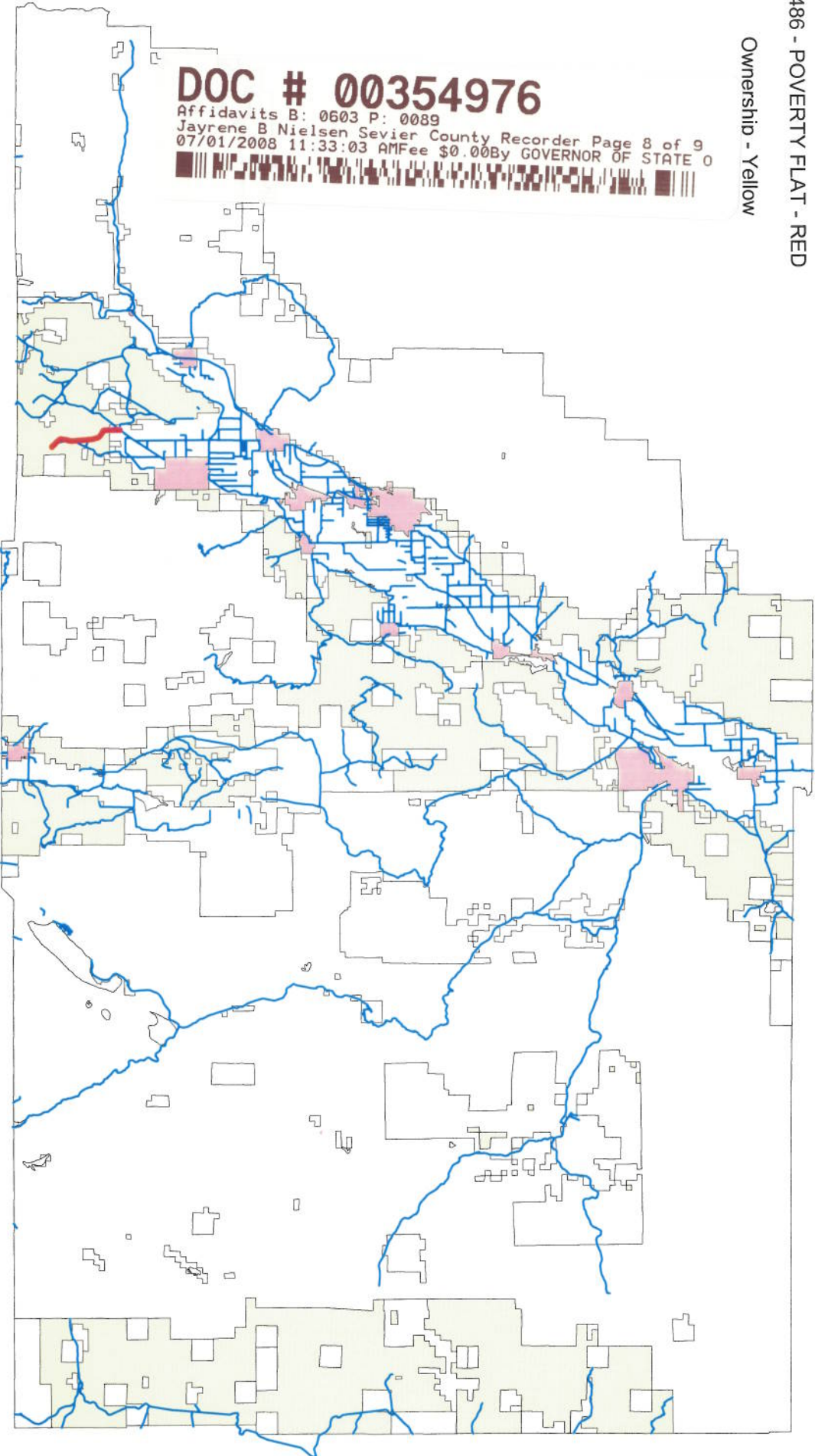
Class "B" Maintained Roads - Blue

6486 - POVERTY FLAT - RED

Ownership - Yellow

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## Exhibit B

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

**Popular Name:** 1029d\_Poverty Flat Road

**County:** Sevier

**County Road Number:** 6486

**State Geographic Information Database (SGID) Road Identification Number:** RD210088.

**Total Road Length:** 3.54 miles more or less.

**Beginning at a point** on the road centerline located at 38 degrees 32 minutes 08.42 seconds North Latitude and -112 degrees 08 minutes 32.11 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,456,670.7 feet and Y = 6,636,030.5 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 34 minutes 53.58 seconds North Latitude and -112 degrees 09 minutes 25.31 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,452,565.7 feet and Y = 6,652,771.2 feet based on the US Survey Foot conversion.

This road may traverse:

Township 25 South Range 3 West, Section(s) 32, Salt Lake Base & Meridian

Township 26 South Range 3 West, Section(s) 5,8,17, Salt Lake Base & Meridian

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