

Exhibit A

DOC # 00354988

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AFFIDAVIT OF DALLIN MAGLEBY

POVERTY FLAT

SEVIER COUNTY, UTAH

COUNTY ROAD NUMBER 6492

State of Utah)
 : ss.
County of Sevier)

DALLIN MAGLEBY, 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 1931.
2. I have traveled and am familiar with a road in Sevier County known as the Poverty Flat County Road Number 6492). I am also familiar with the land the road traverses. When I first used and observed the road in 1950, it followed the same route as in 2003 when I last observed it. Attached is a Sevier County map showing Poverty Flat (County Road Number 6492). 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 1950 and continuing through 1976 to 2003. During this time period I have observed travel on the road by various means, including 4 wheel drive vehicles and 4 wheelers, ATV's pickups, automobiles, trucks, horses and trailers. During this time period, the road has been used daily.
5. During the time period from 1950 to 2003, I have used the road myself for hunting and recreation.

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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, as well as for mining and tourism.

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 prior to 1950 and continuing through 1976 to 2003, for the uses described in the previous paragraphs.

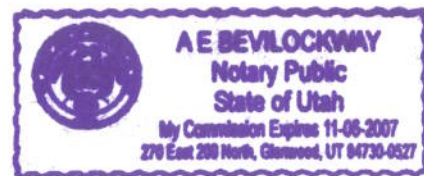
8. I observed graders performing maintenance/construction activities on the road prior to 1976.

DATED this 9 day of November, 2006.


DALLIN MAGLEBY

SUBSCRIBED AND SWORN to before me this 9th day of November, 2006.


NOTARY PUBLIC



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Class "B" Maintained Roads - Blue
6492- POVERTY FLAT - RED

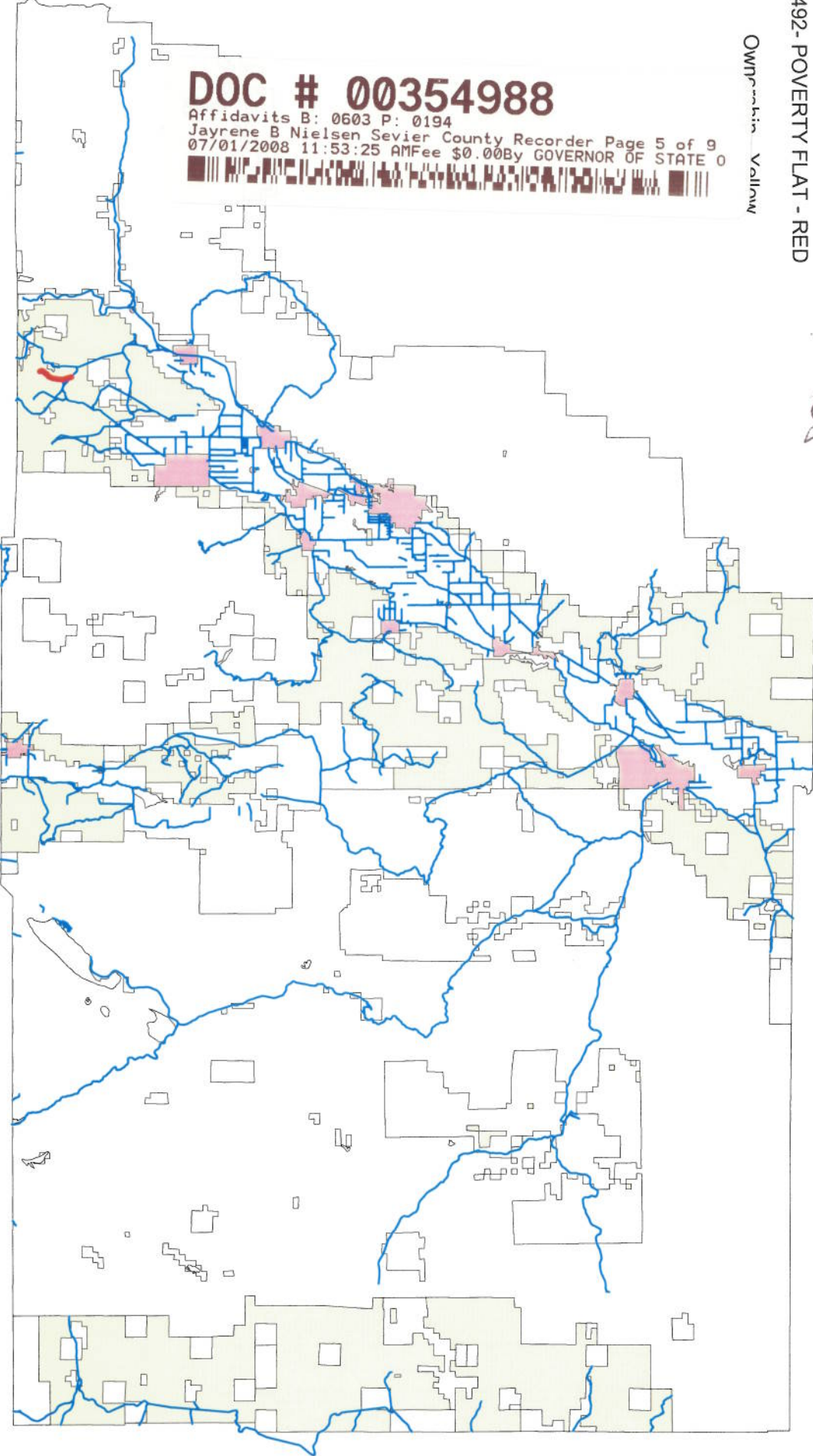
OWP
Yellow

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J.M.



SEVIER COUNTY
RS2477
October 18, 2006

**AFFIDAVIT OF FRED PETERSON
POVERTY FLAT ROAD
SEVIER COUNTY, UTAH
COUNTY ROAD NUMBER 6492**

State of Utah)
 : ss.
County of Sevier)

FRED PETERSON, 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 Joseph, Sevier County, Utah. I have lived in Sevier County since 1962.

2. I have traveled and am familiar with a road in Sevier County known as the Poverty Flat Road(County Road Number 6492). I am also familiar with the land the road traverses. When I first used and observed the road in 1962, 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 6492). 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 1962 and continuing through 1976 to 2006. During this time period I have observed travel on the road by various means, including four wheelers, trucks, and jeeps. During this time period, the road has been used daily.

5. During the time period from 1965 to 2006, I have used the road myself for the following uses: Hunting and rock hounding.

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:

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Mining, oil and gas exploration, prospecting for minerals, government access, wood gathering, livestock operations, tourism, recreation, hunting, accessing mines and personal property, 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 1962 and continuing through 1976 to 2006, for the uses described in the previous paragraphs.

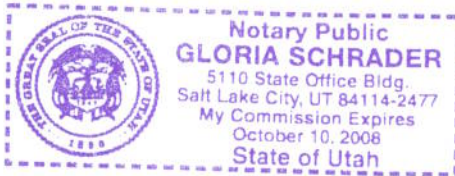
8. Prior to 1976, I have observed the graded surface of the road.

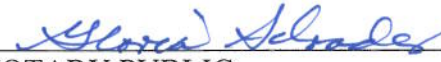
DATED this 15 day of November, 2006.



FRED PETERSON

SUBSCRIBED AND SWORN to before me this 15th day of November, 2006.





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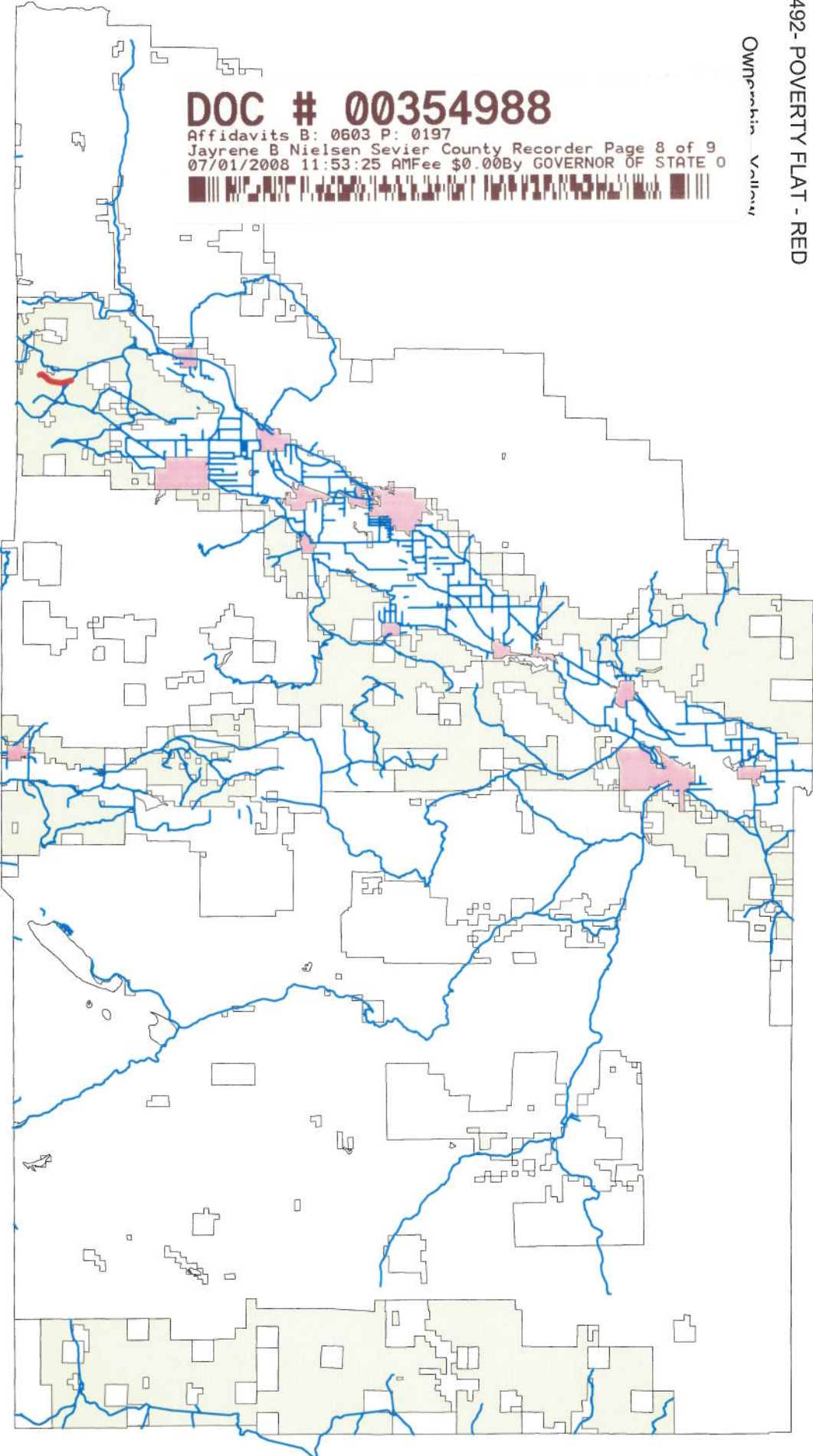
Class "B" Maintained Roads - Blue

6492- POVERTY FLAT - RED

Owensboro Valley

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SEVIER COUNTY

RS2477

October 18, 2006

Exhibit B

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

Popular Name: 1035da_Poverty Flat Road

County: Sevier

County Road Number: 6492

State Geographic Information Database (SGID) Road Identification Number: RD210094.

Total Road Length: 1.63 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 31 minutes 37.66 seconds North Latitude and -112 degrees 12 minutes 14.25 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,438,992.8 feet and Y = 6,633,050.7 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 32 minutes 54.14 seconds North Latitude and -112 degrees 11 minutes 57.47 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,440,386.5 feet and Y = 6,640,778.1 feet based on the US Survey Foot conversion.

This road may traverse:

Township 26 South Range 4 West, Section(s) 11,14,23, Salt Lake Base & Meridian

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