



## Exhibit A

**AFFIDAVIT OF ROBERT MERRYWEATHER**

**UPPER BLAWN WASH ROAD**

**BEAVER COUNTY, UTAH**

**ROAD NUMBER B-257**

State of Utah                    )  
  : ss.  
County of Beaver                )

ROBERT MERRYWEATHER, 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 most of my life. I was employed with the Beaver County Road Department from approximately 1970 to 2000.

2. I have traveled and am familiar with a road in Beaver County known as Upper Blawn Wash Road. 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 2006 when I last observed it. Attached is a Beaver County map showing Upper Blawn Wash 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 1950 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by means of pickup trucks and ATVs. Throughout this time period, the road has been used daily, weather permitting.

5. Throughout the time period from 1950 to 2006, I have used the road myself for county road maintenance, hunting, gathering pine nuts, recreation and travel in and through the

area.

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 mining and livestock operations.

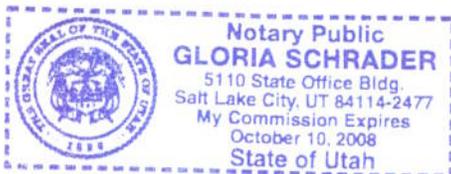
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I performed maintenance and construction activities on the road.

DATED this 1 day of February, 2007.

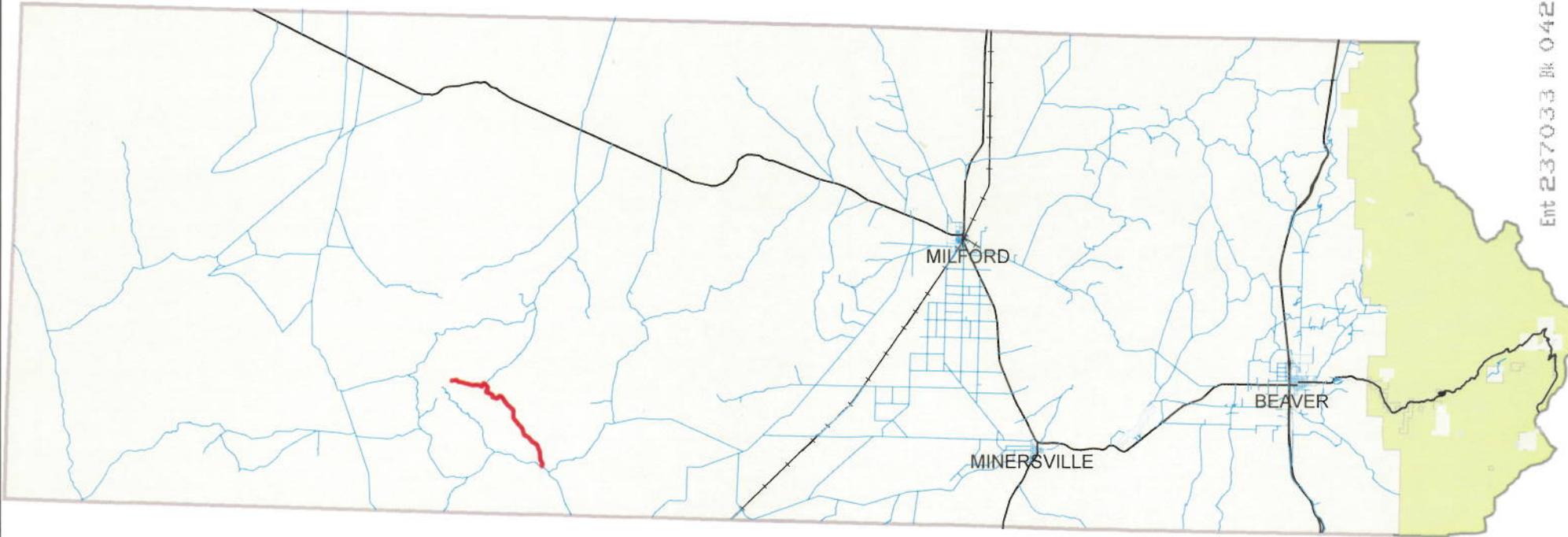
  
ROBERT MERRYWEATHER

SUBSCRIBED AND SWORN to before me this 1st day of February, 2007.



  
NOTARY PUBLIC

# BEAVER COUNTY "B" ROADS



Ent 237033 Bk 0424 Pg 0311

**Legend**

-  Upper Blawn Wash
-  County B Roads
-  State Highways
-  UPRR

UPPER BLAWN WASH ROAD  
B-257

**AFFIDAVIT OF RUSSELL ALBRECHT  
UPPER BLAWN WASH ROAD  
BEAVER COUNTY, UTAH  
ROAD NUMBER B-257**

State of Utah                    )  
  : ss.  
County of Beaver                )

RUSSELL ALBRECHT, 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 Upper Blawn Wash Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1966, it followed the same route as in 2007 when I last observed it. Attached is a Beaver County map showing Upper Blawn Wash 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 1966 and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by means of cars, trucks and ATVs. Throughout the time period from 1966 to 2007 the road was used daily, weather permitting.

5. Throughout the time period from 1966 to 2007, I have used the road myself for livestock operations, hunting and recreation.

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

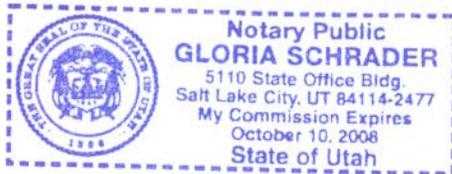
other vehicles from the general public using the road at various times for the uses described in the previous paragraph plus prospecting for minerals, mining and tourism . It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, 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.

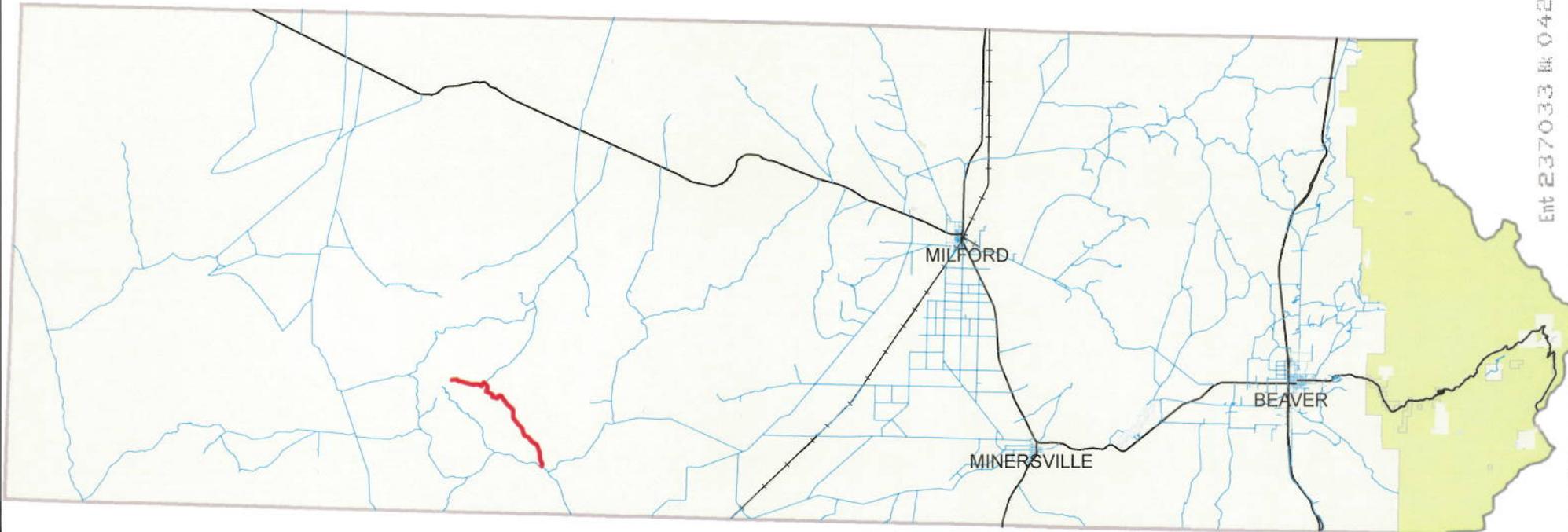
  
\_\_\_\_\_  
RUSSELL ALBRECHT

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



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

# BEAVER COUNTY "B" ROADS



Ent 237033 Bk 0424 Pg 0314

**Legend**

-  Upper Blawn Wash
-  County B Roads
-  State Highways
-  UPRR

UPPER BLAWN WASH ROAD  
B-257

## Exhibit B

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

**Popular Name: UPPER BLAWN WASH ROAD**

**County: Beaver**

**County Road Number: B-257**

**State Geographic Information Database (SGID) Road Identification Number: RD010105.**

**Total Road Length: 9.48 miles more or less.**

**Beginning at a point** on the road centerline located at 38 degrees 15 minutes 39.24 seconds North Latitude and -113 degrees 33 minutes 59.77 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,047,069.7 feet and Y = 10,429,560.5 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 11 minutes 22.29 seconds North Latitude and -113 degrees 27 minutes 54.96 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,075,613.6 feet and Y = 10,402,946.9 feet based on the US Survey Foot conversion.

This road may traverse:

Township 29 South Range 15 West, Section(s) 27,28,29,30,34,35, Salt Lake Base & Meridian

Township 30 South Range 14 West, Section(s) 7,18,19, Salt Lake Base & Meridian

Township 30 South Range 15 West, Section(s) 1,2,12, Salt Lake Base & Meridian