

Exhibit A

AFFIDAVIT OF J. CHARLES BREWER

AGENCY DRAW ROAD

UINTAH COUNTY, UTAH

COUNTY ROAD NUMBER 5340

State of Utah)
 : ss
County of Uintah)

J. Charles Brewer, 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 Uintah County, Utah. I have lived in Uintah County 64 years.

2. I have traveled and am familiar with a road in Uintah County known as Agency Draw Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1940s it followed the same route as in the mid 1980s, when I last observed it. Attached is a Uintah County map showing Agency Draw 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 identifies this road according to the road number described 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 1940s and continuing through 1976 to the mid 1980s . During this time period I have observed travel on the road by various means, including cars, trucks, horses and horse-draw wagons. During this time period, the road has been used daily.

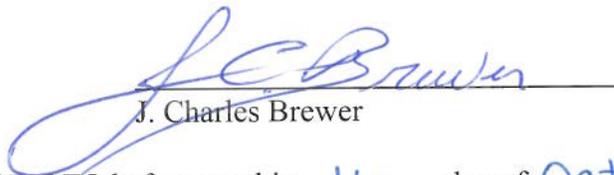
5. During the time period from the late 1940s to the mid 1980s, I have used the road myself for livestock operations when my family ranched at the Brown Place on Willow Creek.

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for the use described in the previous paragraph plus the following uses: oil and gas exploration and development, recreation such as camping, hiking picnicking and sightseeing 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 the late 1940s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: Regular grading and maintenance performed by oil and gas crews and the graded and maintained surface of the road since the late 1940s.

Dated this 16 day of October, 2006.


J. Charles Brewer

SUBSCRIBED AND SWORN TO before me this 16 day of October, 2006.



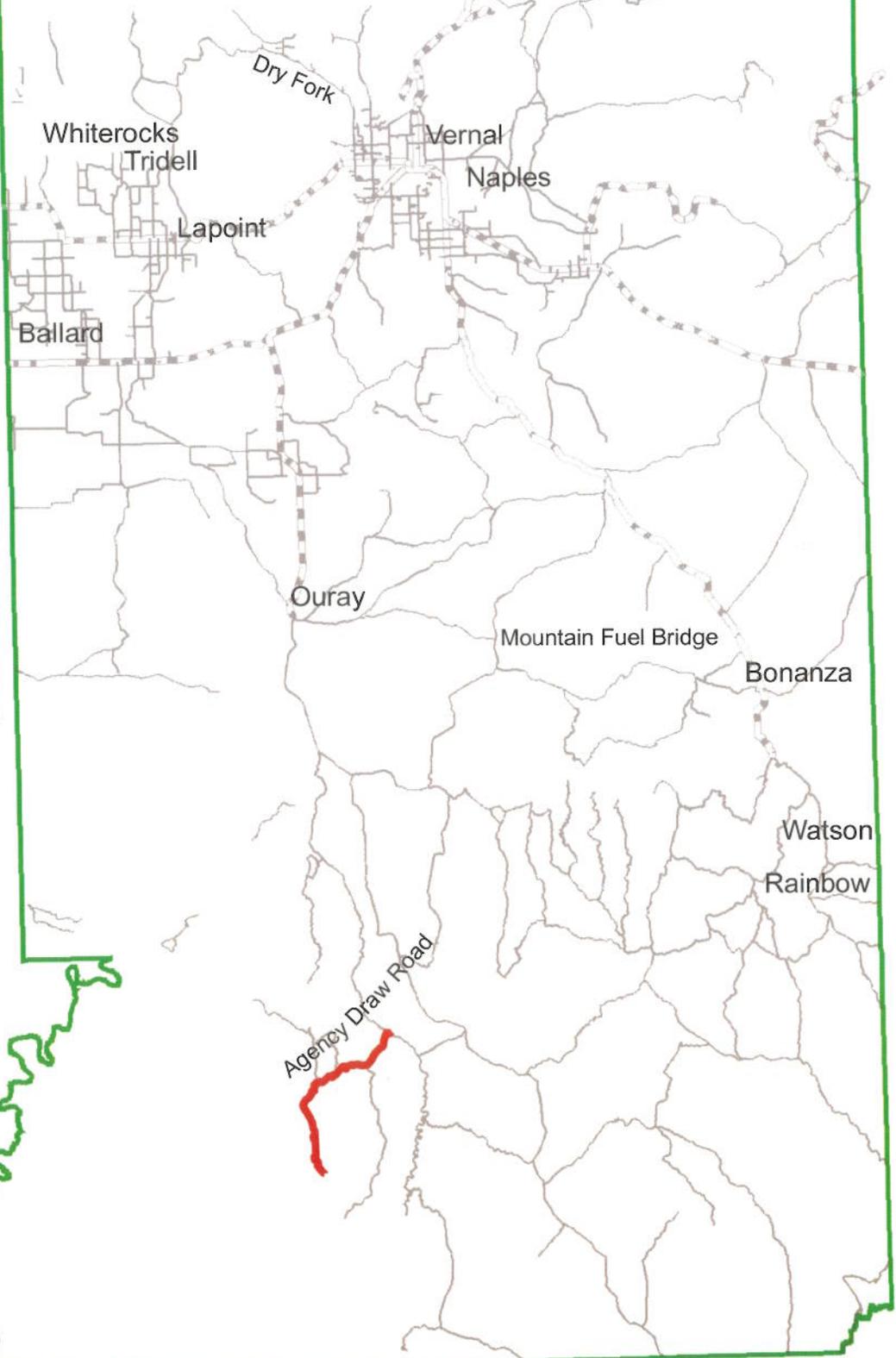

Notary Public

UINTAH COUNTY

Entry 2008005758
Book 1094 Page 860



Agency Draw Road
Road # 5340
RD240288



Legend

- Agency Draw Road
- Roads**
- Class B Roads
- Federal or State
- Uintah County



AFFIDAVIT OF VERN B. RICHENS

AGENCY DRAW ROAD

UINTAH COUNTY, UTAH

COUNTY ROAD NUMBER 5340

State of Utah)
 : ss
County of Uintah)

Vern B. Richens, 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 Uintah County, Utah. I have lived in Uintah County 81 years.

2. I have traveled and am familiar with a road in Uintah County known as the Agency Draw Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1947, it followed the same route as in 2001, when I last observed it. Attached is a Uintah County map showing Agency Draw 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 identifies this road according to the road number described 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 1947 and continuing through 1976 to 2001. During this time period I have observed travel on the road by means of pickup trucks. During this time period, the road has been used daily.

5. During the time period from 1947 to 2001, I have used the road myself for trapping, oil and gas exploration and development and hunting.

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for the previous uses stated in the previous paragraph plus livestock operations, travel in and through the area and recreation.

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 1947 and continuing through 1976 to the present, for the uses described in the previous paragraphs.

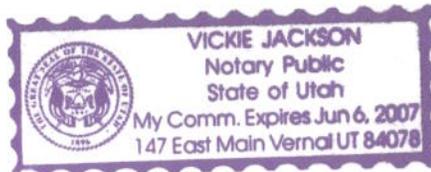
8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: Oil Companies grading and maintaining the road.

Dated this 18th day of October, 2006.

Vern B. Richens
Vern B. Richens

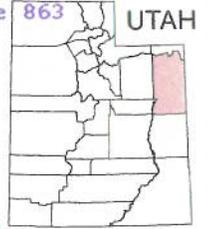
SUBSCRIBED AND SWORN TO before me this 18th day of October, 2006.

Vickie Jackson
Notary Public

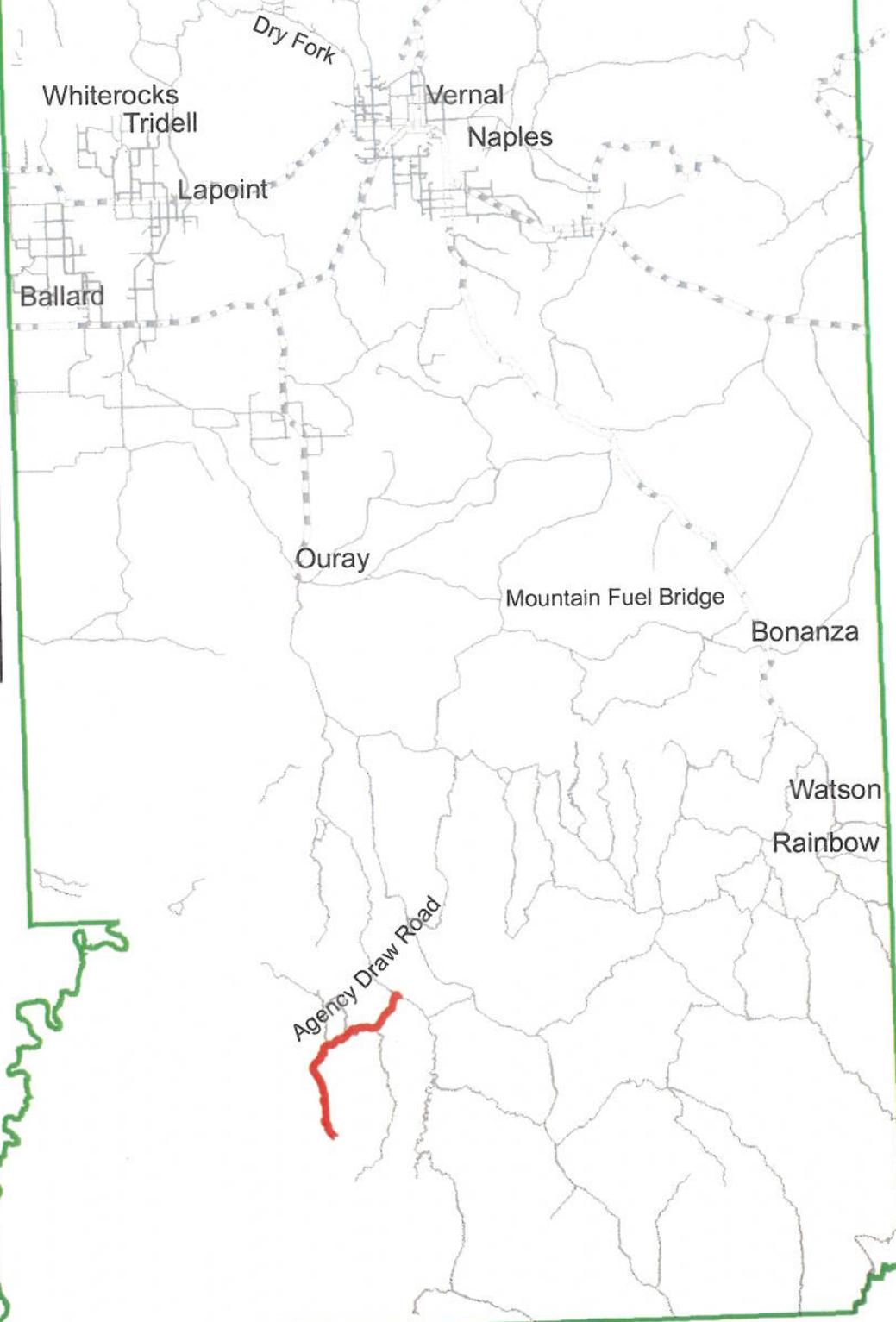


UINTAH COUNTY

Entry 2008005758
Book 1094 Page 863



Agency Draw Road
Road # 5340
RD240288



Legend

- Agency Draw Road
- Roads**
- Class B Roads
- Federal or State
- Uintah County



Exhibit B

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

Popular Name: Agency Draw Road

County: Uintah

County Road Number: 5340

State Geographic Information Database (SGID) Road Identification Number: RD240288.

Total Road Length: 12.83 miles more or less.

Beginning at a point on the road centerline located at 39 degrees 37 minutes 21.39 seconds North Latitude and -109 degrees 39 minutes 26.01 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,159,439.1 feet and Y = 7,036,610.0 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 39 degrees 44 minutes 17.24 seconds North Latitude and -109 degrees 34 minutes 56.85 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,179,592.5 feet and Y = 7,079,116.5 feet based on the US Survey Foot conversion.

This road may traverse:

Township 12 South Range 21 East, Section(s) 29,32, Salt Lake Base & Meridian

Township 13 South Range 20 East, Section(s) 1,2,10,11,15,16,21,22,27,34, Salt Lake Base & Meridian

Township 13 South Range 21 East, Section(s) 5,6, Salt Lake Base & Meridian

Township 14 South Range 20 East, Section(s) 3, Salt Lake Base & Meridian