

Exhibit A

BRUSH CREEK ROAD,
UINTAH COUNTY, UTAH
COUNTY ROAD NUMBER 1320

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 for 64 years.

2. I have traveled and am familiar with a road in Uintah County known to me as the Brush Creek Road. I am also familiar with the land the road traverses. When I first used and observed the road in the 1950s, it followed the same route as 2006, when I last observed it. Attached is a Uintah County map showing Brush Creek 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 1950s and continuing through the present time. During this time period I have observed travel on the road by trucks, jeeps, and large 18-wheelers. During this time period, the road has been used daily.

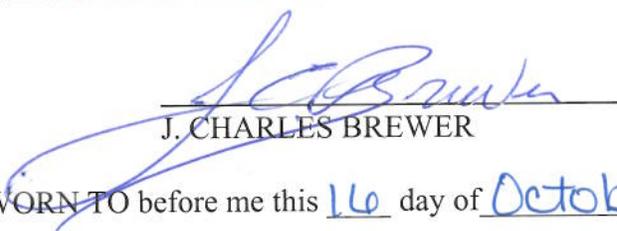
5. During the time period from the 1950s to the present time, I have used the road myself for livestock operations, hunting, oil and gas exploration or development, recreation.

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for mining, prospecting for minerals, livestock operations, oil and gas exploration or development, other commerce, hunting, government access, traveling 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 the 1950s and continuing through to the present, for the uses described in the previous paragraphs.

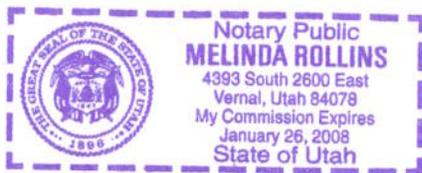
8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: I personally observed graders and other equipment from Uintah County building and maintaining the road from the 1950s to 2002.

Dated this 16 day of October, 2006.



J. CHARLES BREWER

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





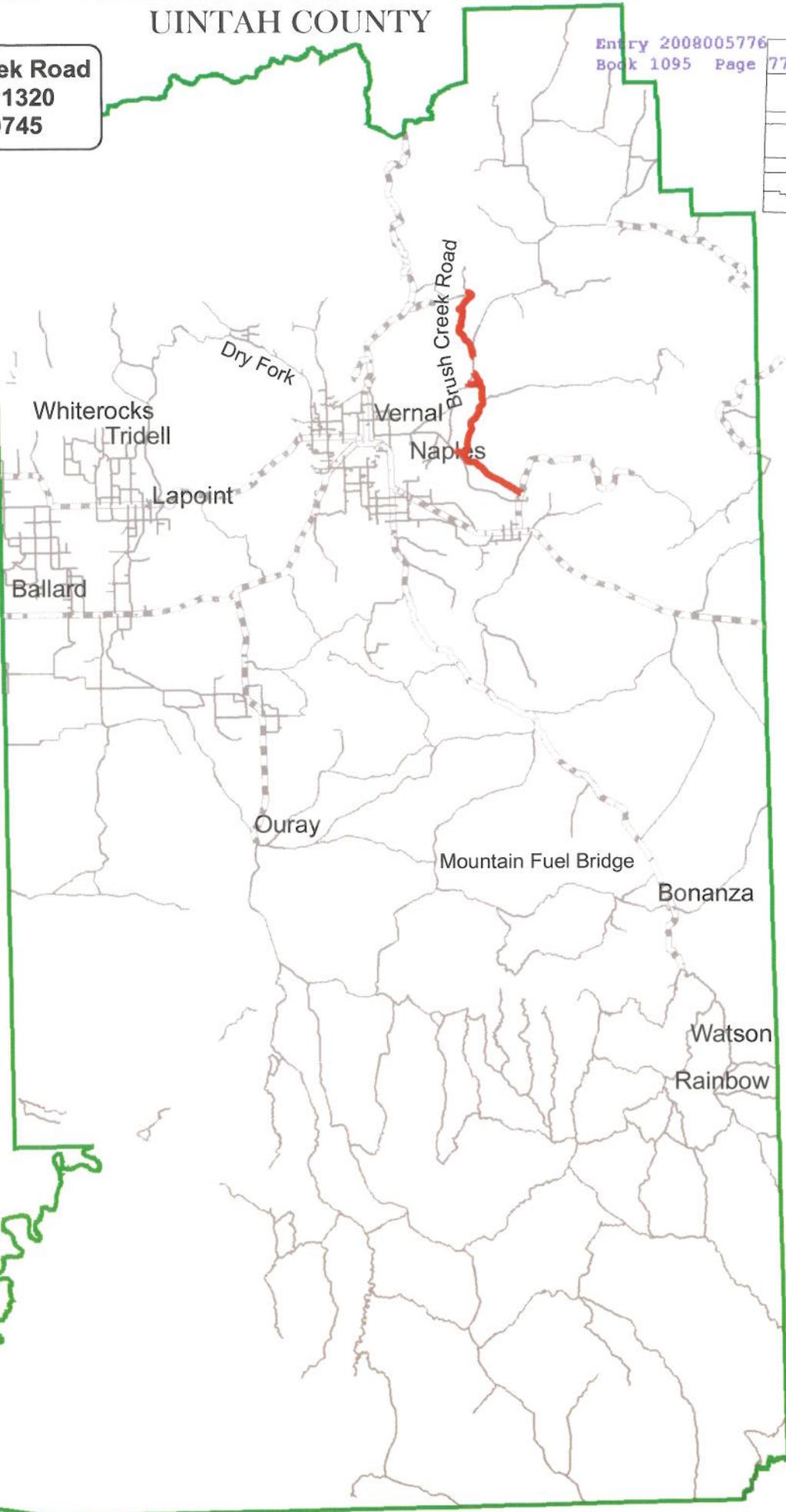
Notary Public

UINTAH COUNTY

Entry 2008005776
Book 1095 Page 77



Brush Creek Road
Road # 1320
RD240745



Legend

-  Brush Creek Road
- Roads**
-  Class B Roads
-  Federal or State
-  Uintah County



AFFIDAVIT OF ARDEN W. STEWART

BRUSH CREEK ROAD,

UINTAH COUNTY, UTAH

COUNTY ROAD NUMBER 1320

State of Utah)
 : ss
County of Uintah)

ARDEN W. STEWART, 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 74 years.
2. I have traveled and am familiar with a road in Uintah County known as the Brush Creek Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1956, it followed the same route as 2006, when I last observed it. Attached is a Uintah County map showing Brush Creek 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 1956 and continuing through 2006. During this time period I have observed travel on the road by pickup trucks, oil field trucks, ohvs and saddlehorses. During this time period, the road has been used daily.
5. During the time period from 1956 to 2006, I have used the road myself for traveling in and through the area, farming, livestock, hunting and fishing.

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for mining, farming, prospecting for minerals, livestock operations, oil and gas exploration or development, tourism, travel to and from schools, mail delivery, wood gathering, hunting, fishing, government access, traveling in and through the area, recreation and predator control.

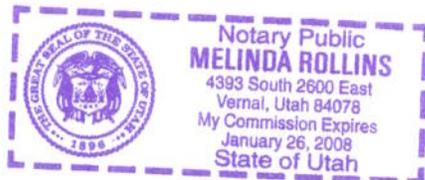
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1956 and continuing through 2006, for the uses described in the previous paragraphs.

8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: I personally observed maintenance being performed from 1956 to 2006.

Dated this 17 day of October, 2006.


ARDEN W. STEWART

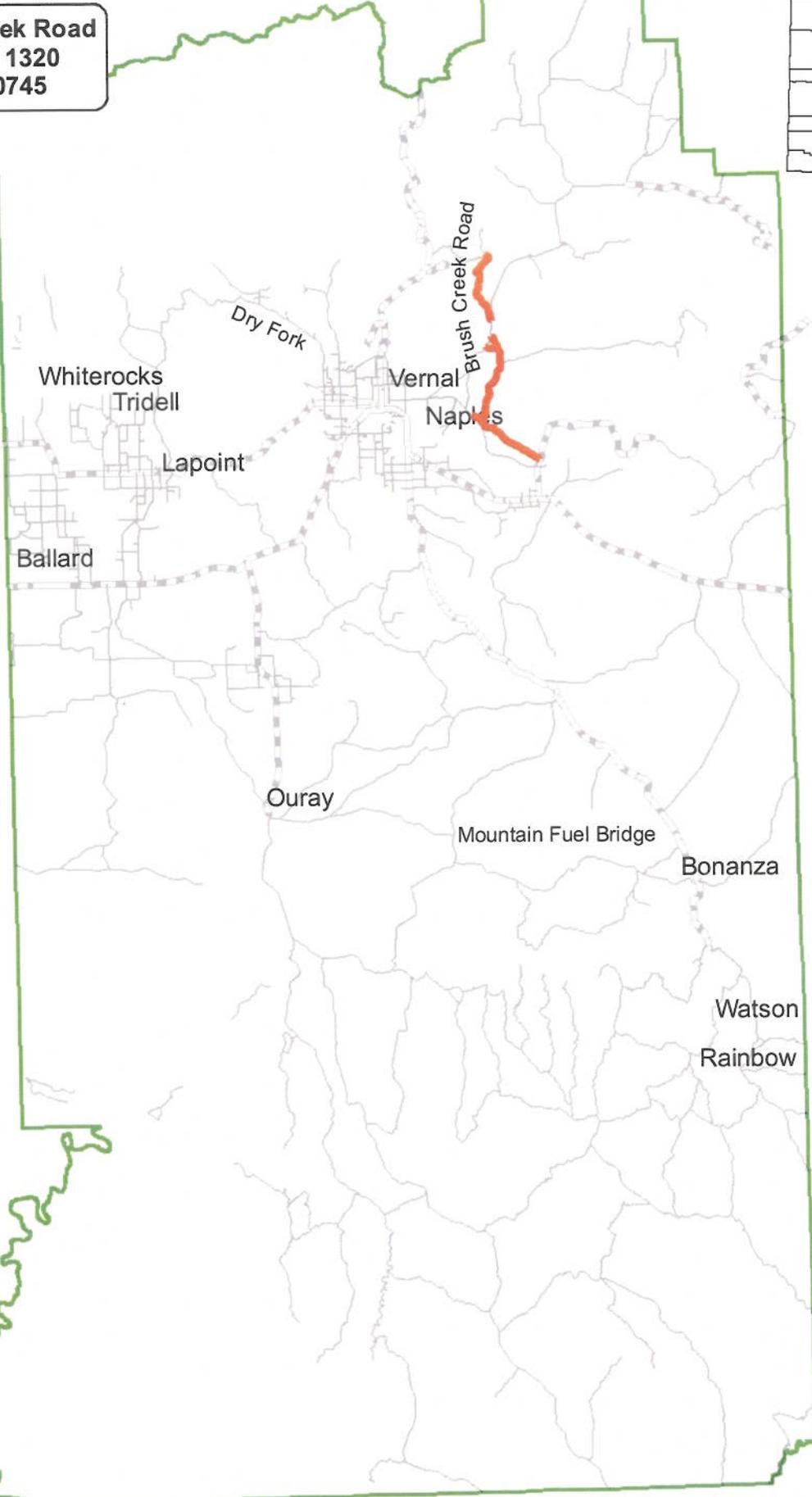
SUBSCRIBED AND SWORN TO before me this 17 day of October, 2006.




Notary Public

UINTAH COUNTY

Brush Creek Road
Road # 1320
RD240745



Legend

-  Brush Creek Road
- Roads**
-  Class B Roads
-  Federal or State
-  Uintah County

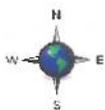


Exhibit B

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

Popular Name: Brush Creek Road

County: Uintah

County Road Number: 1320

State Geographic Information Database (SGID) Road Identification Number: RD240745.

Total Road Length: 17.43 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 24 minutes 21.65 seconds North Latitude and -109 degrees 20 minutes 31.14 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,241,328.1 feet and Y = 7,323,872.1 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 35 minutes 38.06 seconds North Latitude and -109 degrees 23 minutes 58.27 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,223,702.1 feet and Y = 7,391,921.4 feet based on the US Survey Foot conversion.

This road may traverse:

Township 2 South Range 22 East, Section(s) 36, Salt Lake Base & Meridian

Township 3 South Range 22 East, Section(s) 1,2,11,14,23,24,25,36, Salt Lake Base & Meridian

Township 4 South Range 22 East, Section(s) 1,12,13,23,24,25,26,36, Salt Lake Base & Meridian

Township 4 South Range 23 East, Section(s) 7,31, Salt Lake Base & Meridian

Township 5 South Range 23 East, Section(s) 4,5,6,9, Salt Lake Base & Meridian