



## Exhibit A

**AFFIDAVIT OF GENE GURR**

**FIDLAR ROAD**

**UINTAH COUNTY, UTAH**

**COUNTY ROAD NUMBER 3410**

State of Utah            )  
                                  : ss  
County of Uintah        )

Gene Gurr, 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 66 years.

2. I have traveled and am familiar with a road in Uintah County known to me as Fidlar Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1955, it followed the same route as in 2005, when I last observed it. Attached is a Uintah County map showing Fidlar 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 1955 and continuing through 1976 to 2005. During this time period, I have observed travel on the road by trucks and other motorized vehicles. During this time period, the road has been used daily.

5. During the time period from 1955 to 2005, I have used the road myself for hunting and recreation.

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph plus oil and gas exploration or development, livestock operations and recreation

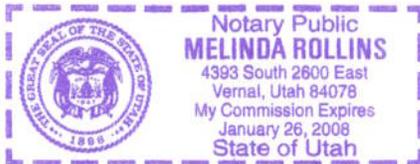
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1955 and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: I have personally observed graders maintaining the road from 1955 to the present.

Dated this 17 day of October, 2006.

  
Gene Gurr

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



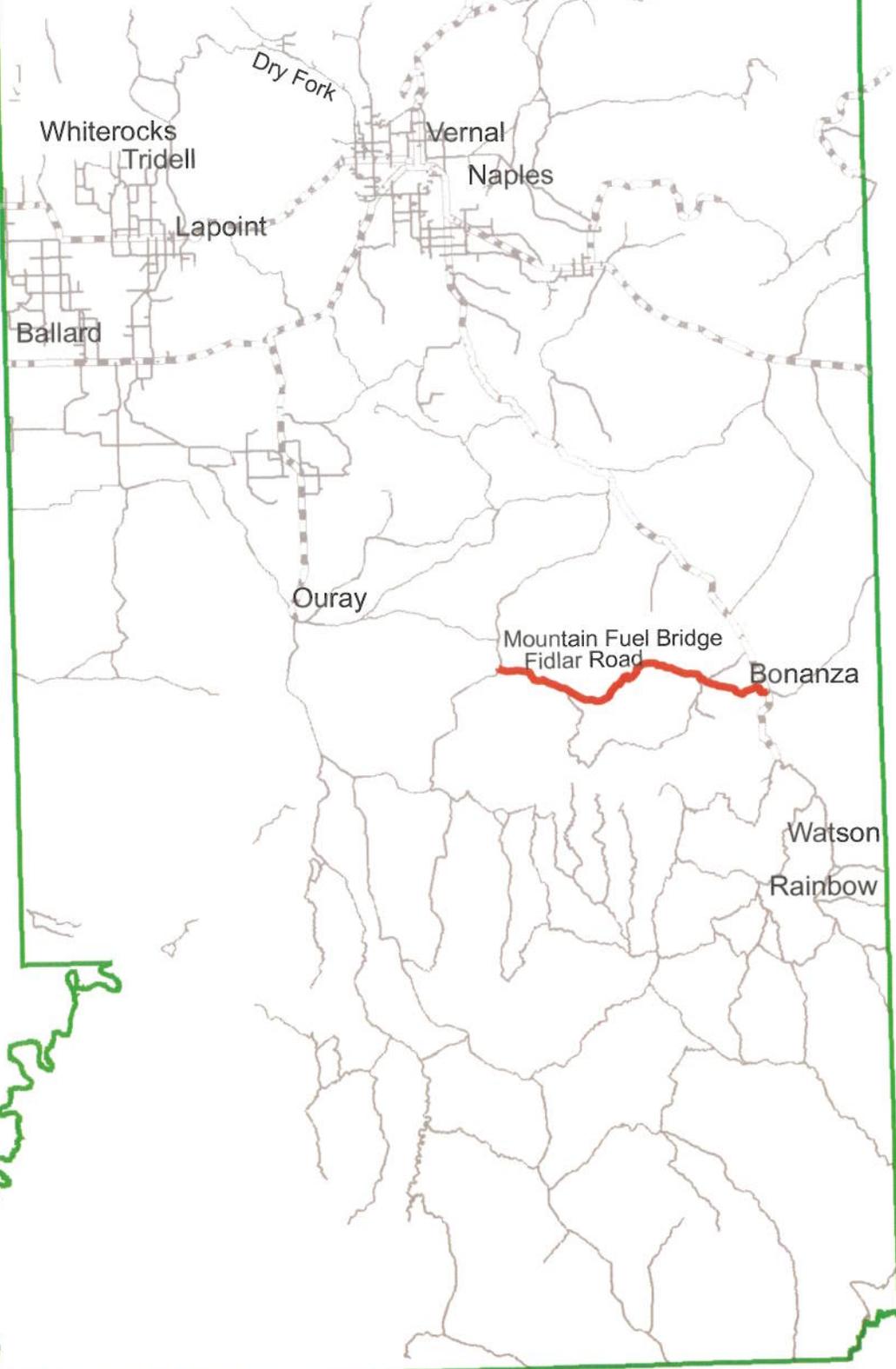
  
Notary Public

# UINTAH COUNTY

Entry 2008005781  
Book 1095 Page 122



**Fidlar Road**  
**Road # 3410**  
**RD240784**



## Legend

-  Fidlar Road
- Roads**
-  Class B Roads
-  Federal or State
-  Uintah County



**AFFIDAVIT OF DUANE BOREN**

**FIDLAR ROAD**

**UINTAH COUNTY, UTAH**

**COUNTY ROAD NUMBER 3410**

State of Utah                    )  
  : ss  
County of Uintah                )

DUANE BOREN, 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 55 years.

2. I have traveled and am familiar with a road in Uintah County known as Fidlar Road. 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 2005, when I last observed it. Attached is a Uintah County map showing Fidlar 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 early 1958 and continuing through 1976 to 2005. During this time period I have observed travel on the road by various means, including cars and pickups. During this time period, the road has been used daily.

5. During the time period from the early 1958 to 2005, I have used the road myself for hunting, trapping and 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, traveling in and through the area, livestock operations 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 1958 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: I have personally observed graders grading the road.

Dated this 18 day of Oct, 2006.

Duane Boren  
DUANE BOREN

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

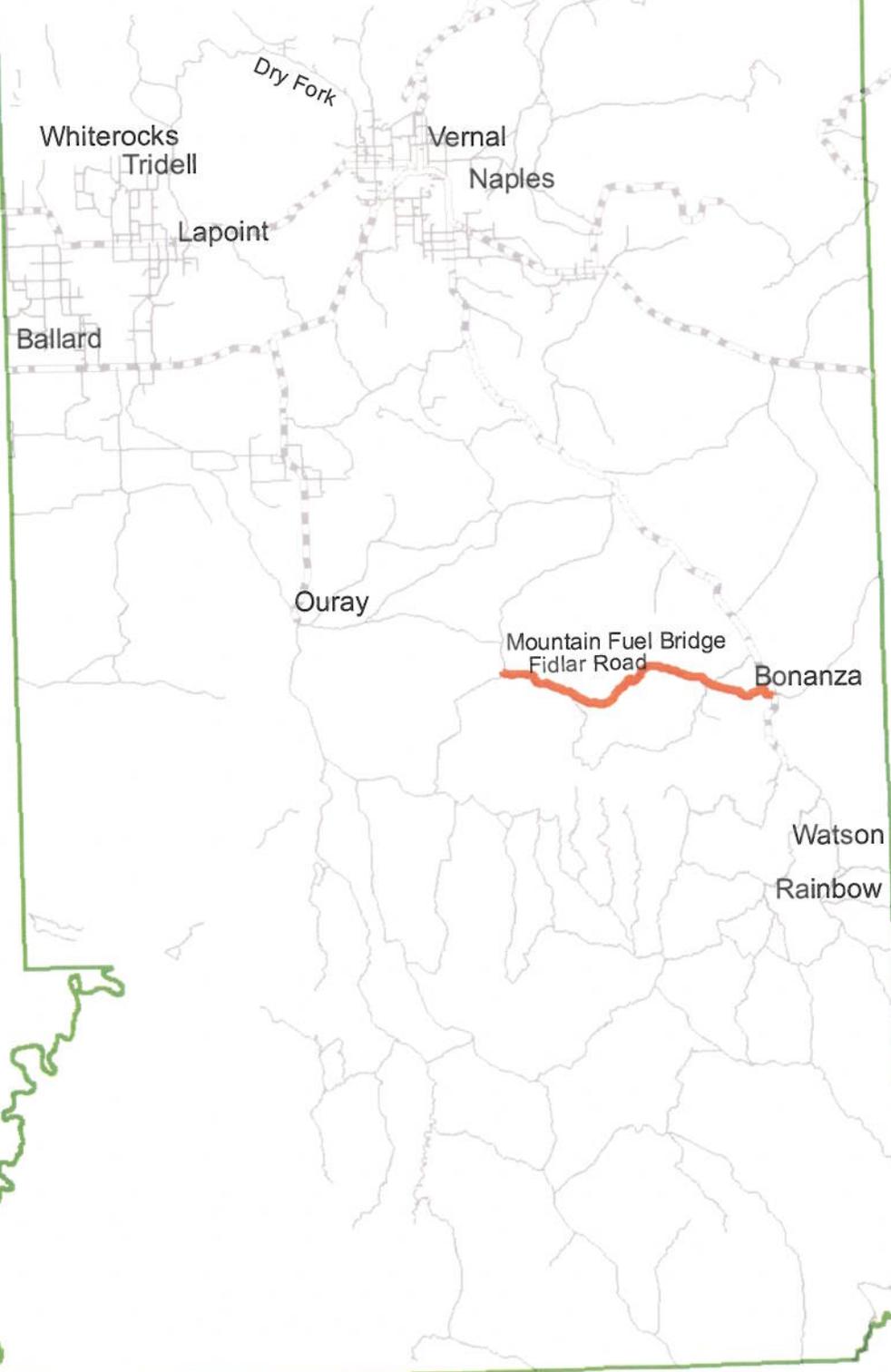
[Signature]  
Notary Public  
HINTAH CO RECORDER



# UINTAH COUNTY

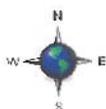
ENTRY 2008003781  
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**Fidlar Road  
Road # 3410  
RD240784**



**Legend**

- Fidlar Road
- Roads**
- Class B Roads
- Federal or State
- Uintah County



## Exhibit B

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

**Popular Name: Fidlar Road**

**County: Uintah**

**County Road Number: 3410**

**State Geographic Information Database (SGID) Road Identification Number: RD240784.**

**Total Road Length: 18.23 miles more or less.**

**Beginning at a point** on the road centerline located at 40 degrees 02 minutes 23.23 seconds North Latitude and -109 degrees 27 minutes 28.58 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,212,090.2 feet and Y = 7,189,742.4 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 40 degrees 00 minutes 49.39 seconds North Latitude and -109 degrees 10 minutes 14.14 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,292,762.4 feet and Y = 7,182,215.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 9 South Range 22 East, Section(s) 14,15,16,17,22,23,24, Salt Lake Base & Meridian  
Township 9 South Range 23 East, Section(s) 13,14,15,16,19,21,22,28,29,30, Salt Lake Base & Meridian  
Township 9 South Range 24 East, Section(s) 17,18,20,21,22,23,25,26,27, Salt Lake Base & Meridian