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04/21/99 1:23 PM\*\*NO FEE\*\*  
NANCY WORKMAN  
RECORDER, SALT LAKE COUNTY, UTAH  
UTAH ST-DEPT OF TRANSPORTATION  
BOX 148440 ATT:J.R. PLUMHOF  
SLC, UT 84114-8440  
REC BY:R JORDAN DEPUTY - WI

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**FILED DISTRICT COURT**  
Third Judicial District

**MAR 29 1999**

SALT LAKE COUNTY

By [Signature]  
Deputy Clerk

**IN THE THIRD JUDICIAL DISTRICT COURT IN AND FOR**  
**SALT LAKE COUNTY, STATE OF UTAH**

UTAH DEPARTMENT OF  
TRANSPORTATION,

Plaintiffs,

vs.

HARRY ROSS INDUSTRIES, a California  
General Partnership; FIRST AMERICAN  
TITLE OF UTAH, Trustee; ADELYNE  
ROSS, Beneficiary; RICHARD ROSS,  
Beneficiary; ROBERT ROSS, Beneficiary;  
DIANE ROSS GLAZER, Beneficiary;  
LEVITZ FURNITURE CORPORATION,  
Lessee,

Defendants.

**FINAL ORDER OF CONDEMNATION**

Project SP-15-7(116)304  
Parcel Nos. 118

Case No. 970905538 CD

Judge Glenn K. Iwasaki

It appearing to the Court and the Court now finds that on the \_\_\_\_ day of \_\_\_\_\_,  
1999, this Court entered its Judgment on Stipulation in the above-entitled proceeding; and

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It appearing to the Court and the Court now finds that pursuant to the law and the Judgment, the Plaintiff did pay Judgment to the Defendants, Harry Ross Industries, Adelyne Ross, Richard Ross, Robert Ross, Diane Ross Glazer, the sum of \$399,500.00, which sum includes any and all interest required by Judgment to be paid. Any remaining amount of the Judgment that has been paid into Court and not previously been withdrawn, is released to the Defendants; and

It further appearing to the Court that the Plaintiff has made all payments as required by law and order of this Court, no bond was required, and being fully advised,

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the parcel of land identified as Parcel No. 118 is hereby taken and condemned in fee simple title for highway purposes, and described as follows:

**Parcel No. 15-7:118**

A parcel of land in fee for the construction of a detention basin incident to the reconstruction of a freeway known as Project No. 15-7, being part of an entire tract of property, situate in Lots 14 and 15, Block 6, Five Acre Plat "B", Big Field Survey. The boundaries of said parcel of land are described as follows:

Beginning at the Southwest corner of said Lot 15; and running thence N. 00°04'42" E. 133.000 meters along the westerly boundary line of said Lots 15 and 14; thence Southeasterly 72.306 meters along the arc of a 83.000-meter radius curve to the left (Note: Chord to said curve

bears S. 61°18'44" E. for a distance of 70.041 meters); thence S. 00°08'37" E. 99.175 meters to the southerly boundary line of said Lot 15; thence S. 89°48'42" W. 61.874 meters along said southerly boundary line to the point of beginning. The above described parcel of land contains 6791.8 square meters.

(Note: Rotate above bearings 0°15'07" clockwise to equal highway bearings)

(Note: To obtain distance in feet, divide above distances by 0.3048. Multiply above area by 10.7639 to obtain square feet)


IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said use is a public use and a use authorized by law.

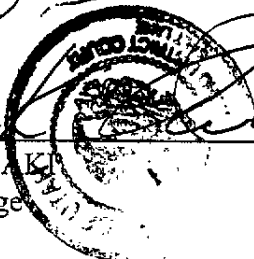
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a copy of this Final Order of Condemnation be filed with the County Recorder of Salt Lake County, State of Utah,

and thereupon the property interests referred to and set forth, shall vest in the Plaintiff, Utah  
Department of Transportation, 4501 South 2700 West, Salt Lake City, Utah 84119.

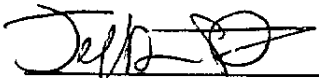
DATED this 29th day of March, 1999.

BY THE COURT:

  
GLENN K. IWASAKI  
District Court Judge



APPROVED AS TO FORM:

  
JEFFREY L. SILVESTRINI  
Attorney for Defendants  
Harry Ross Industries, et al

I CERTIFY THAT THIS IS A TRUE COPY  
OF AN ORIGINAL DOCUMENT ON FILE  
IN THE THIRD DISTRICT COURT SALT  
LAKE COUNTY STATE OF UTAH  
DATE 3/29/99  
DEPUTY COURT CLERK

