

(14) PR 100, 45112

Entry No. **35781** Book M-3
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REQUEST of Utah Power & Light Company
FEE Mary O. Mocham, Morgan Co. Recorder
\$ 5.00 By Lura P. Carter

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IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT
IN AND FOR MORGAN COUNTY, STATE OF UTAH

UTAH POWER & LIGHT COMPANY,
A corporation,

Plaintiff,

FINAL ORDER OF CONDEMNATION

Civil No. 970

- vs -

ROY MORTENSON and VERA
MORTENSON, his wife, and
PARLEY MORTENSON and EDITH
MORTENSON, his wife,

Defendants.

THIS CAUSE coming on this day to be heard and it appearing to the Court that it has heretofore made and entered its judgment in this matter in favor of the defendants and against the plaintiff; and it further appearing that said judgment has been paid and satisfaction thereof entered on behalf of said defendants; and it further appearing that the plaintiff is entitled to a final order of condemnation and that the use for which said property is sought is a public use and one authorized by law; NOW, THEREFORE, on motion of counsel for the plaintiff, it is

ORDERED, ADJUDGED AND DECREED that the plaintiff be, and it is hereby, granted a right of way across the property of the defendants for its own use as a public utility in the generation, transmission and distribution of electrical energy, and it is further

ORDERED, ADJUDGED AND DECREED that, upon the filing of a copy of this final order with the County Recorder of Morgan County, State of Utah, the property interests hereinafter referred to and

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particularly described shall vest in the plaintiff, Utah Power & Light Company, a corporation.

The property, which has been ordered condemned for the use of the plaintiff as hereinabove provided, is located in Morgan County, State of Utah, and is particularly described as follows:

A perpetual easement and right of way for the erection and continued maintenance, repair, alteration and replacement of an electric transmission and distribution line, together with the necessary poles, guys and other attachments thereon upon and across the premises of the defendants in Morgan County, Utah, the center line of which is described as follows:

Beginning at the west boundary line of the Grantor's land at a point 375 feet south, more or less, from the northwest corner of Section 5, Township 2 North, Range 3 East, Salt Lake Meridian, thence South 40° 45' East 935 feet, more or less, thence South 47° 28' East 1812.5 feet, thence South 59° 39' East 1630.5 feet, thence South 78° 39' East 1263 feet, thence South 51° 12' East 509 feet, thence South 69° 31' East 235 feet, more or less, to the east boundary line of said land and being in Lots 4, 5, 6, 10, 11, 15 and 16 of said Section 5.

Also, beginning at the west boundary line of the Grantors' land at a point 594 feet north and 1139 feet east, more or less, from the west one quarter corner of Section 4, Township 2 North, Range 3 East, Salt Lake Meridian, thence South 48° 17' East 285 feet, more or less, thence South 63° 51' East 448 feet, thence North 89° 40' East 362 feet, thence South 38° 56' East 545 feet, more or less, to the east boundary line of said land and being in Lots 14 and 17 of said Section 4.

Also, beginning at the north boundary line of the Grantors' land at a point 393 feet west, more or less, from the northeast corner of Section 9, Township 2 North, Range 3 East, Salt Lake Meridian, thence South 31° 38' East 350 feet, more or less, thence South 67° 20' East 230 feet, more or less, to the east boundary line of said land and being in the Northeast 1/4 of the Northeast 1/4 of said Section 9.

DATED this 28th day of June, 1967.

28 JUN 1967

/s/ Parley E. Noriath

DISTRICT JUDGE

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INDEXED
RECORDED
PROOF READ
ABSTRACTED
ASSESS. PAID
XX

STATE OF UTAH
COUNTY OF MORGAN

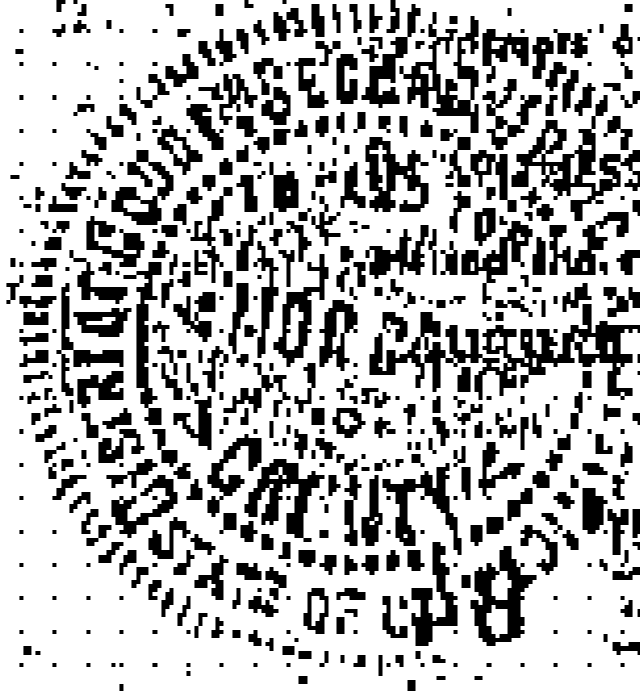
I, MARY O. MECHAN, County Clerk and Ex-Officio Clerk
of the Second Judicial District Court of the State of Utah,
in and for the County of Morgan, do hereby certify that the
foregoing is a full, true and correct copy of the original

FINAL ORDER OF CONDEMNATION
pages of record and upon file in my office in Morgan,

WHEREOF I have herewith set my hand and
affixed the seal of said Court this 22 day of

1968

Mary O. Mechan
Deputy Clerk



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