

FILED DISTRICT COURT
Third Judicial District

AUG 27 1997

SALT LAKE COUNTY

By [Signature]
Deputy Clerk

6732376

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

UTAH DEPARTMENT OF TRANSPORTATION,)	FINAL ORDER OF CONDEMNATION
)	
Plaintiff,)	
)	Project No. STP-0068(9)47
vs.)	Parcel Nos. 66, 66:E, 66:2E
)	
VONDA K. CAINE, Trustee of the)	
Vonda K. Caine Trust,)	Civil No. 970900537 CD
)	
Defendant.)	Judge Glenn K. Iwasaki

It appearing to the Court and the Court now finds that heretofore, on the 18th day of July, 1997, this Court made and entered its Judgment on Stipulation in the above-entitled proceeding; and

It appearing to the Court and the Court now finds that pursuant to the law and the said Judgment, the Plaintiff did pay said Judgment to the Defendants, together with all interest required by said Judgment to be paid; and

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It further appearing to the Court that the Plaintiff has made all payments as required by law and order of this Court, and that this is not a case where any bond was required to be given, and all and singular the law in the premises being given by the Court understood and fully considered,

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the parcels of land hereinafter described are hereby taken and condemned in fee simple title identified as Parcel No. 66 and easement interests as described in Parcel Nos. 66:E and 66:2E for the purpose described and set forth in the Plaintiff's Complaint, i.e., for the use of the Plaintiff, Utah Department of Transportation, for highway purposes.

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 hereinafter referred to and set forth shall vest in the Plaintiff, Utah Department of Transportation, 4501 South 2700 West, Salt Lake City, Utah 84119. The following is a description of the

property condemned as hereinabove provided, which is hereby vested in the Plaintiff, all of such property being situated in Salt Lake County, State of Utah, and is more particularly described as follows:

Parcel No. 0068:66

A parcel of land in fee for the widening of Redwood Road known as Project No. 0068, being a part of an entire tract of property, situate in the NW¹/₄NE¹/₄ of Section 3, T.3S., R.1W., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning at the Northwest corner of said entire tract, which point is 120.701 m South from the North Quarter corner of said Section 3; thence N 89°44'00" E 16.155 m along the north boundary line of said entire tract to a point 16.155 m perpendicularly distant easterly from the centerline of said project; thence South 30.555 m along a line parallel to the west boundary line of said entire tract to the south boundary line of said entire tract; thence West 16.155 m along said south boundary line to the Southwest corner of said entire tract; thence North 30.480 m along said west boundary line to the point of beginning.

The above described parcel of land contains 493.0 square meters, of which 306.8 square meters are now occupied by the existing highway. Balance 186.2 square meters in area.

(Note: Rotate above bearings 00°11'18" clockwise to equal highway bearings.)

(Note: To obtain distances in feet, divide above distances by 0.3048, and to obtain area in square feet, multiply above area by 10.764.)

Parcel No. 0068:66:E

A perpetual easement upon part of an entire tract of property in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 3, T.3S $\frac{1}{2}$, R.1W., S.L.B.&M., in Salt Lake County, Utah, for the purpose of constructing thereon an irrigation pipeline, gas pipeline, water pipeline, telephone cable, and electric power lines and appurtenant parts thereof incident to the widening and grading of Redwood Road known as Project No. 0068.

The boundaries of said part of an entire tract of land are described as follows:

Beginning at the intersection of the Northerly boundary line of said entire tract and the east right of way line of said project, which point is 120.701 m south and 16.155 m east from the North Quarter corner of said Section 3; thence N 89°44'00" E 3.005 m along said northerly boundary line to a point 19.160 m perpendicularly distant easterly from the centerline of said project; thence South 17.317 m along a line parallel to the west boundary line of said entire tract; thence East 0.340 m to a point 19.500 m perpendicularly distant easterly from said centerline at Engineer Station 1+476.000; thence South 5.000 m along a line parallel to said west boundary line; thence West 0.340 m to a point 19.160 m perpendicularly distant easterly from the centerline at Engineer Station 1+471.000; thence South 8.253 m along a line parallel to said west boundary line to the south boundary line of said entire tract; thence West 3.005 m along said south boundary line to said easterly right of way line; thence North 30.555 m along said easterly right of way line to the point of beginning.

The above described part of an entire tract of land contains 93.5 square meters.

(Note: Rotate above bearings 00°11'18" clockwise to equal highway bearings.)

(Note: To obtain distances in feet, divide above distances by 0.3048, and to obtain area in square feet, multiply above area by 10.764.)

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After said utilities are constructed on the above described part of an entire tract at the expense of the Utah Department of Transportation, said Utah Department of Transportation is thereafter relieved of any further claim or demand for costs, damages or maintenance charges which may accrue against said utilities and appurtenant parts thereof.

Parcel No. 0068:66:2E

A temporary easement, upon part of an entire tract of property, in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 3, T.3S., R.1W., S.L.B.&M., in Salt Lake County, Utah, to facilitate the construction of driveways, parking areas, and appurtenant parts thereof incident to the widening of Redwood Road known as Project No. 0068.

The boundaries of said part of an entire tract of land are described as follows:

Beginning at a point on the easterly perpetual easement line of said project, at a point 19.160 m perpendicularly distant easterly from the centerline of said project at Engineer Station 1+492.000, said point of beginning is approximately 121.928 m south and 19.160 m east from the North Quarter corner of said Section 3; thence East 15.840 m to a point 35.000 m perpendicularly distant easterly from said centerline; thence South 7.000 m; thence West 15.840 m; thence North 7.000 m to the point of beginning.

The above described part of an entire tract of land contains 110.9 square meters.

(Note: Rotate above bearings 00°11'18" clockwise to equal highway bearings.)

(Note: To obtain distances in feet, divide above distances by 0.3048, and to obtain area in square feet, multiply above area by 10.764.)


The hereinabove temporary easement shall expire upon the completion of the construction of said project or 5 years after the

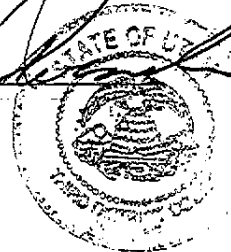
date of the execution of the within instrument, whichever first occurs.

After said driveways and/or parking area facilities are constructed on the above described part of an entire tract at the expense of the Utah Department of Transportation, said Utah Department of Transportation is thereafter relieved of any further claim or demand for costs, damages or maintenance charges which may accrue against said facilities and appurtenant parts thereof.

DATED this 27th day of Aug, 1997.

BY THE COURT

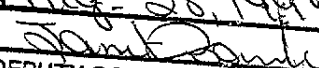

GLENN K. IWASAKI
District Court Judge

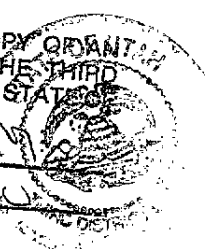


I CERTIFY THAT THIS IS A TRUE COPY OF AN ORIGINAL DOCUMENT ON FILE IN THE THIRD DISTRICT COURT, SALT LAKE COUNTY, STATE OF UTAH.

DATE:

Aug. 28, 1997


DEPUTY COURT CLERK



CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing
FINAL ORDER OF CONDEMNATION was served by mailing the same, first-
class postage prepaid, this 19th day of August, 1997, to:

Dudley M. Amoss
6925 Union Park Center #210
Midvale, UT 84047

Amy Casterline

6732376
09/05/97 10:10 AM**NO FEE**
NANCY WORKMAN
RECORDER, SALT LAKE COUNTY, UTAH
UTAH ST-DEPT OF TRANSPORTATION
BOX 148440 ATT:J.R. PLUNHOF
SLC, UT 84114-8440
REC BY:Z JOHANSON ,DEPUTY - MP