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FILED DISTRICT COURT
Third Judicial District

FEB 25 1998

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05/06/98 1:10 PM ***NO FEE**
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IN THE THIRD JUDICIAL DISTRICT COURT IN AND FOR
SALT LAKE COUNTY, STATE OF UTAH

<p>UTAH DEPARTMENT OF TRANSPORTATION, Plaintiffs, vs. CAZCO ENTERPRISES, L.L.C.; CRAIG S. CAZIER; and SALT LAKE COUNTY SEWER IMPROVEMENT DISTRICT NO. 1, Defendants.</p>	<p>FINAL ORDER OF CONDEMNATION</p> <p>Project SP-0154(8)0</p> <p>Parcel Nos. 29:A,29:2A, 29:B, 29:C, 29:2C, 29:3C, 29:D 29:E, 29:2E, 29:3E, 29:4E, 29:5E, 29:6E, 29:7E, 29:8EC, 29:9EC, 29:10EC, 29:11EC, 29:12EC, and 29:13EC</p> <p>Case No. 970904142 CD</p> <p>Judge Tyrone E. Medley</p>
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It appearing to the Court and the Court now finds that on the 25th day of February, 1998,
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, together with all interest required by Judgment to be paid. Further, the sum of \$1,071,70000, representing the remaining amount of the Judgment, is released to the Defendant; 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 parcels of land identified as Parcel Nos. 29:A, 29:2A, 29:B, 29:C, 29:2C, 29:3C, 29:D 29:E, 29:2E, 29:3E, 29:4E, 29:5E, 29:6E, 29:7E, 29:8EC, 29:9EC, 29:10EC, 29:11EC, 29:12EC, and 29:13EC are hereby taken and condemned in fee simple title for highway purposes, and described as follows:

Parcel No. 0154:29:A

A parcel of land in fee for the purpose of constructing thereon an expressway known as Project No. 0154, being part of an entire tract of property, situate in the E $\frac{1}{2}$ NW $\frac{1}{4}$ and the W $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 1, T.4S., R.1W., SLB&M. The boundaries of said parcel of land are described as follows:

Beginning at a point in the westerly boundary line of said entire tract , which point is 99.992 meters S. 01°00'25" W. (record: S. 0°36'18" W.), 26.892 meters N. 89°55'47" W. (record: S. 89°40'38" W.) and 282.388 meters S. 0°02'16" W. (record: S. 0°21'51" E.) from the North Quarter corner of said Section 1, at a point 22.860 meters radially distant northerly from

the center line of said project, opposite Engineer Station 32+512.680; thence S. 0°02'16" W. (record: S. 0°21'51" E.) 46.603 meters along said westerly boundary line; thence Easterly 65.643 meters along the arc of a 677.140-meter radius curve to the right (chord bears N. 81°15'55" E. 65.617 meters) along a line concentric with said center line to a southeasterly boundary line of said entire tract; thence N. 35°32'25" E. (record: N. 35°30'09" E.) 59.602 meters along said southeasterly boundary line to a point 22.860 meters radially distant northwesterly from said center line, opposite Engineer Station 32+609.763; thence Westerly 100.255 meters along the arc of a 722.860-meter radius curve to the left (chord bears S. 83°12'03" W. 100.175 meters) along a line concentric with said center line to the point of beginning. The above described parcel of land contains 3799.0 square meters in area.

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

To enable the Utah Department of Transportation to construct and maintain a public highway as an expressway, as contemplated by Title 27, Chapter 12, Section 96, Utah code Annotated, 1953, as amended, the Owners of said entire tract of property hereby release and relinquish to said Utah Department of Transportation any and all rights or easements appurtenant to the remaining reference to said highway, including, without limiting the foregoing, all rights of ingress to or egress from said Owner's remaining property contiguous to the lands hereby conveyed to or from said highway.

Parcel No. 0154:29:2A

A parcel of land in fee for the purpose of constructing thereon an expressway known as Project No. 0154, being part of an entire tract of property, situate in the W½NE¼ of Section 1, T.4S., R.1W., SLB&M. The boundaries of said parcel of land are described as follows:

Beginning at a point in a northwesterly boundary line of said entire tract 22.860 meters perpendicularly distant northerly from the center line of said project, which point is 100.334 meters S. 0°21'35" W. (record: South) and 455.877 meters N. 89°38'25" W. (record: West) and 334.049 meters S. 35°32'25" W. (record: S. 35°30'09" W.) from the Northeast corner of said Section 1; thence East 134.196 meters along a line parallel with said center line to a point opposite Engineer Station 32+812.400; thence N. 54°33'12" E. 15.956 meters to a point 14.602 meters perpendicularly distant westerly from the center line of 200 West Street of said project; thence North 56.550 meters along a line parallel with said center line to a point opposite Engineer Station 5+500; thence East 29.204 meters to a point 14.602 meters perpendicularly distant easterly from said center line, opposite Engineer Station 5+500; thence South 54.563 meters along a line parallel with said center line; thence S. 47°05'23" E. 6.827 meters to a point 29.452 meters perpendicularly distant northerly from the center line of said project, opposite Engineer Station 32+859.602; thence N. 83°42'09" E. 55.428 meters to the westerly right of way line of the Salt Lake City Canal; thence S. 0°12'22" W. 71.235 meters along said right of way line; thence N. 82°56'29" W. 53.321 meters; thence S. 45°00'00" W. 9.828 meters to a point

14.573 meters perpendicularly distant easterly from the center line of said 200 West Street; thence South 20.237 meters along a line parallel with said center line; thence S. 4°07'05" W. 35.091 meters; thence West 23.026 meters to a point 10.973 meters perpendicularly distant westerly from said center line, opposite Engineer Station 5+320; thence North 55.237 meters along a line parallel with said center line; thence N. 45°19'09" W. 18.830 meters to a point 22.860 meters perpendicularly distant southerly from the center line of said project, opposite Engineer Station 32+815.638; thence West 170.095 meters along a line parallel with said center line to said northwesterly boundary line; thence N. 35°32'25" E. (record: N. 35°30'09" E.) 56.187 meters along said boundary line to the point of beginning. The above described parcel of land contains 16478.2 square meters in area.

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

To enable the Utah Department of Transportation to construct and maintain a public highway as an expressway, as contemplated by Title 27, Chapter 12, Section 96, Utah code Annotated, 1953, as amended, the Owners of said entire tract of property hereby release and relinquish to said Utah Department of Transportation any and all rights or easements appurtenant to the remaining reference to said highway, including, without limiting the foregoing, all rights of ingress to or egress from said Owner's remaining property contiguous to the lands hereby conveyed to or from said highway.

Parcel No. 0154:29B

A parcel of land in fee for the purpose of constructing thereon an expressway known as Project No. 0154, being part of an entire tract of property, situate in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, T.4S., R.1W., SLB&M. The boundaries of said parcel of land are described as follows:

Beginning at the intersection of the southerly highway right of way and no-access line of said project and the westerly right of way line of the Jordan and Salt Lake City Canal, which point is 427.851 meters south and 414.437 meters west from the Northeast corner of said Section 1, said point also being 427.673 meters S. 0°10'38" W. along the monument line and 357.927 meters west from the Witness Monument for said Northeast corner of Section 1, located at 13400 South Street and the West Frontage Road; thence S. 0°12'22" W. 21.256 meters along said canal right of way line; thence N. 89°47'38" W. 15.000 meters to a point 56.905 meters perpendicularly distant southerly from the center line of said project, opposite Engineer Station 32+899.363; thence N. 0°12'22" E. 23.059 meters to said southerly highway right of way and no-access line; thence S. 82°56'29" E. 15.108 meters along said highway right of way and no-access line to the point of beginning. The above described parcel of land contains 332.4 square meters in area.

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

Parcel No. 0154:29:C

A parcel of land in fee for the purpose of constructing thereon an expressway known as Project No. 0154, being part of an entire tract of property, situate in the E½NW¼ of Section 1, T.4S., R.1W., SLB&M. The boundaries of said parcel of land are described as follows:

Beginning at a point in the westerly boundary line of said entire tract, which point is 99.992 meters S. 1°00'25" W. (record: 100.096 meters S. 0°36'18" W.) along the Quarter Section line and 26.892 meters N. 89°55'47" W. (record: S. 89°40'38" W.) and 69.541 meters S. 0°02'16" W. (record: S. 0°21'51" E.) from the North Quarter corner of said Section 1, at a point 10.973 meters perpendicularly distant northerly from the center line of 13490 South Street of said project; thence S. 89°49'22" E. 242.373 meters along a line parallel with said center line to a point opposite Engineer Station 10+649.061; thence S. 35°32'25" W. (record: S. 35°30'09" W.) 26.911 meters to a point 10.973 meters perpendicularly distant southerly from said center line, opposite Engineer Station 10+633.486; thence N. 89°49'22" W. 226.744 meters along a line parallel with said center line to said westerly boundary line; thence N. 0°02'16" E. (record: N. 0°21'51" W.) 21.946 meters along said westerly boundary line to the point of beginning.

The above described parcel of land contains 5147.6 square meters in area.

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

Parcel No. 0154:29:2C

A parcel of land in fee for the purpose of constructing thereon an access road incident to the construction of an expressway known as Project No. 0154, being part of an entire tract of property, situate in the E $\frac{1}{2}$ NW $\frac{1}{4}$ and the W $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 1, T.4S., R.1W., SLB&M. The boundaries of said parcel of land are described as follows:

Beginning at a point in a northwesterly boundary line of said entire tract, which point is 100.334 meters S. 0°21'35" W. (record: South), and 455.877 meters N. 89°38'25" W. (record: West) and 116.221 meters S. 35°32'25" W. (record: S. 35°30'09" W.) from the Northeast corner of said Section 1; thence N. 35°32'25" E. (record: N. 35°30'09" E.) 36.754 meters along said northwesterly boundary line; thence S. 89°49'22" E. 28.416 meters; thence S. 35°12'58" E. 7.603 meters to a point 12.802 meters perpendicularly distant northerly from the center line of 13490 South Street of said project, opposite Engineer Station 10+756.349; thence S. 89°49'22" E. 56.385 meters along a line parallel to said center line to the westerly right of way line of the Salt Lake City Canal; thence S. 0°12'22" W. 25.604 meters along said right of way line to a point 12.808 meters perpendicularly distant southerly from said center line; thence N. 89°49'22" W. 56.266 meters along a line parallel with said center line to a point opposite Engineer Station 10+756.455; thence S. 45°05'19" W. 6.229 meters to a point 14.602 meters perpendicularly distant easterly from the center line of 200 West Street of said project; thence South 105.051 meters along a line parallel with said center line at a point opposite Engineer Station 5+500; thence West 29.204 meters to a point 14.602 meters perpendicularly distant westerly from said

center line; thence North 105.168 meters along a line parallel with said center line, to a point opposite Engineer Station 5+605.168; thence N. $43^{\circ}54'49''$ W. 8.651 meters to a point 10.973 meters perpendicularly distant southerly from the center line of said 13490 South Street; thence N. $89^{\circ}49'22''$ W. 14.576 meters along a line parallel to said center line to the point of beginning. The above described parcel of land contains 6020.1 square meters in area.

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

Parcel No. 0154:29:3C

A parcel of land in fee for the purpose of constructing thereon an access road incident to the construction of an expressway known as Project No. 0154, being part of an entire tract of property, situate in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, T.4S., R.1W., SLB&M. The boundaries of said parcel of land are described as follows:

Beginning at the intersection of the northerly right of way line of 13800 South Street and the westerly right of way line of the Jordan and Salt Lake City Canal, which point is 473.191 meters N. $89^{\circ}35'48''$ W. along the Quarter Section line and 10.058 meters N. $0^{\circ}24'12''$ E. from the west Witness Monument for the East Quarter corner of said Section 1, located at 13800 South Street and the West Frontage Road; thence N. $89^{\circ}35'48''$ W. 50.015 meters along said northerly right of way line; thence N. $45^{\circ}07'02''$ E. 11.137 meters to a point 10.973 meters perpendicularly distant west of the center line of 200 West Street of said project; thence North 89.809 meters

along a line parallel with said center line to the point of tangency of a 181.773-meter radius curve to the right, at a point opposite Engineer Station 5+099.187; thence Northerly 105.074 meters along the arc of said curve along a line concentric with said center line to the point of reverse curvature of a 159.827-meter radius curve; thence Northerly 92.388 meters along the arc of said curve along a line concentric with said center line; thence North 23.351 meters; thence East 23.026 meters to a point 12.053 meters perpendicularly distant east of said center line; thence S. 4°07'05" W. 15.039 meters to a point 10.973 meters perpendicularly distant east of said center line, opposite Engineer Station 5+305; thence South 8.351 meters along a line parallel with said center line to the point of tangency of a 181.773-meter radius curve to the right; thence Southerly 105.074 meters along the arc of said curve, along a line concentric with said center line to the point of reverse curvature of a 159.827-meter radius curve; thence Southerly 92.388 meters along the arc of said curve along a line concentric with said center line; thence South 89.937 meters along a line parallel with said center line; thence S. 44°52'58" E. 6.530 meters to a point 10.973 meters perpendicularly distant northerly from the center line of 13800 South Street of said project, opposite Engineer Station 7+669.003; thence S. 89°45'56" E. 17.192 meters along a line parallel to said center line to said canal right of way line; thence S. 25°36'45" W. 3.755 meters along said canal right of way line to the point of beginning. The above described parcel of land contains 7112.8 square meters in area.

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

Parcel No. 0154:29D

A parcel of land in fee for the purpose of constructing thereon an expressway known as Project No. 0154, being part of an entire tract of property, situate in the Lot 2 of Section 1, T.4S., R.1W., SLB&M. The boundaries of said parcel of land are described as follows:

Beginning at the intersection of the northerly highway right of way and no-access line of said project and the westerly right of way line of the Jordan and Salt Lake City Canal, which point is 356.616 meters south and 414.181 meters west from the Northeast corner of said Section 1, said point also being 356.438 meters S. $0^{\circ}10'38''$ W. along the monument line and 356.438 meters west from the Witness Monument for said Northeast corner of Section 1, located at 13400 South Street and the West Frontage Road; thence N. $0^{\circ}12'22''$ E. 21.410 meters along said canal right of way line; thence S. $89^{\circ}47'38''$ W. 13.000 meters to a point 56.989 meters perpendicularly distant northerly from the center line of said project, opposite Engineer Station 32+901.772; thence S. $0^{\circ}12'22''$ W. 22.892 meters to said northerly highway right of way and no-access line; thence N. $83^{\circ}42'09''$ E. 13.084 meters along said highway right of way and no-access line to the point of beginning. The above described parcel of land contains 288.0 square meters in area.

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

The Owners, by consent of the Utah Department of Transportation, shall have the right to lessen but not increase the vertical distance or grade of said slope.

After said cut and/or fill slopes and appurtenant parts thereof 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 cut and/or fill slopes and appurtenant parts thereof.

Parcel No. 0154:29:E

A perpetual easement, upon part of an entire tract of property, in the E $\frac{1}{2}$ NW $\frac{1}{4}$ and the W $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 1, T. 4 S., R. 1 W., S.L.B. & M., in Salt Lake County, Utah, for the purpose of constructing thereon cut and/or fill slopes and appurtenant parts thereof, to facilitate the construction of an expressway known as Project No. 0154. The boundaries of said part of an entire tract are described as follows:

Beginning at the intersection of the southerly highway right of way and no-access line of said project and the westerly boundary line of said entire tract, which point is 99.992 meters S. 1°00'25" W. (record: S. 0°36'18" W.) along the Quarter Section line, 26.892 meters N. 89°55'47" W. (record: S. 89°40'38" W.) and 328.108 meters S. 0°02'16" W. (record: S. 0°21'51" E.) from the North Quarter corner of said Section 1; thence S. 0°02'16" W. (record: S. 0°21'51" E.) 8.167 meters along said westerly boundary line to a point 30.860 meters radially

distant southerly from the center line of said project; thence Easterly 59.392 meters along the arc of a 669.140-meter radius curve to the right (chord bears N. 80°53'27" E. 59.372 meters) along a line concentric with said center line to a point opposite Engineer Station 32+564.064; thence N. 35°32'25" E. (record: N. 35°30'09" E.) 10.732 meters to said southerly highway right of way and no-access line at a point 22.860 meters radially distant southerly from said center line; thence Westerly 65.643 meters along the arc of a 677.140-meter radius curve to the left (chord bears S. 81°15'55" W. 65.617 meters) along said highway right of way and no-access line to the point of beginning. The above described part of an entire tract contains 500.2 square meters in area. (Note: To obtain distances in feet, divide above distances by 0.3048. Multiply above area by 10.764 to obtain square feet.)

The Owners, by consent of the Utah Department of Transportation, shall have the right to lessen but not increase the vertical distance or grade of said slope.

After said cut and/or fill slopes and appurtenant parts thereof 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 cut and/or fill slopes and appurtenant parts thereof.

Parcel No. 0154:29:2E

A perpetual easement, upon part of an entire tract of property, in the E $\frac{1}{2}$ NW $\frac{1}{4}$ and the W $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 1, T. 4 S., R. 1 W., S.L.B. & M., in Salt Lake County, Utah, for the purpose of constructing thereon cut and/or fill slopes and appurtenant parts thereof, to facilitate the construction of an expressway known as Project No. 0154. The boundaries of said part of an entire tract are described as follows:

Beginning at the intersection of the northerly highway right of way and no-access line of said project and the westerly boundary line of said entire tract, which point is 99.992 meters S. 1°00'25" W. (record: S. 0°36'18" W.) along the Quarter Section line, 26.892 meters N. 89°55'47" W. (record: S. 89°40'38" W.) and 282.388 meters S. 0°02'16" W. (record: S. 0°21'51" E.) from the North Quarter corner of said Section 1; thence N. 0°02'16" E. (record: N. 0°21'51" W.) 3.054 meters along said westerly boundary line to a point 25.860 meters radially distant northerly from the center line of said project; thence Easterly 69.234 meters along the arc of a 725.860-meter radius curve to the right (chord bears N. 82°00'19" E. 69.208 meters) along a line concentric with said center line to a point opposite Engineer Station 32+580; thence N. 5°15'44" W. 3.000 meters to a point 28.860 meters radially distant northerly from said center line; thence Easterly 35.730 meters along the arc of a 728.860-meter radius curve to the right (chord bears N. 86°08'32" E. 35.726 meters) along a line concentric with said center line to a point opposite Engineer Station 32+614.315; thence S. 35°32'25" W. (record: S. 35°30'09" W.) 7.633 meters to said northerly highway right of way and no-access line at a point 22.860 meters

radially distant northerly from said center line; thence Westerly 100.255 meters along the arc of a 722.860-meter radius curve to the left (chord bears S. 83°12'03" W. 100.175 meters) along said highway right of way and no-access line to the point of beginning. The above described part of an entire tract contains 407.5 square meters in area.

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

The Owners, by consent of the Utah Department of Transportation, shall have the right to lessen but not increase the vertical distance or grade of said slope.

After said cut and/or fill slopes and appurtenant parts thereof 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 cut and/or fill slopes and appurtenant parts thereof.

Parcel No. 0154:29:3E

A temporary easement, upon part of an entire tract of property, in the E½NW¼ and the W½NE¼ of Section 1, T. 4 S., R. 1 W., S.L.B. & M., in Salt Lake County, Utah, for the purpose of constructing thereon cut and/or fill slopes and appurtenant parts thereof, to facilitate the construction of an expressway known as Project No. 0154. The boundaries of said part of an entire tract are described as follows:

Beginning at the intersection of the southerly right of way line of 13490 South Street of said project and the westerly boundary line of said entire tract, which point is 99.992 meters S. $1^{\circ}00'25''$ W. (record: 100.096 meters S. $0^{\circ}36'18''$ W.) along the Quarter Section line and 26.892 meters N. $89^{\circ}55'47''$ W. (record: S. $89^{\circ}40'38''$ W.) and 91.487 meters S. $0^{\circ}02'16''$ W. (record: S. $0^{\circ}21'51''$ E.) from the North Quarter corner of said Section 1; thence S. $89^{\circ}49'22''$ E. 73.259 meters along said right of way line; thence S. $0^{\circ}10'38''$ W. 3.000 meters to a point 13.973 meters perpendicularly distant southerly from the center line of said 13490 South Street, opposite Engineer Station 10+480; thence N. $89^{\circ}49'22''$ W. 73.251 meters along a line parallel to said center line to said westerly boundary line; thence N. $0^{\circ}02'16''$ E. (record: N. $0^{\circ}21'51''$ E.) 3.000 meters along said westerly boundary line to the point of beginning. The above described part of an entire tract contains 219.8 square meters in area.

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

This 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 cut and/or fill slopes and appurtenant parts thereof 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 cut and/or fill slopes and appurtenant parts thereof.

Parcel No. 0154:29:4E

A temporary easement, upon part of an entire tract of property, in the and the $W\frac{1}{2}NE\frac{1}{4}$ of Section 1, T. 4 S., R. 1 W., S.L.B. & M., in Salt Lake County, Utah, for the purpose of constructing thereon cut and/or fill slopes and appurtenant parts thereof, to facilitate the construction of an expressway known as Project No. 0154. The boundaries of said part of an entire tract are described as follows:

Beginning at a point in the northerly right of way line of 13490 South Street of said project, which point is 99.992 meters S. $0^{\circ}01'25''$ W. (record: 100.096 meters S. $0^{\circ}36'18''$ W.) along the Quarter Section line and 26.892 meters N. $89^{\circ}55'47''$ W. (record: S. $89^{\circ}40'38''$ W.) and 69.541 meters S. $0^{\circ}02'16''$ W. (record: S. $0^{\circ}21'51''$ E.) and 33.312 meters S. $89^{\circ}49'22''$ E. from the North Quarter corner of said Section 1; thence N. $0^{\circ}10'38''$ E. 4.000 meters to a point 14.973 meters perpendicularly distant northerly from the center line of said 13490 South Street, opposite Engineer Station 10+440; thence S. $89^{\circ}49'22''$ E. 100.000 meters along a line parallel with said center line; thence S. $0^{\circ}10'38''$ W. 4.000 meters to said northerly right of way line; thence N. $89^{\circ}49'22''$ W. 100.000 meters along a line parallel with said center line to the point of beginning. The above described part of an entire tract contains 400.0 square meters in area.

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

This 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 cut and/or fill slopes and appurtenant parts thereof 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 cut and/or fill slopes and appurtenant parts thereof.

Parcel No. 0154:29:5E

A perpetual easement, upon part of an entire tract of property, in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, T. 4 S., R. 1 W., S.L.B. & M., in Salt Lake County, Utah, for the purpose of constructing thereon cut and/or fill slopes and appurtenant parts thereof, to facilitate the construction of an expressway known as Project No. 0154. The boundaries of said part of an entire tract are described as follows:

Beginning at the intersection of the northwesterly boundary line of said entire tract and the south highway right of way and no-access line of said project, which point is 100.334 meters S. 0°21'35" W. (record: South), 455.877 meters N. 89°38'25" W. (record: West) and 390.236 meters S. 35°32'25" W. (record: S. 35°30'09" W.) from the Northeast corner of said Section 1;

thence along said highway right of way and no-access line and the highway right of way and no access line of 200 West Street of said project the following three (3) courses and distances: (1) East 170.095 meters; (2) thence S. 45°19'09" E. 18.830 meters; (3) thence South 55.237 meters; thence West 3.000 meters to a point 13.973 meters perpendicularly distant westerly from the center line of said 200 West Street, opposite Engineer Station 5+320; thence North 57.477 meters along a line parallel with said center line to a point 33.860 meters perpendicularly distant south from the center line of said project, opposite Engineer Station 32+826.027; thence West 181.737 meters along a line parallel with said center line to the point of tangency of a 666.140-meter radius curve to the left; thence Westerly 6.628 meters along the arc of said curve to said northwesterly boundary line; thence N. 35°32'25" E. (record: N. 35°30'09" E.) 13.559 meters along said northwesterly boundary line to the point of beginning. The above described part of an entire tract contains 2145.4 square meters in area.

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

The Owners, by consent of the Utah Department of Transportation, shall have the right to lessen but not increase the vertical distance or grade of said slope.

After said cut and/or fill slopes and appurtenant parts thereof 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 cut and/or fill slopes and appurtenant parts thereof.

Parcel No. 0154:29:6E

A perpetual easement, upon part of an entire tract of property, in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, T. 4 S., R. 1 W., S.L.B. & M., in Salt Lake County, Utah, for the purpose of constructing thereon cut and/or fill slopes and appurtenant parts thereof, to facilitate the construction of an expressway known as Project No. 0154. The boundaries of said part of an entire tract are described as follows:

Beginning at the intersection of the northwesterly boundary line of said entire tract and the north highway right of way and no-access line of said project, which point is 100.334 meters S. 0°21'35" W. (record: South) and 455.877 meters N. 89°38'25" W. (record: West) and 334.049 meters S. 35°32'25" W. (record: S. 35°30'09" W.) from the Northeast corner of said Section 1; thence N. 35°32'25" E. (record: N. 35°30'09" E.) 7.374 meters to a point 28.860 meters perpendicularly distant northerly from the center line of said project, opposite Engineer Station 32+682.490; thence East 136.908 meters along a line parallel with said center line to a point 20.602 meters perpendicularly distant westerly from the center line of 200 West Street of said project, opposite Engineer Station 5+440.197; thence North 59.803 meters along a line parallel with said center line; thence East 6.000 meters to the west highway right of way and no access line of said 200 West Street; thence South 56.550 meters along said highway right of way and no

access line; thence S. 54°33'12" W. 15.956 meters along said highway right of way and no access line to said north highway right of way and no access line; thence West 134.196 meters along said highway right of way and no access line to the point of beginning. The above described part of an entire tract contains 1169.0 square meters in area.

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

The Owners, by consent of the Utah Department of Transportation, shall have the right to lessen but not increase the vertical distance or grade of said slope.

After said cut and/or fill slopes and appurtenant parts thereof 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 cut and/or fill slopes and appurtenant parts thereof.

Parcel No. 0154:29:7E

A perpetual easement, upon part of an entire tract of property, in the SW¼NE¼ of Section 1, T. 4 S., R. 1 W., S.L.B. & M., in Salt Lake County, Utah, for the purpose of constructing thereon cut and/or fill slopes and appurtenant parts thereof, to facilitate the construction of an expressway known as Project No. 0154. The boundaries of said part of an entire tract are described as follows:

Beginning at a point in the East highway right of way and no-access line of 200 West Street of said project, which point is 428.248 meters south and 474.303 meters west from the Northeast corner of said Section 1; thence along said highway right of way and no-access line the following two (2) courses and distances: (1) South 20.237 meters; (2) thence S. 4°07'05" W. 35.091 meters; thence East 3.000 meters to a point 15.053 meters perpendicularly distant east from the center line of said 200 West Street, opposite Engineer Station 5+320; thence N. 4°07'05" E. 35.091 meters; thence North 23.237 meters to the southeasterly highway right of way and no-access line of said project; thence S. 45°00'00" W. 4.243 meters along said highway right of way and no-access line to the point of beginning. The above described part of an entire tract contains 170.2 square meters in area.

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

The Owners, by consent of the Utah Department of Transportation, shall have the right to lessen but not increase the vertical distance or grade of said slope.

After said cut and/or fill slopes and appurtenant parts thereof 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 cut and/or fill slopes and appurtenant parts thereof.

Parcel No. 0154:29:8EC

A perpetual easement, upon part of an entire tract of property, in the NW¼NE¼ of Section 1, T. 4 S., R. 1 W., S.L.B. & M., in Salt Lake County, Utah, for the purpose of constructing thereon a driveway, cut and/or fill slopes and appurtenant parts thereof, to facilitate the construction of an expressway known as Project No. 0154. The boundaries of said part of an entire tract are described as follows:

Beginning at the intersection of the northerly highway right of way line of 13490 South Street of said project and the westerly right of way line of the Salt Lake City Canal, which point is 168.606 meters south and 413.505 meters west from the Northeast corner of said Section 1; thence N. 0°12'22" E. 16.000 meters to a point 28.802 meters perpendicularly distant northerly from the center line of said 13490 South Street; thence N. 89°49'22" W. 9.742 meters along a line parallel with said center line, to a point opposite Engineer Station 10+803; thence S. 0°10'38" W. 12.829 meters; thence N. 89°49'22" W. 48.904 meters along a line parallel with said center line; thence S. 35°12'58" E. 3.890 meters to said northerly highway right of way line; thence S. 89°49'22" E. 56.385 meters along said highway right of way line to the point of beginning. The above described part of an entire tract contains 307.3 square meters in area.

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

The Owners, by consent of the Utah Department of Transportation, shall have the right to lessen but not increase the vertical distance or grade of said slope.

After said driveway, cut and/or fill slopes and appurtenant parts thereof 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 driveway, cut and/or fill slopes and appurtenant parts thereof.

Parcel No. 0154:29:9EC

A perpetual easement, upon part of an entire tract of property, in the NW¼NE¼ of Section 1, T. 4 S., R. 1 W., S.L.B. & M., in Salt Lake County, Utah, for the purpose of constructing thereon a driveway, cut and/or fill slopes and appurtenant parts thereof, to facilitate the construction of an expressway known as Project No. 0154. The boundaries of said part of an entire tract are described as follows:

Beginning at the intersection of the southerly highway right of way line of 13490 South Street of said project and the westerly right of way line of the Salt Lake City Canal, which point is 194.210 meters south and 413.597 meters west from the Northeast corner of said Section 1; thence S. 0°12'22" W. 10.000 meters to a point 22.802 meters perpendicularly distant southerly from the center line of said 13490 South Street; thence N. 89°49'22" W. 9.716 meters along a line parallel with said center line, to a point opposite Engineer Station 10+800; thence

N. $0^{\circ}10'38''$ E. 7.000 meters; thence N. $89^{\circ}49'22''$ W. 45.947 meters along a line parallel with said center line to a point 19.602 meters perpendicularly distant easterly from the center line of 200 West Street of said project; thence South 106.447 meters along a line parallel with said center line, to a point opposite Engineer Station 5+500; thence West 5.000 meters to the east highway right of way line of said 200 West Street; thence North 105.051 meters along said highway right of way line; thence N. $45^{\circ}05'19''$ E. 6.229 meters to said southerly highway right of way line; thence S. $89^{\circ}49'22''$ E. 56.266 meters along said southerly highway right of way line to the point of beginning. The above described part of an entire tract contains 772.6 square meters in area.

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

The Owners, by consent of the Utah Department of Transportation, shall have the right to lessen but not increase the vertical distance or grade of said slope.

After said driveway, cut and/or fill slopes and appurtenant parts thereof 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 driveway, cut and/or fill slopes and appurtenant parts thereof.

Parcel No. 0154:29:10EC

A perpetual easement, upon part of an entire tract of property, in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, T. 4 S., R. 1 W., S.L.B. & M., in Salt Lake County, Utah, for the purpose of constructing thereon cut and/or fill slopes and appurtenant parts thereof, to facilitate the construction of an expressway known as Project No. 0154. The boundaries of said part of an entire tract are described as follows:

Beginning at a point in the west right of way line of 200 West Street of said project 14.602 meters perpendicularly distant westerly from the center line of said 200 West Street, opposite Engineer Station 5+500, which point is 303.485 meters south and 503.478 meters west from the Northeast corner of said Section 1; thence North 105.168 meters along said right of way line; thence N. 43°54'49" W. 8.651 meters to a point 10.973 meters perpendicularly distant southerly from the center line of 13490 South Street of said project, opposite Engineer Station 10+716.834; thence South 111.400 meters along a line parallel with the center line of said 200 West Street; thence East 6.000 meters to the point of beginning. The above described part of an entire tract contains 649.7 square meters in area.

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

The Owners, by consent of the Utah Department of Transportation, shall have the right to lessen but not increase the vertical distance or grade of said slope.

After said cut and/or fill slopes and appurtenant parts thereof 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 cut and/or fill slopes and appurtenant parts thereof.

Parcel No. 0154:29:11EC

A perpetual easement, upon part of an entire tract of property, in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, T. 4 S., R. 1 W., S.L.B. & M., in Salt Lake County, Utah, for the purpose of constructing thereon cut and/or fill slopes and appurtenant parts thereof, to facilitate the construction of an expressway known as Project No. 0154. The boundaries of said part of an entire tract are described as follows:

Beginning at a point in the westerly highway right of way line of 200 West Street of said project, which point is 483.485 meters south and 499.849 meters west from the Northeast corner of said Section 1; thence along said highway right of way line the following five (5) courses and distances: (1) South 23.351 meters to the point of tangency of a 159.827-meter radius curve to the right; (2) thence Southerly 92.388 meters along the arc of said curve to the point of reverse curvature of a 181.773-meter radius curve; (3) thence Southerly 105.074 meters along the arc of said curve; (4) thence South 89.809 meters; (5) thence S. 45°07'02" W. 4.234 meters to a point 13.973 meters perpendicularly distant west from the center line of said 200 West Street, opposite

Engineer Station 5+006.390; thence North 92.797 meters along a line parallel with said center line to the point of tangency of a 184.773-meter radius curve to the right; thence Northerly 106.808 meters along the arc of said curve along a line concentric with said center line to the point of reverse curvature of a 156.827-meter radius curve; thence Northerly 90.654 meters along the arc of said curve along a line concentric with said center line; thence North 23.351 meters along a line parallel to said center line; thence East 3.000 meters to the point of beginning. The above described part of an entire tract contains 936.3 square meters in area.

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

The Owners, by consent of the Utah Department of Transportation, shall have the right to lessen but not increase the vertical distance or grade of said slope.

After said cut and/or fill slopes and appurtenant parts thereof are constructed on the above described strip of land 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 cut and/or fill slopes and appurtenant parts thereof.

Parcel No. 0154:29:12EC

A perpetual easement, upon part of an entire tract of property, in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, T. 4 S., R. 1 W., S.L.B. & M., in Salt Lake County, Utah, for the purpose of

constructing thereon cut and/or fill slopes and appurtenant parts thereof, to facilitate the construction of an expressway known as Project No. 0154. The boundaries of said part of an entire tract are described as follows:

Beginning at a point in the east highway right of way line of 200 West Street of said project, which point is 483.485 meters south and 476.810 meters west from the Northeast corner of said Section 1; thence along said right of way line the following six (6) courses and distances: (1) S. $4^{\circ}07'05''$ W. 15.039 meters; (2) thence South 8.351 meters along a line parallel with the center line of said 200 West Street to the point of tangency of a 181.773-meter radius curve to the right; (3) thence Southerly 105.074 meters along the arc of said curve to the point of reverse curvature of a 159.827-meter radius curve; (4) thence Southerly 92.388 meters along the arc of said curve; (5) thence South 89.937 meters; (6) thence S. $44^{\circ}52'58''$ E. 4.251 meters to a point 13.973 meters perpendicularly distant east from the center line of said 200 West Street, opposite Engineer Station 5+006.238; thence North 92.949 along a line parallel with said center line to the point of tangency of a 156.827-meter radius curve to the right; thence Northerly 90.654 meters along the arc of said curve along a line concentric with said center line to the point of reverse curvature of a 184.773-meter radius curve; thence Northerly 106.808 meters along the arc of said curve along a line concentric with said center line; thence North 8.351 meters along a line parallel with said center line; thence N. $4^{\circ}07'05''$ E. 15.039 meters; thence West 3.000 meters to

the point of beginning. The above described part of an entire tract contains 937.1 square meters in area.

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

The Owners, by consent of the Utah Department of Transportation, shall have the right to lessen but not increase the vertical distance or grade of said slope.

After said cut and/or fill slopes and appurtenant parts thereof are constructed on the above described strip of land 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 cut and/or fill slopes and appurtenant parts thereof.

Parcel No. 0154:29:13EC

Two temporary easements, upon parts of an entire tract of property, in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, T. 4 S., R. 1 W., S.L.B. & M., in Salt Lake County, Utah, for the purpose of constructing thereon a canal detour, cut and/or fill slopes and appurtenant parts thereof, to facilitate the construction of an expressway known as Project No. 0154. The boundaries of said parts of an entire tract are described as follows:

Beginning in the westerly right of way line of the Salt Lake City Canal, which point is 168.606 meters south and 413.505 meters west and 16.000 meters N. 0° 12' 22" E. from the

Northeast corner of said Section 1; thence N. $0^{\circ}12'22''$ E. 18.000 meters along said canal right of way line to a point 46.802 meters perpendicularly distant northerly from the center line of 13490 South Street of said project; thence N. $89^{\circ}49'22''$ W. 20.000 meters along a line parallel with said center line, at a point opposite Engineer Station 10+792.751; thence S. $0^{\circ}12'22''$ W. 30.829 meters; thence S. $89^{\circ}49'22''$ E. 10.264 meters along a line parallel with said center line; thence N. $0^{\circ}10'38''$ E. 12.829 meters; thence S. $89^{\circ}49'22''$ E. 9.742 meters along a line parallel to said center line to the point of beginning. The above described part of an entire tract contains 491.6 square meters in area.

Also: Beginning in the westerly right of way line of the Salt Lake City Canal, which point is 194.210 meters south and 413.597 meters west and 10.000 meters S. $0^{\circ}12'22''$ W. from the Northeast corner of said Section 1; thence S. $0^{\circ}12'22''$ W. 25.000 meters along said canal right of way line to a point 47.802 meters perpendicularly distant southerly from the center line of 13490 South Street of said project; thence N. $89^{\circ}49'22''$ W. 20.000 meters along a line parallel with said center line, at a point opposite Engineer Station 10+792.704; thence N. $0^{\circ}12'22''$ E. 32.000 meters; thence S. $89^{\circ}49'22''$ E. 10.280 meters along a line parallel with said center line; thence S. $0^{\circ}10'38''$ W. 7.000 meters; thence S. $89^{\circ}49'22''$ E. 9.716 meters along a line parallel to said center line to the point of beginning. The above described part of an entire tract contains 572.0 square meters in area.

The combined area of the above described perpetual easements is 1063.6 square meters in area.

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

The above easements 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 canal detour, cut and/or fill slopes and appurtenant parts thereof 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 canal detour, cut and/or fill slopes and appurtenant parts.

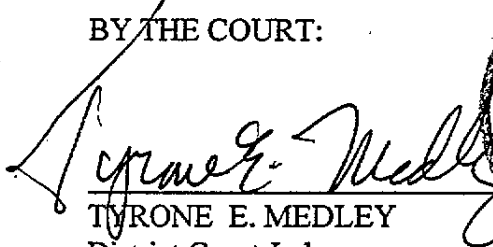
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said use is a public use and a use authorized by law.

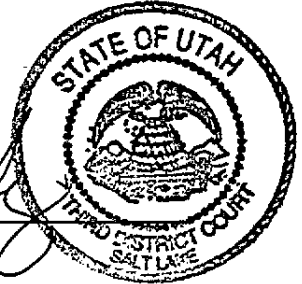
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a copy of this Final Order of Condemnation be filed with the County Recorder of Salt Lake County, State of Utah,

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 25 day of Feb, 1998.

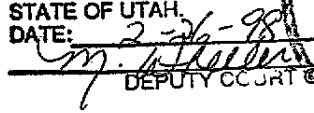
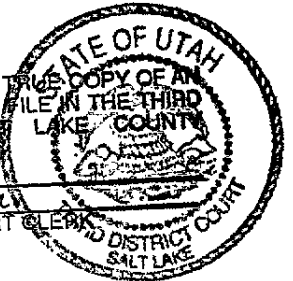
BY THE COURT:


TYRONE E. MEDLEY
District Court Judge



APPROVED AS TO FORM:


RANDALL E. GRANT
Attorney for Defendants
Cazco Enterprises, L.L.C.; and Craig S. Cazier

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: 2-26-98

DEPUTY COURT CLERK


CERTIFICATE OF MAILING

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 26th day of

February 1998, to the following:

Randall E. Grant
Attorney for Cazco Enterprises, L.L.C. and
Craig S. Cazier
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Salt Lake City UT 84111

Michael J. Mazuran
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