

126474 - 220

STATE OF UTAH } SS  
COUNTY OF WEBER }  
FILED AND RECORDED FOR  
W. S. Foster  
JAN 25 10 43 AM '47

IN BOOK 256 OF Deeds  
PAGE 351  
DOROTHY B. CAMPBELL  
COUNTY RECORDER

E. Charlotte Jacobs,

BOOK 256 PAGE 351

PLATED   
RECORDED   
COMPARED

INDEXED   
PAGED

UNITED STATES OF AMERICA  
IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE DISTRICT OF UTAH  
NORTHERN DIVISION

UNITED STATES OF AMERICA,

Petitioner,

v.

CERTAIN PARCELS OF LAND in the  
County of Weber, State of Utah,  
and Board of Education of Weber  
County School District, et al.,

Defendants.

CIVIL NO. 1260

JUDGMENT ON  
DECLARATION OF TAKING.

It appearing to the court that on the 9th day of January, 1947, the United States of America, a sovereign, by and through Dan B. Shields, United States Attorney for the District of Utah, filed herein its petition for condemnation on declaration of taking of certain parcels of land in Weber County, Utah, under and by virtue of the provisions of the Acts of Congress as fully set forth in said petition for condemnation and declaration of taking, and that the Federal Works Agency, acting under the direction of the President of the United States, having found and determined that the lands hereinafter described are needed for perpetual easements to construct, maintain, repair, replace and use sewer pipe lines, accessories and appurtenances, as described in Schedule "A" annexed to the declaration of taking and petition for condemnation on file herein; and,

It further appearing to the court from said petition for condemnation, and from the request of the Federal Works Agency, that the utmost haste in expediting this project is vital to the successful carrying on of defense activities, and that adequate provision has been made for the payment of just compensation to the person or persons entitled thereto for the taking of said perpetual easements in said lands, and for which reason the immediate possession of the aforesaid easements in said lands is necessary and desired by the United States of America; and,

It further appearing to the court that said petition for condemnation states a cause of action, and is being brought for the purpose, among others, of obtaining an order of condemnation and of immediate possession; and the court deeming it advisable to grant an ex-parte order of immediate possession:

NOW THEREFORE, it is hereby ORDERED, ADJUDGED AND DECREED that possession of the hereinafter described lands shall be delivered to the United States of America on the 9th day of January, 1947, and all persons claiming any right, title or interest in said property are hereby made parties to this action, and the petitioner

is directed to cause process to be served upon all such parties as provided by law, and in case of their failure to appear, upon their default being entered, all right, title, claim and interest of such persons in and to said land will be forever barred.

The estate or interests taken in said lands are perpetual easements in and to said lands, to construct, maintain, repair, replace and use sewer pipe lines, accessories and appurtenances.

That said parcels of land lying and being in the County of Weber, State of Utah, are particularly described as follows:

PARCEL 1: Purported owner - Board of Education of Weber County School District, et al.

A perpetual easement to construct, maintain, repair, replace and use sewer pipe lines, accessories and appurtenances in and to the following described land:

A strip of land 20 feet in width and included between two lines extended to the property lines and everywhere distant 10 feet on each side of the following described line, measured at right angles and/or radially thereto, to-wit:

Beginning at a point 154.20 feet South 00 degrees 38 minutes West along the quarter section line from the Northeast corner of the Northwest quarter of Section 8, Township 5 North, Range 1 West, Salt Lake Base and Meridian, U. S. Survey, and running thence South 34 degrees 19 minutes West 566.33 feet; thence South 16 degrees 14 minutes West 430.85 feet; thence South 35 degrees 49 minutes West 370.00 feet, more or less to the Southwest property line of the Grantor's property, the side lines of said strip being shortened or extended to terminate northeasterly in the aforesaid quarter section line and southwesterly in the southwest boundary line of the Grantor's property.....\$1.00

NW 2  
BE 5096-5097

PARCEL 2: Purported owner - Maurice R. Campbell, et ux.

A perpetual easement to construct, maintain, repair, replace and use sewer pipe lines, accessories and appurtenances in and to the following described land:

Lying and being in the Amended Chimes View Acres, County of Weber, State of Utah, being a strip of land 20 feet in width, lying 10 feet (measured at right angles) on each side of a center line which is described as follows:

Beginning at a point which is South 89 degrees 49 minutes East 66.37 feet from the Southwest corner of Lot 42 of Amended Plat of Chimes View Acres and running thence North 23 degrees 15 minutes East 235.80 feet, more or less, to the Southwesterly line of 40th Street (formerly Chimes View Drive) in said subdivision; the Northwesterly and Southeasterly lines of said strip being extended and shortened, respectively, to terminate Northerly in the Southwesterly line of 40th Street and to terminate Southerly in the South line of said Lot 42.....\$14.00

4557

UNITED STATES DISTRICT COURT  
A True Copy  
ATTEST  
Deputy Clerk

Dated this 9 day of January, 1947.

TILMAN D. JOHNSON  
Judge, United States District Court

Filed January 8th, 1947