

THIS INSTRUMENT CHECKED WITH

JUDGMENT
STIPULATIONS
RESOLUTIONS
MAPS

DATE 2-10-76
BY MRC

AGREES YES NO

FILED IN CLERK'S OFFICE

Salt Lake County, Utah

RECORDED

MAR 23 1976

Utah Department of Transportation

FEB 19 1976

Request of

KATIE L. DIXON, Recorder

W. Sterling Evans, Clerk 3rd Dist. Court Salt Lake County, Utah

By A.R. Janner Deputy Clerk By Patricia L. Brown Deputy

REF.

No Fee

IN THE THIRD DISTRICT COURT IN AND FOR SALT LAKE COUNTY

2797015

STATE OF UTAH

| | | |
|-------------------------------|---|-----------------------------|
| UTAH STATE ROAD COMMISSION, | : | |
| | : | |
| Plaintiff, | : | FINAL ORDER OF CONDEMNATION |
| | : | |
| -v- | : | Civil No. 219812 |
| | : | Project No. M-0138(303) |
| UTAH COOPERATIVE ASSOCIATION; | : | Parcel Nos. 1:C, 1:EC |
| NATIONAL FARMERS UNION | : | Total Payment: \$32,940.84 |
| SERVICE CORPORATION; ZIONS | : | (Parcel 1:2EC deleted) |
| FIRST NATIONAL BANK, | : | 27,350.00 |
| | : | |
| Defendants | : | |

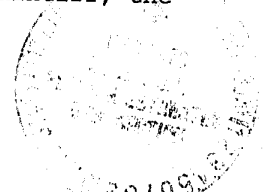
It appearing to the court and the court now finds that heretofore, on the 14th day of January, 1976, this court made and entered its judgment in the above entitled proceeding and said judgment is hereby referred to; and

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 Utah Cooperative Association; National Farmers Union Service Corporation; defendant Zions First National Bank having heretofore filed a disclaimer; together with all interest acquired by said judgment to be paid; and

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 as to Parcel No. 1:C and for easement rights as to Parcel No. 1:EC. (Parcel 1:2EC, temporary easement is deleted); for the purpose described and set forth in the plaintiff's complaint, i.e., for the use of the plaintiff, the State of Utah, for highway purposes.

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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 fee simple title as to Parcel No. 1:C and for easement rights as to Parcel No. 1:EC (Parcel 1:2EC temporary easement deleted) in the plaintiff. The following is a description of the property so ordered and condemned as hereinabove provided, which is hereby vested in fee simple title as to Parcel No. 1:C and for easement rights as to Parcel No. 1:EC (Parcel 1:2EC temporary easement deleted) 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. 0138:1:C

A parcel of land for the widening of 1300 South Street incident to the construction of a viaduct known as Project No. 0138, being part of an entire tract of property, in Block 25 of Five-Acre Plat "A", Big Field Survey. The boundaries of said parcel of land are described as follows:

Beginning at the southwest corner of Lot 1 of said Block 25, and running thence N. 89°56'40" E. 325.05 feet along the north right of way line of 1300 South Street, which is along the south line of said Block 25; thence N. 0°23'57" W. 22.71 feet; thence S. 89°56'40" W. 324.90 feet; thence South 22.71 feet along the west line of said Block 25 to the point of beginning. The above described parcel of land contains 0.169 acre.

Parcel No. 0138:1:EC

A perpetual easement, with ingress and egress thereto, upon, over, under, across and through the following described parcels of land, being parts of an entire tract of property, situate in Block 25 of Five Acre Plat "A", Big Field Survey, in Salt Lake County, Utah, for the construction, maintenance, improvement, or replacement of drainage facilities and appurtenant parts thereof incident to the construction of the 1300 South Street Viaduct known as Project No. 0138, to-wit:

Beginning at a point 22.71 feet north and 59.49 feet N. 89°56'40" E. from the southwest corner of Lot 1 of said Block 25; and running thence North 20.0 feet; thence N. 89°56'40" E. 15.0 feet; thence South 20.0 feet; thence S. 89°56'40" W. 15.0 feet to the point of beginning.

ALSO:

Beginning at a point 22.71 feet north and 309.00 feet N. 89°56'40" E. from the southwest corner of Lot 1 of said Block 25; and running thence North 35.0 feet along the east boundary line of said entire tract; thence S. 89°56'40" W. 10.0 feet; thence South 35.0 feet; thence N. 89°56'40" E. 10.0 feet to the point of beginning.

The above described two parcels of land contain 0.015 acre.

Dated this 13th day of February, 1976.

ATTEST
W. STERLING EVANS
CLERK
BY W. R. Tanner
Deputy Clerk

James S. Sawaya
DISTRICT JUDGE

STATE OF UTAH
COUNTY OF SALT LAKE } SS
I, THE UNDERSIGNED, CLERK OF THE DISTRICT
COURT OF SALT LAKE COUNTY, UTAH, DO HEREBY
CERTIFY THAT THE ANNEXED AND FOREGOING IS
A TRUE AND CORRECT COPY OF AN ORIGINAL DOCU-
MENT IN MY OFFICE AS SUCH CLERK.
WITNESS MY HAND AND SEAL OF SAID COURT
THIS 13th DAY OF February, 19 76
BY W. R. Tanner DEPUTY
W. STERLING EVANS, CLERK