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GARY W. OTT

RECORDER, SALT LAKE COUNTY, UTAH

UT ST-DEPT OF TRANSPORTATION

BOX 148420 ATT: JR BAIRD

SLC UT 84114-8420

BY: SLR, DEPUTY -- WI 7 P.

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

<p>UTAH DEPARTMENT OF TRANSPORTATION, Plaintiff, vs. COUNTRY SQUARE S.C. PARTNERSHIP, LTD; and WELLS FARGO BANK, N.A. Defendants.</p>	<p>FINAL ORDER OF CONDEMNATION</p> <p>Project No. SP-0068(14)47 Parcel Nos. 14, 14:2, 14:E and 14:2E</p> <p>Affecting Tax I.D. #27-15-127-019</p> <p>Civil No. 03090008³</p> <p>Judge Robert K. Hilder</p>
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It appearing to the Court and the Court now finds that pursuant to the law, the Plaintiff did pay said funds to the Defendants; 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 cause 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 as hereby taken and condemned in fee simple title identified as Parcel Nos. 14 and 14:2 and easement interest as described in Parcel Nos. 14:E and 14:2E 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 the interest acquired and property description is more particularly described as follows:

Parcel No. 0068:14

A parcel of land in fee for the purpose of widening Redwood Road, known as Project No. 0068, being part of an entire tract of property situate in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, T.3 S., R.1 W., SLB&M. The boundaries of said parcel of land are described as follows:

Beginning at a point on the westerly right of way line of said Redwood Road, which point is 642.06 feet S. 0°06'05" W. along the Quarter Section Line and 53.00 feet N. 89°53'55" W. and 127.09 feet S. 0°06'05" W. from the North Quarter Corner of said section 15, and running thence

S. 0°06'05" W. 270.90 feet along said westerly right of way line to the southeast corner of said entire tract; thence S. 89°50'41" W. 12.29 feet along the southerly boundary line of said entire tract; thence N. 0°06'05" E. 85.20 feet to a point 65.67 feet perpendicularly distant westerly from the centerline of said Redwood Road, opposite Engineers Station 503+64.24; thence N. 3°53'12" E. 186.17 feet to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation.

The above described parcel of land contains 2188 square feet, 0.050 acre in area.

(Note: Rotate all bearings in the above description 0°11'35" clockwise to equal highway bearings.)

Together with any and all abutters rights of underlying fee to the center of the existing rights of way appurtenant to this conveyance.

Together with any and all water rights appurtenant to the above described tract of land.

Parcel No. 0068:14:2

A parcel of land in fee for the purpose of widening 10400 South Street, known as Redwood Road Project No. 0068, being part of an entire tract of property situate in the NE¼NW¼ of Section 15, T.3 S., R.1 W., SLB&M. The boundaries of said parcel of land are described as follows:

Beginning at a point on the northerly right of way line of said 10400 South Street, which point is 1278.81 feet S. 0°06'05" W. along the Quarter Section Line and 184.97 feet S. 89°50'41" W. from the North Quarter Corner of said section 15, and running thence S. 89°50'41" W. 115.97 feet more or less along said northerly right of way line to the easterly right of way line of the Utah and Salt Lake Canal; thence N. 8°33'08" E. 7.08 feet along said canal right of way line; thence S. 89°45'56" E. 114.93 feet more or less to an easterly boundary line of said entire tract, to a point 185.46 feet perpendicularly distant westerly from the centerline of Redwood Road, opposite Engineers Station 500+45.77; thence S. 0°06'05" W. 6.21 feet along said easterly boundary line to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation.

The above described parcel of land contains 763 square feet, 0.018 acre in area.

(Note: Rotate all bearings in the above description 0°11'35" clockwise to equal highway bearings.)

Together with any and all abutters rights of underlying fee to the center of the existing rights of way appurtenant to this conveyance.

Together with any and all water rights appurtenant to the above described tract of land.

Parcel No. 0068:14:E

A temporary easement upon part of an entire tract of property, situate in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, T.3 S., R.1 W., SLB&M., for the purpose of constructing cut and/or fill slopes, sidewalks, driveways, and appurtenant parts thereof, to facilitate the widening of Redwood Road, known as Project No. 0068. The boundaries of said part of an entire tract are described as follows:

Beginning at the intersection of the westerly right of way line of said Redwood Road, and the northerly boundary line of said entire tract, which point is 642.06 feet S. 0°06'05" W. along the Quarter Section line and 53.00 feet N. 89°53'55" W. from the North Quarter Corner of said Section 15, and running thence N. 89°53'55" W. 41.00 feet along said northerly boundary line; thence S. 0°06'05" W. 45.00 feet; thence S. 89°53'55" E. 36.00 feet; thence S. 0°06'05" W. 48.00 feet; thence S. 3°53'41" W. 74.00 feet; thence S. 36°01'32" W. 38.00 feet; thence S. 0°04'50" W. 110.00 feet; thence N. 89°55'10" W. 9.00 feet; thence S. 0°04'50" W. 90.56 feet to the southerly boundary line of said entire tract; thence N. 89°50'41" E. 28.83 feet along said southerly boundary line to the westerly right of way line of said Redwood Road; thence along said westerly right of way line the following three courses and distances: (1) thence N. 0°06'05" E. 85.20 feet to a point 65.67 feet perpendicularly distant westerly from the centerline of said Redwood Road, opposite Engineers Station 503+64.24; (2) thence N. 3°53'12" E. 186.17 feet; (3) thence N. 0°06'05" E. 127.09 feet to the point of beginning.

The above described part of an entire tract contains 8355 square feet, 0.192 acre in area.

(Note: Rotate all bearings in the above description 0°11'35" clockwise to equal highway bearings.)

The hereinabove described temporary easement shall expire upon completion of said project, or 3 years after the date of the execution of the within instrument, whichever first occurs.

After said cut and/or fill slopes, sidewalks, driveways, and appurtenant parts thereof are constructed 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, sidewalks, driveways and appurtenant parts thereof.

Parcel No. 0068:14:2E

A temporary easement upon part of an entire tract of property, situate in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, T.3 S., R.1 W., SLB&M., for the purpose of constructing cut and/or fill slopes, sidewalks, driveways, and appurtenant parts thereof, to facilitate the widening of 10400 South Street, known as Redwood Road Project No. 0068. The boundaries of said part of an entire tract are described as follows:

Beginning at the intersection of the northerly right of way line of 10400 South Street and an easterly boundary line of said entire tract, which point is 1278.81 feet S. 0°06'05" W. along the Quarter Section line and 184.97 feet S. 89°50'41" W. and 6.21 feet N. 0°06'05" E. from the North Quarter Corner of said Section 15, said point is also 185.46 feet perpendicularly distant westerly from the centerline of Redwood Road, opposite Engineers Station 500+45.77, and running thence N. 0°06'05" E. 29.00 feet along said easterly boundary line; thence S. 89°50'36" W. 85.00 feet; thence S. 9°02'09" W. 28.76 feet to the northerly right of way line of said 10400 South Street; thence S. 89°45'56" E. 89.46 feet along said northerly right of way line to the point of beginning.

The above described part of an entire tract contains 2504 square feet, 0.057 acre in area.


(Note: Rotate all bearings in the above description 0°11'35" clockwise to equal highway bearings.)

The hereinabove described temporary easement shall expire upon completion of said project.

After said cut and/or fill slopes, sidewalks, driveways, and appurtenant parts thereof are constructed 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, sidewalks, driveways and appurtenant parts thereof.

DATED this 14th day of March, 2005.

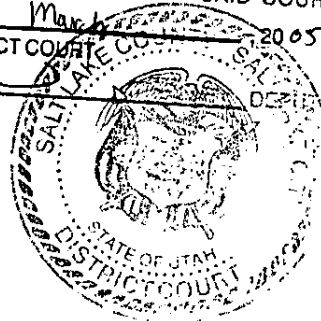
BY THE COURT:



ROBERT K. HILDER
District Court 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 FULL COPY OF AN ORIGINAL DOCUMENT
ON FILE IN MY OFFICE AS SUCH CLERK.
WITNESS MY HAND AND SEAL OF SAID COURT

THIS 14th DAY OF March, 2005
CLERK OF THE DISTRICT COURT, CO. _____
DI: M.D.H.



NOTARY SEAL NOT LEGIBLE
- CO RECORDER -

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 28th day of February, 2005, to:

Thomas R. Karrenberg
ANDERSON & KARRENBERG
Attorneys for Country Square Partnership
700 Bank One Tower
50 West Broadway
Salt Lake City, UT 84101-2006


Secretary