

UTAH DEPT. OF TRANSPORTATION
4501 South 2700 West
Salt Lake City, Utah 84119
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FILED IN CLERKS OFFICE
Salt Lake County Utah

MAY 21 1985

H. Dixon Hindley, Clerk 3rd Dist. Court
Deputy Clerk

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

UTAH DEPARTMENT OF TRANSPORTATION,	:	
	:	
Plaintiff,	:	FINAL ORDER OF CONDEMNATION
	:	
vs.	:	
	:	Civil No. C-81-6006
WILLIAM M. WALSH and	:	
ALICE Q. WALSH, his wife;	:	Judge James S. Sawaya
SALT LAKE COUNTY ASSESSOR;	:	
UNITED STATES OF AMERICA,	:	Project No. I-415-9(4) 297
	:	Parcels No. 125B:A, 125B:E
Defendants.	:	and 125B:S

BOOK 5657 PAGE 2063

It appearing to the Court and the Court now finds that heretofore, on the 11th day of March, 1985, this Court made and entered its Judgment on Stipulation in the above-entitled proceeding; and

UTAH DEPT. OF TRANSPORTATION
MARSHA WILLIAMS
REC'D
MAY 28 9 25 AM '85

NAILED IN CLERK'S
RECORDED
SALT LAKE COUNTY,
UTAH

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, William M. Walsh and Alice Q. Walsh, his wife, and Defendants, Salt Lake County Assessor and United States of America, not having answered or otherwise entered an appearance, together with all interest required 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 identified as Parcels No. 125B:A and 125B:S and for easement rights identified as Parcel No. 125B:E 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. 415-9:125B:A

A parcel of land in fee for a freeway known as Project No. 415-9, being part of an entire tract of property, in the $W\frac{1}{2}SE\frac{1}{4}$ of Section 20, T. 2 S., R. 1 E., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning at a NW corner of said entire tract, which point is 62.4 rods (1029.6 ft.) south and 2327.325 ft. west from the $E\frac{1}{4}$ corner of said Section 20; thence East 196.68 ft. along a north boundary line of said entire tract; thence S. $25^{\circ}25'21''$ W. (which equals S. $25^{\circ}38'43''$ W. Highway Bearing) 315 ft., more or less, to a point 238.0 ft. radially distant easterly from the centerline of the "B" Line of said project at Engineer Station 110+85; thence S. $1^{\circ}43'56''$ E. (which equals S. $1^{\circ}30'34''$ E. Highway Bearing) 93 ft., more or less, to a south boundary line of said entire tract; thence West 333.93 ft. along said south boundary line; thence N. $19^{\circ}08'19''$ W. (which equals N. $18^{\circ}54'57''$ W. Highway Bearing) 146 ft., more or less, to a north boundary of said entire tract; thence East 318.36 ft. along a north boundary line of said entire tract to a property corner; thence North 14.5 rods (239.25 ft.) along a west boundary line of said entire tract

to the point of beginning. The above described parcel of land contains 1.90 acres, more or less.

Together with any and all rights or easements appurtenant to the remaining portion of said entire tract of property by reason of the location thereof with reference to said freeway, including, without limiting the foregoing, all rights of ingress to or egress from said remaining portion, contiguous to the lands hereby conveyed, to or from said freeway.

Parcel No. 415-9:125B:E

A perpetual easement, upon a part of an entire tract of property, in the $W\frac{1}{2}SE\frac{1}{4}$ of Section 20, T. 2 S., R. 1 E., S.L.B.&M., in Salt Lake County, Utah, for the purpose of construction and maintaining thereon sewer and storm drain facilities and appurtenant parts thereof incident to the construction of a freeway known as Project No. 415-9.

Said part of an entire tract is a strip of land 20.0 ft. wide adjoining easterly a portion of the easterly Highway Right-of-Way and No-Access Line of said project. Said portion is described as follows:

Beginning on a north boundary line of said entire tract at a point 62.4 rods (1029.6 ft.) south and 2130.645 ft. west from the $E\frac{1}{4}$ corner of said Section 20; thence S. $25^{\circ}25'21''$ W. (which equals S. $25^{\circ}38'43''$ W. Highway Bearing) 315 ft., more or less, to a point 238.0 ft. radially distant easterly from the centerline of the "B" Line of said project at Engineer Station 110+85; thence S. $1^{\circ}43'56''$ E. (which equals S. $1^{\circ}30'34''$ E. Highway Bearing) 93 ft., more or less, to a south boundary line of said entire tract. The above described strip of land contains 0.1878 acre, more or less.

ALSO:

A temporary construction easement being a strip of land 10.0 ft. in width, adjoining easterly the easterly boundary line of the above described easement, containing 0.0939 acre, more or less.


The above described temporary construction easement shall expire upon the completion of said project.

Parcel No. 415-9:125B:S

A parcel of land situate in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Se $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, T. 2 S., R. 1 E., S.L.B.&M. The boundaries of said parcel of land are described as follows:

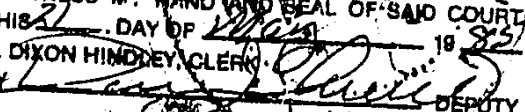
Beginning at the SW corner of an entire tract of property, which point is 229.35 ft. west and 1419.00 ft. south from the center of said Section 20; thence East 305 ft., more or less, to the Southwesterly Highway right-of-way and no-access line of highway Project 415-9; thence Northwesterly 146 ft., more or less, along said highway right-of-way and no-access line to a north boundary line of said entire tract; thence West 258 ft., more or less, along said north boundary line to a NW corner of said entire tract; thence South 138.36 ft. to the point of beginning. The above described parcel of land contains 0.895 acre.

DATED this 21 day of May, 1985.


JAMES S. SAWAYA
District Judge

ATTEST
H. DIXON HINDLEY
Clerk

By 
Deputy Clerk

STATE OF UTAH
COUNTY OF SALT LAKE)
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 21 DAY OF May, 1985
H. DIXON HINDLEY, CLERK.
BY  DEPUTY

BOOK 5657 PAGE 2067