

*Utah Dept. of Highways  
State Office Bldg - Rm. 84114*

*Homer*

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BOOK 919 PAGE 240

JUDGMENT   
STIPULATIONS   
RESOLUTIONS   
MAPS

*no fee*  
State Road Commission  
1969 JUN 18 PM 12 22

DATE *5-27-69*  
BY *BCB & CDM*

AGREES YES  NO

IN THE SECOND DISTRICT COURT IN AND FOR WEBER COUNTY

RUTH EAMES OLSEN  
WEBER COUNTY RECORDER  
DEPUTY *[Signature]*

STATE OF UTAH

Platted  Indexed   
Recorded  Abstracted   
Compared  Page   
*pl.*

STATE OF UTAH, by and through :  
its ROAD COMMISSION,

Plaintiff,

FINAL ORDER OF CONDEMNATION

Civil No. 44407

-v-

MARGARET DE VRIES, et al.

\* \* \*

HENRY DE VRIES and ANNA  
DE VRIES, his wife; and

MARGARET DE VRIES, a widow,

Defendants.

Project No. I-15-8(7)338  
Parcel Nos. 72, 72:A, 72D,  
72:E, 72:2E, 72:K, 75:A,  
75F:A, 75B:E and 75:S

Total Payment: \$118,655.08

It appearing to the court and the court now finds that heretofore, on the 23rd day of December, 1968, 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 Henry De Vries and Anna De Vries, his wife; and Margaret De Vries, a widow, 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, as to Parcel Nos. 72, 72:A, 72D, 72:K, 75:A, 75F:A, 75:S and for easement rights as to Parcel Nos. 72:E, 72:2E, 75B:E 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.

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 Weber County, State of Utah, and thereupon the property interests hereinafter referred to and set forth shall vest in fee simple title as to Parcel Nos. 72, 72:A, 72D, 72:K, 75:A, 75F:A, 75:S and for easement rights as to Parcel Nos. 72:E, 72:2E, 75B:E 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 Nos. 72, 72:A, 72D, 72:K, 75:A, 75F:A, 75:S and for easement rights as to Parcel Nos. 72:E, 72:2E, 75B:E in the plaintiff, all of such property being situated in Weber County, State of Utah, and is more particularly described as follows:

Parcel No. 15-8:72

A parcel of land in fee for a grade separation incident to the construction of a freeway known as Project No. 15-8, being part of an entire tract of property, in the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 25, T. 6 N., R. 2 W., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning at a SW. corner of said entire tract, which point is 664.62 ft. north and 132.0 ft. S. 87°06' E. from the SW. corner of the NE $\frac{1}{4}$  of said Section 25; thence North 45 ft., more or less, along a west boundary line of said entire tract to a point 45.0 ft. perpendicularly distant northerly from the center line of the relocation of Wilson Lane for said grade separation; thence S. 86°41' E. 75 ft., more or less, to an east boundary line of said entire tract; thence South 45 ft., more or less, to the center line of said Wilson Lane; thence Westerly 75 ft. along said center line to the point of beginning. The above described parcel of land contains 0.07 acre, more or less, of which 0.05 acre, more or less, is now occupied by said Wilson Lane. Balance 0.02 acre, more or less.

15-08-72  
15-08-72

Parcel No. 15-8:72:A

A parcel of land in fee for a freeway known as Project No. 15-8, being part of an entire tract of property, in the  $W\frac{1}{2}NE\frac{1}{4}$  and the  $SE\frac{1}{4}NE\frac{1}{4}$  of Section 25, T. 6 N., R. 2 W., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning on the center line of Wilson Lane at a point 17.71 chains east and 31.28 chains S.  $10^{\circ}00'$  W. from the  $N\frac{1}{4}$  corner of said Section 25; thence S.  $87^{\circ}06'$  E. 105.38 ft., thence N.  $10^{\circ}E$ . 177 ft.; thence S.  $87^{\circ}06'$  E. 80 ft.; thence S.  $10^{\circ}W$ . 177 ft.; thence S.  $87^{\circ}06'$  E. 200 ft.; thence N.  $10^{\circ}E$ . 177 ft.; thence S.  $87^{\circ}06'$  E. 120 ft.; thence S.  $10^{\circ}W$ . 177 ft.; thence S.  $87^{\circ}06'$  E. 18 ft.; thence N.  $10^{\circ}E$ . 408 ft., more or less, to a point 50.0 ft. radially distant northeasterly from the center line of a north bound ramp road of said project; thence Northwesterly 46 ft., more or less, along the arc of a 622.96 foot-radius curve to the left to a point opposite ramp road Engineer Station 14+42.62 (note: Tangent to said curve at its <sup>point of</sup> beginning bears approximately N.  $33^{\circ}09'$  W.); thence N.  $37^{\circ}23'$  W. 417.77 ft. to a point of tangency with a 1095.92 foot-radius curve to the right opposite ramp road Engineer Station 18+60.39; thence Northwesterly 511.02 ft. along the arc of said 1095.92 foot-radius curve to the right to a point opposite ramp road Engineer Station 23+94.72; thence N.  $8^{\circ}04'$  W. 98.77 ft.; thence N.  $9^{\circ}14'$  W. 527 ft., more or less, to a northwesterly boundary line of said entire tract; thence S.  $44^{\circ}39'$  W. 330 ft., more or less, along said northwesterly boundary line to a point N.  $6^{\circ}58'44''$  W. from a point 127.87 ft. perpendicularly distant westerly from the center line of said project at Engineer Station 1171+00; thence S.  $6^{\circ}58'44''$  E. 37 ft., more or less, to said point 127.87 ft. perpendicularly distant westerly from said center line; thence S.  $3^{\circ}20'23''$  E. 98.02 ft.; thence Southwesterly 574.23 ft. along the arc of a 1382.40 foot-radius curve to the right (Note: Tangent to said 1382.40 foot-radius curve at its point of beginning bears S.  $6^{\circ}22'$  E. ); thence S.  $17^{\circ}26'$  W. 284.31 ft.; thence S.  $10^{\circ}08'$  W. 260.21 ft.; thence S.  $5^{\circ}06'06''$  W. 254.86 ft.; thence N.  $86^{\circ}46'$  W. 17 ft., more or less, to a westerly boundary line of said entire tract; thence Southerly 85 ft., more or less, along said westerly boundary line to the center line of said Wilson Lane; thence S.  $87^{\circ}06'$  E. 116.5 ft.; thence North 330 ft.; thence S.  $87^{\circ}06'$  E. 197 ft.; thence South 330 ft.; thence S.  $87^{\circ}06'$  E. 145 ft., more or less, to the point of beginning as shown on the official map of said project on file in the office of the State Road Commission of Utah. The above described parcel of land contains 21.24 acres, more or less, of which 0.44 acre, more or less, is now occupied by said Wilson Lane. Balance 20.80 acres, more or less.

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor, and the Grantee shall not be liable for any water assessments now due or which shall become due.

To enable the Grantee to construct and maintain a public highway as a freeway, as contemplated by Title 27, Chapter 12, Section 96, Utah Code Annotated, 1953, as amended, the Grantor hereby release and relinquish to the Grantee any and all rights or easements appurtenant to the Grantors remaining property by

reason of the location thereof with reference to said highway, including, without limiting the foregoing, all rights of ingress to or egress from the Grantors remaining property contiguous to the lands hereby conveyed, to or from said highway.

Parcel No. 15-8:72D

A parcel of land in fee for an access road incident to the construction of a freeway known as Project No. 15-8, being part of an entire tract of property, in the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 25, T. 6 N., R. 2 W., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning at a point 50.0 ft. perpendicularly distant northeasterly from the center line of a north bound ramp road of said project known as "J" line opposite ramp road Engineer Station 14+42.62 which point is approximately 1391 ft. east and 1033 ft. north from the SW. corner of the NE $\frac{1}{4}$  of said Section 25; thence Southeasterly 46 ft., more or less, along the arc of a 622.96- foot radius curve to the right to the easterly boundary line of said entire tract (Note: Tangent to said curve at its point of beginning bears S. 37°23'E.); thence Northerly 90 ft., more or less, along said easterly boundary line to a point opposite access road Engineer Station 18+74.60; thence N. 78°32' W. 17 ft., more or less, to a point 25.0 ft. perpendicularly distant westerly from the center line of an access road for said project; thence Southwesterly 60 ft., more or less, along a straight line to the point of beginning. The above described parcel of land contains 0.04 acre, more or less.

(15-066-0004)  
15-066-0070 <

Parcel No. 15-8:72:E

An easement upon part of an entire tract of property in the W $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 25, T. 6 N., R. 2 W., S.L.B.&M. in Weber County, Utah, for the purpose of constructing thereon an irrigation facility and appurtenant parts thereof incident to the construction of a freeway known as Project No. 15-8.

Said part of an entire tract is a parcel of land 10.0 ft. wide adjoining westerly the following described portion of the westerly side line of said project:

Beginning at a point 55.0 ft. radially distant westerly from the center line of a southerly bound ramp road of said project at ramp road Engineer Station 13+40, which point is approximately 418 ft. east and 1008 ft. north from the SW. corner of the NE $\frac{1}{4}$  of said Section 25; thence N. 10°08' E. 260.21 ft.; thence N. 17°26' E. 284.31 ft. to a point of tangency with a 1382.40 foot-radius curve to the left; thence Northerly 574.23 ft. to a point 50.0 ft. perpendicularly distant westerly from said ramp road at ramp road Engineer Station 24+67.52; thence N. 3°20'23" W. 98.02 ft.; thence N. 06°58'44" W. 37 ft., more or less, to a northwesterly boundary line of said entire tract. The above described parcel of land contains 0.29 acre, more or less.

PART 15-066-0073

ALSO:

A temporary work easement to facilitate the construction of said irrigation facility and appurtenant parts thereof, being upon a parcel of land 10.0 ft. wide adjoining westerly the westerly side line of the above described easement, containing 0.29 acre, more or less.

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

After said irrigation facility is constructed on the above described part of an entire tract at the expense of said State Road Commission, said State Road Commission is thereafter relieved of any further claim or demand for costs, damages or maintenance charges which may accrue against said irrigation facility and appurtenant parts thereof.

Parcel No. 15-8:72:2E

An easement upon part of an entire tract of property in the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 25, T. 6 N., R. 2 W., S.L.B.&M. in Weber County, Utah, for the purpose of constructing thereon an irrigation facility and appurtenant parts thereof incident to the construction of a freeway known as Project No. 15-8.

Said part of an entire tract is a parcel of land the boundaries of which are described as follows:

Beginning at a point 55.0 ft. perpendicularly distant westerly from the center line of a south bound ramp road of said project at ramp road Engineer Station 13+40, which point is approximately 418 ft. east and 1008 ft. north from the SW. corner of the NE $\frac{1}{4}$  of said Section 25; thence S. 5°06'06" W. 254.86 ft.; thence S. 86°46' W. 17 ft., more or less, to a west boundary line of said entire tract; thence North 254 ft., more or less, along said west boundary line and west boundary line produced to a point N. 84°58' W. from the point of beginning; thence S. 84°58'E. 14 ft., more or less, to the point of beginning. The above described parcel of land contains 0.09 acre, more or less.

PAGE 15-8:72:2E

After said irrigation facility is constructed on the above described part of an entire tract at the expense of said State Road Commission, said State Road Commission is thereafter relieved of any further claim or demand for costs, damages or maintenance charges which may accrue against said irrigation facility and appurtenant parts thereof.

72K

Parcel 15-8:72:K

A parcel of land in fee for a frontage road known as Frontage Road "A", incident to the construction of a freeway known as Project No. 15-8, being part of an entire tract of

property, in the NE $\frac{1}{4}$  of Section 25, T. 6 N., R. 2 W., S.L.B.&M. Said part of an entire tract of property is 40.0 ft. wide adjoining easterly the following described portion of the easterly no-access line of said project and is bounded southerly by an easterly boundary line of said entire tract and bounded northeasterly by the southeasterly right of way line of the Layton Pump Intake Canal. Said portion of the easterly no-access line is described as follows:

Beginning at a point 50.0 ft. perpendicularly distant northeasterly from the center line of a northbound ramp road known as "J" Line of said project opposite Ramp Road Engineer Station 14+42.62, which point is approximately 1391 ft. east and 1033 ft. north from the SW. corner of the NE $\frac{1}{4}$  of said Section 25; thence N. 37° 23' W. 417.77 ft. to a point of tangency with a 1095.92-foot radius curve to the right opposite Ramp Road Engineer Station 18+60.39; thence Northwestery 511.02 ft. along the arc of said 1095.92-foot radius curve to the right to a point opposite Ramp Road Engineer Station 23+94.72; thence N. 8° 04' W. 98.77 ft.; thence N. 9° 14' W. 527 ft., more or less, to said southeasterly right of way line as shown on the official map of said project on file in the office of the State Road Commission of Utah. The above described parcel of land contains 1.43 acres, more or less.

(15-063-0043)  
15-063-0077

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor, and the Grantee shall not be liable for any water assessments now due or which shall become due.

Parcel No. 15-8:75:A

A parcel of land in fee for a freeway known as Project No. 15-8, being part of an entire tract of property, in the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 24, T. 6 N., R. 2 W., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning on the northerly boundary line of said entire tract at a point 120.0 ft. perpendicularly distant easterly from the center line of said project, which point is 1320 ft. west, 1316.7 ft. north and approximately 776 ft. west from the SE. corner of said Section 24; thence S. 9° 14' E. 636 ft., more or less, to a point opposite Engineer Station 1182+00; thence S. 11° 47' E. 450.4 ft. to a point opposite Engineer Station 1177+50; thence S. 9° 14' E. 47 ft., more or less, to a southwesterly boundary line of said entire tract; thence N. 68° 00' W. 200 ft., more or less, to an easterly boundary line of said entire tract; thence N. 11° 30' E. 141.9 ft.; thence N. 68° 00' W. 81.18 ft.; thence N. 79° 30' W. 50.0 ft., more or less, to a point 120.0 ft. perpendicularly distant westerly from said center line; thence N. 9° 14' W. 866 ft., more or less, to said northerly boundary line; thence Easterly 242 ft., more or less, along said northerly boundary line to the point of beginning. The above described parcel of land contains 5.62 acres, more or less.

(15-063-0077)  
15-063-0033

Together with any and all rights or easements, if any, appurtenant to the remaining portion of said entire tract of property by reason of the location thereof with reference to said freeway.

Parcel No. 15-8:75F:A

A parcel of land in fee for a freeway known as Project No. 15-8, being part of an entire tract of property, in the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 24, T. 6 N., R. 2 W., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning at a point 120.0 ft. perpendicularly distant westerly from the center line of said project opposite Engineer Station 1184+00, which point is approximately 836 ft. north and 381 ft. east from the S $\frac{1}{4}$  corner of said Section 24; thence N. 31° 02' 06" W. 107.70 ft.; thence N. 09° 14' W. 168.87 ft.; thence S. 84° 14' E. 41.41 ft.; thence S. 09° 14' E. 258.15 ft. to the point of beginning. The above described parcel of land contains 0.20 acre.

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. 15-8:75B:E

A right of way and easement upon part of an entire tract of property in the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 24, T. 6 N., R. 2 W., S.L.B. &M., in Weber County, Utah, to lay, maintain, operate, repair, inspect, protect, remove and replace pipe lines, valves, valve boxes and other gas transmission and distribution facilities (hereinafter collectively called "facilities") for the relocation of a gas line incident to the construction of a freeway known as Project No. 15-8, and more particularly described as follows, to-wit:

Said part of an entire tract is a parcel of land the boundaries of which are described as follows:

Beginning at a point 120.0 ft. perpendicularly distant easterly from the center line of said project at Engineer Station 1183+88.96, which point is approximately 1743 ft. south and 620 ft. east from the center of said Section 24; thence N. 64° 30' 23" E. 156.25 ft.; thence N. 9° 14' W. 52.08 ft.; thence S. 64° 30' 23" W. 104.17 ft.; thence N. 9° 14' W. 370 ft.; more or less, to the north line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; thence West 51 ft.; more or less, along said north line to a point 120.0 ft. perpendicularly distant easterly from said center line; thence S. 9° 14' E. 446 ft., more or less, to the point of beginning.

The above described parcel of land contains 0.62 acre, more or less.

The State Road Commission of Utah, its successors and assigns, are to have said right of way and easement with the right of ingress and egress to and from said right of way to maintain, operate, repair, inspect, protect, remove and replace such facilities as will be located thereon incident to the

15-063-0029  
15-063-0037

Net 15-063-0037