

**FILED DISTRICT COURT**  
Third Judicial District

JAN 27 2006

SALT LAKE COUNTY  
By R. [Signature]  
Deputy Clerk

Bruce A. Maak, Of Counsel (2033)  
PARR WADDOUPS BROWN GEE & LOVELESS  
Attorneys for Plaintiffs  
185 South State Street, Suite 1300  
P.O. Box 11019  
Salt Lake City, Utah 84147  
Telephone: 801-532-7840  
Fax: 801-532-7750

ENTERED IN REGISTRY  
OF JUDGMENTS  
DATE 01/30/06

**IN THE THIRD JUDICIAL DISTRICT COURT OF SALT LAKE COUNTY**

**STATE OF UTAH**

LYNN D. BYBEE and CARROL M.  
BYBEE,

Plaintiffs,

vs.

MUTUAL INVESTMENT COMPANY,  
an involuntarily dissolved Utah  
corporation,

Defendant.

**DEFAULT JUDGMENT**

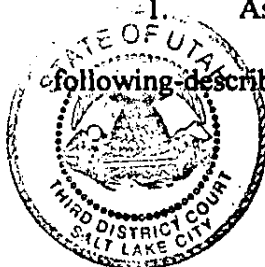
Civil No. 050919292

Judge: Sandra Peuler

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06/07/2006 02:52 PM \$15.00  
Book - 9305 Pg - 218-220  
GARY W. OTT  
RECORDER, SALT LAKE COUNTY, UTAH  
PARR WADDOUPS BROWN GEE &  
LOVELESS  
185 S STATE #1300  
SLC UT 84111-1536  
BY: HMP, DEPUTY - WI 3 P.

In this action, plaintiffs having filed their Complaint against defendant, having duly served defendant with Summons and Complaint, defendant not having answered or responded to the Complaint within the time required by law, and the default of defendant having been entered, NOW, THEREFORE, plaintiffs are hereby granted judgment against defendant as prayed in the prayer of the Complaint as follows:

1. As used in this Default Judgment, "Property" shall mean and refer to the following-described tracts of land located in Salt Lake County, State of Utah:



BK 9305 PG 218

Default Judgment (re: easement) @J  
  
JD17827597  
050919292 MUTUAL INVESTMENT COMPANY

**Parcel 1:**

Beginning 135.5 feet South from the Northeast corner of Lot 1 Block 132 Plat A Salt Lake Survey South 52 feet West 95.5 feet North 52 feet East 95.5 feet to the beginning.

Parcel No. 08-36-207-020

**Parcel 2:**

Beginning at a point on the West line of Lot 1, Block 132, Plat "A", Salt Lake City Survey, said point being North 0°01'49" East 142.60 feet from the Southwest corner of said Lot 1; thence North 0°01'49" East 51.53 feet; thence South 89°57'45" East 69.49 feet; thence South 0°01'49" West 51.53 feet; thence North 89°57'45" West 69.49 feet to the point of beginning.

Parcel No. 08-36-207-026

2. "Access Alley" shall mean and refer to the following-described tract of land

located in Salt Lake County, State of Utah:

Beginning at the Southwest corner of Lot 2, Block 132, Plat "A", Salt Lake City Survey, and running thence East 20 feet; thence North 165 feet; thence East 145 feet; thence North 12 feet; thence West 165 feet; thence South 177 feet to the point of beginning.

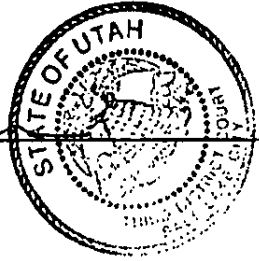
3. The Access Alley is and has been dedicated and abandoned to the public use.
4. The Access Alley is a public thoroughfare and has not been vacated.
5. Any vacation by any party of the Access Alley does not affect the right-of-way and easement of plaintiffs over the same area.
6. Any action to disclaim, abandon, or vacate plaintiffs' rights to access the Property over the Access Alley is invalid and ineffective.
7. Plaintiffs own an easement and right-of-way across the Access Alley for purposes of vehicular and pedestrian access and all other lawful uses, and such easement and right-of-way is appurtenant to the Property.

MADE AND ENTERED this 26 day of Jan, 2006.

#050919292  
Bybee vs mutual

BY THE COURT:

Sandra Peuler  
Honorable Sandra Peuler



I CERTIFY THAT THIS IS A TRUE COPY OF  
AN ORIGINAL DOCUMENT ON FILE IN THE  
THIRD DISTRICT COURT, SALT LAKE  
COUNTY, STATE OF UTAH.

DATE

2-2-06  
[Signature]  
DEPUTY COURT CLERK