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Utah State Road Com.

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DATE 5-20-75
BY A.P.C.

AGREES YES  NO

IN THE SECOND DISTRICT COURT IN AND FOR WEBER COUNTY

STATE OF UTAH

UTAH STATE ROAD COMMISSION,
Plaintiff,

(03-014-0010)
03-014-0026

FINAL ORDER OF CONDEMNATION

-v-

HARVEY P. WHEELWRIGHT and
SAXON WHEELWRIGHT, his wife;
WORTH P. WHEELWRIGHT and
GENIEL C. WHEELWRIGHT, his
wife; COMMERCIAL SECURITY
BANK,

Civil No. 54832
Project No. NS-560(1)
Parcel No. 38:A
Total Payment: \$13,575.00

Defendants



It appearing to the court and the court now finds that heretofore, on the 9th day of May, 1975, 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 Harvey P. Wheelwright and Saxon Wheelwright, his wife; Worth P. Wheelwright and Geniel C. Wheelwright, his wife; Commercial Security Bank, without interest; 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 parcel of land hereinafter described is hereby taken and condemned in fee simple title for the purpose described and set forth

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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 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 in the plaintiff, all of such property being situated in Weber County, State of Utah, and is more particularly described as follows:

Parcel No. 560:38:A

A parcel of land in fee for an expressway known as Project No. 560, being part of an entire tract of property, in Lots 9, 10, 11, and 12 of Block 1, Nevada Addition to Ogden City in the NE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 29, T. 6 N., R. 1 W., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning at the NE. corner of said Lot 9; thence S. 1°19'29" W. 8.29 ft. along the east line of said Lot 9 to a point 35.0 ft. perpendicularly distant from the center line of said project; thence S. 84°47'32" W. 204.71 ft. to the easterly right of way line of the Union Pacific Railroad at a point which is 35.0 ft. perpendicularly distant southerly from the center line of said project at Engineers Station 128+49.8; thence Northwesterly 39 ft., more or less, along said railroad right of way line to the southerly right of way line at 20th Street in Ogden City; thence S. 88°40'31" E. 227.08 ft. to the point of beginning. The above described parcel of land contains 0.102 acre, more or less.

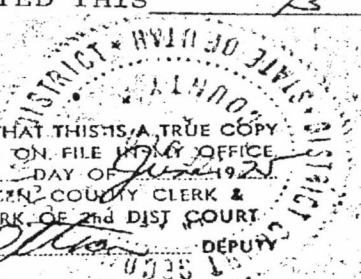
Together with any and all rights or easements appurtenant to the remaining portion of said entire tract of property by reason of the location thereof with reference to said expressway, including without limiting the foregoing, all rights of ingress to or egress from said remaining portion contiguous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

DATED THIS 13<sup>TH</sup> day of June, 1975.

STATE OF UTAH }  
COUNTY OF WEBER }

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE ORIGINAL ON FILE IN MY OFFICE DATED THIS 13 DAY OF June, 1975.  
WENDELL HANSEN, COUNTY CLERK & EX OFFICIO CLERK OF 2ND DIST COURT

BY [Signature] DEPUTY



**CALVIN GOULD**

DISTRICT JUDGE