



IN THE SECOND DISTRICT COURT IN AND FOR DAVIS COUNTY
STATE OF UTAH

339848

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

Plaintiff, :

FINAL ORDER OF CONDEMNATION

-v-

Civil No. 14198

WILLARD H. MORTON and CONSTANCE
D. MORTON, his wife, :

Defendants.:

project No. F-030-1(4)
Parcel No. 61B:A
Total Payment \$305.96

It appearing to the court and the court now finds that heretofore, on the 29th day of January, 1970, 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, Willard H. Morton and Constance D. Morton, his wife, 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 parcel of land hereinafter described is hereby taken and condemned in fee simple title, 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 Davis 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 Davis County, State of Utah, and is more particularly described as follows:

Parcel No. 030-1:61B:A

A parcel of land in fee for an expressway known as Project No. 030-1, being part of an entire tract of property situate in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 24, T. 4 N., R. 1 W., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning at the intersection of the southerly boundary line of said entire tract and the easterly limited-access line of the existing Highway No. U.S. 89, which is approximately 1402 ft. north and 259.5 ft. east from the SW. corner of said Section 24; thence East 25.0 ft. along said southerly boundary line; thence Northerly 200.0 ft. along the arc of a 2401.83-foot radius curve to the left (Note: Tangent to said curve at its point of beginning bears N. 3°52' E.); thence West 25.0 ft. along the northerly boundary line of said entire tract; thence Southerly 200.0 ft. along said easterly limited-access line to the point of beginning. The above described parcel of land contains 0.11 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 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. EXCEPTING and reserving to the owners of the abutting lands, their successors or assigns, the right of access to the nearest roadway of said highway over and across the easterly right of way line for one 10.0-foot section, which said section centers at a point directly opposite Highway Engineer Station 209+55.

Dated this 30th day of March, 1970.

151 Theodor A. Swan
DISTRICT JUDGE

County of Davis

I, JOHN M. PARK, County Clerk and Ex-officio Clerk of the District Court of the Second Judicial District of the State of Utah, in and for the County of Davis, do hereby certify that the foregoing copy of _____
Final Order re: Cook (Commercial)
has been by me compared with the original on file in my office and that the same is a full, true and correct copy of the original and of the whole of said original as the same appeared on file in my office and in my custody.

WITNESSE MY HAND AND SEAL OF OFFICE this 31st day of March, A.D. 1970

JOHN M. PARK
COUNTY CLERK

By James D. Johnson
Deputy County Clerk

Original Filed March 31 1970