

The Order of the Court is stated below:

Dated: February 14, 2024
11:29:15 AM

/s/ ANDREW H STONE
District Court Judge



1Marlon L. Bates [#4794]
**SCALLEY READING BATES
HANSEN & RASMUSSEN, P.C.**
Attorneys for Plaintiff
15 West South Temple, Suite 600
Salt Lake City, Utah 84101
Telephone: (801) 531-7870
Facsimile: (801) 326-4669
Email: Marlon@scalleyreading.net

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:

02-15-2024
Amber Smith
DEPUTY COURT CLERK



14206238 B: 11472 P: 5968 Total Pages: 3
02/20/2024 01:06 PM By: adavis Fees: \$40.00
Rashelle Hobbs, Recorder, Salt Lake County, Utah
Return To: SCALLEY READING BATES HANSEN & RASMUSSEN, P.C.
15 W SOUTH TEMPLE, STE 600SALT LAKE CITY, UT 84101

IN THE THIRD JUDICIAL DISTRICT COURT

SALT LAKE COUNTY, SALT LAKE DEPARTMENT, STATE OF UTAH

<p>LIVE WEST LLC, a Utah limited liability company</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>JOHN DOES 1-5.</p> <p style="text-align: center;">Defendants.</p>	<p style="text-align: center;">Amended Default Judgment to Correct Legal Description of Prescriptive Easement</p> <p style="text-align: center;">Case No. 230905009</p> <p style="text-align: center;">Judge Andrew H. Stone</p>
--	---

This Amended Default Judgment to Correct Legal Description of Prescriptive Easement is being entered to correct the legal description of the easement described in the Default Judgment entered by the Court on September 26, 2024.

Pursuant to Rules 55(b) and 54(c) of the Utah Rules of Civil Procedure, Default Judgment is hereby entered against John Does 1-5 ("Defendants"). Defendants, whose identities are unknown, were served with process through alternative service by publication. On July 12 2023, the Court granted a Motion for Alternative Service of Process by Publication Under URCP 4(d)(5)(A), which required the Summons and a description of the remedy sought to be published

once a week for three consecutive weeks, with service was deemed to be completed five days after the last publication.

The Affidavit of Publication filed with the Court indicates that *The Salt Lake Tribune* published the Summons and a description of the remedy sought on August 2, 2023; August 9, 2023; and August 16, 2023. Therefore, service of process was accomplished five days later on August 21, 2023.

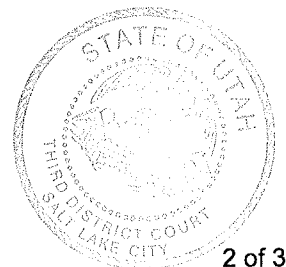
Following this service of process, Defendants have failed to plead or otherwise defend against the Verified Complaint within the time permitted by law and default has been duly entered against them.

The Court having reviewed the Verified Complaint, and other pleadings, the entry of default, and for good cause shown, now enters the following Default Judgment:

A non-exclusive, perpetual easement through prescriptive use (“Easement”) for ingress and egress, as described below, is hereby granted to Plaintiff in favor of the dominant estate (“Dominant Estate”), as described below:

Easement Property:

BEGINNING AT THE SOUTHEAST CORNER OF THE PROPERTY DESCRIBED IN THAT CERTAIN WARRANTY DEED ON FILE WITH THE OFFICE OF THE SALT LAKE COUNTY RECORDER AS ENTRY NO. 11662171, IN BOOK 10148, AT PAGE 7734 (ALSO KNOWN AS TAX PARCEL NO. 16-05-476-009), SAID POINT ALSO BEING ON THE SOUTHERLY LINE OF LOT 7, BLOCK 14, PLAT “F”, SALT LAKE CITY SURVEY, AND RUNNING THENCE NORTH 66 FEET; THENCE EAST 16.5 FEET TO THE NORTHWEST CORNER OF THE PROPERTY DESCRIBED IN THAT CERTAIN WARRANTY DEED ON FILE WITH THE OFFICE OF THE SALT LAKE COUNTY RECORDER AS ENTRY NO. 14120943, IN BOOK 11427, AT PAGE 5691 (ALSO KNOWN AS TAX PARCEL NO. 16-05-476-020); THENCE SOUTH 66 FEET TO A POINT ON THE SOUTHERLY LINE OF SAID LOT 7; THENCE WEST 16.5 FEET TO THE POINT OF BEGINNING.



Dominant Estate:

Commencing at the Southeast corner of Lot 7, Block 14, Plat "F", Salt Lake City Survey, and running North 4 Rods; thence West 9 Rods; thence South 4 Rods; thence East 9 Rods to the point of beginning." (Tax ID. No. 16-05-476-020-0000)

This amended default judgment may be recorded with the Salt Lake County Recorder's Office so the easement corrected herein is shown on the public land records.

SIGNATURE BY THE COURT:

If signed, the court's signatory stamp will appear at the top right corner of this Judgment.

