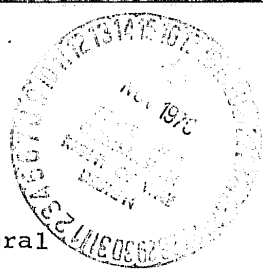


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MARK A. MADSEN
Assistant Attorney General
236 State Capitol
Salt Lake City, Utah 84114
Telephone: 328-5261

FILED IN CLERK'S OFFICE
Salt Lake County Utah

OCT 30 1970

W. Sterling Evans, Clerk 3rd Dist. Court
By /s/ C. Duane Firth
Deputy Clerk

IN THE THIRD DISTRICT COURT IN AND FOR SALT LAKE COUNTY

STATE OF UTAH

THIS INSTRUMENT CHECKED WITH

- JUDGMENT
- STIPULATIONS
- RESOLUTIONS
- MAPS

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

DATE 10/11/70
BY [Signature]
AGREES YES NO
FINAL ORDER OF CONDEMNATION

-v-

Civil No. 191351

FUR BREEDERS AGRICULTURAL :
COOPERATIVE, :
:
Defendant

Project No. S-0151(1)
Parcel Nos. 9 and 9:E
Total Payment \$5,798.50

It appearing to the court and the court now finds that heretofore, on the 14th day of September, 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 defendant Fur Breeders Agricultural Cooperative, 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 No. 9 and for easement rights as to Parcel No. 9:E, for the purpose described and

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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 Salt Lake County, State of Utah, and thereupon the property interests hereinafter referred to and set forth shall vest in fee simple title as to Parcel No. 9 and for easement rights as to Parcel No. 9: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 No. 9 and for easement rights as to Parcel No. 9:E in the plaintiff, all of such property being situated in Salt Lake County, State of Utah, and is more particularly described as follows:

Parcel No. 0151:9

A parcel of land in fee for a highway known as Project No. 0151, being part of an entire tract of property, in Lot 6 and Lot 7 of Section 2, T. 3 S., R. 1 W., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning at the SE. corner of said entire tract, which point is approximately 100.65 ft. south from the E $\frac{1}{4}$ corner of said Section 2; thence North 455.7 ft. along the east boundary line of said entire tract; thence West 14.0 ft. to the westerly existing right of way fence of 700 West Street; thence Southerly 278 ft., more or less, along a straight line to a point 90.0 ft. perpendicularly distant northerly from the center line of said project at Engineer Station 98+57.83; thence S. 89°53'45" W. 616 ft., more or less, to the easterly bank of the Jordan River; thence Southerly 80 ft., more or less, along said easterly bank of the Jordan River to the SW. corner of said entire tract; thence S. 83°30' E. 630.3 ft., more or less, to the point of beginning. The above described parcel of land contains 2.13 acres, more or less, of which 0.92 acre, more or less, is now occupied by the existing highway. Balance 1.21 acres, more or less.

Together with any and all abutters rights of underlying fee to the center of existing rights of way appurtenant to this conveyance.

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Parcel No. 0151:9:E

An easement upon part of an entire tract of property in Lot 6 of Section 2, T. 3 S., R. 1 W., S.L.B.&M. in Salt Lake County, Utah, for the purpose of constructing thereon an irrigation facility and appurtenant parts thereof incident to the construction of a highway known as Project No. 0151.

Said part of an entire tract is a strip of land 15.0 ft. wide adjoining northerly the following described portion of the northerly right of way line of said project:

Beginning at a point 90.0 ft. perpendicularly distant northerly from the center line of said project at Engineer Station 98+57.83, which point is approximately 45 ft. west and 79 ft. north from the E $\frac{1}{4}$ corner of said Section 2; thence S. 89°53'45" W. 616 ft., more or less, to the easterly bank of the Jordan River.

The above described strip of land contains 0.21 acre, more or less.

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.

Dated this 30th day of OCTOBER, 1970.

ATTEST
W. STERLING EVANS
CLERK

BY /s/ C. Duane Firth
Deputy Clerk

/s/ C. Duane Firth
DISTRICT JUDGE (SEAL)

STATE OF UTAH
COUNTY OF SALT LAKE } SS

I, THE UNDERSIGNED, CLERK OF THE DISTRICT COURT OF SALT LAKE COUNTY, UTAH, DO HEREBY CERTIFY THAT THE ANNEXED AND FOREGOING IS A TRUE AND FULL COPY OF AN ORIGINAL DOCUMENT ON FILE IN MY OFFICE AS SUCH CLERK. WITNESS MY HAND AND SEAL OF SAID COURT

THIS 30 DAY OF October, 1970

W. STERLING EVANS, CLERK

BY Kathy Aiken DEPUTY

Recorded at Request of STATE ROAD COMMISSION

at 1.00 Fee Paid \$ 1.00 HAZEL TAGGART CHASE, Recorder Salt Lake County, Utah

Dep. Date NOV 25 1970

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