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RECEIVED AUG 10 1978
S. L. County Comm
Nifee
Brown

CONDEMNATION RESOLUTION
11TH AVENUE FLOOD CONTROL PROJECT
PROJECT NO. 47-N-180-II - SCOTT PARCEL

RESOLVED, by the Board of Salt Lake County Commissioners that it finds and determines and hereby declares that:

The public interest and necessity require the construction and completion by Salt Lake County of a public improvement; namely, a storm drain facility for the purpose of flood control and drainage which said storm drain facility, as an integral part thereof, necessitates the acquisition and immediate occupancy of the real property or interests in real property hereinafter described.

Said proposed public improvement is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

BE IT FURTHER RESOLVED by this Commission that the County Attorney of Salt Lake County be instructed and requested on behalf of this Commission:

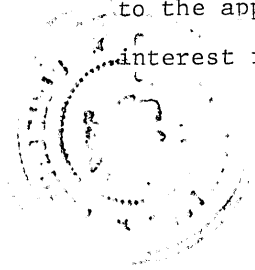
To acquire, in the name of Salt Lake County, the said hereinafter described real property or interests in real property by condemnation in accordance with the provisions of the Statutes and of the Constitution of Utah relating to eminent domain;

To prepare and prosecute such proceeding or proceedings in the proper court having jurisdiction thereof as may be necessary for such acquisition;

To obtain from said court an order permitting Salt Lake County to take immediate possession and use of said real property or interests in real property for flood control and drainage purposes or purposes incidental thereto.

BE IT FURTHER RESOLVED that the Salt Lake County Auditor shall be instructed and requested, on behalf of the Commission:

To draw a warrant on the County Treasurer in a sum equal to the approved appraisal of the parcel of real property or interest in real property set forth and described herein; payee



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to be the Clerk of the District Court of Salt Lake County, for the use and benefit of the landowners and/or lien holders as described herein;

That a tender to the landowners of a sum equal to the approved appraisal of the property to be acquired as an integral part of said storm drain facility and flood control project shall be made prior to issuance of an Order of Immediate Occupancy;

That the payment contemplated herein shall be without prejudice to the landowners.

The real property, or interests in real property, which Salt Lake County is by this resolution authorized to acquire for said public use is situate in Salt Lake County, State of Utah, identified as Project No. 47-N-180-II, the details of which parcel are:

- OWNERS: Lynn S. Scott and Ann B. Scott, his wife
2250 Alve Circle, Salt Lake City, Utah
- LIEN HOLDERS: First Federal Savings & Loan Association
- AREA TO BE ACQUIRED: Lot 20 Federal Heights Plat "D" Subdivision
- APPROVED APPRAISAL: \$85,100.00
- AMOUNT TO BE TENDERED FOR ORDER OF IMMEDIATE OCCUPANCY: \$85,100.00

The above said parcel of land to be acquired is located in Salt Lake County, State of Utah, and is to be acquired in fee as a necessary and integral part of a storm drain facility for purposes of flood control and drainage and embraces an entire parcel. The particular legal description is as follows:

Lot 20 FEDERAL HEIGHTS PLAT "D" SUBDIVISION, according to the plat thereof, as recorded in the office of the County Recorder of said County.

BY ORDER of the Board of County Commissioners of Salt Lake County, State of Utah, this 31st day of July, 1978.

BOARD OF COUNTY COMMISSIONERS OF SALT LAKE COUNTY

William E. Dunn

WILLIAM E. DUNN, Chairman

Pete Kutulas

PETE KUTULAS, Commissioner

William L. Hutchinson

WILLIAM L. HUTCHINSON, Commissioner

ATTEST:
[Signature]

Salt Lake County Clerk

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