

JUDGMENT ☒  
STIPULATIONS ☐  
RESOLUTIONS ☒

RECORDER'S NO. 31525H ✓ RECORDED JUL 25 1972 APS

DATE 6-14-72

FEE \$ No Fee TIME 10:30 AM BOOK 242 PAGE 142

MARGARET R. EVANS - BOX ELDER COUNTY RECORDER *Margaret R. Evans*  
(Sec. 21-7-2)YES ☒ NO ☒

IN THE FIRST DISTRICT COURT IN AND FOR BOX ELDER COUNTY

STATE OF UTAH

STATE OF UTAH, by and through  
its ROAD COMMISSION,

Plaintiff,

FINAL ORDER OF CONDEMNATION

-v-

Civil No. 11117

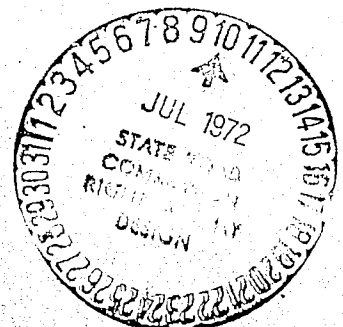
REED E. LARKIN and UARDA G.  
LARKIN, his wife; FEDERAL  
LAND BANK OF BERKELEY;  
FRED E. KEELER II,Project No. I-80N-5(8)4  
Parcel Nos. 8:A, 8B:A  
Total Payment \$9619.71  
5500.00

Defendants :

It appearing to the court and the court now finds that heretofore, on the 19th day of May, 1971, 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 Reed E. Larkin and Uarda G. Larkin, his wife; Defendant Federal Land Bank of Berkeley having disclaimed any interest therein and the defendant Fred E. Keller II having been defaulted for failure to appear or plead; 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, 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 Box Elder 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 Box Elder County, State of Utah, and is more particularly described as follows:

Parcel No. 80N-5:8:A

A parcel of land in fee for a freeway and a stock trail and the relocation of US-30 incident to the construction of said freeway known as Project No. 80N-5, being part of an entire tract of property, in the N½ of Section 9, T. 14 N., R. 8 W., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning at a point on the east line of Section 9, T. 14 N., R. 8 W., S.L.B.&M., S. 0°57'20" W. 1237.36 ft. from the NE. corner of said Section 9, (said point bears N. 55°09'33" E. 190.73 ft. from W.B.L. Engineer Station 1983+02.30 of Project I-80N-5(8)4 West Snowville to East Snowville); thence N. 82°23'55" W. 334.81 ft. to a point which is 70 ft. perpendicularly distant northeasterly from ramp E Engineer Station 15+00; thence parallel with ramp E N. 79°01'23" W. 240.16 ft. to a point opposite ramp E Engineer Station 17+40.16. (Said point is the P.C. of a 2794.79-foot radius curve, the center of which bears N. 10°58'37" E.); thence Northwesterly along a 2794.79-foot radius curve to the right 546.17 ft. to a point 70 ft. radially distant northeasterly from Engineer Station 23+00 on Ramp E; thence N. 57°02'21" W. 196.33 ft. to a point 100 ft. radially distant northeasterly from Engineer Station 25+00 on Ramp E; thence N. 70°36'37" W. 196.33 ft. to

a point 70 ft. radially distant northeasterly from Engineer Station 27+00 on Ramp E (Note: At said point the center of curve bears N.  $30^{\circ}10'26''$  E.,  $R=2794.79$  ft.); thence Northwesterly along a 2794.79-foot radius curve to the right 1040.25 ft. to a point 70 ft. perpendicularly distant northeasterly from Engineer Station 37+66.31 on Ramp E; thence N.  $38^{\circ}30'$  W. 33.69 ft.; thence N.  $37^{\circ}38'46''$  E. 157.79 ft. to a point on the south right of way line of U.S. 30; thence along said right of way line N.  $86^{\circ}40'53''$  W. 920.45 ft. to the north line of said Section 9; thence N.  $88^{\circ}50'$  W. along said north line 1293.07 ft. to point A which is 60 ft. radially distant southwesterly from Engineer Station 22+61.39 on Ramp G (Note: At said point the center of curve bears S.  $45^{\circ}29'40''$  W.,  $R=2804.79$  ft.); thence along a 2804.79-foot radius curve to the right 37.80 ft. to a point 60 ft. radially distant southwesterly from Engineer Station 23+00 on Ramp G (Note: At said point the center of curve bears S.  $46^{\circ}16'$  W.); thence S.  $36^{\circ}48'15''$  E. 390.42 ft. to a point 80 ft. radially distant southwesterly from Engineer Station 27+00 on Ramp G (Note: At said point the center of curve bears S.  $54^{\circ}16'$  W.); thence S.  $30^{\circ}46'03''$  E. 291.14 ft. to a point 90 ft. radially distant southwesterly from Engineer Station 30+00 on Ramp G (Note: At said point the center of curve bears S.  $60^{\circ}16'$  W.); thence S.  $55^{\circ}09'54''$  W. 220.47 ft. to a point 70 ft. radially distant northwesterly from Engineer Station 52+00 on U.S. 30 Relocation (Note: At said point the center of curve bears N.  $4^{\circ}52'43''$  W.,  $R=1567.02$  ft.); thence Westerly along a 1567.02-foot radius curve to the right 382.90 ft. to a point B which is 70 ft. radially distant northeasterly from Engineer Station 56+00 on U.S. 30 Relocation (Note: At said point the center of curve bears N.  $9^{\circ}07'17''$  E.); thence Northwesterly along a 1567.02-foot radius curve to the right 672.90 ft. to a point 70 ft. perpendicularly distant northeasterly from Engineer Station 63+02.96 on U.S. 30 Relocation; thence N.  $52^{\circ}10'10''$  W. 253.66 ft. to the west line of Section 9; thence S.  $0^{\circ}40'08''$  W. along west section line 186.77 ft.; thence S.  $55^{\circ}39'35''$  E. 151.14 ft. to a point 70 ft. radially distant southwesterly from Engineer Station 63+02.96 on U.S. 30 Relocation (Note: At said point the center of curve bears N.  $33^{\circ}43'30''$  E.,  $R=1707.02$  ft.); thence along a 1707.02-foot radius curve to the left 733.02 ft. to a point C which is 70 ft. radially distant southwesterly from Engineer Station 56+00 on U.S. 30 Relocation (Note: At said point the center of curve bears N.  $9^{\circ}07'17''$  E.); thence along a 1707.02-foot radius curve to the left 208.55 ft. to a point 70 ft. radially distant southwesterly from Engineer Station 54+00 on U.S. 30 Relocation (Note: At said point the center of curve bears N.  $2^{\circ}07'17''$  E.); thence S.  $56^{\circ}17'45''$  E. 97.53 ft. to a point 25 ft. radially distant southwesterly from Engineer Station 225+00 on Stock Trail (Note: At said point the center of curve bears N.  $84^{\circ}34'52''$  E.,  $R=225.0$  ft.); thence Southeasterly along a 225.00-foot radius curve to the left 39.37 ft. to point D which is 25 ft. radially distant southwesterly from Engineer Station 224+65 on Stock Trail (Note: At said point the center of curve bears N.  $74^{\circ}33'22''$  E.); thence Southeasterly along a 225.0-foot radius curve to the left 314.87 ft. to a point 25 ft. radially distant southeasterly from Engineer Station 221+85.06 on Stock Trail (Note: At said point the center of curve bears N.  $5^{\circ}37'32''$  W.); thence N.  $84^{\circ}22'28''$  E. 363.13 ft. to a point 25 ft. radially distant southeasterly from Engineer Station 218+21.93 on Stock Trail (Note: At said point the center of curve bears S.  $5^{\circ}37'32''$  E.,  $R=3794.71$  ft.); thence Easterly along a 3794.71-foot radius curve to the right 1688.87 ft. to a point 25 ft. radially distant southwesterly from Engineer Station 201+21.93 on Stock Trail (Note: At said point the center of curve bears S.  $19^{\circ}52'28''$  W.); thence S.  $70^{\circ}07'32''$  E. 217.75 ft. to a point 25 ft. radially distant southwesterly from Engineer Station 199+04.18 (Note: At said point the center of curve bears N.  $19^{\circ}52'28''$  E.,  $R=5754.58$  ft.); thence Southeasterly along a 5754.58-foot radius curve to the left 1805.34 ft. to the east line of said Section 9; thence N.  $0^{\circ}57'20''$  E. along said east

line of Section 9, 378.13 ft. to the point of beginning. The above described parcel of land contains 79.493 acres, 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 freeway, 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 inner lanes and between points "A" and "B" and "C" and "D"; provided, however, that such remaining property of the Grantor shall abut upon and have access to said stock trail and U.S. 30 Relocation which will be connected with said inner through traffic lanes only at such points as may be established by public authority.

Parcel No. 80N-5:8B:A

\* An acquisition of direct access rights to existing U.S. Highway 30, said direct access rights being incidental to the construction of a freeway known as Project No. 80N-5, from the landowners real property over and across the northerly boundary line of said property and southerly right of way of existing U.S. Highway 30. Said northerly boundary line and southerly right of way line is described as follows:

Beginning on said southerly right of way line at a point opposite U.S. Highway 30 Relocation Engineer Station 30+59.70, which point is approximately 540 ft. east and 37 ft. south from the N $\frac{1}{4}$  corner of said Section 9; thence Easterly 255 ft., more or less, along said right of way line to a point opposite U.S. Highway 30 Relocation Engineer Station 28+00.

Dated this 22<sup>nd</sup> day of June, 1972.

/S/ Ve Noy Christoffersen

DISTRICT JUDGE

STATE OF UTAH )  
County of Box Elder )

I, K. B. OLSEN County Clerk and Ex-officio Clerk of the District Court of the First Judicial District of the State of Utah, in and for the County of Final Order of Condemnation, do hereby certify that the foregoing copy of the Final Order of Condemnation is a true and correct transcript therefrom and of the whole of said original, as the same appears of record in my office and in my custody.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 22<sup>nd</sup> day of June, A.D., 1972.

File No. 11117

K. B. OLSEN  
Clerk

By John D. Nelson  
Deputy Clerk

Original Filed June 22, 1972

ABST'D. IN BOOK

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