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Recorded at request of State Road Commission *7-16-70* *77-1425*  
Date AUG 17 1970 *To BCB* Fee Paid \$ 7.00  
BY Grace H. Buder at 11:35 A.M. MARGUERITE S. BOURNE Recorder Davis County  
Deputy Book 439 Page 334

*Sw 7-24-18*  
IN THE SECOND DISTRICT COURT IN AND FOR DAVIS COUNTY

**343142**

STATE OF UTAH

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

Plaintiff,

**FINAL ORDER OF CONDEMNATION**

-v-

CENTERVILLE INVESTMENT  
CORPORATION,

Defendant

Civil No. 14548

Project No. S-0115(1)

Parcel Nos. 1 and 1:E

Total Payment: \$1,923.68

It appearing to the court and the court now finds that heretofore, on the 16th day of April, 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 Centerville Investment 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. 1 and for easement rights as to Parcel No. 1:E for the purpose described and set forth in the plaintiff's complaint, i.e., for the use of the

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100% YES  NO

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 as to Parcel No. 1 and for easement rights as to Parcel No. 1: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 in the plaintiff, all of such property being situated in Davis County State of Utah, and is more particularly described as follows:

Parcel No. 0115:1

A parcel of land in fee for a highway known as Project No. 0115, being part of an entire tract of property, in Lot 3 and the NE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 7, T. 2 N., R. 1 E., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning at a point 50.0 ft. perpendicularly distant southerly from the center line of said project opposite Engineer Station 30+00, which point is also approximately 1152 ft. east and 247 ft. south from the W $\frac{1}{4}$  corner of said Section 7; thence N. 00°12' E. 15 ft., more or less, to the southerly right of way line of existing Parrish Lane; thence Easterly 544 ft., more or less, along said right of way line to the westerly line of a platted 66 ft. street (not in use); thence Southerly 15 ft., more or less, along said westerly line to a point N. 89°55'36" E. from the point of beginning; thence S. 89°55' 36" W. 544 ft., more or less, to the point of beginning. The above described parcel of land contains 0.19 acre, more or less.

Parcel No. 0115:1:E

An easement upon part of an entire tract of property in Lot 3, and the NE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 7, T. 2 N., R. 1 E., S.L.B.&M., in Davis 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. 0115.

Said part of an entire tract is a parcel of land 20.0 ft. wide, adjoining southerly the following described portion of the southerly right of way line of said project.

Beginning at a point 50.0 ft. perpendicularly distant southerly from the center line of said project opposite Engineer Station 30+00, which point is also approximately 1152 ft. east and 247 ft. south from the W $\frac{1}{4}$  corner of said Section 7; thence N. 89°55'36" E. 544 ft. to the westerly line of a platted 66 ft. street (not in use). The above described parcel of land contains 0.25 acre, more or less.

## ALSO:

A temporary work easement to facilitate the construction of said irrigation facility and appurtenant parts thereof, being upon a parcel of land 10.0 ft. wide, adjoining southerly the southerly side line of the above described easement, containing 0.12 acre, more or less.

The above described temporary work easement shall expire upon the completion of said construction.

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 21st day of July, 1970.

15/ Ronald O. Hyde  
DISTRICT JUDGE

STATE OF UTAH  
County of Davis } ss

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, Court of record, do hereby certify that the foregoing copy of Land Easement Cessation Notice

has been by me compared with the original instrument now preserved in this office and that the same is a full, true and correct copy of the same 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 31 day of July, A.D. 1970.

File No. 14548

JOHN M. PARK

Clerk

By Leffon W. Reddick

Deputy Clerk

Original Filed.

July 31 1970