



Office of the Salt Lake County Attorney

151 East 2100 South
Building Number 4, Box 29
Salt Lake City, Utah 84115
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Ted Cannon
County Attorney
David Wilkinson
Chief Deputy County Attorney

3488763

October 6, 1980

205520
SECURITY TITLE COMPANY

First Federal Savings & Loan
Association of Salt Lake City
P.O. Box 11428
Salt Lake City, Utah 84147

Attention: Ralph P. Neilson

Re: Lynn S. Scott Loan

Gentlemen:

We understand that Lynn S. Scott has applied for a loan from you to be secured by a trust deed upon the following described property situated in Salt Lake County, Utah.

All of Lot 20, Plat "D", Federal Heights
Subdivision, a subdivision in the Southeast
Quarter of Section 33, Township 1 North,
Range 1 East, S.L.B. and M.

This property is subject to a slope easement created by a Condemnation Decree, a copy of which is attached hereto.

This letter is written to assure you that the County claims nothing more than the right to have the slope which presently exists on the property maintained. The County specifically disclaims any right to have the catch basin to which the slope leads located upon the secured property.

Be advised further that the flood control project which necessitated the acquisition of the hereinabove referred to slope easement has been completed, and, it is not anticipated that any further change in the present slope easement will be required at any time within the reasonably foreseeable future.

702
REF
SECURITY TITLE CO.
DAVID WILKINSON

OCT 10 2 46 PM '80

KATIE L. BIRNOM
RECORDER
SALT LAKE COUNTY,
UTAH

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First Federal Savings & Loan
October 6, 1980
Page Two

TED CANNON
Salt Lake County Attorney

By: Quentin L R Alston
QUENTIN L. R. ALSTON
Deputy County Attorney

SALT LAKE COUNTY FLOOD CONTROL

By: R. Terry Holzworth
R. TERRY HOLZWORTH, Director

STATE OF UTAH)
ss.
County of Salt Lake)

On this 6th day of October, 1980, personally appeared before me QUENTIN L. R. ALSTON, who being first duly sworn upon oath acknowledged to me that he signed the foregoing.

Mary H. Pippy
NOTARY PUBLIC
Residing in Salt Lake County, Utah

My Commission Expires:

4-19-81

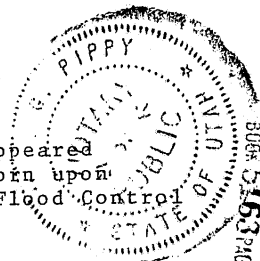
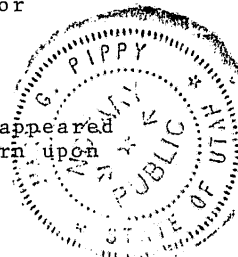
STATE OF UTAH)
ss.
County of Salt Lake)

On this 6th day of October, 1980, personally appeared before me, R. TERRY HOLZWORTH, who being first duly sworn upon oath said that he is the Director of Salt Lake County Flood Control and that he signed the foregoing on its behalf.

Mary H. Pippy
NOTARY PUBLIC, Residing in Salt Lake
County, Utah

My Commission Expires:

4-19-81



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3148803 s. *Wolfe* by _____ Deputy

R. PAUL VAN DAM, SALT LAKE COUNTY ATTORNEY
QUENTIN L. R. ALSTON, Deputy County Attorney
Attorneys for Plaintiff
151 East 21st South, Bldg. #3
Salt Lake City, Utah 84115
Telephone: 535-5328

[Handwritten Signature]
11 1 1978
CLERK

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
IN AND FOR SALT LAKE COUNTY, STATE OF UTAH

SALT LAKE COUNTY, a body)	
corporate and politic of)	
the State of Utah,)	
)	
Plaintiff,)	
)	
vs.)	FINAL JUDGMENT OF
)	CONDEMNATION
)	
LYNN S. SCOTT and ANN B.)	
SCOTT, his wife, and)	
FIRST FEDERAL SAVINGS &)	Civil No. C-78-5066
LOAN ASSOCIATION,)	
)	
Defendants.)	

It appearing to the Court that based upon the written
Compromise Settlement, Disclaimer and Stipulation for Judgment
of Just Compensation filed for record in the above case by all
defendants, the above Court heretofore on the 11th day of September,
1978, made and entered a Judgment of Just Compensation on Stip-
ulation in the above entitled condemnation proceeding, and,
said Judgment is hereby referred to; and

It appearing to the Court and the Court now finds that pur-
suant to law plaintiff paid said Judgment and that a Satisfaction
of Judgment therefor has been filed for record herein; and

It further appearing to the Court that plaintiff has made
all payments, as required by law and the 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 understood by
the Court and fully considered;

NOW, THEREFORE, it is ORDERED, ADJUDGED and DECREED that the
use to which the property hereinafter described and taken by
plaintiff under its power of eminent domain is a public use and
a use authorized by law and that its taking by Salt Lake County
was necessary and said property is hereby taken and condemned in
the name of Salt Lake County as a three horizontal to one vertical

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(3:1) permanent slope easement to construct, operate and maintain thereon the stability of a storm drainage and flood control facility designated as Detention Basin 1A of 11th Avenue Flood Control Project, Phase II, Salt Lake County Flood Control. The property so taken upon, over and across said defendants' property as said permant slope easement is located in Salt Lake County, Utah, and is particularly described as:

Beginning at the southwest corner of Lot 20, Plat "D: Federal Heights Subdivision, a subdivision in the Southeast Quarter of Section 33, Township 1 North, Range 1 East, S.L.B. and M., said point further described as being on the rear lot line of said Lot 20, and running thence along said rear lot line North 161.972 feet to the northwest corner of said Lot 20; thence along the north lot line of said Lot 20 S. 58°51'47" E. 180.00 feet; thence S. 10°06'21" W. 105.58 feet to a point on the south lot line of said Lot 20; thence along said south line N. 75°30'00" W. 140.00 feet to the point of beginning.

It is further ORDERED, ADJUDGED and DECREED that a copy of this Final Judgment of Condemnation be filed for record with the County Recorder of Salt Lake County whereupon the property referred to and hereinabove set forth shall vest in plaintiff Salt Lake County as a three horizontal to one vertical (3:1) permanent slope easement.

DATED this 15th day of September, 1978.

BY THE COURT:

[Handwritten signature]

[Handwritten signature]
 DISTRICT JUDGE

JUDGMENT APPROVED:

HANSEN & ROYBAL

[Handwritten signature]
 FRANK A. ROYBAL
 Attorney for Defendants Scott

STATE OF UTAH
 COUNTY OF SALT LAKE
 I, THE UNDERSIGNED, CLERK OF THE DISTRICT COURT OF SALT LAKE COUNTY, UTAH, DO HEREBY CERTIFY THAT THE ABOVE AND FOREGOING JUDGMENT OF THE COURT IS TRUE AND CORRECT AND IS BEING FILED FOR RECORD IN THE OFFICE OF THE COUNTY RECORDER OF SALT LAKE COUNTY, UTAH, THIS 15th DAY OF SEPTEMBER, 1978.
 WITNESSED BY MY HAND AND SEAL OF OFFICE AT SALT LAKE CITY, UTAH, THIS 15th DAY OF SEPTEMBER, 1978.
 W. STEPHEN EVANS
 DEPUTY

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