

UTAH DEPARTMENT OF TRANSPORTATION
ROADWAY DESIGN SECTION
4501 So. 2700 W.
SALT LAKE CITY, UTAH 84119

JAN GRAHAM - Bar No. 1231
ATTORNEY GENERAL
DONALD S. COLEMAN - Bar No. 0695
ASSISTANT ATTORNEY GENERAL
ATTORNEYS FOR PLAINTIFF
4120 STATE OFFICE BUILDING
SALT LAKE CITY, UTAH 84114-0811
TELEPHONE: (801) 538-1017
TELEFAX: (801) 538-3442

No.
FILED

APR 27 1993

Clerk of Summit County
By
Deputy Clerk

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

UTAH DEPARTMENT OF TRANSPORTATION,	:	
Plaintiff,	:	FINAL ORDER OF CONDEMNATION
-vs-	:	Civil No. 11261
DOROTHY F. MURNIN and WILLIAM E. MURNIN; ASSOCIATED TITLE COMPANY, Trustee; and FIRST SECURITY BANK OF UTAH, Beneficiary,	:	Project No. F-060(2) Parcel Nos. 25, 25:E
Defendants	:	00379313 Bk0725 Pg0726 128 ALAN SPRIGGS, SUMMIT COUNTY RECORDER 1993 MAY 17 11:39 AM FEE \$0.00 BY DMG FOR: STATE OF UTAH DEPT OF TRANSPORTATIO

It appearing to the Court and the Court now finds that heretofore, on the 9th day of November, 1992, this Court made and entered its Judgment on Stipulation in the above-entitled proceeding; 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, 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 identified as Parcel No. 25 and for easement rights identified as Parcel No. 25:E, for the purpose described and set forth in the Plaintiff's Complaint and Amended Complaint, i.e., for the use of the Plaintiff Utah Department of Transportation, 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 Summit County, State of Utah, and thereupon the property interests hereinafter referred to and set forth shall vest in the Plaintiff, Utah Department of Transportation, 4501 South 2700 West, Salt Lake City, Utah 84119. The following is a description of the property condemned as hereinabove provided, which is hereby vested in the Plaintiff, all of such property being situated in Summit County, State of Utah, and is more particularly described as follows:

Parcel No. 060:25

A parcel of land in fee for the widening of State Route 224 known as Project No. 060, being part of an entire tract of property situate in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 31, T. 1 S. R. 4 E., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning at the Northwest corner of said entire tract, which point is 995.80 ft. south and 1439.75 ft. east from the Northwest corner of said Section 31; thence East 53.00 ft. along the north boundary line of said entire tract to a point 63.00 ft. perpendicularly distant easterly from the centerline of said project; thence S. $0^{\circ}13'$ E. 124.45 ft. along a line parallel to said centerline, to the south boundary line of said entire tract; thence West 53.00 ft. along said south boundary line to Southwest corner of said entire tract; thence N. $0^{\circ}13'$ W. 124.45 ft. along the westerly boundary line of said entire tract to the point of beginning. The above described parcel of land contains 0.151 acre of which 0.094 acre is now occupied by the existing highway. Balance 0.057 acre.

(Note: Rotate the above bearings $0^{\circ}00'57''$ clockwise to equal highway bearings.)

Parcel No. 060:25:E

A temporary easement, upon part of an entire tract of property in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 31, T. 1 S., R. 4 E., S.L.B.&M., in Summit County, Utah for the purpose of constructing thereon a drainage facility and appurtenant parts thereof incident to the widening of State Route 224 known as Project No. 060. The boundaries of said part of an entire tract are described as follows:

Beginning at the Northeast corner of said entire tract, which point is 1009.43 ft. south and 1585.80 ft. east from the Northwest corner of said Section 31; thence S. $0^{\circ}13'$ E. 15.82 ft.; thence N. $80^{\circ}13'$ W. 89.86 ft.; thence S. $54^{\circ}47'$ W. 34.78 ft. to the easterly right-of-way line of said project; thence N. $0^{\circ}13'$ W. 20 ft. along said easterly right-of-way line; thence N. $54^{\circ}47'$ E. 1.05 ft.; thence East 116.13 ft. to the point of beginning. The above described part of an entire tract contains 1045 square feet in area or 0.024 acre.

(Note: Rotate the above bearings $0^{\circ}00'57''$ clockwise to equal highway bearings.)

This easement shall expire upon completion of the construction of said project.

State of Utah } ss DATED this 27 day of April, 1993.
County of Summit }

I, Douglas R. Geary, Clerk of Summit County and District and Circuit Courts for Summit County do hereby certify that the foregoing is a full, true and correct copy.

FONI Order of Commisioner SUMMIT DISTRICT COURT
in the matter entitled STATE v. S. YUDE
and the same appears of record and upon file in my office.
WITNESS WHEREOF I have hereunto set my hand and affixed my seal this 27 day of April, 1993.

00379313 Bk0725 Pg0728