

4751665

H. CRAIG HALL (#1307)  
Attorney for Plaintiff  
5025 South State Street  
P. O. Box 7520  
Murray, UT 84107  
Telephone: (801) 264-2640

MAR 19 9 17 AM '89  
DISTRICT COURT  
BY *H. Craig Hall*  
DEPUTY CLERK

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

MURRAY CITY CORPORATION,  
a municipal corporation,

Plaintiff,

vs.

LEWIS GAIL DESPAIN,  
BRUCE ELBERT DESPAIN,  
RICHARD RIEGO DESPAIN, and  
MICHAEL JOHN DESPAIN,

Defendants.

FINAL ORDER OF CONDEMNATION

Civil No. C82-542

*Wilkinson*

The above-entitled matter came before the Court, stipulation of the parties was entered, judgment has been entered in favor of the defendants and against the plaintiff, the defendants having heretofore executed their satisfaction of judgment through their attorney, E. Barney Gesas, which satisfaction is by reference incorporated herein and made a part hereof at this time, and it appearing to the Court that said judgment is in all respects fully paid and satisfied and the plaintiff is entitled to final order of condemnation in this matter;

NOW, THEREFORE, upon motion of H. Craig Hall, attorney for plaintiff, and good cause appearing therefor,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

BOOK 6113 PAGE 1380

1. Plaintiff, Murray City Corporation, shall have and is hereby granted a judgment for the condemnation of real property for a perpetual easement to construct, reconstruct, operate, repair, replace and maintain utilities and appurtenant structures on, over, across, and through a strip of land thirty feet wide, lying fifteen feet on each side of and parallel and adjacent to the below described centerline located in Salt Lake County, State of Utah and more fully described as follows:

The easement referred to lies in those portions of Defendants' land situated in Section 1, Township 3 South, Range 1 East, Salt Lake Base and Meridian, and the centerline of said easement traverses said land in the following manner:

BEGINNING at a point in the Southwest quarter of the Southwest quarter of Section 1, 569.1 feet East and 494.10 feet North 10°08'30" East from the Southwest corner of Section 1 and running thence South 79°51'30" East 100.00 feet, containing 0.07 acres, more or less.

2. Said property is condemned to be used for a public purpose.

3. Plaintiff is from this time forward to be the legal owner of said property and the defendants will not have any interest of any kind whatsoever in and to said easements described above which are inconsistent with the purposes of said easements.

4. The County Recorder of Salt Lake County shall record a copy of this judgment and the property described herein shall vest in Murray City Corporation for the purpose herein specified.

DONE IN OPEN COURT this 22 day of March, 1989.

I CERTIFY THAT THIS IS A TRUE COPY OF AN ORIGINAL DOCUMENT ON FILE IN THE THIRD DISTRICT COURT, SALT LAKE COUNTY, STATE OF UTAH.

DATE: March 29, 1989  
[Signature]  
DEPUTY COURT CLERK

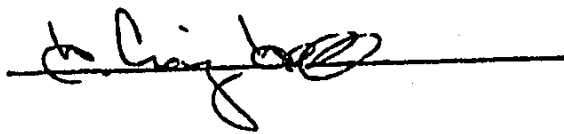
BY THE COURT

[Signature]  
DISTRICT JUDGE

BOOK 6113 PAGE 1381

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing was served upon the defendant by mailing the same, postage prepaid, this 29<sup>th</sup> day of March, 1989, to E. Barney Gesas, Attorney for Defendants, 310 South Main Street, 12th Floor, Salt Lake City, Utah 84101.



*NO Fee*

475 1665  
29 MARCH 89 09:45 AM  
KATIE L. DIXON  
RECORDER, SALT LAKE COUNTY, UTAH  
MURRAY CITY  
REC BY: D DANGERFIELD , DEPUTY

BOOK 6113 PAGE 1382