

### **SURVEYOR'S CERTIFICATE:**

JEREMY MATHEWS, A PROFESSIONAL LAND SURVEYOR HOLDING LICENSE NUMBER 13790959, IN ACCORDANCE WITH THE LAWS OF THE STATE OF UTAH, AND IN ACCORDANCE WITH TITLE 58, CHAPTER 22, PROFESSIONAL ENGINEERS AND PROFESSIONAL LAND SURVEYOR'S LICENSING ACT, HAVE COMPLETED A SURVEY OF THE CONTROL LINE DESCRIBED HEREON IN ACCORDANCE WITH SECTION 17-23-17 AND HAVE VERIFIED ALL MEASUREMENTS AND PLACED MONUMENTS ON THE GROUND AS REPRESENTED HEREON.

I, STEPHEN COLLIER, PLS, DO HEREBY CERTIFY THAT I AM A DEPUTY SURVEYOR OF THE WEBER COUNTY RECORDER/SURVEYOR'S OFFICE, STATE OF UTAH, AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH AND THAT A SURVEY OF THE HIGHWAY CONTROL LINE HAS BEEN MADE UNDER THE DIRECTION OF THE WEBER COUNTY RECORDER/SURVEYOR AS SHOWN AND DESCRIBED HEREON.



THE PURPOSE OF THIS SURVEY WAS TO DETERMINE A CONTROL LINE FOR THE EXISTING HIGHWAY. THE BASIS OF BEARING IS NORTH 89°24'06" WEST A DISTANCE OF 5293.87 FEET AS MEASURED BETWEEN A BRASS CAP MONUMENT MARKING THE SOUTHEAST CORNER OF SECTION 16 AND A BRASS CAP MONUMENT MARKING THE SOUTHWEST CORNER OF SECTION 16, SALT LAKE BASE AND MERIDIAN. THE COORDINATE SYSTEM FOR THIS PROJECT IS UTAH STATE PLANE GRID NORTH, PROJECTED TO GROUND WITH THE FOCAL POINT AT (0.0) USING A

THE GENERAL CHARACTER OF 900 SOUTH STREET THROUGH SECTION 16 IS SHOWN IN THE 1899 GOVERNMEN LOT SURVEY OF SAID SECTION BY WASHINGTON JENKINS RECORDED IN BOOK 6 PAGE 72 OF THE WEBER  $\parallel$  COUNTY RECORDER'S OFFICE. IT SHOULD FIRST BE NOTED THAT THE WIDTH OF 900 SOUTH STREET ISN'T DIMENSIONED ON SAID PLAT AND THAT THE TITLE LINE WHICH RUNS ALONG 900 SOUTH STREET ISN'T SPECIFICALLY CALLED OUT AS THE STREET CENTERLINE. THIS DISTINCTION IS MADE MORE OBVIOUS BY COMPARING THE FINAL GOVERNMENT LOT SURVEY OF SECTION 16 WITH JENKINS' ACTUAL FIELD NOTES OF EXISTING CONDITIONS FROM BEFORE SAID LOT SURVEY (JENKINS PLAT BOOK PAGE 116). THE EXACT DATE OF SAID PLAT BOOK PAGE 116 IS NOT KNOWN, HOWEVER IT REFERENCES FIELD WORK CIRCA 1893-1898 (SEE JENKINS FIELD BOOK M PAGE 62B). IT IS KNOWN THAT JENKINS DID EXTENSIVE SURVEY WORK IN THIS SECTION AS EARLY AS 1885 FROM HIS OWN TERRITORIAL ROAD SURVEY OF 900 SOUTH STREET. ON PLAT BOOK PAGE 116, JENKINS SHOWS THE RELATIONSHIP OF LOT LINES WITH RIGHT-OF-WAY FENCES IN MORE DETAIL AND I CAN BE SEEN THAT THE LOT LINES DO NOT MATCH THE CENTER OF THE PHYSICAL ROAD (MOST OBVIOUS ALONG 400 SOUTH STREET). THERE ARE CLEAR DIFFERENCES BETWEEN JENKIN'S PLAT BOOK PAGE 116 AND THE RECORDED SURVEY OF SECTION 16 IN BOOK 6 PAGE 72. FOR EXAMPLE, THE LENGTHS OF LOT LINES BETWEEN 900 SOUTH STREET AND THE SOUTH LINE OF SECTION 16 ARE LONGER BY SEVERAL FEET IN MANY PLACES AS SHOWN ON THE OFFICIAL SURVEY, THAN THEY ARE AS SHOWN ON PLAT BOOK PAGE 116. JENKINS WRITES, "...NEAR CENTER OF STREET..." INDICATING A DISTINCT DIFFERENCE BETWEEN THE TWO. THE RECORD BEARING GIVEN FOR SAID SEGMENT OF 900 SOUTH STREET (S 87°50' W) IS THE SAME ON BOTH SURVEYS HOWEVER DIFFERENCES IN LOT LINE LENGTH, CAUSES A NORTH/SOUTH DISCREPANCY BETWEEN THE TWO SURVEYS BY SEVERAL FEET. ALSO NOTE THAT IN THE OFFICIAL GOVERNMENT LOT SURVEY OF SECTION 16 JENKINS DOES NOT SHOW A CENTERLINE FOR THE "ROAD" PARCEL BETWEEN LOTS 31 & 30 NOR DOES HE SHOW A CENTERLINE ALONG 3500 WEST STREET, ONLY THAT HE WRITES "ROAD ACROSS HERE". THIS DISCREPANCY IS LIKELY DUE TO A ROTATIONAL AMBIGUITY IN THE OFFICIAL GOVERNMENT LOT SURVEY OF SECTION 16 WHICH IS DISCUSSED WITH ADDITIONAL COMMENTARY IN THE NARRATIVE OF THE CONTROL LINE SURVEY OF 4100 WEST

THE CONTROL LINE OF 900 SOUTH STREET AS PROJECTED WESTERLY FROM THE CENTERLINE PER THREE SUBDIVISIONS (CELESTE HADLEY ASHMENT, JEANA'S DREAM & HANCOCK HAVEN NO.1), FALLS 3.41' SOUTHERLY OF WHERE THE CONTROL LINE OF 900 SOUTH STREET INTERSECTS 4100 WEST STREET FROM THE WEST. THE CHARACTER OF IMPROVEMENTS BY ADJOINERS ON THE GROUND EXTREMELY WELL. IT WAS PLACED HEREON II RELIANCE ON THE PHYSICAL EVIDENCE OF SAID ROAD LOCATION. AS THE TWO PROJECTED CONTROL LINES O 900 SOUTH STREET APPROACH EACH OTHER AT THE INTERSECTION OF 4100 WEST STREET. THIS "DISCONNECT IN THE NORTH/SOUTH POSITION OF 900 SOUTH STREET BECOMES MORE OBVIOUS. THE DEPICTION HEREON OF SAID 1940 ROAD DESCRIPTION HAS BEEN SHOWN EXCLUDING THOSE PORTIONS THAT FALL WITHIN GOVERNMENT LOTS 19 & 20 BECAUSE THE GRANTOR OF SAID DESCRIPTION (PETER AND JOSEPHINE RAUZI COULD NOT BE FOUND IN THE CHAIN OF TITLE TO THOSE LOTS PRIOR TO 1940. SIMILARLY, IT IS ALSO SHOWN OMITTING THOSE PORTIONS WHICH FALL WITHIN SECTIONS 17 & 20 BECAUSE THE GRANTOR COULD NOT BE FOUND IN THOSE TITLE HISTORIES AT THE CORRECT TIME. ALTHOUGH PETER RAUZI DOES SHOW UP IN THE CHAIN OF TITLE TO THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 20, IT IS NOT UNTIL 1941 (SEE BOOK 141 PAGE 134) WHICH IS AFTER HE GRANTED THIS PORTION OF HIGHWAY TO WEBER COUNTY

IN DETERMINING THIS CONTROL LINE, IT IS DESIRABLE BUT NOT ALWAYS POSSIBLE FOR THE CONTROL LINE TO COINCIDE WITH THE HIGHWAY CENTERLINE. IN MANY AREAS THESE LINES CAN BE SEEN TO COINCIDE, BUT INCONSISTENCIES BETWEEN VARIOUS ALREADY DEDICATED PORTIONS OF RIGHT-OF-WAY (LIKELY A RESULT OF THE ROTATION PROBLEM OUTLINED ABOVE) NECESSITATE THE ALIGNMENT OF SOME CONTROL LINE SEGMENTS THAT MAY DIFFER IN SELECT AREAS (EXAMPLES INCLUDE WHERE 900 SOUTH STREET INTERSECTS WITH 4100 WEST STREET, AS WELL AS THE AREA IMMEDIATELY WEST OF THE HOOPER IRRIGATION COMPANY CANAL BECAUSE THE OFFICIAL GOVERNMENT LOT SURVEY OF SECTION 16 SHOWS A BEARING BREAK WITHIN 900 SOUTH STREET NEAR THE SOUTHEAST CORNER OF LOT 22 (WHERE IT CROSSES THE HOOPER IRRIGATION COMPANY CANAL), ONE MIGHT EXPECT THE DEDICATED HIGHWAY CENTERLINE TO MIRROR THIS WITH A BEARING BREAK AT THE SAME LOCATION. HOWEVER, A PROJECTION OF THE EXISTING CENTERLINE FROM THREE SUBDIVISIONS ON THE EAST SIDE OF THE CANAL (FARR LAND, KAREN ACRES, AND RIVERBEND FARMS PHASE 1 SUBDIVISIONS) INTERSECTS WITH THE PROJECTION OF THE EXISTING CENTERLINE FROM THREE OTHER SUBDIVISIONS ON THE WEST SIDE OF THE CANAL (HANCOCK HAVEN NO. 1, JEANA'S DREAM, AND CELESTE HADLEY ASHMENT SUBDIVISIONS) AT A POINT 213.41 FEET WESTERLY OF SAID RECORD BEARING BREAK. NOTE THAT ALTHOUGH THE CENTERLINE FROM THE FARR LAND SUBDIVISION FALLS SOUTHERLY OF THE CONTROL LINE PER THIS SURVEY. THE PORTION OF ROADWAY IT ABUTS WAS DEEDED TO WEBER COUNTY (ENTRY #1140948) AND APPEARS TO HAVE BEEN CREATED CONCURRENTLY (ACTUALLY BOTH THE SUBDIVISION AND DEED WERE RECORDED THE SAME DAY OF MAY 28, 1991) AND THEREFORE THE CONTROL LINE SHOWN HEREON REFLECTS THE RESULT OF BOTH. THE INTERSECTION OF THESE CENTERLINES DOES NOT MATCH THE HIGHWAY CENTERLINE PER KIM AND JOSH ESTATES SUBDIVISION (NEARER SAID BEARING BREAK), BUT DOES BETTER MATCH THE PHYSICAL CENTERLINE BETWEEN RIGHT-OF-WAY FENCES (SEE MAP PAGE 2A WHERE FENCES ON BOTH NORTH AND SOUTH SIDES OF THIS CONTROL LINE ARE 31.58 FEET AND 31.55 FEET

# 900 SOUTH STREET CONTROL LINE SURVEY

LOCATED IN THE SOUTHEAST QUARTER OF SECTION 17, THE NORTHEAST QUARTER OF SECTION 20, AND THE

FIELD WORK BY: B. BADLEY D. WATERS D. QUINTANA				DRAWN BY: J. MATHEWS	
CHECKED BY: B. RAHIMZADEGAN				SHEET NUMBER:	1/2
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REVISIONS					
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### (NARRATIVE CONTINUED):

NEAR THE EASTERLY END OF 900 SOUTH STREET, WEBER COUNTY ACQUIRED TITLE TO A PORTION OF THIS HIGHWAY IN 1991 BY A QUIT CLAIM DEED FROM LOWELL G. FARR ET. AL, (ENTRY #1140948). THE SOUTH LINE OF SAID ROADWAY DESCRIPTION FOLLOWS ALONG THE NORTH LINE OF FARR LAND SUBDIVISION AND GIVEN THAT IT WOULD ALSO BE BOUNDED ON THE NORTH BY THE NORTH LINE OF GOVERNMENT LOT 27, IT HAS BEEN SHOWN HEREON OMITTING THAT PORTION (AN APPROXIMATELY 0.81' TO 1.15' WIDE STRIP) WHICH WOULD OVERLAP BOTH THE KAREN ACRES SUBDIVISION AND THE RIVERBEND FARMS PHASE 1 SUBDIVISION WHOSE SOUTH LINES ARE THE SOUTH LINES OF GOVERNMENT LOTS 25 AND 24 RESPECTIVELY (SEE NARRATIVES OF THOSE SUBDIVISIONS). THIS NARROWS THE DEEDED ROADWAY IN THIS AREA SLIGHTLY.

## AS SURVEYED CONTROL LINE DESCRIPTION

PART OF THE SOUTHEAST AND SOUTHWEST QUARTERS OF SECTION 16, AND PART OF THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: DESCRIPTION OF A PUBLIC HIGHWAY LEADING EASTERLY FROM 4300 WEST STREET TO 3500 WEST STREET. BASIS OF BEARING IS NORTH 89°24'06" WEST 5293.87 FEET FROM THE SOUTHEAST CORNER OF SECTION 16 TO THE SOUTHWEST CORNER OF SAID SECTION 16. THE CONTROL LINE FOR SAID HIGHWAY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE CENTERLINE OF 900 SOUTH STREET, AT STATION 01+00.00, SAID POINT BEING NORTH 87°06'25" WEST A DISTANCE OF 192.29 FEET FROM THE 2022 WEBER COUNTY BRASS CAP MONUMENT AT THE SOUTHWEST CORNER OF SECTION 16, TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN; RUNNING THENCE NORTHEASTERLY, ALONG THE ARC OF A 716.19 FOOT RADIUS CURVE TO THE LEFT A DISTANCE OF 277.29 FEET (CENTRAL ANGLE IS 22°11'00" AND LONG CHORD BEARS NORTH 79°25'50" EAST A DISTANCE OF 275.56 FEET); THENCE NORTH 68°20'21" EAST (N 67°48' E) A DISTANCE OF 458.58 FEET; THENCE ALONG THE ARC OF A 716.19 FOOT RADIUS CURVE TO THE RIGHT A DISTANCE OF 254.38 FEET (CENTRAL ANGLE IS 20°21'01" AND LONG CHORD BEARS NORTH 78°30'51" EAST A DISTANCE OF 253.05 FEET); THENCE NORTH 88°41'23" EAST A DISTANCE OF 635.90 FEET TO THE CONTROL LINE OF 4100 WEST STREET; THENCE ALONG THE CONTROL LINE OF 4100 WEST STREET SOUTH 03°40'54" WEST A DISTANCE OF 3.41 FEET TO A WEBER COUNTY BRASS CAP MONUMENT AT STATION 17+29.56 (SAID BRASS CAP MONUMENT BEING IN THE INTERSECTION OF 900 SOUTH STREET AND 4100 WEST STREET); THENCE LEAVING THE CONTROL LINE OF 4100 WEST STREET NORTH 88°16'32" EAST A DISTANCE OF 1364.62 FEET TO STATION 30+94.18; THENCE NORTH 89°07'17" EAST (N 89°07'36" E) A DISTANCE OF 1563.76 FEET TO A WEBER COUNTY BRASS CAP MONUMENT AT STATION 46+57.94 (SAID BRASS CAP MONUMENT BEING IN THE INTERSECTION OF 900 SOUTH STREET AND 3600 WEST STREET); THENCE NORTH 89°07'17" EAST (N 89°07'36" E) A DISTANCE OF 541.31 FEET TO THE POINT OF TERMINUS AT STATION 51+99.25. SAID POINT OF TERMINUS BEARS NORTH 46°06'28" WEST A DISTANCE OF 605.34 FEET FROM THE SOUTHEAST CORNER OF SECTION 16. THE TOTAL LENGTH OF THE ABOVE DESCRIBED CONTROL LINE BEING 5099.25 FEET.

#### GENERAL NOTES

- 1. NO EASEMENTS ARE ADDRESSED BY THIS MAP.
- 2. THIS MAP IS NOT PROOF OF OWNERSHIP.
- 3. THIS MAP MAKES NO ASSUMPTIONS AS TO ANY UNWRITTEN RIGHTS THAT MAY EXIST BY AND BETWEEN THE ADJOINING LANDOWNERS.
- 4. COURSES AND DISTANCES SHOWN ON THIS MAP ARE MEASURED DIMENSIONS TAKEN FROM ACTUAL FIELD MEASUREMENTS, UNLESS CONTAINED WITHIN PARENTHESIS, INDICATING A RECORD COURSE OR DISTANCE. RECORD INFORMATION IS TAKEN FROM MAPS, PLATS, DEEDS OF RECORD, OR OTHER SOURCES OF RECORD INFORMATION.
- 5. NO ABSTRACT OF TITLE, OR COMMITMENT FOR TITLE INSURANCE AS OBTAINED OR REVIEWED DURING THE PROCESS OF THIS SURVEY. THERE MAY EXIST OTHER DOCUMENTS OF RECORD THAT MAY AFFECT THE SUBJECT PROPERTY'S QUALITY OF TITLE.
- 6. ABUTTING DEEDS ARE SHOWN FOR REFERENCE ONLY AND WERE NOT SURVEYED.
- THAT FUTURE DEDICATIONS CREATE A CONSISTENT AND CONTINUOUS CENTERLINE. THE CONTROL LINE SHOWN HEREON MAY NOT REFLECT THE DESIRED FUTURE CENTERLINE. DEVELOPERS SHOULD CONSULT WEBER COUNTY ENGINEERING TO OBTAIN A CENTERLINE AS A DIRECTION FOR RIGHT-OF-WAY DEDICATIONS.

7. THIS SURVEY IS MEANT TO BE AN AID TO FUTURE DEVELOPERS OF PROPERTY ALONG THE HIGHWAY SO

8. BUILDINGS, DITCHES, PONDS, CANALS, AND WATERWAYS SHOWN HEREON HAVE BEEN ROUGHLY SKETCHED USING AERIAL IMAGERY AND ARE APPROXIMATIONS FOR REFERENCE ONLY.

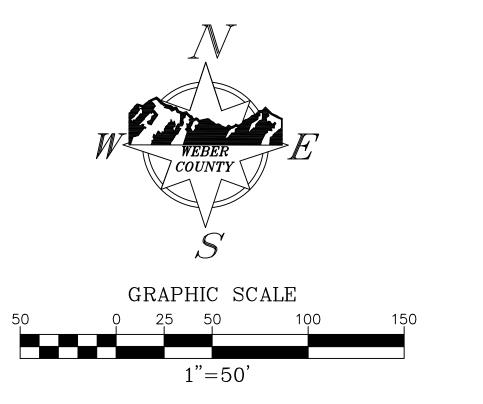
### RIGHT OF WAY ANALYSIS OF 900 SOUTH STREET

THE FOLLOWING IS A RIGHT-OF-WAY ANALYSIS OF AREAS NOT OTHERWISE DESCRIBED BY SUBDIVISION DEDICATION OR BY A DEED TO THE PUBLIC FOR ROAD PURPOSES.

THE MAJORITY OF 900 SOUTH STREET LACKS SUFFICIENT DEFINITION FROM RIGHT-OF-WAY FENCES. THIS ROAD WAS DESCRIBED IN 1885 BY WASHINGTON JENKINS AS A TERRITORIAL RIGHT-OF-WAY HAVING A FULL WIDTH OF 66.0 FEET (WEBER COUNTY TERRITORIAL PROBATE COURT RECORD FROM COUNTY COMMISSION BOOK C PAGE 382 #46 ). MOST USES OF THIS ROAD SEEMS TO HAVE HONORED THE WRITTEN RECORD. WHAT FEW SEGMENTS OF RIGHT-OF-WAY FENCE STILL EXIST FALL VERY CLOSE TO (LESS THAN 1.5 FEET FROM) SAID RECORD WIDTH. THE BEST EXAMPLES BEING PARCELS #15-046-0030, #15-045-0033. CONSIDERING THE ABOVE REFERENCED EVIDENCE AND ANALYSIS, IT IS THE PROFESSIONAL OPINION OF THE SURVEYOR AT THIS TIME THAT 900 SOUTH STREET HAS BECOME A DEDICATED PUBLIC HIGHWAY BY VIRTUE OF ITS CONTINUOUS USE AS A PUBLIC THOROUGHFARE OVER A LONG PERIOD OF TIME. RECOGNIZING THAT THE FULL WIDTH OF A DEDICATED PUBLIC HIGHWAY RIGHT-OF-WAY CAN ONLY BE DETERMINED BY THE COURT, A MAXIMUM RIGHT OF WAY WIDTH THAT WOULD BE BINDING UPON ALL UN-AGREEABLE PARTIES WOULD NEED TO COME FROM A JUDICIAL DECREE. HOWEVER, IT IS THE PROFESSIONAL OPINION OF THE SURVEYOR AT THIS TIME, THAT THE EVIDENCE SUGGESTS THAT A MINIMUM OF WHAT IS REASONABLE AND NECESSARY FOR THE USES WHICH HAVE BEEN MADE OF THIS PUBLIC HIGHWAY IS 66.0 FEET.

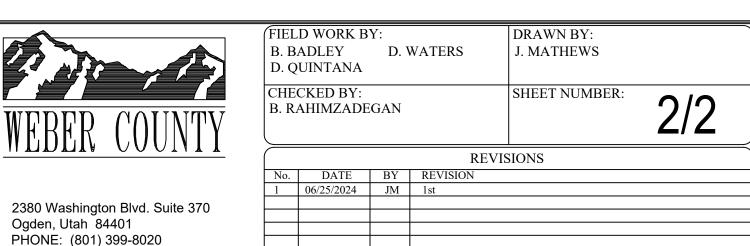
# RESOURCES

- THE FOLLOWING IS A LIST OF RESOURCES USED IN PREPARING THIS SURVEY:
- 1. SUBDIVISION PLATS AND RECORDS OF SURVEY ON FILE IN THE WEBER COUNTY RECORDER/SURVEYOR'S
- 2. AERIAL IMAGERY OF THE ROAD ON FILE IN THE WEBER COUNTY RECORDER/SURVEYOR'S OFFICE
- 3. DEEDS FOR ABUTTING PROPERTIES
- 4. 1899 GOVERNMENT LOT SURVEY OF SECTION 16 (BOOK 6 PAGE 72)
- 5. SURVEY OF SECTION 16, TOWNSHIP 6 NORTH, RANGE 2 WEST BY WASHINGTON JENKINS (JENKINS PLAT BOOK PAGES 116 & 142) AND ASSOCIATED FIELD NOTES.
- 6. 1885 TERRITORIAL ROAD DESCRIPTION FROM WEBER COUNTY COMMISSION BOOK C PAGE 382 DESCRIPTION #46.



# 900 SOUTH STREET CONTROL LINE SURVEY

LOCATED IN THE SOUTHEAST QUARTER OF SECTION 17, THE NORTHEAST QUARTER OF SECTION 20, AND THE SOUTHWEST & SOUTHEAST QUARTERS OF SECTION 16, TOWNSHIP 6 NORTH, RANGE 2 WEST, S.L.B. & M.



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