

The Order of the Court is stated below:

Dated: December 08, 2025 /s/ JILL M. POHLMAN
08:09:48 AM Justice



IN THE SUPREME COURT OF THE STATE OF UTAH

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UTAH DEPARTMENT OF
TRANSPORTATION,
Petitioner,
v.
BOGGESS-DRAPER COMPANY LLC,
DRAPER CITY, and SOUTH JORDAN
CITY,
Respondents.

ORDER

Supreme Court Case No. 20250746-SC

Court of Appeals Case No. 20220875-
CA

Trial Court Case No. 090921179

This matter is before the court upon a Petition for Writ of Certiorari filed on July 2, 2025.

The Petition for Writ of Certiorari is granted as to the following issue:

Whether the distinction between special and general benefits drawn in *Hempstead v. Salt Lake City*, 90 P. 397 (Utah 1907), has been superseded or abandoned, and whether the Utah Court of Appeals erred in relying on *Hempstead* and in concluding that evidence of certain benefits conferred by Petitioner's project was inadmissible because those benefits were properly classified as general.

A briefing schedule will be established hereafter. The parties must comply with the briefing schedule upon its issuance. Requests for extension are disfavored but may be granted for good cause.

End of Order - Signature at the Top of the First Page