

CORRECTED GRANT OF EASEMENT

This **CORRECTED GRANT OF EASEMENT** is made and entered into this the 6th day of November, 2018, by and between **CHARLES SKEENS and LINDA SKEENS, husband and wife**, 159 Riviera Road, Lexington, Kentucky 40509 and **ANGELA SUE SKEENS, a single person**, 159 Riviera Road, Lexington, Kentucky 40509, which is the in-care of tax mailing address for the current year ("Grantors"), and **LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT**, 200 East Main Street, Lexington, Kentucky 40507, ("Grantee").

WITNESSETH:

WHEREAS, the deed of easement dated the 9th day of October, 2018, of record in **Deed Book 3621, Page 77**, in the office of the Fayette County Clerk, contained an error regarding the terms of the construction project expiry date on page 2; and

WHEREAS, it is the desire of all parties thereto to correct the error contained in the original deed and to enter into this Deed of Correction, so as to strike the handwritten language on page 2 and add corrected language that the temporary construction easement will expire one (1) year from commencement of the project.

NOW THEREFORE, for and in consideration of the sum stated in the original deed of easement, said Grantors have **BARGAINED** and **SOLD** and do hereby **GIVE, GRANT** and **CONVEY** unto the Grantee, its successors and assigns, temporary right to excavate, grade, install, construct, alter, inspect, maintain, re-grade and perform related work for the purpose of construction, improvement, and replacement of a storm water

Return to:
Charles E. Edwards III
LFUCG, Dept. of Law, 11th Floor
200 East Main Street
Lexington, KY 40507

(CF)

0157

4

culvert through and across the following tract of land located in the confines of Lexington, Fayette County, Kentucky, and more particularly described as follows, to wit:

Temporary Construction Easement
(a portion of 159 Riviera Road)
Riviera Road Culvert
Replacement Project

Commencing at the southeast corner of Charlie & Linda Skeens and Angela Sue Skeens (DB 3464, PG 297) being Lot 4, as shown on the Plat of Avon Estates, PC C, Slide 570, Fayette County, Lexington, KY, a common corner with J. E. & Wavelyn P. Lakes (DB 1057, PG 238) and in the North right-of-way line of Riviera Road; thence with the right-of-way line North 89°16'15" W, a distance of 10.00 feet to a point being the True Point of Beginning of the Temporary Construction Easement, said point being in the west edge of an existing Permanent Easement; thence North 89°16'15" W (L1) a distance of 15.00 feet to a point; thence leaving the right-of-way line North 01°38'52" East (L2) a distance of 30.00 feet to a point; thence South 89°16'15" East (L3) a distance of 15.00 feet to a point, said point being on the existing Permanent Easement line; thence with the existing Permanent Easement line South 01°38'52" West (L4) a distance of 30.00 feet to the POINT OF BEGINNING; and

The above described parcel contains 450.06 sq. ft. or 0.010 Acres of temporary construction easement; and

Being a portion of the property conveyed to Charles Skeens and Linda Skeens, husband and wife and Angela Sue Skeens, a single person, by deed dated January 18, 2017, of record in Deed Book 3464, Page 297, in the Fayette County Clerk's Office.

TO HAVE AND TO HOLD said easement together with all rights, appurtenances, and improvements thereunto belonging unto said Grantee, its successors and assigns, for the purposes and uses herein designated.

The above-described temporary construction easement runs with the land for the duration of the improvement project and is binding upon the successors and assigns of

the Grantors. The temporary construction easement shall take effect upon the commencement of construction of the project and will expire upon the earlier of one (1) year from the date stated above or upon the completion of the project.

Grantors do hereby release and relinquish unto the Grantee, its successors and assigns forever, all of their right, title, and interest in and to the property to the extent of the interest conveyed herein, including all exemptions allowed by law, and do hereby covenant to and with the Grantee, its successors and assigns forever, that they are lawfully seized in fee simple of said property and have good right to sell and convey the same as herein done, and that they will **WARRANT GENERALLY** said title.

The obtaining of this easement was authorized by Resolution 528-2018, passed by the Lexington-Fayette Urban County Council on August 30, 2018. Pursuant to KRS 382.135(2)(a), this public utility easement is exempt from the requirements related to certificate of consideration. The conveyance is exempt from real estate transfer tax pursuant to KRS 142.050.

IN TESTIMONY WHEREOF, the Grantors have signed this Temporary Construction Easement, this the day and year first above written.

GRANTORS:

BY: 
CHARLES SKEENS

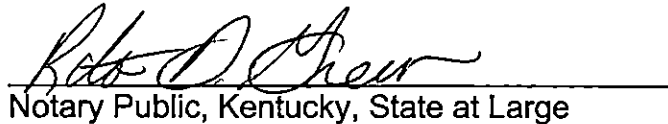
BY: 
LINDA SKEENS

BY: 
ANGELA SUE SKEENS


1

)

1



My Commission Expires: 12/4/2018



X:\Cases\ENGINEER\18-RE0646\RE\00631869.DOC

I, Donald W Blevins Jr, County Court Clerk
of Fayette County, Kentucky, hereby
certify that the foregoing instrument
has been duly recorded in my office.



By: MELISSA STELTER ,dc

201811080067

November 8, 2018 9:42:44 AM

Fees	\$20.00	Tax	\$.00
------	---------	-----	--------

Total Paid	\$20.00
------------	---------

THIS IS THE LAST PAGE OF THE DOCUMENT

5 Pages

321 - 325