

TEMPORARY CONSTRUCTION EASEMENT

This **TEMPORARY CONSTRUCTION EASEMENT** is made and entered into this the 5th day of February, 2018, by and between **LINDA WHITE**, 3569 Olympia Road, Lexington, Kentucky 40517, which is the in-care of tax mailing address for the current year ("Grantor"), and **LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT**, 200 East Main Street, Lexington, Kentucky 40507, ("Grantee").

WITNESSETH:

That for and in consideration of the sum of **THREE HUNDRED THREE DOLLARS AND 00/100 (\$303.00)**, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, said Grantor has **BARGAINED** and **SOLD** and does hereby **GIVE, GRANT** and **CONVEY** unto the Grantee, its successors and assigns, temporary right to excavate, grade, construct, alter, re-grade and perform related work for the purpose of sanitary sewer improvements and construction, installation and relocation through and across the following tract of land located in the confines of Lexington, Fayette County, Kentucky, depicted on the attached Exhibit "A", and more particularly described as follows, to wit:

Temporary Right-of-Way Construction Easement
West Hickman Trunk - Sewer Line D Project
(a portion of 3569 Olympia Road)

Beginning at a point 190.19 feet from the owner's Southeast property corner of Lot 30 of Southeastern Hills Subdivision as depicted in Plat Cabinet C, Slide 341 of the Fayette County Clerk's Records; thence with said southwestern property line North 82 Degrees 11 Minutes 43 Seconds West

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

DTC

a distance of 6.58 feet to a point on the stated parcels Northwest property line; thence North 34 Degrees 20 Minutes 25 Seconds East a distance of 27.76 feet; thence with a new severance line North 41 Degrees 43 Minutes 02 Seconds East for a distance of 88.11 feet to a point on the line of the stated parcels northeastern property line; thence with that line South 65 Degrees 11 Minutes 20 Seconds East a distance of 9.41 feet; thence with a new severance line South 41 Degrees 42 Minutes 37 Seconds West for a distance of 114.71 feet to the POINT OF BEGINNING.

The above described parcel contains 0.023 acres of temporary construction easement;

AND

Beginning at a point 164.88 feet from the owner's Southeast property corner of Lot 30 of Southeastern Hills Subdivision as depicted in Plat Cabinet C, Slide 341 of the Fayette County Clerk's Records; thence with said southwestern property line North 82 Degrees 11 Minutes 43 Seconds West a distance of 10.84 feet; thence with a new severance line North 41 Degrees 42 Minutes 37 Seconds East a distance of 110.29 feet to a point on the northeastern property line of the stated parcel; thence with that line South 65 Degrees 11 Minutes 20 Seconds East a distance of 9.41 feet; thence with a new severance line South 41 Degrees 42 Minutes 37 Seconds West a distance of 106.97 feet to the POINT OF BEGINNING.

The above described parcel contains 0.023 acres of temporary construction easement;

Being a portion of the property conveyed to Linda White by deed dated June 18, 2013, of record in Deed Book 3167, Page 498, 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 Grantor. The temporary construction easement shall take effect upon the commencement of construction of the project and will expire upon completion of the project.

Grantor does hereby release and relinquish unto the Grantee, its successors and assigns forever, all of her right, title, and interest in and to the property to the extent of the interest conveyed herein, including all exemptions allowed by law, and does hereby covenant to and with the Grantee, its successors and assigns forever, that she is lawfully seized in fee simple of said property and has good right to sell and convey the same as herein done, and that she will **WARRANT GENERALLY** said title.

The obtaining of this easement was authorized by Resolution 640-2018, passed by the Lexington-Fayette Urban County Council on October 25, 2018. Pursuant to KRS 382.135(2)(a), this temporary construction easement, which pertains to a public utility, need not contain a statement of consideration.

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

GRANTOR:


LINDA WHITE

P:\FUGG\16046-Trunk D Sewer\DWG\16046-Easement exhibits.dwg KEG 4/20/18

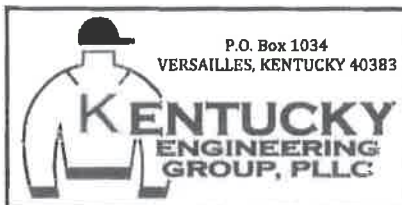
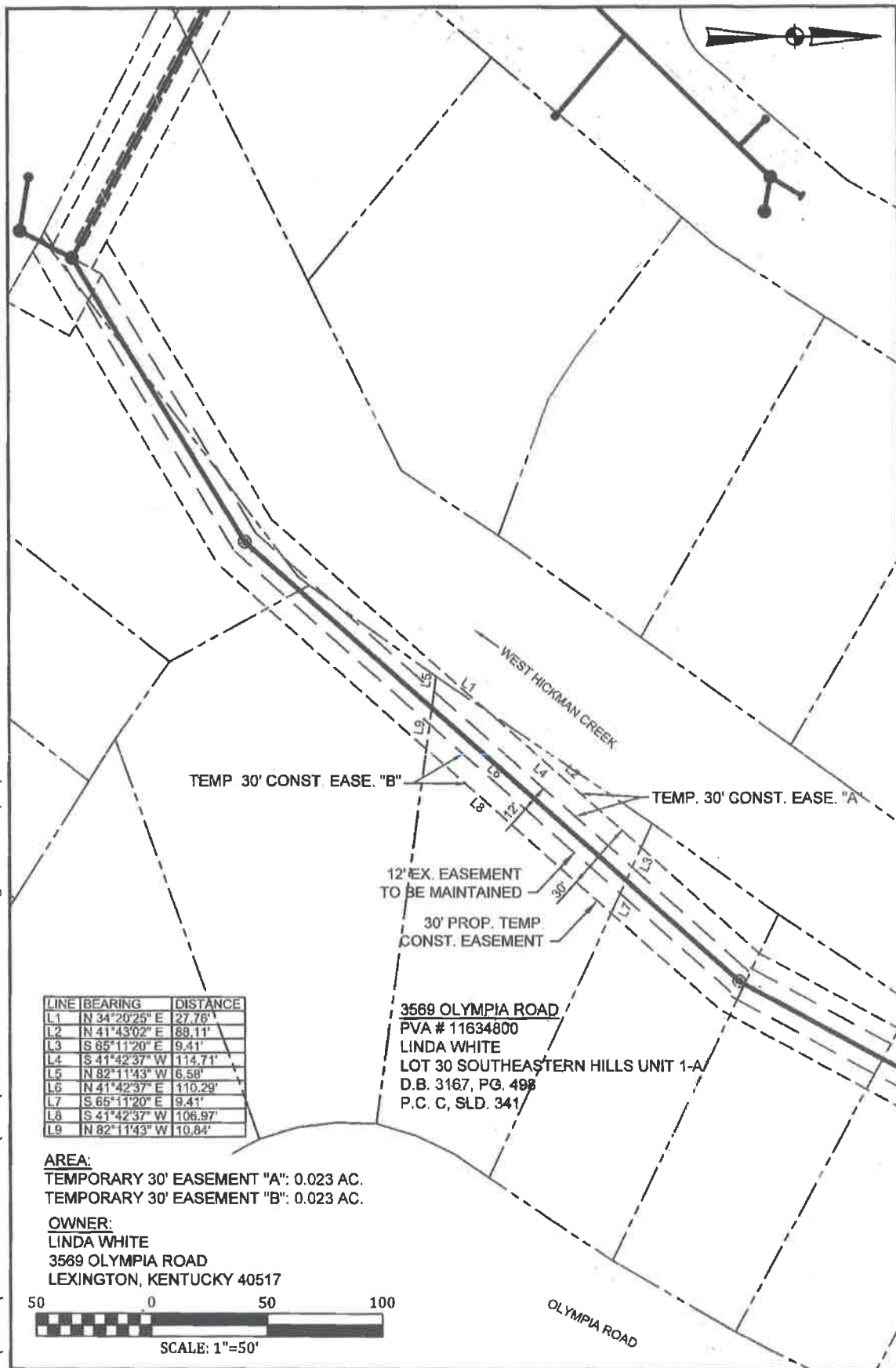


EXHIBIT SHOWING
 SANITARY SEWER EASEMENT
 TO BE ACQUIRED FROM
 LINDA WHITE
 3569 OLYMPIA ROAD
 LEXINGTON, KENTUCKY

Project No.
 16046
 Date
 MARCH 2018
 Dwg. No.
 Sheet

EXHIBIT

"A"

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: SHEA BROWN ,dc

201902080125

February 8, 2019

14:10:06 PM

| | | | |
|------|---------|-----|--------|
| Fees | \$23.00 | Tax | \$.00 |
|------|---------|-----|--------|

| | |
|------------|---------|
| Total Paid | \$23.00 |
|------------|---------|

THIS IS THE LAST PAGE OF THE DOCUMENT

6 Pages

288 - 293