

600 Quarrier Street
Charleston, West Virginia 25301

101 South Queen Street
Martinsburg, West Virginia 25401

7000 Hampton Center
Morgantown, West Virginia 26505

511 7th Street
Moundsville, West Virginia 26041

Charles W. Curry
Telephone — (859) 422-7536
Facsimile — (859) 259-2927



333 West Vine Street, Suite 1700
Lexington, Kentucky 40507
(859) 252-2202

www.bowlesrice.com

February 12, 2015

501 Avery Street
Parkersburg, West Virginia 26101

Southpointe Town Center
1800 Main Street, Suite 200
Canonsburg, Pennsylvania 15317

480 West Jubal Early Drive, Suite 130
Winchester, Virginia 22601

E-Mail Address:
ccurry@bowlesrice.com

Chester Hicks
Administrative Officer
Department of Environmental Quality & Public Works
200 East Main Street
Lexington, KY 40507

Re: Rejection of Dedication of Right-of-way
White Avenue and a portion of Richmond Avenue

Dear Mr. Hicks:

I represent National Station LLC, the owner of all B-4 parcels located at 949 National Avenue, 348 Richmond Avenue and 340 Richmond Avenue (orange highlighted in the exhibit), which abut the above described public streets. These addresses are generally located at the corner of National Avenue and Richmond Avenue and are marked on the attached Exhibit "A".

Our request is for you to initiate the process for the Lexington Fayette Urban County Government to permanently close White Street in its entirety (13,331.10 sq. ft.) and to permanently close that portion of Richmond Avenue (825.77 sq. ft.) from White Street to National Avenue (yellow highlighted in the exhibit). The legal description of these two tracts is on the attached exhibit. Larger versions of the exhibit will be furnished on request.

These public rights-of-way are not fully developed, serve only our client and are a burden to taxpayers. We believe that the closure would help facilitate an adaptive re-use of two existing buildings, contribute to the innovative redevelopment of underused property and allow for the introduction of an upgraded and multi-functional internal circulation pattern.

Should the Lexington Fayette Urban County Government support our request, our clients propose to acquire and assume all maintenance responsibilities associated with these two right-of-way tracts and consolidate them, with all other owned parcels zoned B-4, into the single lot located at 949 National Avenue and shown on the attached exhibit.

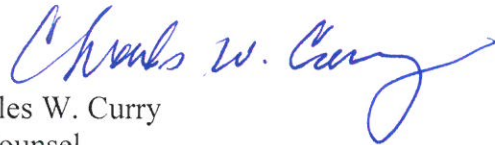
I am copying the various governmental divisions that are likely to review our request in order to expedite the process.

February 12, 2015

Page 2

Please feel free to contact me if you have any questions. Thank you for your assistance with this matter.

Sincerely,



Charles W. Curry
Of Counsel

CWC/mh

Cc: Jake Gibbs, 3rd District Council Representative
Bill Farmer, 5th district Council Representative
Kevin Atkins, Chief Development Officer
David Holmes, Commissioner of Environmental Quality and Public Works
Janet Graham, Commissioner of Law
Derek Paulson, Commissioner of Planning, Preservation and Development
Chris King, Division of Planning
Charles Martin, Division of Water Quality
Brad Frazier, Division of Engineering
Cpt. Greg Lengal, Fire Department
Robert Stack, Lexington Enhanced 911
Harold L. Elliott, Jr., Kentucky Utilities
Lezlie Allison, Windstream
Albert Miller, Division of Streets and Roads

