

TEMPORARY CONSTRUCTION EASEMENT

This **TEMPORARY CONSTRUCTION EASEMENT** is made and entered into this 10 day of July 2015, by and between **HOME PLACE-THE SAVANNA VIEW HOMEOWNERS ASSOCIATION, INC.**, a Kentucky non-profit corporation, 141 Prosperous Place, Suite 21-B, Lexington, Kentucky 40509, 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 THOUSAND FOUR HUNDRED SEVENTY-FIVE DOLLARS AND NO/100 (\$3,475.00)**, and other good and valuable consideration, 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 roadway improvements and construction, installation and relocation through and across the following tract of land located in the confines of Lexington, Fayette County, Kentucky, and more particularly described as follows based upon Lexington-Fayette Urban County Control Survey Monuments:

Temporary Construction Easement
(a portion of 3696 Polo Club Boulevard)

Polo Club Boulevard Road Improvement Project
(Deerhaven Lane to Todds Road)

Mail to:
Hon. Glenda Humphrey George
Department of Law, 11th Floor
200 East Main Street
Lexington, KY 40507

(CCF)

Being a tract of land lying in Fayette County along Polo Club Boulevard approximately 1900' north of the intersection of Polo Club Boulevard and Todds Road (KY 1927), and more particularly described as follows:

Beginning at a point in the existing right of way line of Polo Club Boulevard 70.00 feet left of Polo Club Boulevard station 516+72.85; thence with the south property line S 43°51'56" W a distance of 37.43' to a point 105.00 feet left of Polo Club Boulevard station 516+59.60; thence with the proposed easement line N 14°10'10" W a distance of 51.38' to a point 95.00 feet left of Polo Club Boulevard station 517+10.00; thence N 10°48'07" W a distance of 39.70' to a point in the north property line 85.00 feet left of Polo Club Boulevard station 517+48.42; thence with the north property line N 64°42'30" E a distance of 15.00' to a point in the existing Polo Club Boulevard right of way 70.00 feet left of Polo Club Boulevard station 517+48.39; thence with the existing right of way line of Polo Club Boulevard S 25°23'29" E a distance of 75.54' to the POINT OF BEGINNING.

The above described parcel contains 2,048.29 square feet (0.047 acres); and,

Being a portion of the same property conveyed to Home Place-The Savanna View Homeowners Association, Inc., a Kentucky non-profit corporation, by deed dated September 9, 2008, of record in Deed Book 2831, Page 387, in the Fayette County Clerk's Office.

TO HAVE AND TO HOLD said easement unto said Grantee, its successors and assigns, for the purposes and uses herein designated.

The above-described temporary construction easement will expire upon completion of the improvement project on this land, runs with the land for the duration of the improvement project on this land and is binding upon the successors and assigns of the Grantor.

Grantor does hereby release and relinquish unto the Grantee, its successors and assigns forever, that it is lawfully seized in fee simple of said property and has good

PREPARED BY:

Michael Keith Horn

Michael Keith Horn,
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Lexington-Fayette Urban
County Government
Department of Law, 11th Floor
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Lexington, Kentucky 40507
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Lexington-Fayette Urban County Government
DEPARTMENT OF LAW

Jim Gray
Mayor

Janet M. Graham
Commissioner

To: Meredith Nelson, Council Clerk
Council Clerk's Office

From: Department of Law

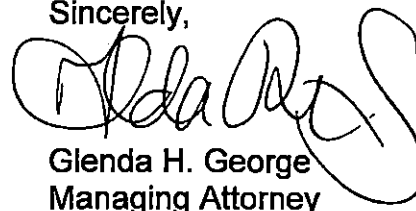
Date: July 16, 2015

Re: Temporary Construction Easement
3696 Polo Club Boulevard
(Polo Club Boulevard Road Improvement Project)
Deerhaven Lane to Todds Road

Enclosed is the original recorded Temporary Construction Easement for the above properties to the Urban County Government for the Polo Club Boulevard Road Improvement Project (Deerhaven Lane to Todds Road). Please file the easement with the authorizing legislation, Resolution No. 16-2015. Since this is a temporary easement only, there is no asset acquisition form.

If you have any questions, please let me know.

Sincerely,



Glenda H. George
Managing Attorney

Enclosure

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